

STATE OF NORTH DAKOTA

JOURNAL OF THE SENATE

of the

FIFTEENTH SESSION

of the

LEGISLATIVE ASSEMBLY

*Begun and held at the Capitol at Bismarck,
January 2 to March 2, 1917,
Inclusive*



BISMARCK, N. D.
TRIBUNE, STATE PRINTERS AND BINDERS
1917

OFFICERS AND MEMBERS
of the
SENATE OF NORTH DAKOTA
for the
FIFTEENTH LEGISLATIVE ASSEMBLY

1917

OFFICERS

Lieutenant Governor—A. T. Kraabel.
President Pro Tem—Henry McLean.
Secretary—W. J. Prater.
First Assistant Secretary—Walter F. Kelley.
Second Assistant Secretary—Geo. McClintock.
Desk Stenographer—C. H. Olsen.
Chaplains—Rev. Postlethwaite, Rev. Ott, Rev. Alfson, Rev.
Hutcheson, Rev. Jackson, Rev. Hirsch.
Sergeant-at-Arms—W. P. Mills.
Assistant Sergeants-at-Arms—Sigur Robertson, W. J. Mulloy.
Postmaster—C. J. Hanson.
Librarian—Iver Aacker.
Pay Roll Clerk—Mrs. S. A. Hogue.
Enrolling and Engrossing Clerk—Harry Dence.
Assistant Enrolling and Engrossing Clerk—Calvin Andrist.
Clerk, Appropriations Committee—J. W. Tanger.
Clerk, Educational Committee—A. O. Skarsten.
Clerk, Railroad Committee—Ray Dryden.
Clerk, State Affairs Committee—Geo. Eccles.
Clerk, Tax and Tax Laws Committee—I. R. Stout.
Clerk, Ways and Means Committee—Alfred Palda.
Clerk, Committee—Richard Hutchinson.
Clerk, Committee—O. T. Haakinson.
Clerk, Bill Room—Nels Sostrom.

OFFICERS

Clerk, Journal and Calendar—Harrison Brown.
Clerk, Assistant Journal and Calendar—Tyler Sprake.
Clerk, Assistant Journal—A. W. Luehrs.
Clerk, Mailing—H. N. Walker.
Clerk, Assistant Mailing—Irwin Neuteze.
Clerk, Assistant Mailing—Arthur Thorson.
Stenographers—Esther M. Darby, Mintie B. Bowe, Anna Eskre,
Mrs. T. H. Montgomery, Esther K. Lien, Luella Panne-
baker, Mrs. Andrew Erdahl.
Messenger—J. O. Quamme.
Messenger, Committee Rooms—M. D. Lathrop.
Messenger, Telephone—Ole Enge.
Attendant, Cloak Room—Harry Durkee.
Janitors—Andrew Baldzer, M. Skaarison.
Watchman—Geo. Fisher.
Watchman, Day—A. C. Miller.
Watchman, Night, at Committee Rooms—R. B. Martin.
Pages—Herbert Bartel, H. Baldwin, James Miesener, Sam
Andrews.

SENATE MEMBERS

Name.	County.	Postoffice.
1 Walter Welford.....	Pembina	Neche
2 J. A. Englund.....	Ward	Kenmare
3 Christ Levang.....	Walsh	Adams
4 P. J. Murphy.....	Walsh.....	Grafton
5 J. P. Hemmingsen:.....	Grand Forks.....	Shawnee
6 Nick N. Nelson.....	Grand Forks.....	Emerado
7 Albert Stenmo	Grand Forks.....	Grand Forks
8 John E. Paulson.....	Traill	Hillsboro
9 Gilbert W. Haggart.....	Cass	Fargo
10 H. J. Rowe.....	Cass	Casselton
11 Charles E. Drown.....	Cass	Page
12 Edward M. Nelson.....	Richland	Fairmount
13 Richard McCarten.....	Sargent	Cogswell
14 Charles O. Heckle.....	Ransom	Lisbon
15 Frank E. Ployhar.....	Barnes	Valley City
16 Charles Ellingson.....	Steele and Griggs.....	Sharon
17 C. I. Morkrid.....	Nelson	Petersburg
18 Henry McLean.....	Cavaller	Hannah
19 John W. Benson.....	Rolette	Rolette
20 A. J. Kirkeide.....	Benson	Churchs Ferry
21 Frank H. Hyland.....	Ramsey	Devils Lake
22 A. S. Gibbens.....	Towner	Towner
23 Thomas Pendray.....	Stutsman	Jamestown
24 C. H. Porter.....	LaMoure	LaMoure
25 William Zieman.....	Dickey	Oakes
26 H. W. Allen.....	Emmons and Kidder..	Braddock
27 Carol D. King.....	Burleigh	Menoken
28 L. P. Sandstrom.....	Bottineau	Bottineau
29 Thorwald Mostad.....	Ward	Minot
30 W. E. Martin.....	Morton	Mandan
31 M. L. McBride.....	Stark	Dickinson
32 T. N. Putnam.....	Eddy and Foster....	Carrington
33 James A. Wenstrom....	Wells	Dover
34 D. H. Hamilton.....	McHenry	Eckman
35 John A. Beck.....	Sheridan	McClusky
36 P. T. Kretschmar.....	McIntosh and Logan..	Venturia
37 C. W. Carey.....	Richland	Lidgerwood
38 Martin Thoreson.....	Barnes	Fingal
39 George F. Hunt.....	Billings, Bowman, Golden Val- ley and Slope.....	Beach
40 Oscar Lindstrom.....	Burke and Divide.....	Noonan
41 Morten Mortenson.....	Williams and McKenzie..	Hofflund
42 F. T. Gronvold.....	Pierce	Rugby
43 Edward Hamerly.....	Renville	Sherwood

SENATE MEMBERS--(Continued)

	Name.	County.	Postoffice.
44	E. H. Sikes.....	Mountrail	Stanley
45	Ole Ettestad.....	McHenry	Balfour
46	C. W. McGray.....	McLean	Underwood
47	J. I. Cahill.....	Morton	Leith
48	John Young.....	Mercer, Oliver and Dunn....	.....Mannhaven
49	H. P. Jacobsen.....	Adams, Hettinger and Sioux.	.....Mott

HOUSE MEMBERS

Dist.	Counties.	Name.	Postoffice.
1	Pembina	Henry Geiger.....	Hamilton
1	Pembina	William Pleasance.....	Akra
1	Pembina	J. J. O'Connor.....	Neche
2	Part of Ward.....	J. H. Sinclair.....	Kenmare
3	Part of Walsh.....	Henning Gunhus.....	Edinburg
3	Part of Walsh.....	Alex Ferguson.....	Fordville
4	Part of Walsh.....	C. I. Christenson.....	Grafton
5	Part of Grand Forks....	P. G. Hanson.....	Northwood
6	Part of Grand Forks....	J. F. T. O'Connor..	Grand Forks
7	Part of Grand Forks....	O. K. Lageson.....	Reynolds
8	Trall	Henry Strom.....	Hillsboro
8	Trall	Albert G. Moen.....	Mayville
8	Trall	J. E. Quam.....	Portland
9	Part of Cass.....	Stewart Wilson.....	Fargo
9	Part of Cass.....	B. G. Tenneson.....	Fargo
9	Part of Cass.....	Edward E. Cole.....	Fargo
10	Part of Cass.....	A. G. Storstad.....	Horace
10	Part of Cass.....	Berndt N. Sandbeck..	Davenport
11	Part of Cass.....	Robert Wadeson.....	Alice
11	Part of Cass.....	M. Larson.....	Wheatland
12	Part of Richland.....	A. G. Divet.....	Wahpeton
12	Part of Richland.....	Paul Meyer.....	Wahpeton
13	Sargent	Nils Petterson.....	Gwinner
13	Sargent	Frank Riba.....	Geneseo
14	Ransom	F. Nims.....	Lisbon
14	Ransom	Martin Larson.....	Nome
15	Part of Barnes.....	Burl Carr.....	Valley City
16	Steele and Griggs.....	E. W. Everson.....	Walum
16	Steele and Griggs.....	Porter Kimball.....	Hope
16	Steele and Griggs.....	R. A. Lathrop.....	Hope
17	Nelson	Lars O. Fredrickson....	Pekin
17	Nelson	F. W. Keitzman.....	Lakota
18	Cavalier	J. J. Schrag.....	Munich
18	Cavalier	Otto C. Olson.....	Elkwood
18	Cavalier	Otto Dettler.....	Langdon
19	Rolette	James McManus.....	St. John
19	Rolette	Joseph Renauld.....	Thorne
20	Benson	John R. Maddock....	Maddock
20	Benson	W. J. Church.....	York
21	Ramsey	M. A. Hoghaug....	Devils Lake
21	Ramsey	George D. Laird.....	Webster
21	Ramsey	P. H. Kelly.....	Brocket
22	Towner	F. J. Martz.....	Sarles
22	Towner	C. P. Peterson.....	Bisbee

HOUSE MEMBERS—(Continued)

Dist.	Counties.	Name.	Postoffice.
23	Stutsman	L. H. Larson	Courtenay
23	Stutsman	N. E. Whipple	Eckelson
23	Stutsman	Dana Wright	Jamestown
23	Stutsman	S. O. Allen	Jamestown
24	LaMoure	E. A. Bowman	Kulm
24	LaMoure	Paul Havens	Nortonville
25	Dickey	H. S. Marshall	Forbes
25	Dickey	C. E. Knox	Oakes
26	Emmons and Kidder	Fay A. Harding	Braddock
26	Emmons and Kidder	C. A. Ward	Hazelton
26	Emmons and Kidder	Rollan V. Weld	Bowdon
26	Emmons and Kidder	Sydney F. Smith	Steele
27	Burleigh	Frank G. Prater	Arena
27	Burleigh	L. D. Bailey	Moffit
27	Burleigh	George N. Varnum	Menoken
28	Bottineau	A. M. Hagan	Westhope
28	Bottineau	J. C. Miller	Souris
28	Bottineau	L. L. Stair	Newburg
28	Bottineau	Nels Magnuson	Souris
29	Part of Ward	George A. Reishus	Minot
29	Part of Ward	Anthony Walton	Minot
29	Part of Ward	Howard R. Wood	Deering
29	Part of Ward	J. E. Erb	Ryder
30	Part of Morton	M. S. Lang	Mandan
30	Part of Morton	L. D. Wiley	Odense
30	Part of Morton	Charles F. Schick	Lark
31	Stark	C. C. Turner	Gladstone
31	Stark	H. A. Mackoff	Belfield
31	Stark	H. J. Blanchard	Dickinson
32	Eddy and Foster	O. H. Olson	New Rockford
32	Eddy and Foster	C. W. McDonnell	Kensal
33	Wells	J. N. Kunkel	Fessenden
33	Wells	Roy B. Weld	Chaseley
34	Part of McHenry	F. E. Lazier	Barton
35	Sheridan	John Nathan	Goodrich
36	McIntosh and Logan	John Weber	Wishek
36	McIntosh and Logan	John Rott, Jr.	Hellwig
36	McIntosh and Logan	Christ Geiszler	Gackle
37	Part of Richland	C. H. Ebel	Lidgerwood
37	Part of Richland	M. C. Myhre	Walcott
38	Part of Barnes	C. H. Noltmier	Valley City
39	Billings, Bowman, Gold-		
	en Valley and Slope	O. C. Martin	DeSart
39	Billings, Bowman, Gold-		
	en Valley and Slope	Bert D. Arnold	Scranton
39	Billings, Bowman, Gold-		
	en Valley and Slope	Obert A. Olson	Bowman

HOUSE MEMBERS—(Continued)

Dist.	Counties.	Name.	Postoffice.
40	Burke and Divide.....	William O. Olson.....	Flaxton
40	Burke and Divide.....	G. J. Brown.....	Noonan
40	Burke and Divide.....	Staale Hendrickson.....	Coteau
41	Williams and McKenzie..	Robert Byrne.....	Arnegard
41	Williams and McKenzie..	Fred Eckert.....	Williston
41	Williams and McKenzie..	E. E. Kurtz.....	Schafer
41	Williams and McKenzie..	F. A. Hoare.....	Ray
41	Williams and McKenzie..	C. F. Dupuis.....	Temple
42	Pierce	Andrew H. Oksendahl..	Tunbridge
42	Pierce	A. G. Lowe.....	Wolford
43	Renville	G. Patterson.....	Donnybrook
44	Mountrail	Walter J. Maddock.....	Plaza
44	Mountrail	Frank J. Haines...	White Earth
45	Part of McHenry.....	E. E. Bryans.....	Voltaire
46	McLean	R. L. Fraser.....	Garrison
46	McLean	A. L. Maxwell....	Turtle Lake
46	McLean	Jas. Rice.....	Mercer
47	Part of Morton.....	Martin Koller.....	Hebron
47	Part of Morton.....	F. W. Mees.....	Heil
48	Mercer, Oliver and Dunn..	A. A. Leiderbach.....	Killdeer
48	Mercer, Oliver and Dunn..	James Harris.....	Stanton
48	Mercer, Oliver and Dunn..	August Isaak.....	Mannhaven
49	Adams, Hettinger and Sioux	Henry Moen.....	Hettinger
49	Adams, Hettinger and Sioux	J. M. Carignan.....	Fort Yates
49	Adams, Hettinger and Sioux	H. J. Stinger.....	Petrel

Journal of the Senate

FIFTEENTH SESSION

FIRST DAY.

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 2nd, 1917.

At the hour of 12 o'clock meridian, being the day and hour appointed by law for the convening of the Fifteenth Legislative Assembly, members of the Senate assembled in the Senate Chamber, and were called to order by Vice-President McLean.

Prayer was offered by the Chaplain, Rev. Alfson.

Mr. Rowe moved that a committee of three be named to escort the Lieutenant-Governor-elect to the Senate Chamber, which motion prevailed and the Vice-President named Messrs. Gibbons, Murphy and Gronvold.

BISMARCK, NORTH DAKOTA,
January 2nd, 1917.

Mr. M. J. George,
Secretary of the Senate,
Fifteenth Legislative Assembly,
Bismarck, North Dakota.

Dear Sir:

I hereby certify that the following is, according to the records of my office, a true and correct list of the names and addresses of those duly qualified as members of the Senate of the Fifteenth Legislative Assembly of the State of North Dakota:

Name.	County.	Postoffice.
Walter Welford	Pembina	Neché
J. A. Englund.....	Ward	Kenmare
Christ Levang	Walsh	Adams
P. J. Murphy.....	Walsh	Grafton
J. P. Hemmingsen.....	Grand Forks	Shawnee

Name.	County.	Postoffice.
Nick N. Nelson.....	Grand Forks	Emerado
Albert Stenmo	Grand Forks	Grand Forks
John E. Paulson.....	Trail	Hillsboro
Gilbert W. Haggart.....	Cass	Fargo
H. J. Rowe.....	Cass	Casselton
Charles E. Drown.....	Cass	Page
Edward M. Nelson.....	Richland	Fairmount
Richard McCarten	Sargent	Cogswell
Chares O. Heckle.....	Ransom	Lisbon
Frank E. Ployhar.....	Barnes	Valley City
Charles Ellingson	Steele and Griggs.....	Sharon
C. I. Morkrid.....	Nelson	Petersburg
Henry McLean.....	Cavalier	Hannah
John W. Benson.....	Rolette	Rolette
A. J. Kirkeide.....	Benson	Churchs Ferry
Frank H. Hyland.....	Ramsey	Devils Lake
A. S. Gibbens.....	Towner	Towner
Thomas Pendray	Stutsman	Jamestown
C. H. Porter.....	LaMoure	LaMoure
William Zieman	Dickey	Oakes
H. W. Allen.....	Emmons and Kidder	Braddock
Carol D. King.....	Burleigh	Menoken
L. P. Sandstrom.....	Bottineau	Bottineau
Thorwald Mostad	Ward	Minot
W. E. Martin.....	Morton	Mandan
M. L. McBride.....	Stark	Dickinson
T. N. Putnam.....	Eddy and Foster.....	Carrington
James A. Wenstrom.....	Wells	Doves
D. H. Hamilton.....	McHenry	Eckman
John A. Beck.....	Sheridan	McClusky
P. T. Kretschmar.....	McIntosh and Logan.....	Venturia
C. W. Carey.....	Richland	Lidgerwood
Martin Thoreson	Barnes	Fingal
George F. Hunt.....	Billings, Bowman, Golden Val- ley and Slope.....	Beach
Oscar Lindstrom	Burke and Divide.....	Noonan
Morten Mortenson	Williams and McKenzie.....	Hofflund
F. T. Gronvold.....	Pierce	Rugby
Edward Hamerly	Renville	Sherwood
E. H. Sikes.....	Mountrail	Stanley
Ole Ettestad	McHenry	Balfour
C. W. McGray	McLean	Underwood
J. I. Cahill.....	Morton	Leith
John Young	Mercer, Oliver and Dunn.....	Mannhaven
H. P. Jacobsen.....	Adams, Hettinger and Sioux.....	Mott

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 2nd day of January, 1917.

(SEAL)

THOMAS HALL,
Secretary of State.

Mr. Gibbens moved that a committee of three be appointed by the Vice-President to escort Chief Justice Bruce to the Senate Chamber, which motion prevailed, and the Vice-President appointed as such committee Messrs. Ployhar, Martin and Thoreson.

The oath of office was then administered to Lieutenant-Governor-elect A. T. Kraabel by Chief Justice Bruce.

The roll of the holdover Senators was called and the following responded to their names:

- Second District—J. A. Englund.
- Fourth District—P. J. Murphy.
- Sixth District—Nick N. Nelson.
- Eighth District—John E. Paulson.
- Tenth District—H. J. Rowe.
- Twelfth District—Edward M. Nelson.
- Fourteenth District—Charles O. Heckle.
- Sixteenth District—Charles Ellingson.
- Eighteenth District—Henry McLean.
- Twentieth District—A. J. Kirkeide.
- Twenty-second District—A. S. Gibbens.
- Twenty-fourth District—C. H. Porter.
- Twenty-sixth District—H. W. Allen.
- Twenty-eighth District—L. P. Sandstrom.
- Thirtieth District—W. E. Martin.
- Thirty-second District—T. N. Putnam.
- Thirty-fourth District—D. H. Hamilton.
- Thirty-sixth District—P. T. Kretschmar.
- Thirty-eighth District—Martin Thoreson.
- Fortieth District—Oscar Lindstrom.
- Forty-second District—F. T. Gronvold.
- Forty-fourth District—E. H. Sikes.
- Forty-sixth District—C. W. McGray.

The roll of the Senators-elect was called and the following responded to their names:

- First District—Walter Welford.
- Third District—Christ Levang.
- Fifth District—J. P. Hemmingsen.
- Seventh District—Albert Stenmo.
- Ninth District—Gilbert W. Haggart.
- Eleventh District—Charles E. Drown.
- Thirteenth District—Richard McCarten.

Fifteenth District—Frank E. Ployhar.
 Seventeenth District—C. I. Morkrid.
 Nineteenth District—John W. Benson.
 Twenty-first District—Frank H. Hyland.
 Twenty-third District—Thomas Pendray.
 Twenty-fifth District—William Zieman.
 Twenty-seventh District—Carrol D. King.
 Twenty-ninth District—Thorwald Mostad.
 Thirty-third District—James A. Wenstrom.
 Thirty-fifth District—John A. Beck.
 Thirty-seventh District—C. W. Carey.
 Thirty-ninth District—George F. Hunt.
 Forty-first District—Morten Mortenson.
 Forty-third District—Edward Hamerly.
 Forty-fifth District—Ole Eettestad.
 Forty-seventh District—J. I. Cahill.
 Forty-ninth District—H. P. Jacobsen.

Chief Justice Bruce administered the oath of office to the above named Senators-elect.

Mr. Pendray nominated W. J. Prater for the office of Secretary of the Senate. There being no other nomination the roll was called and those who voted for Mr. Prater were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkelde	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Eettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Zieman
Hemmingsen	Murphy	

Absent and not-voting:

Messrs.	Messrs.
McBride	Young

The President administered the oath of office to the Secretary-elect, W. J. Prater.

Mr. Allen moved that Mr. McLean be elected President pro tem of the Senate, which motion prevailed, and Mr. McLean was elected President pro tem.

Mr. Hyland nominated W. P. Mills for Sergeant at Arms of the Senate. There being no other nominations the roll was called and those who voted for Mr. Mills were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Portér
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Eftestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Zieman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.
McBride	Young

The president administered the oath of office to Sergeant at Arms-elect, W. P. Mills.

Mr. Allen moved that a committee on employment be chosen consisting of one member from each judicial district, the member from such judicial district to be selected by the respective members thereof.

Which motion prevailed.

Mr. Allen moved that the President of the Senate appoint four members of the Senate to act as a committee on Committee Appointments.

Which motion prevailed, and the President named as such committee Messrs. Allen, Stenmo, Hyland and Thoreson.

CONCURRENT RESOLUTION.

Mr. Kretschmar offered the following joint resolution and moved its adoption:

Be it resolved:

That a joint committee be appointed, consisting of three members of the Senate and three members of the House of Representatives to wait upon the Governor and the Governor-elect to ascertain at what time they desire to present their messages to the Legislature in joint session.

Which motion prevailed. The President appointed as such committee Senators Kretschmar, Lindstrom and Mostad.

Mr. Jacobsen moved that the rules of the last Senate be in force until new rules are adopted.

Which motion prevailed.

Mr. Heckle moved that a committee of three to wait upon the Governor and inform him that the Senate is organized and ready to receive any communication he may have to make to the Senate.

Which motion prevailed, and the President appointed on such committee Messrs. Heckle, Welford and Rowe.

Mr. Paulson moved that a committee of three be appointed to wait upon the House and inform members thereof that the Senate has organized and are ready for the transaction of business.

Which motion prevailed, and the President appointed as such committee Messrs. Paulson, Pendray and Sikes.

Mr. Murphy moved that the retiring Secretary, M. J. George be allowed one day salary.

Mr. Kretschmar moved to amend the motion by adding "and mileage."

The question being on the passage of the motion as amended.

The roll was called. There were ayes, 46; absent and not voting, 3. Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkelde	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McCarten	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Sikes
Haggart	Martin	Stenmo
Hamerly	Morkrid	Thoreson
Hamilton	Mortenson	Welford
Heckle	Mostad	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
McBride	Wenstrom	Young
So the motion passed.		

The President administered the oath to Senator-elect McBride.

A committee from the House reported that the House of Representatives was organized and ready to receive any communication from the Senate.

Mr. Ployhar moved that the Joint Committee on the part of the House, appointed by the President to wait on the Governor and Governor-elect, continue to act, and arrange for the joint session.

Which motion prevailed.

Mr. Paulson moved the adoption of the following report:
Mr. President:

Your committee appointed to notify the House beg leave to report that they have performed their duty, and recommend that the Secretary message to the House the officers elected.

Which motion prevailed, and the report was adopted.

The members from the respective Judicial Districts reported, the election of the following members of the employment committee:

First District—Nick Nelson.

Second District—A. S. Gibbens.

Third District—Chas. Ellingson.

Fourth District—E. M. Nelson.

Fifth District—F. E. Ployhar.

Sixth District—C. W. McGray.

Seventh District—Henry McLean

Eighth District—Oscar Lindstrom.

Ninth District—F. T. Gronvold.

Tenth District—M. L. McBride.

Eleventh District—E. H. Sikes.

Twelfth District—Not reported.

Mr. Rowe moved that the Senate recess for ten minutes.

Which motion prevailed.

AFTER RECESS.

The Senate convened at 1:00 P. M. pursuant to recess taken.

Mr. Rowe moved that the Senate take a recess until 1:30 P. M. tomorrow.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FIRST DAY AFTER RECESS, AND SECOND DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 3, 1917.

The Senate convened at 1:30 o'clock P. M. pursuant to recess taken, the President presiding.

The President appointed as a committee of three to meet with a like committee of the House to make arrangements for the joint session: Senators Kretschmar, Lindstrom and Mostad.

Mr. Heckle moved that the President appoint a committee of one to ascertain whether the Board of Control or Secretary of State supply the Senate with necessary supplies, and to also mark the desks, which motion prevailed.

The President appointed Senator Heckle as such committee.

REPORT OF THE GOVERNOR

Mr. Allen moved that the Eighth Biennial Report of the Board of Pardons, for the period ending December 31, 1916, be referred to the proper committee, which motion prevailed.

The President referred the report to the Committee on State Affairs.

Mr. Hyland moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

SECOND DAY.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Alfson.

Roll call.

All members present, except Senator Martin, who was excused.

The Committee on Supplies made the following report:

Mr. President:

Your Committee on Supplies beg leave to report that all necessary supplies have been ordered by the Board of Control, except printing, and requisitions are on the Secretary's desk for this purpose.

Mr. Heckle moved that the report be adopted, which motion prevailed, and the report was adopted.

The committee named to wait upon the Governor reported, and advised the Senate that the Governor would be pleased to deliver his message to the two houses in joint session at 2:30 P. M.

The Senate returned to the eighth order of business.

Mr. Ployhar moved that the Senate do now proceed to the selection of their seats for the session, and that the oldest members in point of continuous service have first choice, and that the newly elected members proceed to select their seats by lot, which motion prevailed.

A committee from the House announced that the House was awaiting to receive the Senate in joint session to receive the messages from the retiring Governor, Hon. L. B. Hanna, and the Governor-elect, Hon. Lynn J. Frazier.

Mr. Allen moved that the Senate proceed to the House for a joint session, which motion prevailed, and the Senate proceeded to the House.

The Senate reassembled, the President presiding.

Mr. Rowe moved that the Senate now proceed to select seats, which motion prevailed.

The Senate proceeded to the selection of seats.

Mr. Gronvold moved that the Senate take a recess until 1:30 P. M. tomorrow, which motion prevailed, and the Senate took a recess.

W. J. PRATER,
Secretary.

SECOND DAY AFTER RECESS, AND THIRD DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 4, 1917.

The Senate convened at 1:30 o'clock P. M., pursuant to recess taken, the President presiding.

The Committee on Employment made the following report:

Mr. President:

Your Committee on Employment, to whom was referred the selection of officers and employees necessary for the transaction of the business of the Senate, recommend that the following list of persons be elected as officers and employees for the Fifteenth Session of the Legislature:

First Assistant Secretary of Senate.....	Walter Kelley
Second Assistant Secretary of Senate.....	George McClintock
Chief Engrossing and Enrolling Clerk.....	Harry Dence
Assistant Engrossing and Enrollig Clerk.....	Calvin Andrist
Voucher Clerk and Bookkeeper.....	Mrs. S. A. Hogue
One Desk Stenographer.....	C. H. Olsen
Assistant Sergeant-at-Arms and Doorkeeper..	Segur Robertson
Assistant Sergeant-at-Arms and Doorkeeper.....	W. J. Mulloy
Messenger.....	J. O. Quamme
Postmaster.....	C. J. Hanson
Pages.....	
..Herbert Bartel, H. Baldwin, James Miesener, Sam Andrews	
Chaplains.....	Bismarck Ministers
Janitors.....	Andrew Baldzer and M. Skaarison
Watchman.....	Geo. Fisher

Cloakroom Attendant.....Harry Durkee
 Bill Clerk.....A. W. Luerhs
 Clerk, Appropriations Committee.....J. W. Tanger
 Clerk, State Affairs Committee.....Edward Trepanier
 Clerk, Educational Committee.....A. O. Skarsten
 Clerk, Ways and Means Committee.....Alfred Palda
 Clerk, Railroads Committee.....Ray Dryden
 Clerk, Taxes and Tax Laws Committee.....Ray C. Felver
 Committee Clerks, unassigned.....
Richard Hutchinson and O. T. Haakinson
 Chief Journal and Calendar Clerk.....Harrison Brown
 Assistant Journal and Calendar Clerk.....Tyler Sprake

Clerks, expert in stenography:

Esther M. Darby, Mrs. Bowe, Anna Eskre, Laura Urdahl,
 Mrs. T. H. Montgomery, Luella Pannebaker and Esther
 Lien

Messenger to committee rooms.....A. H. Burnson
 Night Watchman in committee rooms.....R. B. Martin
 Day Watchman in committee rooms.....A. C. Miller
 Bill Room Clerk.....Nels Sostrom
 Mailing Clerk.....H. N. Walker
 Assistant Mailing Clerk.....Irwin Neuteze
 Assistant Mailing Clerk.....Arthur Thorson
 Telephone Messenger.....Ole Eng

A. S. GIBBENS,

Chairman, Employment Committee.

Mr. Gibbens moved that the officers and employees, recommended by the Committee on Employment, being necessary for the transaction of the business of the Senate, be elected.

The roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkelide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sikes
Gibbens	McCarten	Stenmo
Gronvold	McGray	Thoreson
Haggart	McLean	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zieman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.
Martin	Sandstrom

So the employees were declared elected.

The President announced the appointment of the following standing committees:

SENATE COMMITTEES

Agriculture—Kirkeide, Chairman; Hamilton, Englund, Cahill, Carey, Beck, Hamerly, Hunt, Morkrid, Martin and Hemmingsen.

Apportionment—Nelson, Nick N., Chairman; Putnam, McLean, Murphy, Gibbens, Mostad, Sandstrom, Englund, Allen, Hunt, McBride, Lindstrom, Benson, Welford, Haggart, Carey, Thoreson, Sikes, King, Young, Pendray, Paulson and Ziemann.

Appropriations—Gibbens, Chairman; Kretschmar, Putnam, Gronvold, McLean, Jacobsen, Porter, McGray, Hamerly, Ellingson, McCarten, Benson, Kirkeide, Wenstrom, Morkrid, Sikes and Hunt.

Banks and Banking—Kretschmar, Chairman; Allen, Wenstrom, Porter, Ellingson, Englund, McGray, Beck, Lindstrom, Pendray, Drown, Levang, Kirkeide, Benson and Martin.

Cities and Municipal Corporations—Ployhar, Chairman; Haggart, King, McBride, Nelson, Nick N., Mostad, Mortenson, Stenmo, Putnam, Young and Hyland.

Corporations Other Than Municipal—Drown, Chairman; Ziemann, Cahill, Heckle, Welford, Pendray, Jacobsen, Sikes and Beck.

Counties—Pendray, Chairman; Mortenson, Jacobsen, Martin, Kirkeide, Carey, Sandstrom, Mostad, McGray, Levang and Putnam.

Education—Stenmo, Chairman; Gibbens, Young, Mortenson, Hunt, Murphy, Ziemann, Rowe, Standstrom, McBride and Carey.

Elections—Gronvold, Chairman; Carey, Heckle, Kirkeide, Mostad, Beck, Hamerly, Hemmingsen and Lindstrom.

Enrolled and Engrossed Bills—King, Chairman; Stenmo, Lindstrom, Kretschmar and Welford.

Federal Relations—Hamilton, Chairman; Young, King, Gronvold, Rowe, Stenmo and Jacobsen.

Game and Fish—Sandstrom, Chairman; McGray, Cahill, Hyland, Ziemann, Heckle, Englund, Morkrid and Allen.

Highways, Bridges and Ferries—Ellingson, Chairman; Nelson, E. M., Nelson, Nick N., McCarten, Hyland, Morkrid, McLean, Ettestad, King, McBride and Polyhar.

Immigration—McGray, Chairman; Porter, Paulson, Young, Haggart, Sandstrom, Cahill, Hyland and Murphy.

Indian Affairs—Porter, Chairman; Benson, Kirkeide, Martin and Mortenson.

Insurance—Paulson, Chairman; Murphy, Levang, Ettestad, Gibbens, King, Allen, Porter, McBride, Hemmingsen and McCarten.

Irrigation and Drainage—McCarten, Chairman; Welford, Drown, Nelson, E. M., Paulson, Nelson, Nick N., Levang, Hamilton and Mostad.

Judiciary—McBride, Chairman; Heckle, Jacobsen, Hyland, Ployhar, Stenmo, Paulson, Ellingson, Haggart, Levang, Hamilton, McCarten, Porter, Putnam, Gronvold, Mortenson, Allen and Wenstrom.

Livestock—Englund, Chairman; McLean, Benson, Hemmingsen, Nelson, Nick N., Hamilton, McCarten, Hyland, Welford, Ettestad and Martin.

Military Affairs—Heckle, Chairman; Rowe, Hamilton, Ployhar, Murphy, King, Pendray, Mostad and Hyland.

Mines and Minerals—Mortenson, Chairman; Lindstrom, Hunt, McGray, Kretschmar, Jacobsen, Sikes, Cahill and McBride.

Public Health—Rowe, Chairman; Gronvold, Stenmo, Englund, Hemmingson, Ellingson, King, Nelson, E. M., and Drown.

Public Lands—Young, Chairman; Beck, McLean, Nelson, E. M., Ettestad, Wenstrom, Thoreson, Martin, Drown, Hamerly and Sikes.

Public Printing—Murphy, Chairman; Wenstrom, Haggart, Gronvold, Kretschmar, Young, Stenmo, Zieman and Ployhar.

Railroads—McLean, Chairman; Englund, Rowe, Wenstrom, Zieman, Putnam, Mostad, McCarten, Levang, Nelson E. M., Haggart, McGray, Murphy, Thoreson, Ployhar, Beck and Morkrid.

Revision and Correction of Journal—Levang, Chairman; McGray and Rowe.

Rules—Carey, Chairman; Hamerly, Heckle, Putnam, Nelson, E. M., Gibbens and Rowe.

State Affairs—Hyland, Chairman; Ployhar, Paulson, Thoreson, Allen, Nelson, Nick N., Morkrid, Gibbens, Mortenson, King, Stenmo, Sandstrom, Jacobsen, Lindstrom, Kretschmar, Hamerly and Heckle.

Statistics—Beck, Chairman; Pendray, Young, Cahill, Levang, Welford and Paulson.

Taxes and Tax Laws—Allen, Chairman; McBride, Gronvold, Porter, Hemmingsen, Ettestad, Wenstrom, Pendray, Zieman, Benson and Nelson, E. M.

Temperance—Putnam, Chairman; Ellingson, Nelson, E. M., Mortenson, Hemmingsen, Thoreson, Heckle, Murphy, Ettestad, Sikes and Drown.

Warehouse and Grain Grading—Thoreson, Chairman; Kirk-eide, Welford, Wenstrom, Gibbens, Levang, Mortenson, Hamerly, Hamilton, Pendray and Gronvold.

Ways and Means—Jacobsen, Chairman; Sandstrom, Martin, Gronvold, Kirkeide, Mostad, Beck, Hamerly, Morkrid, Hunt and Cahill.

Woman Suffrage—Lindstrom, Chairman; Hemingson, Mortenson, Hunt, Ployhar, Ellingson, Sikes, McLean, Stenmo, Kretschmar and Putnam.

JOINT COMMITTEES.

Charitable Institutions—Cahill, Chairman; Drown, Pendray, Benson and Murphy.

Educational Institutions—Nelson, E. M., Chairman; Hunt, Porter, Heckle, Ettestad, Sandstrom and Welford.

Penal Institutions—Martin, Chairman; King, Gronvold, Murphy, Pendray, McGray and Rowe.

Public Buildings—Haggart, Chairman; Nelson, Nick N., McBride, Kirkeide and Ployhar.

Joint Rules—Sikes, Chairman; Allen, Heckle, Jacobsen, McBride, Putnam and Carey.

State Library—Morkrid, Chairman; Gibbens, Hamerly, Sandstrom and Ellingson.

The President administered the oath of office to the following employes:

Second Assistant Secretary of Senate....George McClintock
Chief Engrossing and Enrolling Clerk.....Harry Dence
Voucher Clerk and Bookkeeper.....S. A. Hogue

One Desk Stenographer.....C. H. Olsen
 Messenger.....J. O. Quamme
 Postmaster.....P. J. Hanson
 Pages: Herbert Bartel, H. Baldwin, James Miesener and
 Sam Andrews.
 Chaplains.....Bismarck Ministers
 Janitors.....Andrew Baldzer and M. Skaarison
 Watchman.....Geo. Fisher
 Bill Clerk.....A. W. Luerhs
 Clerk, Appropriations Committee.....J. W. Tanger
 Clerk, Railroads Committee.....Ray Dryden
 Committee Clerks Unassigned: Richard Hutchinson and O.
 T. Haakenson.
 Chief Journal and Calendar Clerk.....Harrison Brown
 Assistant Journal and Calendar Clerk.....Tyler Sprake
 Clerks, expert in stenography: Esther M. Darby, Laura Ur-
 dahl, Mrs. T. H. Montgomery and Luella Pannebaker.
 Day Watchman in Committee Rooms.....A. C. Miller
 Mailing Clerk.....H. W. Walker
 Assistant Mailing Clerk.....Irwin Neuteze

MOTIONS AND RESOLUTIONS.

Mr. McBride introduced the following resolution:

Be It Resolved by the Senate of the State of North Dakota,
 That salary of A. O. Skarston, Clerk to the Educational
 Committee, be \$5 per day; the salary of Alfred Palda, Clerk
 to the Ways and Means Committee, shall be \$5 per day; the
 salary of Ray Dryden, Clerk to the Committee on Railroads,
 be \$5 per day; the salary of I. R. Stout, Clerk to the Commit-
 tee on Taxes and Tax Laws, be \$5 per day; the salary of
 Richard Hutchinson and O. T. Haakenson, Committee Clerks,
 be \$5 per day each; the salary of A. H. Burnson, Messenger
 to the Committee Rooms, be \$4 per day; the salary of Mr.
 Martin, night watchman to Committee Rooms, be \$5 per day;
 the salary of A. C. Miller, day watchman to Committee Rooms,
 be \$5 per day; the salary of Nels Sostrom, Bill Room Clerk,
 be \$5 per day; the salary of N. H. Walker, Mailing Clerk,
 to be \$5 per day; the salary of Arthur Thoreson and Irwin
 Neuteze, Assistant Mailing Clerks, be \$5 per day each; the
 salary of Ole Eng, Telephone Messenger, be \$4 per day.
 That all clerks and other employees may be reassigned as
 the necessity arises, by the Secretary of the Senate, subject
 to the approval of the Employment Committee.

The roll was called and there were ayes, 47; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sikes
Gibbens	McCarten	Stenmo
Gronvold	McGray	Thoreson
Haggart	McLean	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zieman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.
Martin	Sandstrom

Which motion prevailed, and the resolution was adopted.

Mr. Kretschmar moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

THIRD DAY.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Alfson.

Roll call.

All members present except Messrs. Martin and Sandstrom, who were excused.

FIRST READING OF SENATE BILLS.

Mr. McCarten introduced Senate Bill No. 1.

For an Act concerning the registration of land and the titles thereto in the State of North Dakota.

Which was read the first time.

Mr. Thoreson introduced Senate Bill No. 2.

A concurrent resolution amending the State Constitution of the state of North Dakota.

Which was read the first time.

SECOND READING OF SENATE BILLS.

Senate Bill No. 1.

For an Act Concerning the registration of land and the titles thereto in the state of North Dakota.

Which was read the second time.

Referred to the Committee on Judiciary.

Senate Bill No. 2.

A concurrent resolution amending the State Constitution of the state of North Dakota.

Which was read the second time.

Referred to the Committee on Judiciary.

Mr. Gibbens moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION.

Mr. Rowe moved that the senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FOURTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 5, 1917.

The Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Alfson.

Roll call.

All members present, except Messrs. Thoreson and Sandstrom, who were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the first day, have carefully examined the same and recommend that the same be corrected as follows:

On page 1, line next to bottom, that the name F. J. Murphy be changed to P. J. Murphy.

On page 6, after line 1, insert, "The President appointed as such committee Senators Kretschmar, Lindstrom and Mostad."

On page 7, line 33, insert the word Rowe in the blank space.

On page 6, in Roll Call, correct spelling of McGray.

Your Committee on Revision and Correction of the Journal of the first day after recess, have carefully examined the same and recommend that the same be corrected as follows:

After last line on first page insert, and the Senate adjourned.

Wherever the name of McGrey appears correct to read McGray.

Your Committee on Revision and Correction of the Journal of the second day, have carefully examined the same and recommend that the same be corrected as follows:

After line 2, on page 2, insert:

Prayer was offered by the Chaplain, Rev. Alfson.

In line 32, page 2, correct spelling of Senate, in line 33, page 2, correct spelling of prevailed.

Wherever the name of McGrey appears, correct to read McGray.

Your Committee on Revision and correction of the Journal of the second day after recess, have carefully examined the same and recommend that the same be corrected as follows:

Page 1, correct spelling of Postmaster to read C. J. Hanson, Janitor to read M. Skaarison.

Page 2, line 35, correct spelling of Jacobsen.

Page 2, line 43, correct spelling of McGray.

Page 3, line 16, correct spelling of McGray.

Page 3, line 20, correct spelling of McGray.

Page 3, line 29, correct spelling of McGray.

Page 3, lines 16, 26, 28 and 38, correct spelling of Jacobsen.

Your Committee on Revision and Correction of the Journal of the second day after recess and third day, have carefully examined the same and recommend that the same be corrected as follows:

Page 4, correct spelling of McGray at lines 4, 24, 36 and 39.

Page 4, correct spelling of Jacobsen at lines 14 and 24.

Page 5, correct spelling of McGray at line 28.

Page 5, correct spelling of Jacobsen at lines 3, 16 and 31.

Page 6, line 27, correct spelling of Ray Dryden.

Page 6, line 35, correct spelling of Nels Sostrom.

Page 6, line 7, Jacobsen.

Page 6, line 15, McGray.

Wherever the words "McGrey," "Jacobson" and "Gibbons" appear on any pages of the Journal, insert the words, "McGray," "Jacobsen" and "Gibbens."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted, which motion prevailed, and the report of the committee was adopted.

The President administered the oath of office to the following employees:

Chief Engrossing and Enrolling Clerk.....Harry Dence
 Clerk Expert in Stenography.....Mintie B. Rowe
 Clerk, Expert in Stenography.....Anna Eskra
 Clerk of the Taxes and Tax Laws Committee..Ray C. Felver
 Bill Room Clerk.....Nels Sostrom
 Clerk of the Ways and Means Committee.....Alfred Palda
 Clerk of State Affairs.....Geo. Eccles
 Cloak Room Attendant.....Harry Durkee
 Telephone Messenger.....Ole Eng
 Assistant Mailing Clerk.....Arthur M. Thorson
 Assistant Sergeant-at-Arms.....W. J. Mulloy
 Assistant Engrossing and Enrolling Clerk...Calvin Andrist
 Stenographer.....Esther K. Lien

And, when so amended recommend that the same be approved.

CHRIST LEVANG,
 Chairman.

PETITIONS AND RECOMMENDATIONS

The report of the Board of Railroad Commissioners on the advisability and feasibility of the establishment of terminal elevators was received.

Mr. Englund moved that the communication be referred to the Committee on State Affairs, which motion prevailed and the communication was referred to the Committee on State Affairs.

MOTIONS AND RESOLUTIONS

Mr. Gronvold introduced the following concurrent resolution:

WHEREAS, There is no fund in the State Treasury with which to pay for the services of an Assistant in the Legislative Reference Bureau, and,

WHEREAS, There is imperative need of the services of an assistant who is familiar with the Laws of North Dakota, the art of bill-drafting, and legislative reference work in general; therefore, be it

Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring therein: That Mr. I. A. Acker, formerly Legislative Reference Librarian, be employed

by this Legislative Assembly to act as Assistant in the Reference Bureau of the Public Library Commission.

Be It Further Resolved, That it shall be his duty to assist members and committees of this Legislative Assembly with the preparation of Bills and Amendments, the furnishing of information, and to render such other services as may be requested of him by such committees and members.

Be It Further Resolved, That the compensation of said assistant shall be the same as for the Members of this Assembly, and that he be compensated out of the fund provided for the compensation of the employees of the Legislative Assembly of 1917.

Mr. Kretschmar moved that the resolution be referred to the Committee on Appropriations, which motion prevailed and the resolution was referred to the Committee on Appropriations.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS.

Mr. Englund introduced:

Senate Bill No. 3.

For an act to amend and re-enact Section 5155 of the Compiled Laws of North Dakota, 1913, as amended by Section 1, Chapter 56, of the Session Laws of North Dakota, 1915, relating to capital stock of state banks.

Was read the first and second time and referred to the Committee on Banks and Banking.

Mr. Gronvold introduced:

Senate Bill No. 4.

Amending Section 185 of the Constitution of the State of North Dakota, relating to loans, giving credit or aid, by the state or its political subdivisions, and to agricultural loans, popularly known as rural credits.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Hamilton introduced:

Senate Bill No. 5.

For an act to amend and re-enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 176 of the Session Laws of North Dakota for the year 1915, relating to legal rate of interest and usury, and providing penalty for exacting usurious interest.

Was read the first and second time and referred to the Committee on Banks and Banking.

Mr. Ellingson introduced:

Senate Bill No. 6.

For an act relating to compensation for wrongful imprisonment of innocent persons, and making an appropriation therefor.

Was read the first and second time and referred to the Committee on State Affairs.

THE SENATE RETURNED TO THE EIGHTH ORDER OF BUSINESS.

Mr. Kretschmar moved that the motion by which the concurrent resolution introduced by Mr. Gronvold was referred to the Committee on Appropriations, be reconsidered.

Which motion prevailed.

The question being on the final passage of the concurrent resolution relating to the employment of an assistant in the Legislative Reference Bureau, the roll was called and there were ayes, 47; absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richard
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt	Murphy	

Absent and not voting:

Messrs.	Messrs.
Drown	Sandstrom

So the concurrent resolution was passed.

Mr. Hyland moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION.

Mr. Paulson moved that the Senate do now adjourn.
Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FIFTH DAY.

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 6, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Alfson.

Roll call.

All members present, except Messers. Drown, Haggart, McGray, Pendray, Ployhar and Sandstrom.

Mr. Rowe moved that the absent Senators be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr President:

Your Committee on Revision and Correction of the Journal of the Second Day After Recess Day, have carefully examined the same and recommend that the same be corrected as follows:

Page 2, line 8, take out name, I. R. Stout, and insert the name, Ray C. Felyer.

On page 2, line 15, Journal of the First Day, change name to A. J. Kirkeide in place of A. Kirkeide.

Your Committee on Revision and Correction of the Journal of the Fourth Day have carefully examined the same and recommend that the same be corrected as follows:

Line 10, page 1, place word, Messrs., before Thoreson.

Page 2, line 27, correct spelling of word corrected.

Page 3, line 6, strike out the words, Minnie B. Rowe, and insert the name, Mintie B. Rowe.

On page 3 insert after line 9:

Clerk of the Ways and Means Committee.....	Alfred Palda
Clerk of State Affairs.....	Geo. Eccles
Cloak Room Attendant.....	Harry Durkee
Telephone Messenger.....	Ole Eng
Assistant Mailing Clerk.....	Arthur M. Thorson.
Assistant Sergeant-at-Arms.....	W. J. Mulloy
Assistant Engrossing and Enrolling Clerk....	Calvin Andrist
Stenographer.....	Esther K. Lien

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Gibbens moved that George Eccles be elected to the position of Secretary of the Committee on State Affairs, to fill the vacancy caused by the resignation of Edward Trepanier.

The roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Nelson, Richland
Cahill	Kirkeide	Paulson
Carey	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sikes
Gibbens	McCarten	Stenmo
Gronvold	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt		

Absent and not voting:

Messrs.

Drown
Haggart

And Geo. Eccles was elected.

Messrs.

McGray
Pendray

Messrs.

Ployhar
Sandstrom

REPORT OF STANDING COMMITTEES.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr President:

Your Committee on State Affairs, to whom was referred the Railroad Commissioners report on the matter of terminal elevators, recommend that the report of the Commissioners, together with their letter to the Legislature be printed in the Journal.

And recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted and printed in the Journal.

Which motion prevailed, and the report of the committee was adopted.

To the Honorable Members of the Fifteenth Legislative Assembly:

Gentlemen:

Chapter 258, Laws 1915, made it the duty of the Board of Railroad Commissioners to investigate the matter of the location of terminal elevators in North Dakota, Minnesota or Wisconsin, the cost of building and obtaining sites, and to submit a general plan for the building and equipment of such elevator or elevators, method and rules of operation of the same, to the Legislative Assembly in case the Board should deem the project feasible and practicable, and to so report their conclusions upon such feasibility and advisability at the meeting of the present Legislative Assembly. This act was approved by the Governor March 9, 1915, but the operation of the law was held up by referendum until the November election of 1916 at which time the law was approved by the people and became operative. The certificate showing the result of the referendum was issued out of the office of the Secretary of State December 11, 1916.

It is manifest that the delay occasioned by the holding up of this act under the referendum-law has practically nullified its effect so far as an investigation by this Board is con-

cerned, and it is physically impossible within the short time left after the canvass of the votes at the last election for the Board to make the investigation which the law itself demanded and which the importance of the subject under consideration required.

Immediately upon the notification by the Secretary of State that the act had been approved, a committee of this Board made a trip to Winnipeg, Manitoba, and made such investigation as the time limited would permit of the situation as it developed in that province. The committee had conferences and consultations with various officials of the Canadian government, who furnished it with a large amount of data and information in the shape of official documents, which are attached hereto; also, the Grain Growers' Grain Company, a co-operative elevator company operating 180 elevators, and one terminal house; also the manager of the Dominion line of terminal elevators owned and operated by the Dominion government at Regina, Port Arthur, Moose Jaw, Vancouver, Fort William, Saskatoon, and Calgary. The Dominion government is also building one at Port Nelson on the Hudson Bay. It is the purpose of the Dominion government in building large storage houses in the interior and a large terminal elevator on the Hudson Bay, when it has completed the railroad to Port Nelson, to move a great deal of the grain produced in the northwest provinces via this route to the mother country, thus lessening the transportation expense and doing away with a great deal of the congestion that now prevails.

The committee also went to Superior, Duluth, Minneapolis and St. Paul, and ascertained the total storage capacity of these terminal elevators to be about sixty-four and one-half million bushels.

As stated, it will be futile for this commission to undertake to make any recommendations based upon the incomplete investigation it was able to make, and is obliged to content itself with submitting to the appropriate committee of this Legislature such data and other statistics as it was able to obtain through its committee's efforts, and with the hope that this information may be of use to the Legislature in connection with such further investigation of the subject as in its judgment may be deemed necessary or advisable.

Respectfully submitted,

Board of Railroad Commissioners.

W. H. STUTSMAN,

O. P. N. ANDERSON,

W. H. MANN.

FINDINGS OF THE BOARD OF RAILROAD COMMISSIONERS

It must be borne in mind that the conditions prevailing in the states differ very widely from those in effect on the Canadian side. Here we have a very much longer season, with the winter wheat coming on the market generally from two to three weeks earlier than our spring wheat, making it possible to get it out of the way before the spring wheat is handled, and too, the facilities and sources of consumption are very much greater here. The large terminals consuming the major portion, but the mills scattered throughout the country also needing an ever ready supply of milling wheat for home consumption. Canada, on the other hand, exports more than 85 per cent of its wheat, as such, to the mother country.

The experience of the provinces of Canada seems to have been against the provinces directly owning and operating such facilities, but foster them indirectly by financial support and leaving to the Dominion government the task of providing terminal houses. The province of Manitoba, in particular, in 1912 set out to purchase or build at least one elevator at every initial grain point. In this way they invested about one and a quarter millions of dollars. They operated those elevators for two years, each year losing a considerable sum of money. To get away from this financial loss and political influences to the business, they encouraged the formation of co-operative associations, composed of the farmers themselves. Such a concern was organized in Manitoba and the provincial owned elevators numbering about 120 houses, was leased to it for a period of years. This company is known as the Grain Growers' Grain Company. They do not limit operations only to the handling of grain but at the present time have as part of their business the purchasing of supplies, such as twine, flour, wire, machinery, etc., for its members at wholesale prices. It must be borne in mind, however, that no state or province is primarily interested in operating any utility as a means of making money. Its means of raising adequate revenue lies along other lines. The chief idea, naturally, is to better conditions for producers and consumers alike.

In addition to the 120 houses which the Grain Growers' Grain Company leased from the Province of Manitoba, they have acquired about sixty houses more by building and buying, so that they operate about 180 country elevators at the present time. They handled about twenty-six million bushels of grain the last year, and seemingly are established on a very safe basis, making a handsome profit every year on their gross business. The Grain Growers' Company,

was fortunate in their terminal business, in that they were able to lease a large terminal elevator at Fort William with a capacity of three and one-half million bushels. This they rented from the Canadian Pacific Railroad. The operation of their terminal house has been a money maker since its inception.

The Province of Saskatchewan profited by the experience of Manitoba. Instead of going into the grain business as such, they passed what is known as the Provincial Grain Act, which provided that the farmers themselves organize on a co-operative basis and pay in 15% of the capital stock of the company in cash. The other 85% is furnished by the province in the shape of a loan to it at 5%. The conditions are that it be repaid to the province of Saskatchewan in twenty equal annual payments. At the present time they operate 260 country elevators, and one terminal elevator with a capacity of two and one-half million bushels. They handled forty-three million bushels of grain last year, and made a profit of approximately \$500,000. There is considerable agitation for the amalgamation of those two companies, but so far it has not materialized. Between them they handled about one-third of the grain of the Dominion.

The Alberta Co-operative Elevator Company is organized on the Co-operative basis by the farmers of Alberta. It is fostered by the province which has furnished the major portion of its capital, the same as in the Province of Saskatchewan. They are amalgamated with the Manitoba Company, which is also organized as a commission company, selling the grain for both concerns on the Winnipeg Grain Exchange.

Most of the country elevators built by these concerns are divided into small bins, making it possible for them to handle a great deal of grain for the farmers, in which is commonly termed special bin lots, thus retaining to the farmer ownership in the identical grain that he produces. For this service he pays 1½ cents per bushel, as handling charges. If the grain is stored longer than fifteen days he pays at the rate of 1-30 of a cent per bushel per day for such service.

Total Public Elevator and Mill Capacity of Canada, Including County Elevators, in 1915—

	Elevator Capacity Bushels	Mill Capacity Barrels per day
Ontario	61,545,000	17,500
Manitoba	23,410,000	20,065
Saskatchewan	50,218,000	8,996
Alberta	17,313,500	7,465

	Elevator Capacity Bushels	Mill Capacity Barrels per day
British Columbia	562,000	750
Quebec	8,500,000	.....
New Brunswick	2,500,000	.....
Nova Scotia	500,000	.....
Total	164,548,500	54,776

Public Terminal Elevators at Minneapolis.

	Bushels Capacity
Republic Elevator Co.....	1,750,000
Marfield Elevator Co.....	650,000
Shareham Elevator Co.....	750,000
Pioneer Steele Elevator Co.....	2,100,000
Exchange Elevator Co.....	615,000
St. Anthony Elevator Co., No. 1.....	1,500,000
St. Anthony Elevator Co., No. 3.....	2,150,000
St. Anthony Elevator Co., Elevator K.....	1,175,000
Union Elevator Co.....	1,500,000
Victoria Elevator Co., Elevator R.....	500,000
Star Elevator Co.....	1,300,000
Pillsbury Elevator Co.....	750,000
Mississippi Elevator Co.....	550,000
Concrete Elevator Co.....	1,250,000
Elevator L	450,000
Elevator H	1,500,000
Elevator C	1,000,000
Electric Steel Elevator Co.....	4,000,000
Gould Elevator Co.....	650,000
Interior Elevator Co.....	1,250,000
Great Northern Elevator Co.....	1,500,000
Midway Elevator Co., No. 2.....	600,000
Elevator T	800,000
Monarch Elevator Co.....	1,250,000
Public Terminal Elevator at St. Paul—	
Equity Co-operative Exchange.....	435,000
Total	31,475,000

Courtesies of the floor were extended to Mr. D. R. Carlson, Towner, N. D.; Mr. and Mrs. John Mahon, Langdon, N. D.; and G. H. Naramore, Braddock, N. D.

MESSAGES FROM THE HOUSE

HOUSE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 6, 1917.

Mr. President:

I have the honor to transmit herewith the following concurrent resolution:

Be It Resolved, That a joint committee be appointed, consisting of three members of the House of Representatives and three members of the Senate for the purpose of considering and determining the number of Bills, Journals and Calendars to be printed daily and the manner in which the latter shall be distributed.

And the Speaker has appointed as such committee on the part of the House: Messrs. Hoghaug, Dettler and Fraser.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

HOUSE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 6, 1917.

Mr. President:

I have the honor to transmit herewith the following concurrent resolution:

WHEREAS, It has been customary at previous sessions of the Legislative Assemblies of this State to have the photographs of the members thereof taken by photographers whose place of business is in the City of Bismarck; and,

WHEREAS, The work of Mrs. Butler and Mr. Holmboe, the photographers operating in the City of Bismarck, has always been eminently satisfactory; and,

WHEREAS, The members of former Legislative Assemblies have been considered by a host of amateur photographers from other parts of the State and from other states to such an extent that they have been a nuisance;

Therefore, Be It Resolved, By the House of Representatives of the State of North Dakota, the Senate concurring therein:

That Mrs. Butler and Mr. Holmboe be designated by this Legislative Assembly as the photographers thereof; and

Be It Further Resolved, That it is the sense of this Legislative Assembly that Mrs. Butler and Mr. Holmboe are qualified to meet the requirements of its members and that other photographers and the work of other photographers is, therefore, not needed.

Which the House adopted, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

HOUSE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 6, 1917.

Mr. President:

I have the honor to transmit herewith the following concurrent resolution:

CONCURRENT RESOLUTION

A concurrent resolution requesting the Interstate Commerce Commission to hold a public hearing at St. Paul, Minnesota, as soon as practicable for the purpose of hearing the complaint of shippers against increased demurrage rate as made effective temporarily on or about December 13th, 1916, to and until May 1st, 1917, covering interstate shipments of grain and other commodities.

Be it enacted by the House of Representatives of the State of North Dakota, the Senate concurring therein, as follows:

That the House of Representatives of the State of North Dakota of the Fifteenth Legislative Assembly, the Senate concurring therein, herewith adopts the following concurrent resolution:

Section 1. That, whereas, the Equity Co-Operative Exchange, a North Dakota corporation, has heretofore made a petition to the Interstate Commerce Commission to send a commissioner to St. Paul to take evidence at a public hearing so that the complaint of grain shippers and other shippers might be heard concerning the application of the railroads to have an increased demurrage rates as follows; namely,

To have forty-eight hours free, and one dollar for the first twenty-four hours thereafter, and two dollars for the next twenty-four hours, and three dollars for the following twenty-four hours, and then five dollars per day for each succeeding twenty-four hours, and,

Whereas, Said Interstate Commerce Commission did not grant such petition for such public hearing at St. Paul, Minnesota, and,

Whereas, Public hearings concerning the subject matter above stated were held at Washington, D. C., and at Kansas City, Mo., and,

Whereas, As a result of these hearings the Interstate Commerce Commission has made a ruling granting temporarily the railroads making such application the increased demurrage rate requested, effective until May 1st, 1917, and,

Whereas, Said rates are deemed to be unfair and unjust and discriminatory against North Dakota products carried in interstate commerce, and,

Whereas, The hearing before the Montana Railroad and Warehouse Commission has established the fact that the railroads were largely responsible for the present car shortage, and,

Whereas, The hearing before the Minnesota Railroad and Warehouse Commission has just been concluded and the proposed rates were not granted, as demanded upon intrastate shipments, and,

Whereas, It is known that an increase in demurrage rates must eventually be borne by the shipper;

Now, Therefore, The Fifteenth Legislative Assembly of the State of North Dakota herewith respectfully petitions the Interstate Commerce Commission to grant said public hearing as requested by the Equity Co-Operative Exchange of St. Paul, Minnesota, and the Attorney General of the State of North Dakota is herewith requested to appear at said hearing for the purpose of representing the interests of the State of North Dakota.

Which the House adopted, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Mostad moved that the Senate do concur in the concurrent resolution of the House, requesting the Interstate Commerce Commission to hold a public hearing at St. Paul on the question of demurrage, which motion prevailed.

Mr. Hyland moved that the message from the House, in regard to the number of Bills, Journals and Calendars to be

printed daily, be given consideration, and that the President appoint a committee of three from the Committee on Printing from the Senate to confer with the committee of the House, which motion prevailed, and the President appointed as such committee, Messrs. Murphy, Lindstrom and Young.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 7.

A Bill for an Act Designating Temperance Day in the Public Schools of the State, and Requiring Instruction and Appropriate Exercises Relative to the History and Benefits of Prohibition Upon Said Day.

Was read the first and second time and referred to the Committee on Education.

Senate Bill No. 8.

A Bill for an Act to Provide for the Proper Rotation of Small Grains, to Provide Against the Present Method of Robbing the Soil by the Planting of Some Kind of Crop Which Requires Cultivation, Seeding to Some of the Various Kinds of Grasses and Summerfallow, Providing Penalties for the Violation of the Provisions of This Act, and Providing for Its Enforcement, and Making an Appropriation for Same.

Was read the first and second time and referred to the Committee on Agriculture.

Senate Bill No. 9.

A Bill for an Act to Amend and Re-Enact Section 8122 of the Compiled Laws of North Dakota for the Year 1913, Relating to Foreclosure of Land Contracts.

Was read the first and second time and referred to the Committee on Judiciary.

Senate Bill No. 10.

A Bill for an Act to Amend and Re-Enact Section 8085 of the Compiled Laws of North Dakota for the Year 1913, Relating to Redemption of Property Sold Under Mortgage Foreclosure.

Was read the first and second time and referred to the Committee on Judiciary.

Senate Bill No. 11.

A Bill for an Act to Amend and Re-Enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year

1913, as Amended by Chapter 176 of the Session Laws of 1915, Relating to Legal Rate of Interest, Defining Usury and Providing a Penalty for Taking Usurious Interest.

Was read the first and second time and referred to the Committee on Banks and Banking.

Senate Bill No. 12.

A Bill for an Act Granting Women the Right to Vote for Presidential Electors and Certain Other Officers, and to Participate and Vote on Certain Matters and in Certain Elections.

Was read the first and second time and referred to the Committee on Woman Suffrage.

Senate Bill No. 13.

A Bill—Concurrent Resolution—A Concurrent Resolution for an Amendment to the Constitution, Providing for the Elective Franchise.

Was read the first and second time and referred to the Committee on Woman Suffrage.

Senate Bill No. 14.

A Bill for an Act to Amend Section 5179 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 55 Sessions Laws of 1915, Relating to the Department of State Examiner.

Was read the first and second time and referred to the Committee on Banks and Banking.

Senate Bill No. 15.

A Bill for an Act to Amend and Re-Enact Section 10059 of the Compiled Laws of North Dakota, Relating to Malicious Mischief.

Was read the first and second time and referred to the Committee on Judiciary.

Senate Bill No. 16.

A Bill for an Act to Amend Section 1958 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bridges Across Navigable Streams.

Was read the first and second time and referred to the Committee on Highways, Bridges and Ferries.

Senate Bill No. 17.

A Bill for an Act Amending Section 287 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of School Funds on Farm Lands.

Was read the first and second time and referred to the Committee on State Affairs.

Senate Bill No. 18.

A Bill for an Act Relating to the Receipt and Filing by the Register of Deeds of Deeds, Mortgages and Assignments of Mortgages.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Hyland moved that the Senate do now go into executive session, which motion prevailed, and the Senate went into executive session.

OPEN SESSION.

The President announced the appointment of Hon. J. R. Waters as State Examiner for the term provided by law, to be effective from and after January 2, 1917.

The Senate returned to the eighth order of business.

Mr. Mostad moved the reconsideration of the concurrent resolution of the House requesting the Interstate Commerce Commission to hold a public hearing at St. Paul on the question of demurrage, which motion prevailed.

The concurrent resolution requesting the Interstate Commerce Commission to hold a public hearing at St. Paul, Minnesota, as soon as practicable for the purpose of hearing the complaint of shippers against increased demurrage rates as made effective temporarily on or about December 13th, 1916, to and until May 1st, 1917, covering interstate shipments of grain and other commodities, was read the first and second time and referred to the Committee on Warehouses and Grain Grading.

Mr. Kretschmar moved that the Senate do now take a recess for twenty minutes for the purpose of allowing the committee to consider the resolution.

AFTER RECESS

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE WAREHOUSE AND GRAIN GRADING COMMITTEE

The Committee on Warehouse and Grain Grading made the following report:

Mr. President:

Your Committee on Warehouse and Grain Grading, to whom was referred a concurrent resolution requesting the Interstate Commerce Commission to hold a public hearing at St. Paul, Minnesota, as soon as practicable for the purpose of hearing the complaint of shippers against increased demurrage rate as made effective temporarily on or about December 13th, 1916, to and until May 1st, 1917, covering interstate shipments of grain and other commodities, have had the same under consideration and recommend that the same do pass.

MARTIN THORESON,

Chairman.

Mr. Thoreson moved that the report be adopted, which motion prevailed, and the report of the committee was adopted.

Mr. Kretschmar moved that the rules be suspended and that the concurrent resolution requesting the Interstate Commerce Commission to hold a public hearing at St. Paul, Minnesota, as soon as practicable for the purpose of hearing the complaint of shippers against increased demurrage rates as made effective temporarily on or about December 13th, 1916, to and until May 1st, 1917, covering interstate shipments of grain and other commodities, which motion prevailed.

THIRD READING OF SENATE BILLS

The concurrent resolution requesting the Interstate Commerce Commission to hold a public hearing at St. Paul, Minnesota, as soon as practicable for the purpose of hearing the complaint of shippers against increased demurrage rates as made effective temporarily on or about December 13th, 1916, to and until May 1st, 1917, covering interstate shipments of grain and other commodities, was read for the third time.

The question being on the final passage of the concurrent resolution, the roll was called and there were ayes 41, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, Richland
Beck	Hyland	Paulson
Benson	King	Porter
Cahill	Kirkeide	Putnam
Carey	Kretschmar	Rowe
Ellingson	Levang	Sandstrom
Englund	Lindstrom	Sikes
Ettestad	McCarten	Stenmo
Gibbens	Martin	Thoreson
Gronvold	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Hamilton	Mostad	Young
Heckle	Murphy	Zieman
Hemmingsen	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	McBride	Pendray
Haggart	McGray	Ployhar
Jacobsen	McLean	

So the concurrent resolution passed and the title was agreed to.

Mr. Hyland moved that the Chairman of the Committee on Employment secure passes on the street car for messengers carrying messages from and to the State House from committee rooms downtown, which motion prevailed.

Mr. Rowe moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

SEVENTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 8, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Alfson.

Roll call.

All members present, except Messrs. Sandstrom, Jacobsen and Martin.

Mr. Englund moved that all absent members be excused, which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the second day after recess, have carefully examined the same and recommend that the same be corrected as follows:

Page 1, line 29, strike out word, Balser, and insert name Baldzer.

Page 6, line 8, change Janitor to Janitors, and insert name, Andrew Baldzer before M. Skaarison.

Mr. President:

Your Committee on Revision and Correction of the Journal of the fourth day, have carefully examined the same and recommend that the same be corrected as follows:

Page 4—

- Before line 10 insert line: "Mr. England introduced."
- Before line 17 insert line: "Mr. Gronvold introduced."
- Before line 24 insert line: "Mr. Hamilton introduced."
- Before line 32 insert line: "Mr. Ellingson introduced."

Mr. President:

Your Committee on Revision and Correction of the Journal of the fifth day, have carefully examined the same and recommend that the same be corrected as follows:

Page 1, line 24, strike out word, "Feloir" and insert name, "Felver."

Page 11—

- Before line 8 insert line: "Mr. Hemmingsen introduced."
- Before line 15 insert line: "Mr. McLean introduced."
- Before line 25 insert line: "Mr. Martin introduced."
- Before line 31 insert line: "Mr. Martin introduced."
- Before line 38 insert line: "Mr. Martin introduced."

Page 12—

- Before line 7 insert line: "Mr. Lindstrom introduced."
- Before line 13 insert line: "Mr. Lindstrom introduced."
- Before line 19 insert line: "Mr. Englund introduced."
- Before line 26 insert line: "Mr. Beck introduced."
- Before line 32 insert line: "Mr. Welford introduced."

Page 13—

- Before line 2 insert line: "Mr. Kirkeide introduced."
- Before line 9 insert line: "Mr. Carey introduced."

On page 13, line 16, cross out word "appointment" and insert in lieu thereof the words the confirmation by the Senate of the Governor's appointment.

The President administered the oath of office to A. H. Burnson, Messenger to committee rooms, and Walter Kelley, First assistant secretary.

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted, which motion prevailed and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Murphy moved that the Secretary of the Senate be instructed and empowered to procure necessary stationery and envelopes for the use of the committees of the Senate, and that the Chairmen of the various committees apply to the Secretary for such supplies, which motion prevailed.

Mr. McLean moved that the President appoint a committee of three on mileage and per diem, which motion prevailed, and the President appointed as members of such committee Messrs. McLean, Heckle and Mortenson.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Mostad introduced:

Senate Bill No. 19.

For an Act to Repeal Sections 2263, 2264, and 2265 of the Compiled Laws of North Dakota for 1913, Relating to Taxation for the Promotion of Diversified Farming, and Providing for the Disposition of Accumulated Funds.

Was read the first and second time and referred to the Committee on Tax and Tax Laws.

Mr. McBride moved that the Senate do now take a recess for fifteen minutes, which motion prevailed, and the Senate took a recess.

AFTER RECESS

The Senate returned to the ninth order of business.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. McBride introduced:

Senate Bill No. 20.

A Concurrent Resolution Providing for Submitting to the Electors of the State of North Dakota the Proposition of Calling a Constitutional Convention to Revise the Constitution, Fixing the Time for the Election of Delegates to the Convention, Fixing the Time and Place for Holding Such Convention and Prescribing the Time and Manner of Ratifying the Revised Constitution.

Was read the first and second time, and referred to the Committee on Judiciary.

Mr. Murphy moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

EIGHTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 9, 1917.

Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Alfson.

Roll call.

All members present, except Mr. Sandstrom.

Mr. Lindstrom moved that all absent members be excused, which motion prevailed and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the seventh day, have carefully examined the same and find the same correct.

And recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted, which motion prevailed, and the report of the committee was adopted.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following communication was received from the Secretary of State:

OFFICE OF THE SECRETARY OF STATE,
BISMARCK, NORTH DAKOTA,
January 3, 1917.

To the Members of the House of Representatives of the Fifteenth Legislative Assembly of the State of North Dakota:

Sirs:

I, Thomas Hall, Secretary of State of the State of North Dakota, do hereby certify that the following proposed Constitutional Amendments were passed by the Fourteenth Legislative Assembly, and are hereby respectfully submitted to the Fifteenth Legislative Assembly for approval or rejection.

Very respectfully,

THOMAS HALL,
Secretary of State.

PROPOSED CONSTITUTIONAL AMENDMENT

VOTING PRIVILEGES IN CO-OPERATIVE CORPORATIONS

A CONCURRENT RESOLUTION

Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring:

The following proposed amendment to Article VII, Section 135, of the Constitution of the State of North Dakota, is hereby agreed, to be referred to the Legislative Assembly to be chosen at the next general election of the State of North Dakota, and to be by said last mentioned Legislative Assembly submitted to the qualified electors of this State for their approval or rejection, in accordance with the provisions of Section 202, of the Constitution of the State of North Dakota.

Amendment.) That Article VII, of Section 135, of the Constitution of the State of North Dakota, be amended to read as follows:

In all elections for directors or managers of a corporation, each member or shareholder may cast the whole number of his votes for one candidate, or distribute them upon two or more candidates, as he may prefer, provided, any co-operative corporation may adopt by-laws limiting the voting power of its stockholders.

Approved by the Governor, February 10, 1915.

PROPOSED CONSTITUTIONAL AMENDMENT

RELATING TO INCREASING THE COUNTY DEBT LIMIT FOR THE
CONSTRUCTION, IMPROVEMENT AND MAINTENANCE
OF PUBLIC HIGHWAYS

A CONCURRENT RESOLUTION

*Be It Resolved by the House of Representatives of the State
of North Dakota, the Senate Concurring:*

That the following amendment to the Constitution of the State of North Dakota be referred to the Legislative Assembly to be chosen at the next general election in said State, to be by the last named Legislative Assembly submitted to the qualified electors for approval or rejection in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota.

Amendment to Constitution.) That Section 183 of Article XII of the Constitution of the State of North Dakota is hereby amended to read as follows:

§183.) The debt of any county, township, city, town, school district or any other political sub-division, shall never exceed five per centum upon the assessed value of the taxable property therein; provided, that any incorporated city may, by a two-thirds vote, increase such indebtedness three per centum on such assessed value beyond said five per centum limit; Provided, further, that any county may, by a two-thirds vote, increase such indebtedness three per centum on such assessed value beyond said five per centum limit, for the construction, improvement and maintenance of public highways, and for no other purpose whatever. In estimating the indebtedness which a city, county, township, school district or any other political sub-division may incur, the entire amount of existing indebtedness, whether contracted prior or subsequent to the adoption of this Constitution, shall be included; Provided, further, that any incorporated city may become indebted in any amount not exceeding four per centum on such assessed value without regard to the existing indebtedness of such city, for the purpose of constructing or purchasing water works for furnishing a supply of water to the inhabitants of such city, or for the purpose of constructing sewers, and for no other purpose whatever. All bonds or obligations in excess of the amount of indebtedness permitted by this Constitution, given by any city, county, township, town, school district, or any other political sub-division shall be void.

Approved by the Governor, February 20, 1915.

PROPOSED CONSTITUTIONAL AMENDMENT

PROVIDING FOR THE LEVY OF A TAX ON SUCH LANDS OF THE STATE AS MAY BE PROVIDED BY LAW, TO CREATE A FUND TO INSURE OWNERS OF GROWING CROPS AGAINST LOSSES BY HAIL

A CONCURRENT RESOLUTION

Be It Resolved by the Senate of North Dakota, the House of Representatives Concurring Therein:

That the following admendment to the Constitution of the State of North Dakota be referred to the Legislative Assembly to be chosen at the next general election, and if ratified by the last mentioned Legislative Assembly to be by it submitted to the qualified electors of the State for approval or rejection, in accordance with the provisions of Section 202 of the Constitution of this State.

§1. Amendment.) That the Constitution of the State of North Dakota be amended by adding the following section:

The Legislative Assembly may by law provide for the levy of a tax upon such lands as may be provided by law of the State for the purpose of creating a fund to insure the owners of growing crops against losses by hail; Provided, that such tax shall not affect the tax of four mills levied by the Constitution. The Legislative Assembly may classify such lands of the State as may be provided by law, and divide the State into districts on such basis as shall seem just and necessary, and may vary the tax rates in such districts in accordance with the risk, in order to secure an equitable distribution of the burden of such tax among the owners of such lands as may be provided by law.

Approved by the Governor, March 5, 1915.

PROPOSED CONSTITUTIONAL AMENDMENT

RELATING TO LOANS, GIVING CREDIT OR AID, BY THE STATE OR ITS POLITICAL SUB-DIVISIONS, AND TO AGRICULTURAL LOANS, POPULARLY KNOWN AS RURAL CREDITS

A CONCURRENT RESOLUTION

Be It Enacted by the Senate of the State of North Dakota, the House of Representatives Concurring:

That the following amendment to the Constitution of the State of North Dakota be referred to the Legislatvie Assembly to be chosen at the next general election in said State, to be

by the last named Legislative Assembly submitted to the qualified electors of the state for approval or rejection in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota.

§1. Amendment.) That Section 185 of the Constitution of the State of North Dakota be amended to read as follows:

§185. Neither the State or any county, city, township, town, school district or any other political sub-division shall loan or give its credit or make donations to or in aid of any individual, association or corporation, except for necessary support of the poor, nor subscribe to or become the owner of the capital stock of any association or corporation, nor shall the State engage in any work or in internal improvement unless authorized by a two-thirds vote of the people; Provided, that the State may appropriate money in the treasury or to be thereafter raised by taxation for the construction or improvement of public highways.

The Legislative Assembly may by law provide for the formation of rural agricultural credit associations, incorporated or voluntary, under the supervision of a department of state and may establish a loan fund by pledging the credit of the State, or otherwise, and pass laws regulating the use of such fund. The re-payment of the obligations to the State herein authorized shall in all cases be secured by first mortgage on agricultural land. Loans from such fund may be made directly to individuals or to rural agricultural credit associations and in all cases on the security of rural agricultural real property in the manner provided by law.

Approved by the Governor, March 1, 1915.

PROPOSED CONSTITUTIONAL AMENDMENT

SUPREME COURT DECISIONS

A CONCURRENT RESOLUTION

Be It Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring:

That the following amendment to the Constitution of the State of North Dakota be agreed to and referred to the Fifteenth Legislative Assembly of the State for approval, to be by the last named Legislative Assembly, submitted to the qualified electors of the State for approval or rejection in accordance with the provisions of Section 202 of the Constitution of said State.

Amendment.) That Section 89 of the Constitution of the State of North Dakota as amended be now amended so as to read as follows:

§89. The Supreme Court shall consist of five judges, a majority of whom shall be necessary to form a quorum or pronounce a decision, but one or more of said judges may adjourn the court from day to day or to a day certain, provided, however, that in no case shall any legislative enactment or law of the State of North Dakota be declared unconstitutional unless at least four of the judges shall so decide.

Approved by the Governor, March 9, 1915.

The President referred the communication from the Secretary of State to the Committee on State Affairs.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE WOMEN SUFFRAGE COMMITTEE

The Committee on Women Suffrage made the following report:

Mr. President:

Your Committee on Women Suffrage, to whom was referred Senate Bill No. 12, have had the same under consideration, and recommend that the same do pass.

OSCAR LINDSTROM,
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE WOMEN SUFFRAGE COMMITTEE

The Committee on Women Suffrage made the following report:

Mr. President:

Your Committee on Women Suffrage, to whom was referred Senate Bill No. 13, have had the same under consideration, and recommend that the same be amended as follows:

In line 4 of printed bill, after word "state," insert the following: "Be published, and upon agreement by the Legislature so chosen next, as aforesaid."

In line 5 of the printed bill, after the word "rejection," insert the following, "At the general election in the year 1920."

In line 14 of the printed bill, after the word "county," strike out the word "three" and insert in lieu thereof the word "six."

In line 15 of the printed bill strike out the word "sixty," and insert in lieu thereof, the word "ninety."

And when so amended, recommend the same do pass.

OSCAR LINDSTROM,
Chairman.

Mr. Lindstrom moved that the report be adopted, which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred Senate Bill No. 15, have had the same under consideration, and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted, which motion prevailed, and the report of the committee was adopted.

REPORT OF THE SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred Senate Bill No. 4, have had the same under consideration, and recommend that the same be amended as follows:

That the comma after word "association," in line 6, of the printed bill be stricken out and final letter "s" in word "user," in line 17, on page 2, of the printed bill be stricken out.

And when so amended, recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted, which motion prevailed, and the report of the committee was adopted.

REPORT OF THE JOINT RULES COMMITTEE

Mr. President:

Your Committee on Joint Rules beg leave to make the following report:

JOINT RULES

1. Each House shall transmit to the other all papers on which any bill or resolution shall be founded.

2. When a bill or resolution which shall have passed in one House is rejected in the other, notice thereof shall be given to the House in which the same may have passed.

3. Messages from one House to the other shall be communicated by the Secretary of the Senate and Clerk of the House of Representatives, unless the House transmitting the message shall especially direct otherwise.

4. It shall be in the power of either House to amend any amendment made by the other to any bill or resolution.

5. In every case of difference between the two Houses upon any subject of legislation, if either House shall request a conference and appoint a committee for that purpose, and the other House shall also appoint a committee, such committees shall meet at such hour and place as shall be agreed on by the Chairman and state to each other, verbally or in writing, as either may choose, the reasons of their respective Houses, and to confer freely thereon, and they shall be authorized to report to their respective Houses such modifications as they think advisable.

6. It shall be in order for either House to recede from any subject matter of difference existing between the two Houses at any time previous to a conference, whether the papers on which such difference has arisen are before the House receding formally or informally, and a majority shall govern except in cases where two-thirds are required by the Constitution and the question having been put and lost, shall not be again put the same day, and the consideration thereof in other respects shall be regulated by the rules of the respective Houses.

7. After each House has adhered to its disagreement and the bill which is the subject of difference shall be deemed lost, it shall not be again revived during the same session of either House, unless by consent of three-fourths of the members present of the House reviving it.

8. The same bill shall not create, renew or continue more than one incorporation, nor contain any provision in relation to the altering of more than one act of incorporation, nor shall the same bill appropriate public money or property for more than one purpose, any bill appropriating moneys for the payment of the officers of the government shall be confined to that purpose exclusively.

9. No duplicate of any bill, which may have been introduced and printed by One House shall, upon introduction into the other House, be printed by said other House, except by a two-thirds vote of all the members present.

10. Whenever a time shall have been previously fixed for an adjournment of the Legislature before the constitutional limitation thereof, no bill that shall have passed one House shall be sent for concurrence to the other on either of the last four days of session, and in case no such time for adjournment is fixed, other than the constitutional limitation, no bill that shall have passed one House shall be sent to the other for concurrence after the fiftieth day of the session.

11. The Committee on Enrolled Bills in each of the two Houses shall act jointly in the examination of all bills and resolutions before their presentation to the Governor, either as a body or by such respective sub-committee as such committees may appoint for that purpose.

12. Whenever both Houses, by the constitutional vote, direct that any act or resolution shall take effect immediately or at any time before July 1st, following the session of the Legislature a proviso shall be added at the enrollment of the same in words to this effect: ("This act shall take effect immediately," or "in _____ days.")

13. Every resolution by which any money or other property of the State shall be donated or appropriated, or by which any expense to the State shall be incurred, or which shall have an operation or effect outside of the two Houses of the Legislature, except such appropriation and expenses as shall be for the exclusive use, necessity or convenience of the Legislature, shall be either a joint or concurrent resolution, and shall take effect.

14. Either House shall return any bill or resolution called for by resolution of the other House, if the bill or resolution is yet in possession of the House called upon, and no action thereon has been had. In case action has been had, then it shall require a two-thirds vote for the House asked to return a bill or resolution called for.

Your Committee does hereby respectfully recommend the adoption of such Joint Rules.

Dated this 8th day of January, 1917.

E. H. SIKES,
Senate Chairman.
M. A. HOGHAUG,
House Chairman.

Mr. Sikes moved that the report be adopted, which motion prevailed, and the report of the committee was adopted.

Mr. President:

The Special Joint Committee appointed by the President of the Senate and Speaker of the House of Representatives, to determine and report on the number of Bills, Journals, and Calendars to be printed daily, and the distribution of the same, beg leave to submit the following concurrent resolution:

Be It Resolved, That there be printed seven hundred copies of the Temporary Journal of each House, and five hundred copies of the Permanent Journal of each House, daily; one thousand copies of each Bill; and two thousand copies of the Calendar of each House, daily; that the Calendars only, as by Chapter 202 of the Laws of North Dakota of 1913, be distributed by mail, except that a copy of any Bill may be procured by any person to be mailed him upon request made to the Bill Clerk of the House in which such Bill originated.

That the list for mailing purposes in the distribution of said Calendars shall be made up as follows: That each Member of the House or Senate shall be entitled to place thereon the names of five persons to whom the Calendars of both Houses shall be mailed daily; that in addition thereto there may be placed upon such mailing list all newspapers published in the State, all State Educational Institutions, all Classified High Schools, all Public Libraries, all Commercial Clubs, all Farmers' Clubs, all County Auditors, and all District Judges. That all Bills, Journals and Calendars authorized by this resolution to be printed shall be delivered by the printer direct to the Secretary of the Commissioners of Public Printing, who shall receipt therefor to the printer.

Also, whenever any Farmers' Club, Women's Club, Commercial Club, County Auditor or any public organization so request, their executive officer or secretary be put upon that mailing list and receive the Journals and Calendars during the Session.

P. J. MURPHY,
OSCAR LINDSTROM,
JOHN YOUNG,
Senate Committee.

M. A. HOGHAUG,
OTTO DETTLER,
R. L. FRASEE,
House Committee.

Mr. Murphy moved that the report be adopted, which motion prevailed, and the report of the committee was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 9, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the following Senate concurrent resolution:

WHEREAS, There is no fund in the State Treasury with which to pay for the services of an Assistant in the Legislative Reference Bureau; and,

WHEREAS, There is imperative need of the services of an assistant who is familiar with the Laws of North Dakota, the art of bill-drafting, and legislative reference work in general; therefore,

Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring therein: That Mr. I. A. Acker, formerly Legislative Reference Librarian, be employed by this Legislative Assembly to act as Assistant in the Reference Bureau of the Public Library Commission.

Be It Further Resolved, That it shall be his duty to assist members and committees of this Legislative Assembly with the preparation of Bills and Amendments, the furnishing of information, and to render such other services as may be requested of him by such committees and members.

Be It Further Resolved, That the compensation of said Assistant shall be the same as for the Members of this Assembly, and that he be compensated out of the fund provided for the compensation of the employees of the Legislative Assembly of 1917.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Murphy moved that copies of Senate Journals and Bills be sent to the following:

Ida M. Anding, Legislative Reference Librarian, Pierre, South Dakota.

Iowa State Library, Law and Legislative Reference Department, Des Moines, Iowa.

Legislative Reference Section, New York State Library, Albany, New York.

Bureau of Legislative Information, State House, Indianapolis, Indiana.

Law Reporting Company, 74 Broadway, New York City.

Connecticut State Library, Hartford, Connecticut.

Massachusetts State Library, State House, Boston, Massachusetts.

Michigan State Library, Lansing, Michigan.

Which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Carey, by request, introduced Senate Bill No. 21.

For an Act to Amend and Re-enact Section 3530 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Fees of Justices of the Peace.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Carey, by request, introduced Senate Bill No. 22.

For an Act Extending the Jurisdiction of County Justices of the Peace.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. McLean introduced Senate Bill No. 23.

A Concurrent Resolution Amending Sections 27 and 28 of the Constitution of the State of North Dakota, Relating to the Election and Duration of Terms of Office of Members of the Legislative Assembly.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. McLean introduced Senate Bill No. 24.

A Concurrent Resolution Amending Section 45 of the Constitution of the State of North Dakota, Relating to the Salary of Members of the Legislative Assembly.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. McLean introduced Senate Bill No. 25.

A Concurrent Resolution to Amend the Constitution of the State of North Dakota, Relating to the Number of Senators and Representatives in the Legislative Assembly and Senatorial Districts.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. McLean introduced Senate Bill No. 26.

A Concurrent Resolution Amending Section 56 of the Constitution of the State of North Dakota, Relating to the Length of the Legislative Session.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. McLean introduced Senate Bill No. 27.

A Concurrent Resolution Amending Section 55 of the Constitution of the State of North Dakota, Relating to the Frequency of Legislative Sessions.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Martin introduced Senate Bill No. 28.

A Concurrent Resolution that the Following Amendments to the Constitution of the State of North Dakota be referred to the Legislative Assembly to be chosen at the next General Election in said State to be by the last named Legislative Assembly submitted to the Qualified Electors of the State for Approval or Rejection in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Nelson introduced Senate Bill No. 29.

For an Act to Amend Section 1383 of the Compiled Laws of 1913, Relating to Branches to be Taught in the Common Schools.

Was read the first and second time and referred to the Committee on Education.

The President administered the oath of office to the following employee:

Librarian.....Iver Aacker

Courtesies of the floor were extended to G. W. Lynn, Frank Crawford, Dr. A. M. Call of Rugby, North Dakota; Dr. G. J. McGurren, Devils Lake, North Dakota, and Ole Torgerson, Max, North Dakota.

Mr. Jacobsen moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

NINTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 10, 1917.

The Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Ott.

Roll call.

All members present.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the eighth day, have carefully examined the same, and recommend that the same be corrected as follows:

Page 7, line 28, strike out word "user" and insert word "uses."

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred the biennial report of the Board of Pardons for the years 1915 and 1916, have had the same under consideration, and recommended that the same be accepted.

Complete detailed record of every act of the Board of Pardons is kept as a matter of record in the office of the Governor in a book known as the "Minutes of the State Pardon Board."

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Gibbens moved that the time for the Budget Committee to make its report to the Legislature be extended to next Tuesday.

Which motion prevailed, and the time was so extended.

Mr. McCarten introduced the following concurrent resolution:

WHEREAS, The law providing for the free distribution of seeds to farmers contemplates only the distribution of rare and valuable seeds, and seeds that have been found to be peculiarly adapted to certain climates and soils; and

WHEREAS, The present distribution of seeds is not confined to rare and valuable varieties; and,

WHEREAS, The distribution of seeds by mail is usually made during the months of March and April, thereby causing a large increase in the amount of mail carried at a time when the mails are being weighed to ascertain the basis for contract with the railroad company for carrying the mail; and,

WHEREAS, The benefits derived by the farmers from the free distribution of seeds by mail are not commensurate with the cost of distribution; therefore, be it

Resolved, By the Senate of the State of North Dakota, the House of representatives concurring:

That the law which provides for the distribution of seeds through the mails should be repealed, and all rare and valuable vegetable, field and flower seeds collected by the Department of Agriculture should be distributed to the states through their respective experiment stations and agricultural colleges.

Resolved, Further, That the Secretary of State be, and he is hereby instructed to transmit a copy of these resolutions to each of the Senators and Representatives from this State.

The President referred the concurrent resolution to the Committee on Agriculture.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Martin introduced Senate Bill No. 30.

A Bill for an Act Authorizing Hearing Upon and Review of the Rates Fixed by any Bureau for Fire Insurance Upon Property Within This State.

Was read the first and second time, and referred to the Committee on Insurance.

Mr. McLean introduced Senate Bill No. 31.

A Bill for an Act to Compensate Owners of Any Horse, Gelding, Mare, Ass or Mule, Afflicted With the Disease Commonly Known as Glanders, and Which Have Died in Quarantine.

Was read the first and second time, and referred to the Committee on Live Stock.

Mr. McLean introduced Senate Bill No. 32.

A Bill Amending Sections 150 and 173 of the Constitution of the State of North Dakota, Relating to the Election and Duration of Terms of Office of County Officers.

Was read the first and second time, and referred to the Committee on Elections.

Mr. Drown introduced Senate Bill No. 33.

A Bill for an Act to Amend Section 1146 of the Compiled Laws of North Dakota for 1913, Relating to Changing of School Boundaries.

Was read the first and second time, and referred to the Committee on Education.

Mr. Englund introduced Senate Bill No. 34.

A Bill for an Act to Amend Section 5149 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Organization of State Banks and to Define the Powers and Duties of the State Banking Board and State Examiner in Relation to the Location and Establishment of Such Banks.

Was read the first and second time, and referred to the Committee on Banks and Banking.

Courtesies of the floor were extended to ex-Senator Leutz, Hebron, North Dakota.

Mr. Kretschmar moved that the Senate do now adjourn. which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

TENTH DAY.

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 11, 1917.

The Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Ott.

Roll call.

All members present except Mr. Paulson.

Mr. Allen moved that all absent members be excused

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the Ninth Day have carefully examined the same and recommend that the same be corrected as follows:

Page 2, line 8, correct spelling of "biennial."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 11, 1917.

Mr. President:

I have the honor to transmit herewith House Bill No. 1.

An Act Appropriating Money for the Use of the Office of the Attorney General, between the following dates, to-wit: Jan. 2, 1917, to June 30, 1917, both dates inclusive.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following communication was received from the State Historical Society of North Dakota:

January 8, 1917.

Hon. A. T. Kraabel,
President of the Senate,
North Dakota.

Dear Sir:

I take the liberty to present to your attention a matter which I have brought before our Board of Directors for their consideration, and on which they have taken action. The matter is this: In other states, notably Wisconsin, Minnesota, and especially Nebraska, from which state I came, having served there in a capacity similar to that which I am now serving this state, there is a system of filing with the State Historical Society photographs of all public men, together with outline sketches of their life histories.

To this end the Holmboe Studio proffered both their services in obtaining such sketches and offered free of charge to the state a copy of each such portrait for public filing.

In recognition of this liberal offer and the fact that the Holmboe Studio is also filing with the State Historical Society motion picture films of scenes taken throughout our state free of charge to the Society, the Holmboe Studio was

duly appointed Official Photographers for the North Dakota State Historical Society at a meeting of the Board in session at Grand Forks, December 8, 1916, which fact I take pleasure in communicating to your body for your co-operation and assistance in completing our files of portraits and biographical sketches.

Relating to motion pictures of scenes throughout our state, as filed with our museum, Mr. Holmboe requests me to invite your honorable body to see these moving pictures, free of charge at some convenient time during the present session; invitations to be by card issued from our office.

Yours respectfully,

MELVIN R. GILMORE.

Mr. McLean moved that the communication be printed in the Journal.

Which motion prevailed, and the communication was made a part of the Journal.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr President:

Your Committee on Judiciary, to whom was referred Senate Bill No. 2.

A Concurrent Resolution Amending the State Constitution of the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred Senate Bill No. 21.

For an Act to Amend and Re-enact Section 3530 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Fees of Justices of the Peace.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred Senate Bill No. 22.

For an Act Extending the Jurisdiction of County Justices of the Peace.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SENATE COMMITTEE ON ENGROSSED BILLS

The Committee on Engrossed Bills made the following report:

Mr. President:

Your Committee on Engrossed Bills have examined:

Senate Bill No. 12.

A Bill for an Act Granting Women the Right to Vote for Presidential Electors and Certain Other Officers, and to Participate and Vote on Certain Matters and in Certain Elections.

Also Senate Bill No. 13.

A Bill—Concurrent Resolution—A Concurrent Resolution for an Amendment to the Constitution, Providing for the Elective Franchise.

Also Senate Bill No. 4.

Amending Section 185 of the Constitution of the State of North Dakota, Relating to Loans, Giving Credit or Aid, by the State or Its Political Subdivisions, and to Agricultural Loans, Popularly Known as Rural Credits.

Also Senate Bill No. 15.

A Bill for an Act to Amend and Re-enact Section 10059 of the Compiled Laws of North Dakota, Relating to Malicious Mischief.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Gibbens moved that I. R. Stout be elected as Clerk of the Tax and Tax Laws Committee, to take the place of Ray Felver, resigned.

Which motion prevailed, and I. R. Stout was so elected.

The President administered the oath of office to the following employee:

Clerk of Tax and Tax Laws Committee.....I. R. Stout

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Martin introduced Senate Bill No. 35.

A Bill for an Act Creating and Establishing an Agricultural Experiment Station at or near Scilfridge in Sioux County, Providing for its Management and Making an Appropriation therefor.

Was read the first and second time and referred to the Committee on Indian Affairs.

Mr. Haggart introduced Senate Bill No. 36.

A Bill for an Act to Establish a Trade Mark for North Dakota Products; to Provide Standards for Products on Which the Trade Mark May Be Used; to Provide for Proper Registration and Licensing and Other Things in Connection with the Use of the Said Trade Mark.

Was read the first and second time and referred to the Committee on Public Health.

Mr. Kretschmar introduced Senate Bill No. 37.

A Bill for an Act to Amend and Re-enact Section 13 of Chapter 188 of the Session Laws of North Dakota for the Year 1915.

Was read the first and second time and referred to the Committee on Ways and Means.

Mr. Nelson introduced Senate Bill No. 38.

A Bill for an Act to Amend and Re-enact Sections 5151 and 5153 of the Revised Code of 1913, being Sections 1 and 3 of Chapter 52, Laws of 1913, Relating to Corporations Having Banking Powers, Defining What Per Cent of the Capital Stock and Surplus of Such Corporation May Be Used for Real Estate, Banking House, Furniture and Fixtures, and Defining the Penalties for Violation thereof.

Was read the first and second time and referred to the Committee on Banks and Banking.

Mr. McLean introduced Senate Bill No. 39.

A Bill for a Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota Extending the Term of Office of the Governor from Two to Four Years, and Providing for the Appointment of a Secretary of State, Auditor, Treasurer, Superintendent of Public Instruction, Commissioner of Insurance, Three Commissioners of Railroads, an Attorney General and One Commissioner of Agriculture and Labor.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Stenmo introduced Senate Bill No. 40.

A Bill Amending Section 82 of the Constitution of the State of North Dakota, Providing for the Choosing of State Officials.

Was read the first and second time and referred to the Committee on Education.

Mr. Stenmo introduced Senate Bill No. 41.

A Bill Amending Section 150 of the Constitution of the State of North Dakota, Providing for the Choosing of Superintendents of Schools.

Was read the first and second time and referred to the Committee on Education.

Senate Bill No. 12.

A Bill for an Act Granting Women the Right to Vote for Presidential Electors and Certain Other Officers, and to Participate and Vote on Certain Matters and in Certain Elections.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 11; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Mostad
Benson	Hunt	Murphy
Cahill	Hyland	Nelson, Richland
Carey	King	Pendray
Drown	Kirkeide	Ployhar
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	Martin	Stenmo
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beck	McBride	Thoreson
Haggart	McLean	Young
Jacobsen	Nelson, G. Forks	Zieman
Kretschmar	Porter	

Absent and not voting: Mr. Paulson.

Mr. Paulson being excused.

So the bill passed and the title was agreed to.

Mr. Allen moved that the vote by which Senate Bill No. 12 passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Jacobsen moved that in Engrossed Senate Bill No. 13 that the words "six months" in line 26 be stricken out and "ninety days" be inserted in lieu thereof.

Which motion prevailed, and the bill was so amended.

Mr. Jacobsen moved that in Engrossed Senate Bill No. 13 that the words "ninety days" in line 26 be stricken out and the words "thirty days" be inserted in lieu thereof.

Which motion prevailed, and the bill was so amended.

Senate Bill No. 13.

A Bill—Concurrent Resolution—A Concurrent Resolution for an Amendment to the Constitution, Providing for the Elective Franchise.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 38; nays, 10; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Benson	Hunt	Nelson, Richland
Cahill	Hyland	Pendray
Carey	King	Ployhar
Drown	Kirkeide	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	Martin	Stenmo
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beck	McBride	Thoreson
Haggart	McLean	Young
Jacobsen	Nelson, G. Forks	Zieman
Kretschmar		

Absent and not voting: Mr. Paulson.

Mr. Paulson being excused.

So the bill passed and the title was agreed to.

Mr. Rowe moved that the vote by which Senate Bill No. 13 passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 15.

A Bill for an Act to Amend and Re-enact Section 10059 of the Compiled Laws of North Dakota, Relating to Malicious Mischief.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Englund	McBride	Sandstrom
Ettestad	McCarten	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Martin	Welford
Hamerly	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt	Murphy	

Absent and not voting:

Messrs.	Messrs.
Hamilton	Paulson

Messrs. Hamilton and Paulson being excused.

So the bill passed and the title was agreed to.

Senate Bill No. 4.

A Bill for an Act Amending Section 185 of the Constitution of the State of North Dakota, Relating to Loans, Giving Credit or Aid, by the State or Its Political Subdivisions, and to Agricultural Loans, Popularly Known as Rural Credits.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt	Murphy	

Absent and not voting:

Messrs.	Messrs.
Benson	Paulson

Messrs. Benson and Paulson being excused.

So the bill passed and the title was agreed to.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 1.

An Act Appropriating Money for the Use of the Office of the Attorney General, between the following dates, to-wit: Jan. 2, 1917, to June 30, 1917, both dates inclusive.

Was read the first and second time and referred to the Committee on Appropriations.

Courtesies of the floor were extended to O. A. Brown, Dickinson, North Dakota.

Mr. Jacobsen moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

ELEVENTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 12, 1917.

The Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Ott.

Roll call.

All members present, except Messrs. Paulson and Gronvold.

Mr. Jacobsen moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the tenth day have carefully examined the same and have found it correct.

And recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 12, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 4.

An Act Relating to the Cost of Taking and Transcribing the Testimony and Proceedings in Courts of Record.

Also House Bill No. 13.

For an Act to Amend and Re-enact Section 6073 of the Compiled Laws of North Dakota as Amended by the Session Laws of 1915.

Also House Bill No. 19.

For an Act to Repeal Section 672 of the Compiled Laws of North Dakota for the Year 1913; Relating to Fee Charged by County Auditor for Filing Township Officers' Bonds.

Also House Bill No. 23.

For an Act to Amend and Re-enact Article 75 of Section 3599 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Powers of City Councils.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENGROSSED BILLS

The Committee on Engrossed Bills made the following report:

Mr. President:

Your Committee on Engrossed Bills have examined:

Senate Bill No. 13.

A Bill—Concurrent Resolution—A Concurrent Resolution for an Amendment to the Constitution, Providing for the Elective Franchise.

And find the same correctly re-engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SENATE COMMITTEE ON ENGROSSED BILLS

The Committee on Engrossed Bills made the following report:

Mr. President:

Your Committee on Engrossed Bills have examined:

Senate Bill No. 2.

A Concurrent Resolution Amending the State Constitution of the State of North Dakota.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 10.

A Bill for an Act to Amend and Re-enact Section 8085 of the Compiled Laws of North Dakota for the Year 1913, Relating to Redemption of Property Sold Under Mortgage Foreclosure.

Have had the same under consideration and a majority of

your committee recommend that the same be indefinitely postponed.

M. L. McBRIDE,

Chairman.

C. O. HECKLE,
FRANK H. HYLAND,
H. W. ALLEN,
C. H. PORTEE,
FRANK E. PLOYHAR,
H. P. JACOBSEN,
GILBERT W. HAGGART,
CHAS. ELLINGSON,
ALBERT STENMO,
T. N. PUTNAM.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 10.

A Bill for an Act to Amend and Re-enact Section 8085 of the Compiled Laws of North Dakota for the Year 1913, Relating to Redemption of Property Sold Under Mortgage Foreclosure.

Have had the same under consideration, and a minority of your committee recommend that the same do pass.

D. H. HAMILTON,
R. McCARTEN,
MORTEN MORTENSON,
JAMES A. WENSTROM,
CHRIST LEVANG.

Mr. McBride moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Hamilton moved as an amendment that the minority report be adopted.

Which motion was duly seconded.

A roll call was demanded.

The question being on the amendment, the roll was called and there were ayes, 20; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mostad
Cahill	King	Pendray
Drown	Levang	Sikes
Ettestad	McCarten	Welford
Hamerly	Martin	Wenstrom
Hamilton	Morkrid	Zieman
Hemmingsen	Mortenson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Ployhar
Carey	Kirkeide	Porter
Ellingson	Kretschmar	Putnam
Englund	McBride	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Stenmo
Haggart	Murphy	Thoreson
Heckle	Nelson, G. Forks	Young

Absent and not voting:

Messrs.	Messrs.
Lindstrom	Paulson

So the amendment was lost.

The question being on the adoption of the majority report, the motion prevailed, and the majority report was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 28.

A Concurrent Resolution that the Following Amendments to the Constitution of the State of North Dakota be referred to the Legislative Assembly to be chosen at the next General Election in said State to be by the last named Legislative Assembly submitted to the Qualified Electors of the State for Approval or Rejection in accordance with the Provisions of Section 202 of the Constitution of the State of North Dakota.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 18.

A Bill for an Act Relating to the Receipt and Filing by the Register of Deeds of Deeds, Mortgages and Assignments of Mortgages.

Have had the same under consideration, and recommend that the same be amended as follows:

After the figure "1" in line 1 of the printed bill strike out everything down to and including the word "and" in line 4, and make the letter "N" a capital. Cut out the word "date" in line 8 and the words "and" and "how" in line 8, inserting the word "where" instead of "how."

And when so amended recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE PER DIEM AND MILEAGE COMMITTEE

The Committee on Mileage and Per Diem made the following report:

Mr. President:

Your Committee on Mileage and Per Diem submit the following report:

Dis- trict.	Name and Address.	N. P.	So.	G. N.	Mil.	Team.	Total.
1.	Walter Welford, Neche....	774	...	...	...	12	786
2.	J. A. Englund, Kenmare...274	460	...	...	...	...	734
3.	Christ Levang, Adams....	611	78	...	...	3	692
4.	P. J. Murphy, Grafton....	388	...	280	...	...	668
5.	J. P. Hemmingsen, Shaw- nee	388	...	226	...	...	614
6.	Nick N. Nelson, Emerado..	576	...	...	...	...	576
7.	Albert Stenmo, Grand Forks	388	...	156	...	...	544
8.	John E. Paulson, Hillsboro.	388	...	80	...	...	468
9.	Gilbert W. Haggart, Fargo.	388	...	...	...	...	388
10.	H. J. Rowe, Casselton....	348	...	...	...	...	348
11.	Charles E. Drown, Page...388	...	...	84	...	25	512
12.	Edward M. Nelson, Fair- mount	388	...	...	120	...	508
13.	Richard McCarten, Cogswell...	344	...	...	...	...	344
14.	Charles O. Heckle, Lisbon.	500	...	...	...	...	500
15.	Frank E. Ployhar, Valley City	274	...	...	...	...	274
16.	Charles Ellingson, Sharon.	368	...	138	...	...	506
17.	C. I. Morkrid, Petersburg..	388	...	252	...	22	652
18.	Henry McLean, Hanna....	388	...	406	...	8	802
19.	John W. Benson, Rolette...388	...	...	458	...	...	846
20.	A. J. Kirkeide, Churchs Ferry	388	...	376	...	...	764
21.	Frank H. Hyland, Devils Lake	388	...	336	...	...	724
22.	A. S. Gibbens, Towner....	388	...	402	...	...	790
23.	Thomas Pendray, James- town	202	...	...	...	14	216
24.	C. H. Porter, LaMoure....	300	...	...	...	...	300
25.	William Ziemann, Oakes....	...	312	...	...	16	328
26.	H. W. Allen, Braddock....	...	82	...	...	...	82
27.	Carrol D. King, Menoken...30	...	...	...	...	...	30
28.	L. P. Sandstrom, Bottineau.	388	...	480	...	...	868
29.	Thorwald Mostad, Minot... ..	378	...	...	...	...	378
30.	W. E. Martin, Mandan....	48	...	...	...	10	58
31.	M. L. McBride, Dickinson..	230	...	...	...	...	230
32.	T. N. Putnam, Carrington..	388	...	...	...	...	388

Dis- trict.	Name and Address.	N. P.	So.	G. N.	Mill.	Team ...	Total ...
33.	James A. Wenstrom, Dover.	216	...	...	...	...	216
34.	D. H. Hamilton, Eckman.	388	376	208	...	12	984
35.	John A. Beck, McClusky.	416	...	...	...	...	416
36.	P. T. Kretschmar, Ventura.	384	...	...	...	...	384
37.	C. W. Carey, Lidgerwood.	...	404	...	...	20	424
38.	Martin Thoreson, Fingal.	430	...	...	...	14	444
39.	George F. Hunt, Beach.	360	...	...	...	10	370
40.	Oscar Lindstrom, Noonan.	274	27	490	...	...	791
41.	Morten Mortenson, Hof- fund .....	...	380	164	...	30	584
42.	F. T. Gronvold, Rugby.	388	...	448	...	...	836
43.	Edward Hamerly, Sherwood.	...	382	162	...	14	558
44.	E. H. Sikes, Stanley.	...	382	108	...	24	514
45.	Ole Ettestad, Balfour.	...	288	...	...	8	296
46.	C. W. McGray, Underwood.	...	114	...	...	...	114
47.	J. I. Cahill, Leith.	204	...	...	...	10	214
48.	John Young, Mannhaven.	156	...	...	...	28	184
49.	H. P. Jacobsen, Mott.	268	...	...	...	...	268

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. McLean requested that Senate Bills Nos. 23, 24, 25, 26, 27 and 39 be withdrawn from the Committee on State Affairs and referred to the Committee on Elections.

There being no objection, they were so referred.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Hamilton introduced Senate Bill No. 42.

A Bill—A Concurrent Resolution Amending the Constitution of the State of North Dakota, Relating to the Taxes of Improvements on Land.

Was read the first and second time and referred to the Committee on Agriculture.

Mr. Martin introduced Senate Bill No. 43.

A Concurrent Resolution Amending Article 10 of Amendments to the Constitution of the State of North Dakota, Relating to Judges of the Supreme Court.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Ployhar introduced Senate Bill No. 44.

A Bill for an Act Providing Penalty for Stealing Automobile.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Hemmingsen introduced Senate Bill No. 45.

A Bill for an Act to Amend and Re-enact Section 1 of Chapter 135 of the Session Laws of North Dakota for the Year 1915, Relating to Organization of New Common School Districts, and to Provide for the Annexation of Territory Included in an Existing School District to Another Such District.

Was read the first and second time and referred to the Committee on Education.

Mr. Lindstrom introduced Senate Bill No. 46.

A Bill for an Act to Amend and Re-enact Section 33 of Chapter 161 of the Session Laws of North Dakota for the Year 1915, Relating to the Season for Killing Game Birds.

Was read the first and second time and referred to the Committee on Game and Fish.

Mr. Englund introduced Senate Bill No. 47.

A Bill for an Act Prohibiting Any Person Who Seeks Employment in This State from Making Any Misrepresentations Regarding His Affiliation with Certain Organizations to Any Person, Firm or Corporation Seeking to Employ Him, or from Whom He Seeks Employment, and Providing Penalty Therefor.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Gronvold introduced Senate Bill No. 48.

A Bill for an Act to Amend and Re-enact Section 2115, Compiled Laws of North Dakota for the Year 1913, Relating to the Assessment of Bank Stock, and Revenue and Taxation.

Was read the first and second time and referred to the Committee on Banks and Banking.

THIRD READING OF SENATE BILLS

Senate Bill No. 2.

A Concurrent Resolution Amending the State Constitution of the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 48; nays, 1; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Hyland	Nelson, G. Forks
Benson	King	Nelson, Richland
Cahill	Kirkeide	Paulson
Carey	Jacobsen	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zleman

Those voting in the negative were: Mr. Allen.

So the bill passed and the title was agreed to.

Mr. Thoreson moved that the vote by which Senate Bill No. 2 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 4.

An Act Relating to the Cost of Taking and Transcribing the Testimony and Proceedings in Courts of Record.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 13.

For an Act to Amend and Re-enact Section 6073 of the Compiled Laws of North Dakota as Amended by the Session Laws of 1915.

Was read the first and second time and referred to the Committee on Banks and Banking.

House Bill No. 19.

For an Act to Repeal Section 672 of the Compiled Laws of North Dakota for the Year 1913, Relating to Fee Charged by County Auditor for Filing Township Officers' Bonds.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 23.

For an Act to Amend and Re-enact Article 75 of Section 3599 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Powers of City Councils.

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

Courtesies of the floor were extended to: C. C. Covey, Fort Yates, North Dakota; Albert Knudson, Rugby, North Dakota; and Martin Nevrost, Makoti, North Dakota.

The President administered the oath of office to the following employee:

Assistant Mailing Clerk, Irwin Neuteze.

Mr. McGray moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

 TWELFTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 13, 1917.

The Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Ott.

Roll call.

All members present.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the eleventh day, have carefully examined the same, and recommend that the same be corrected as follows:

Page 4, line 28, strike out word "Martin" and insert name "Morten."

Page 11, after line 16, insert "The President administered the oath of office to the following employee:

"Assistant Mailing Clerk, Irwin Neuteze."

On page 7, line No. 20, change A. K. Kirkeide to A. J. Kirkeide.

On page 7, in line No. 4, strike out the figures 280 in Soo column and insert 280 in G. N. column, opposite the name of P. J. Murphy.

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The following communication was received by mail:

BISMARCK, NORTH DAKOTA,
January 13, 1917.

To the Members of the Senate:

Having completed our group picture of the Senate, there are some of you gentlemen whose pictures are two and four years old. Should you desire a change in pictures, you are invited to call at our studio tomorrow, Sunday, January 14, before 4:30 P. M., or we will complete the group with pictures now on hand.

HOLMBOE.

REPORTS OF STANDING COMMITTEE

COMMITTEE REPORT

Mr. President:

Your Committee on Highways and Bridges, to whom was referred Senate Bill No. 16, have had the same under consideration, and recommend that said bill be amended by striking out everything appearing after "Section 1958," in line 3 thereof, and substituting the following:

The total cost to any county of any wagon bridge built under this Article across a navigable river shall in no case exceed the sum of \$300,000.00 Provided, That any county or municipality within this State, not bordering upon a navigable river, desiring to assist in the construction of a bridge over such river, may, by a majority vote of its Board or

Governing Body appropriate any sum that to the said Board or Governing Body may seem reasonable, and shall direct the proper officer to draw a warrant on the general fund for the payment of such appropriation.

And when the bill has been so amended, your committee recommends that the same do pass.

CHAS. ELLINGSON,
Chairman.

Mr. Ellingson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE CITIES AND MUNICIPAL CORPORATIONS
COMMITTEE

The Committee on Cities and Municipal Corporations made the following report:

Your Committee on Cities and Municipal Corporations, to whom was referred House Bill No. 23.

A Bill for an Act to Amend and Re-Enact Article 75 of Section 3599 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Powers of City Councils.

Have had the same under consideration, and recommend that the same do pass.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred Senate Bill No. 43.

A Concurrent Resolution Amending Article 10 of the Amendments to the Constitution of the State of North Dakota, Relating to Judges of the Supreme Court.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred Senate Bill No. 44.

A Bill for an Act Providing Penalty for Stealing Automobile.

Have had the same under consideration, and recommend that the same be amended as follows:

Amend the title by inserting the word "a" after the word "Providing," striking out the word "stealing" and inserting the word "larceny" in lieu thereof and striking out the period and adding the letter "s" to the word "automobile" and adding the words "and motorcycles."

In the first line of the printed bill strike out the word "that" and the words "who steals an automobile" and after the word "person" add the words "convicted of larceny of an automobile or motorcycle."

In line 3 of the printed bill strike out the word "three" and insert the word "one" in lieu thereof.

And when so amended, recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred Senate Bill No. 9.

A Bill for an Act to Amend and Re-Enact Section 8122 of the Compiled Laws of North Dakota for the Year 1913, Relating to Foreclosure of Land Contracts.

Have had the same under consideration, and recommend that the same be amended as follows:

By striking out everything after "A Bill" and insert in lieu thereof the following:

For an Act to Amend and Re-Enact Section 8122 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 180 of the Laws of 1915, Relating to Foreclosure of Land Contracts.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. Amendment. That Section 8122 of the Laws of North Dakota for the year 1913 as amended by Chapter 180 of the laws of 1915 be amended and re-enacted so as to read as follows:

Section 8122. Time Allowed.) Such vendee, or purchaser, or his assigns, shall have six months after the service of such notice upon him in which to perform the conditions or comply with the provisions upon which the default shall have occurred and upon such performance and upon making such payments, together with the costs of service of such notice, such contract or other instrument shall be reinstated and shall remain in full force and effect the same as if no default had occurred therein. If, however, such vendee, or purchaser, or his assigns, shall not complete such performance or make such payment within the six months herein provided, then and in that event the contract shall be terminated and shall not be re-instated by any subsequent offer of performance or tender of payment. No provision in any contract for the purchase of land or an interest in land shall be construed to obviate the necessity of giving the aforesaid notice and no contract shall terminate until such notice is given, any provision in such contract to the contrary notwithstanding, but the notice herein required shall not be deemed necessary where the contract in question is sought to be terminated by an action at law or in equity brought for that purpose upon failure to perform.

In all cases of cancellation by notice of any such contract which has been recorded in the office of the Register of Deeds, a copy of the notice of cancellation served upon the vendee together with an affidavit of service and an affidavit of vendor or his assigns that the default of vendee under the terms of the contract were not cured within six months from the date of service of such notice, shall be recorded in the office of the Register of Deeds.

Section 2. Provided, that when it shall be made to appear by affidavit of the vendee or purchaser or his assigns, his

agent or attorney, to the satisfaction of a Judge of the District Court of the County where the property is situated, that the vendee or purchaser or his assigns has a legal counterclaim or any other valid defense against the collection of the whole or any part of the amount claimed to be due on such contract, such judge may, by an order to that effect, enjoin the vendor or his successor in interest from the cancellation of such contract as herein provided and direct that all further proceedings for the cancellation be had in the District Court properly having jurisdiction of the subject matter; and for the purpose of carrying out the provisions hereof, service may be made upon the vendor or his assigns or upon his attorney or agent.

Section 3. Repeal. All Acts or parts of Acts in conflict with this Act are hereby repealed.

And when so amended, recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SENATE COMMITTEE ON ENGROSSED BILLS

The Committee on Engrossed Bills made the following report:

Mr. President:

Your Committee on Engrossed Bills have examined:

Senate Bill No. 18.

A Bill for an Act Relating to the Receipt and Filing by the Register of Deeds of Deeds, Mortgages and Assignments of Mortgages.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 13, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 9.

A Bill for an Act to Fix and Limit Attorney's Fees and All Costs on the Foreclosure of Real Estate Mortgages.

Also House Bill No. 14.

A Bill for an Act Relating to the Summoning of Jurors and Witnesses.

Also House Bill No. 15.

A Bill for an Act to Declare the Law and to Settle Any Question Concerning the Time for Commencement of the Term of Office for Judges of the Supreme Court.

Also House Bill No. 24.

A Bill for an Act to Amend and Re-Enact Section 2986 of the Compiled Laws of North Dakota for 1913, Relating to the Appointment of and the Duties of the Inspector of Hotels and Making the Duties of the Inspector the Work of the Food Commissioner at the Agricultural College.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Messrs. Benson and Zieman introduced Senate Bill No. 49.

A Bill for an Act to Classify Property for Assessment at a Percentage of Its Value and Fix and Adopt Such Percentage of Value.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

Mr. Nelson of Grand Forks introduced Senate Bill No. 50.

A Bill for an Act to Repeal Chapter 260 of the Session Laws of North Dakota for the Year 1915 and Sections 1990n, 1990o, 1990p, 1990q, 1990r of the Compiled Laws of 1913, and to Amend Section 4087 of the Compiled Laws of 1913, Relating to Overseers of Highways and Township Officers.

Was read the first and second time, and referred to the Committee on Highways, Bridges and Ferries.

Messrs. Benson and Ziemann introduced Senate Bill No. 51.

A Bill for an Act to Amend and Re-Enact Section 2095 of the Codified Laws of North Dakota for the Year 1913, Relating to Revenue and Taxation, and Fixing the Situs of Personal Property for Tax Purposes.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

Messrs. McBride and Hemmingsen, by request, introduced Senate Bill No. 52.

A Bill for an Act to Amend and Re-Enact Sections 2165 and 3646 of the Codified Laws of the State of North Dakota for the Year 1913, Relating to Revenue and Taxation, and the Abatement of Taxes.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

Messrs. Ettestad and Nelson of Richland, by request, introduced Senate Bill No. 53.

A Bill for an Act to Amend and Re-Enact Section 2123 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Duties of the Assessor.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

Messrs. Nelson of Richland and Ettestad, by request, introduced Senate Bill No. 54.

A Bill for an Act to Provide for an Annual State Conference of Tax Officials of the State of North Dakota.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

Messrs. Porter and Pendray, by request, introduced Senate Bill No. 55.

A Bill for an Act, Relating to the Taxation of Personal Property for the Assessment of the Same; Prescribing the Manner of Making Such Assessment and Providing Penalty for the Failure to List Such Personal Property; Fixing a Rate and Providing for the Distribution of Such Tax and Prescribing the Duties of Public Officers with Relation Thereto.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

Messrs. Porter and Pendray, by request, introduced Senate Bill No. 56.

A Bill for an Act Providing for Taxation of Real Estate Mortgages, and Relating to Taxation and Revenue.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

THIRD READING OF SENATE BILLS

Senate Bill No. 18.

A Bill for an Act Relating to the Receipt and Filing by the Register of Deeds of Deeds, Mortgages and Assignments of Mortgages.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Möstad	Young
Hemmingsen	Murphy	Zleman
Hunt		

So the bill passed.

Mr. Jacobsen moved that the title to Senate Bill No. 18 be amended by striking out the word "deeds" in the second line of the printed bill.

Which motion prevailed, and the title as amended was agreed to.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 9.

A Bill for an Act to Fix and Limit Attorney's Fees and All Costs on the Foreclosure of Real Estate Mortgages.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 14.

A Bill for an Act Relating to the Summoning of Jurors and Witnesses.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 15.

A Bill for an Act to Declare the Law and to Settle Any Question Concerning the Time for Commencement of the Term of Office for Judges of the Supreme Court.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 24.

A Bill for an Act to Amend and Re-Enact Section 2986 of the Compiled Laws of North Dakota for 1913, Relating to the Appointment of and the Duties of the Inspector of Hotels and Making the Duties of the Inspector the Work of the Food Commissioner at the Agricultural College.

Was read the first and second time, and referred to the Committee on Ways and Means.

Mr. Jacobsen moved that the Senate do now take a recess until 4 o'clock P. M.

Which motion prevailed, and the Senate took a recess.

AFTER RECESS.

Mr. Hyland moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION

Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FOURTEENTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 15, 1917.

The Senate convened at 2 o'clock, the President presiding.
Prayer was offered by the Chaplain, Rev. Ott.

Roll call.

All members present, except Mr. Hyland.

Mr. Gibbens moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal
made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal
of the twelfth day, have carefully examined the same, and
find the same correct.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee
was adopted.

A sealed communication was received from the Governor.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 15, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 5.

A Bill for an Act in Regard to the Legal Rate of Interest.

Also House Bill No. 6.

A Bill for an Act Providing for the Calling in and the Payment of the Expenses of the Judge of Another Judicial District for the Trial of Civil Actions, in the District Court, on the Ground of Prejudice of the Trial Judge, and Providing for an Appropriation Therefor.

Also House Bill No. 10.

A Bill for an Act Declaring the Law in Regard to Special Assessments.

Also House Bill No. 16.

A Bill for an Act to Amend Section 6877, of the Compiled Laws of North Dakota for 1913, Providing for a Lien for Repairs Upon Personalty.

Also House Bill No. 25.

A Bill for an Act Fixing the Situs within the State for Purposes of Taxation, of Certain Property Arising Out of Business Transactions within this State.

Also House Bill No. 26.

A Concurrent Resolution.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENGROSSED BILLS

The Committee on Engrossed Bills made the following report:

Mr. President:

Your Committee on Engrossed Bills have examined:

Senate Bill No. 9.

A Bill for an Act to Amend and Re-Enact Section 8122 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 180 of the Laws of 1915, Relating to Foreclosure of Land Contracts.

Also Senate Bill No. 16.

A Bill for an Act to Amend Section 1958 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bridges Across Navigable Streams.

Also Senate Bill No. 18.

A Bill for an Act Relating to the Receipt and Filing by the Register of Deeds of Mortgages and Assignments of Mortgages.

Also Senate Bill No. 44.

A Bill for an Act Providing a Penalty for Larceny of Automobiles and Motorcycles.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE PUBLIC HEALTH COMMITTEE

The Committee on Public Health made the following report:

Mr. President:

Your Committee on Public Health, to whom was referred Senate Bill No. 36.

A Bill for an Act to Establish a Trade Mark for North Dakota Products; to Provide Standards for Products on Which the Trade Mark May Be Used; to Provide for Proper Registration and Licensing and Other Things in Connection With the Use of the Said Trade Mark.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 5, Section 1, after the word "of" insert the following: An arch, the keystone of which will have the words "Quality and Measure" printed on same; hanging directly below the keystone will be a set of scales, and on the main body of the arch will be the words "North Dakota," directly below the scales "Standard," will be printed on a ribbon. Below the ribbon aforementioned and in front of the four Ionic pillars will be the map of North Dakota. Directly below said map will be the words "State Trade Mark." And provision shall be made for receiving license number. The entire superstructure will be supported by a foundation representing steps, on the lower step will be printed the words "North Dakota Backs It Up." Place will also be left for the firm name when so desired.

And when so amended, recommend the same do pass.

H. J. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred House Bill No. 14.

A Bill for an Act Relating to the Summoning of Jurors and Witnesses.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred House Bill No. 19.

A Bill for an Act to Repeal Section 672 of the Compiled Laws of North Dakota for the Year 1913, Relating to Fee Charged by County Auditor for Filing Township Officers' Bonds.

Have had the same under consideration, and recommend that the same be amended as follows:

Strike out all of Section 2, which is the emergency clause.

And when so amended, recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE STATE AFFAIRS COMMITTEE

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred Senate Bill No. 17.

A Bill for an Act Amending Section 287 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of School Funds on Farm Lands.

Have had the same under consideration, and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert the following:

For an Act to Amend and Re-Enact Section 287 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 241 of the Laws of 1915, Relating to the Investment of School Funds on Farm Lands.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. Amendment.) That Section 287 of the Compiled Laws of North Dakota for the year 1913, as Amended by Chapter 241 of the Laws of 1915, be amended and re-enacted to read as follows:

Section 287. Board Invests Funds.—Compensation of Board.
—Conditions of Loans. Said Board shall have power, and it is made its duty from time to time to invest any money belonging to the permanent funds of the common schools, university, school of mines, reform school, agricultural college and the school for the deaf and dumb, normal schools and other permanent funds derived from the sale of public lands or from any other source, in bonds of school corporations or of counties, or of townships, or of municipalities within the state, bonds issued for the construction of drains under the authority of law within the state, bonds of the United States, bonds of the State of North Dakota, bonds of other states; provided, such states have never repudiated any of their indebtedness, or in first mortgages on farm lands in this state, not exceeding in amount one-half of the actual value of any sub-division on which the same may be loaned, such value to be determined by the board of appraisal of school lands; provided, at least one-half of the whole amount of the several permanent funds, aforesaid, as computed by the commissioner of university and school lands at the end of each fiscal year, shall be invested in first mortgages on cultivated farm lands in this state, if there is a sufficient demand for investment in such loans; provided, further, that for said services as such board of appraisal, the county auditor and county superintendent of schools shall receive only their necessary traveling expenses, but that the chairman of the board of county commissioners shall be entitled to the same mileage and per diem as when serving on the board of county commissioners. The first mortgages on farm lands in this state shall be made only in the manner following, to-wit:

1. The first mortgage on farm lands and each of them, shall run for a period of time not to exceed twelve years, and the funds so invested shall bear interest at the rate of five per cent per annum, payable annually to the county treasurer of the county in which such lands are located. For the first five years payments shall consist only of interest, paid annually and commencing with the sixth year the interest shall be paid annually as above stated, and the borrower shall have his option of paying ten per cent or any multiple thereof of the principal, and the interest when paid shall be

covered into and become a part of the interest and income fund.

2. That it shall be optional with the borrower to negotiate such loan as prescribed in sub-division One of this Section, or as hereinafter provided. The first mortgage on farm loans may be made to run for a period of time not to exceed twenty-five years, and the fund so invested shall bear interest at five per cent on the amount due on the mortgage payable annually to the treasurer of the county in which such lands are located. Provided that where a loan is made for twenty-five years, four per cent of the principal shall be paid at the time and place, providing for the payment of the annual interest during the life of the loan, and until the principal has been fully paid. After five years the mortgagor or his successor in interest may at any time pay four per cent, or any multiple of four per cent of the original principal without the payment of any interest in advance.

3. First mortgage loans will only be made upon cultivated lands within the state and to persons who are actual residents thereof, and in no case on land of which the appraised value is less than ten dollars per acre, and in sums not more than ten thousand dollars, to any person, firm or corporation.

4. Any or all of said mortgages may be satisfied at any time after three years from the date when made on payment of the whole amount due thereon, provided, if the loan is sought to be paid off in full previous to the time specified for payment in the contract, then the party so paying said loan shall pay in addition to the principal and interest then due on said loan the interest on the principal for six months in advance of date of such payment. All proceedings in regard to investments in first mortgages as provided in this chapter shall conform to and be governed by the laws of the State of North Dakota in such case made and provided. Said board of university and school lands shall not purchase or approve the purchase of any bonds or mortgages except at a legal session thereof, not unless every member of the board is notified by the secretary of said board in time to be present at such meeting, and notified also that the question of purchasing or acting on a proposition for the purchase of certain bonds or mortgages is to be considered at the meeting, not unless a majority of all the members vote in favor of such a purchase, and the vote on the purchase of every bond and mortgage shall be taken by the yeas and nays and shall be duly recorded in the books of the board.

And when so amended, recommend the same do pass.

FRANK E. PLOYHAR,
Acting Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Haggart introduced Senate Bill No. 59.

A Bill for an Act to Amend and Re-Enact Section 4630 of the Compiled Laws of North Dakota for 1913, Relating to the Making of Annual Reports by Railroad Corporations.

Was read the first and second time, and referred to the Committee on Railroads.

Mr. McGray introduced Senate Bill No. 60.

A Bill for an Act to Amend Section 2, Chapter 245, of the Laws of 1911, Otherwise Known as Section 4671, Compiled Laws of North Dakota, 1913.

Was read the first and second time, and referred to the Committee on Railroads.

Mr. McGray introduced Senate Bill No. 61.

A Bill for an Act Concerning Railroads and Clearance of Obstructions Thereon, and Amending Chapter 230 of the Laws of 1913.

Was read the first and second time, and referred to the Committee on Railroads.

THIRD READING OF SENATE BILLS

Senate Bill No. 16.

A Bill for an Act to Amend Section 1958 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bridges Across Navigable Streams.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman

Absent and not voting: Mr. Hyland.

So the bill passed, and the title was agreed to.

Mr. Welford moved that the vote by which Senate Bill No. 16 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Ployhar moved that Senate Bill No. 44 be amended as follows:

In line 4 of the engrossed bill, after the word "automobile," insert the words "or motorcycle," and in line 7, after the word "automobile," insert the words "or motorcycle."

Which motion prevailed, and the bill was so amended.

Senate Bill No. 44.

A Bill for an Act Providing Penalty for Stealing Automobile.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Carey	Ettestad
Beck	Drown	Gibbens
Benson	Ellingson	Gronvold
Cahill	Englund	Haggart

Messrs.	Messrs.	Messrs.
Hamerly	McGray	Porter
Hamilton	McLean	Putnam
Heckle	Martin	Rowe
Hemmingsen	Morkrid	Sandstrom
Hunt	Mortenson	Sikes
Jacobsen	Mostad	Stenmo
King	Murphy	Thoreson
Kirkeide	Nelson, G. Forks	Welford
Kretschmar	Nelson, Richland	Wenstrom
Levang	Paulson	Young
McBride	Pendray	Zieman
McCarten	Ployhar	

Absent and not voting:

Messrs.	Messrs.
Hyland	Lindstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 9.

A Bill for an Act to Amend and Re-Enact Section 8122 of the Compiled Laws of North Dakota for the Year 1913, Relating to Foreclosure of Land Contracts.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	King	Paulson
Benson	Kirkeide	Pendray
Cahill	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt	Nelson, G. Forks	

Those voting in the negative were: Mr. Carey.

Absent and not voting: Mr. Hyland.

So the bill passed and the title was agreed to.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 5.

A Bill for an Act in Regard to the Legal Rate of Interest.

Was read the first and second time, and referred to the Committee on Banks and Banking.

House Bill No. 6.

A Bill for an Act Providing for the Calling in and the Payment of the Expenses of the Judge of Another Judicial District for the Trial of Civil Actions, in the District Court, on the Ground of Prejudice of the Trial Judge, and Providing for an Appropriation Therefor.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 10.

A Bill for an Act Declaring the Law in Regard to Special Assessments.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 16.

A Bill for an Act to Amend Section 6877, of the Compiled Laws of North Dakota for 1913, Providing for a Lien for Repairs Upon Personalty.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 25.

A Bill for an Act Fixing the Situs Within the State for Purposes of Taxation, of Certain Property Arising Out of Business Transactions Within This State.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

House Bill No. 26.

A Concurrent Resolution.

Was read the first and second time, and referred to the Committee on Warehouse and Grain Grading.

THIRD READING OF HOUSE BILLS

House Bill No. 23.

A Bill for an Act to Amend and Re-enact Article 75 of Section 3599 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Powers of City Councils.

Without emergency clause.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Englund	McBride	Sandstrom
Ettestad	McGray	Sikes
Gibbens	McLean	Stenmo
Gronvold	Martin	Thoreson
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Hamilton	Mostad	Young
Heckle	Murphy	Zleman
Hemmingsen	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.
Hyland	McCarten

So the bill passed, and the title was agreed to.

Mr. Jacobsen moved that the vote by which House Bill No. 23 passed be reconsidered.

Which motion prevailed.

The bill was re-referred to the Committee on Cities and Municipal Corporations.

Mr. Gibbens moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. McGray introduced the following concurrent resolution:

A CONCURRENT RESOLUTION

Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring:

That it is the will of the Senate, that the House of Representatives concur, and that the Legislative Bodies take a recess from Tuesday, January 16, to Tuesday, January 23, 1917.

Mr. Heckle moved the adoption of the concurrent resolution.

Which motion prevailed, and the concurrent resolution was adopted.

Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FIFTEENTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 16, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Ott.

Roll call.

All members present.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal

of the fourteenth day have carefully examined the same and recommend that the same be corrected as follows:

On page 4, underneath line 25, insert line, "Mr. President."

On page 10, line 43, strike out the words, "Absent and not voting."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

A sealed communication was received from the Governor.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 16, 1917.

Mr. President:

I have the honor to transmit herewith House Bill No. 18.

A Bill for an Act to Provide for the Payment of Premiums on State Official Bonds.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENGROSSED BILLS

The Committee on Engrossed Bills made the following report:

Mr. President:

Your Committee on Engrossed Bills have examined:

Senate Bill No. 17.

A Bill for an Act to Amend and Re-Enact Section 287 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 241 of the Laws of 1915, Relating to the Investment of School Funds on Farm Lands.

Also Senate Bill No. 36.

A Bill for an Act to Establish a Trade Mark for North Dakota Products; to Provide Standards for Products on Which the Trade Mark May Be Used; to Provide for Proper Registration and Licensing and Other Things in Connection With the Use of the Said Trade Mark.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred House Bill No. 4.

A Bill for an Act Relating to the Cost of Taking and Transcribing the Testimony and Proceedings in Courts of Record.

M. L. McBRIDE,
Chairman.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

The Committee on Judiciary, to whom was referred House Bill No. 15.

A Bill for an Act to Declare the Law and to Settle Any Question Concerning the Time for Commencement of the Term of Office for Judges of the Supreme Court.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE INDIAN AFFAIRS COMMITTEE

The Committee on Indian Affairs made the following report:

Mr. President:

Your Committee on Indian Affairs, to whom was referred Senate Bill No. 35.

A Bill for an Act Creating and Establishing an Agricultural Experiment Station at or near Scalford in Sioux County, Providing for Its Management and Making Appropriation Therefor.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

C. H. PORTER,
Chairman.

Mr. Porter moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE AGRICULTURAL COMMITTEE

The Committee on Agriculture made the following report:

Mr. President:

Your Committee on Agriculture, to whom was referred Senate Bill No. 42.

A Bill—A Concurrent Resolution Amending the Constitution of the State of North Dakota, Relating to the Taxes of Improvements on Land.

Have had the same under consideration, and recommend that the same do pass.

A. J. KIRKEIDE,
Chairman.

Mr. Kirkeide moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE AGRICULTURAL COMMITTEE

The Committee on Agriculture made the following report:

Mr. President:

Your Committee on Agriculture, to whom was referred Senate Bill No. 57.

A Concurrent Resolution Relating to the Law for the Free Distribution of Seeds by the Federal Government and the Time of Said Distribution.

Have had the same under consideration, and recommend that the same be amended as follows:

That the word "basis" in the engrossed resolution be stricken out and the word "bases" be inserted in lieu thereof; that the word "company" be stricken out and the word "companies" be inserted in lieu thereof and that the word "mail" immediately preceding the semicolon be stricken out and the word "mails" be inserted in lieu thereof.

And when so amended, recommend the same do pass.

A. J. KIRKEIDE,
Chairman.

Mr. Kirkeide moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE AGRICULTURAL COMMITTEE

The Committee on Agriculture made the following report:

Mr. President:

Your Committee on Agriculture, to whom was referred Senate Bill No. 8.

A Bill for an Act to Provide for the Proper Rotation of Small Grains, to Provide Against the Present Method of Robbing the Soil by the Planting of Some Kind of Crop Which Requires Cultivation, Seeding to Some of the Various Kinds of Grasses and Summerfallow, Providing Penalties for the Violation of the Provisions of This Act, and Providing for Its Enforcement, and Making an Appropriation for Same.

Have had the same under consideration and return the same to the Senate without recommendation.

A. J. KIRKEIDE,
Chairman.

Mr. Kirkeide moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Upon the request of Mr. McBride, Chairman of the Judiciary Committee, the President granted further time for the consideration of Senate Bills Nos. 1 and 20.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 16, 1917.

Mr. President:

I have the honor to inform you that the House of Representatives requests the pleasure of your attendance at a joint session of the two Houses to be held at 2:30 P. M. today in the House Chamber.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Hyland moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS.

Mr. Ployhar introduced the following concurrent resolution:

Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring therein:

That the two houses convene in joint session in the House Chamber on January 16 at 2:30 P. M., for the purpose only of receiving the Governor's Message.

Mr. Ployhar moved that the resolution be adopted.

Which motion prevailed and the concurrent resolution was adopted.

A Committee from the House announced that the House was ready to receive the Senate in joint session.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 16, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate concurrent resolution relating to joint session.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Jacobsen moved that the Senate proceed to the House for a joint session.

Which motion prevailed, and the Senate proceeded to the House.

MESSAGE OF GOVERNOR LYNN J. FRAZIER

Gentlemen of the Senate and House of Representatives:

I wish to call your attention to the concurrent resolution that has been introduced in the House, known as House Bill No. 44, which in my opinion is the most important measure that will come before this session. This resolution has for its object the submission to the people of a new constitution for our state, for their approval, or rejection, at a special election next June.

This new constitution is practically our old constitution with a few additions of progressive measures, which I believe will work for the betterment of our State. The most important new features are found in sections 24, 169 and 172.

These sections are as follows: Section 24. "The right of the State, or any political subdivision thereof, to engage in any occupation or business for public purposes shall not be denied or prohibited."

Sec. 169. "The State may, to meet casual deficits or failure in the revenue or in case of extraordinary emergencies contract debts, but such debts shall never in the aggregate exceed the sum of \$500 000 exclusive of what may be the debt of North Dakota at the time of the adoption of this constitution. Every such debt shall be authorized by law for certain purposes to be definitely mentioned therein, and every such law shall provide for levying an annual tax sufficient to pay the interest semi-annually, and the principal within thirty years from the passage of such law, and shall

pecially appropriate the proceeds of such tax to the payment of said principal and interest, and such appropriation shall not be repealed nor the tax discontinued until such debt, both principal and interest, shall have been fully paid. No debt in excess of the limit named shall be incurred, except for the purpose of repelling invasion, suppressing insurrection, defending the State in time of war, or to provide for public defense in case of threatened hostilities, but the issuing of new bonds to refund existing indebtedness shall not be construed to be any part or portion of said \$500,000."

Sec. 172. "The State, or any political division thereof, may issue or guarantee the payment of bonds in excess of the debt limit specified in this article, provided such bonds are secured by first mortgages upon real estate, or upon property of public utilities, enterprises or industries."

These provisions, while new in North Dakota, are not untried, but are in successful operation in some of our states, and in many other countries.

These changes are necessary that the legislation for which the people have asked may be carried out.

I believe the only feasible method of undertaking the establishment of any public utility is to issue and sell bonds for each particular enterprise, and let the bonds and interest be paid out of the earnings. Even the terminal elevator, for which the people have been persistently asking for six years, cannot well be provided for, in any other manner, and the people don't want to wait another six years for the carrying out of their wishes. This proposed constitution makes it possible to begin to carry out these demands at once.

At the time our State twine plant was started, bonds were issued for the purpose of building and equipping it. In fifteen years' time those bonds, principal and interest, were paid off out of the net earnings. The people were not taxed, yet the twine plant paid for itself in fifteen years, and at the same time saved every North Dakota farmer that used twine, at least one cent a pound on his twine bill since the plant has been in operation. There is no question but what our State twine plant has saved the people of North Dakota hundreds of thousands of dollars.

I believe there is a greater need for terminal elevators, flour mills and packing plants than for any other state industrial institution. I believe there is a great opportunity for such institutions to make an immense saving to both the producers and consumers of our State. To be convinced that there is imperative need for a change in our grain

marketing system, you have only to read Bulletin No. 119, by President Ladd of the State Agricultural College. Dr. Ladd, by his tests shows conclusively that the producers of wheat and the consumers of flour are both being grossly cheated.

I believe State-owned terminal elevators, flour mills and packing plants would be of the greatest value to our people, and be the direct means of saving thousands upon thousands of dollars every year. The people demand these State industrial institutions. The vote at the last election removed every shadow of a doubt on that question. The people know that a change in the constitution is necessary; they know that it will take a long time, at best, before the State could possibly get these industries into operation.

I can see no reason for delay in submitting this proposed constitution. The sooner the change is made the greater will be the saving, and the just demands of the people will the sooner be realized. I can see no reason why this resolution should not pass. I can see no reason for calling a constitutional convention in preference to this method. A constitutional convention would make an additional cost of many thousands of dollars and cause an unnecessary delay in the benefits to be derived.

We know the people have not changed their minds since the last election. The demand for these State industries is getting stronger every day. There would be great disappointment and dissatisfaction among a big majority of the people of this State if this resolution is not adopted.

Therefore I most earnestly recommend that the concurrent resolution designated as House Bill No. 44 be passed. I believe it is the duty of every member of this Legislative Assembly, who has the welfare of the State and its people at heart, to vote for this measure.

LYNN J. FRAZIER,

Governor.

The Senate reassembled, the President presiding.

The Senate returned to the eighth order of business.

Mr. Allen introduced the following concurrent resolution:

A CONCURRENT RESOLUTION

WHEREAS, There is a universal demand by the citizens of this State for House Bill No. 44, the proposed Constitution of the State of North Dakota; and,

WHEREAS, It is highly advisable upon the ground of public policies that the citizens of the State should be enabled to inform themselves concerning the provisions of this instrument; and,

WHEREAS, The authorized printed copies of House Bill No. 44 have been exhausted.

Therefore, Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring therein:

That there be printed for disposition by the members of the Fifteenth Legislative Assembly two thousand (2,000) copies of House Bill No. 44, and that the cost of printing same be paid for out of the same fund and in the same manner as other legislative bills are paid for.

Mr. Allen moved that the concurrent resolution be adopted.

Which motion prevailed, and the concurrent resolution was adopted.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Messrs. Wenstrom and Gronvold introduced Senate Bill No. 62.

A Bill for an Act to Amend and Re-Enact Section 2088 of the Codified Laws of North Dakota for the Year 1913, Relating to Powers and Duties of the Tax Commissioners.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

THIRD READING OF SENATE BILLS

Senate Bill No. 36.

A Bill for an Act to Establish a Trade Mark for North Dakota Products; to Provide Standards for Products on Which the Trade Mark May Be Used; to Provide for Proper Registration and Licensing and Other Things in Connection With the Use of Said Trade Mark.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gibbens	Jacobsen
Beck	Gronvold	King
Benson	Haggart	Kirkeide
Cahill	Hamerly	Kretschmar
Carey	Hamilton	Levang
Dröwn	Heckle	Lindstrom
ElHngson	Hemmingsen	McBride
Englund	Hunt	McCarten
Ettestad	Hyland	McGray

Messrs.	Messrs.	Messrs.
McLean	Paulson	Sikes
Martin	Pendray	Stenmo
Morkrid	Ployhar	Thoreson
Mortenson	Porter	Welford
Mostad	Putnam	Wenstrom
Murphy	Rowe	Young
Nelson, G. Forks	Sandstrom	Zleman
Nelson, Richland		

So the bill passed and the title was agreed to.

Mr. Allen moved that Senate Bill No. 17 be amended by striking out the word "one-half," where it appears in the last line on page 1 of the engrossed bill and that the word "one-third" be inserted in lieu thereof.

Which motion prevailed, and the bill was so amended.

Senate Bill No. 17.

A Bill for an Act to Amend Section 287 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of School Funds on Farm Lands.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zleman

Absent and not voting: Mr. Cahill.

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 16, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate concurrent resolution relating to the printing of 2,000 copies of House Bill No. 44.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 18.

A Bill for an Act to Provide for the Payment of Premiums on State Official Bonds.

Was read the first and second time, and referred to the Committee on State Affairs.

THIRD READING OF HOUSE BILLS

House Bill No. 19.

A Bill for an Act to Repeal Section 672 of the Compiled Laws of North Dakota for the Year 1913, Relating to Fee Charged by County Auditor for Filing Township Officers' Bonds.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Englund	McCarten	Sandstrom
Ettestad	McGray	Sikes
Gibbens	McBride	Stenmo
Gronvold	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt	Murphy	

Those voting in the negative were: Mr. Porter.

Absent and not voting: Mr. Haggart.

So the bill passed, and the title was agreed to.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE CITIES AND MUNICIPAL CORPORATION COMMITTEE

The Committee on Cities and Municipal Corporations made the following report:

Mr. President:

Your Committee on Cities and Municipal Corporations, to whom was referred House Bill No. 23.

A Bill for an Act to Amend and Re-Enact Article 75 of Section 3599 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Powers of City Councils.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert the following:

For an Act to Amend and Re-Enact Subdivision 75, of Section 3599, of the Compiled Laws of North Dakota for 1913, Relating to Powers of City Councils.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. Amendment.) That Subdivision 75 of Section 3599 of the Compiled Laws of the State of North Dakota for the year 1913, is hereby amended and re-enacted to read as follows:

Subdivision 75. To purchase, erect, lease, rent, manage and maintain any system or part of system of water works, street sprinklers, hydrants and supply of water, fire and police signals, telephones and telephone lines, fire apparatus, that may be in use in the prevention and extinguishment of fires, electric light and power plants or gas works, steamheating plants and appurtenances for distribution, and to supply the same for municipal and commercial purposes, and to pass all ordinances, penal or otherwise that shall be necessary for the full protection, maintenance, management and control of the property so leased, purchased or erected.

Section 2. All laws or parts of laws in conflict herewith are hereby repealed.

Section 3. Emergency. Whereas it is necessary for the immediate preservation of the public peace, health and safety, that this act shall become effective without delay for the following reasons, to-wit, namely:

That there is no definite provision of law permitting City Councils to purchase, erect, lease, rent, manage and maintain steam heating plants appurtenances for distribution, therefore, this act shall take effect and be in force from and after its passage and approval.

And when so amended, recommend the same do pass.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 16; 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 12.

A Bill for an Act Granting Women the Right to Vote for Presidential Electors and Certain Other Officers, and to Participate and Vote on Certain Matters and in Certain Elections.

Also Senate Bill No. 13.

A Bill—Concurrent Resolution—A Concurrent Resolution for an Amendment to the Constitution, Providing for the Elective Franchise.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

SIXTEENTH DAY.

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 17, 1917.

The Senate convened at 2 o'clock, the President presiding.
Prayer was offered by the Chaplain, Rev. Hutcheson.
Roll call.
All members present.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the fifteenth day, have carefully examined the same, and recommend that the same be corrected as follows:

After line 20, on page 8, insert: "ing out of their wishes. This proposed Constitution makes."

At the bottom of page 14 insert the following:

W. J. PRATER,
Secretary.

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 17, 1917.

Mr. President:

I have the honor to transmit herewith the following concurrent resolution:

Relating to floods in the Valley of the Red River of the North and its tributaries.

Which the House has adopted and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 17, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 11.

A Bill for an Act Relating to Bonds and Undertaking on Appeal.

Also House Bill No. 32.

A Bill for an Act to Amend Section 3 of Chapter 110 of the Laws of North Dakota for 1915, Relating to Highway Improvements.

Also House Bill No. 40.

A Bill for an Act Transferring from the Fund Appropriated to the Secretary of the Tax Commission, Under Subdivision 18, Chapter 43, of the Session Laws of 1915, the General Budget, the Sum of \$1,551.45 to the Funds Appropriated for Clerk Hire and Assistants for the Tax Commission Under Subdivision 18, with an Emergency Clause.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 17, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 15.

A Bill for an Act to Amend and Re-enact Section 10059 of the Compiled Laws of North Dakota, Relating to Malicious Mischief.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

PETITIONS AND COMMUNICATIONS

Mr. Allen presented a petition signed by R. K. Batzer and sixty-six others:

The undersigned respectfully petition you to use your best efforts to secure legislation at this session of the Legislature to repeal the so-called Sunday closing laws now on the Statute books of the State. To permit such work to be done as may be necessary for himself or necessary and convenient for the public and allow such form of recreation as people may desire so long as the same does not in any way actually interfere with religious work. That you co-operate with the members of House of this district in securing the same.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENGROSSED BILLS

The Committee on Engrossed Bills made the following report:

Mr. President:

Your Committee on Engrossed Bills have examined:

Senate Bill No. 42.

A Bill—A Concurrent Resolution Amending the Constitution of the State of North Dakota, Relating to the Taxes of Improvements on Land.

Also Senate Bill No. 57.

A Concurrent Resolution Relating to the Law for the Free Distribution of Seeds by the Federal Government and the Time of Said Distribution.

Also Senate Bill No. 17.

A Bill for an Act to Amend and Re-Enact Section 287 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 241 of the Laws of 1915, Relating to the Investment of School Funds on Farm Lands.

Also Senate Bill No. 8.

A Bill for an Act to Provide for the Proper Rotation of Small Grains, to Provide Against the Present Method of Robbing the Soil by the Planting of Some Kind of Crop Which Requires Cultivation, Seeding to Some of the Various Kinds of Grasses and Summerfallow, Providing Penalties for the Violation of the Provisions of This Act, and Providing for Its Enforcement, and Making an Appropriation for Same.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE ELECTION COMMITTEE

The Committee on Election made the following report:

Mr. President:

Your Committee on Election, to whom was referred Senate Bill No. 32.

A Concurrent Resolution Amending Sections 150 and 173 of the Constitution of the State of North Dakota, Relating to the Election and Duration of Terms of Office of the County Officers.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 4, of Section 2 of the printed bill, strike out "1920" and insert in lieu thereof "1922;" and

In line 10, of Section 2, after the word "qualified," insert as follows: "and the said officers are not eligible to re-election to same office until one term elapses."

Strike out everything after the word "officers" in line 14, of Section 2.

And when so amended, recommend the same do pass.

F. T. GRONVOLD,
Chairman.

Mr. F. T. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE ELECTION COMMITTEE

The Committee on Election made the following report:

Mr. President:

Your Committee on Election, to whom was referred Senate Bill No. 24.

A Concurrent Resolution Amending Section 45 of the Constitution of the State of North Dakota, Relating to the Salary of Members of the Legislative Assembly.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

F. T. GRONVOLD,
Chairman.

Mr. F. T. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE ELECTION COMMITTEE

The Committee on Election made the following report:

Mr. President:

Your Committee on Election, to whom was referred Senate Bill No. 26.

A Concurrent Resolution Amending Section 56 of the Constitution of the State of North Dakota, Relating to the Length of the Legislative Sessions.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 4, of Section 1, Amendment, strike out everything after the word "impeachment."

And when so amended, recommend the same do pass.

F. T. GRONVOLD,
Chairman.

Mr. F. T. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE ELECTION COMMITTEE

The Committee on Election made the following report:

Mr. President:

Your Committee on Election, to whom was referred Senate Bill No. 27.

A Concurrent Resolution Amending Section 55 of the Constitution of the State of North Dakota, Relating to the Frequency of Legislative Sessions.

Have had the same under consideration, and recommend that the same do pass.

F. T. GRONVOLD,
Chairman.

Mr. F. T. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE ELECTION COMMITTEE

The Committee on Election made the following report:

Mr. President:

Your Committee on Election, to whom was referred Senate Bill No. 39.

A Concurrent Resolution Amending Sections 71 and 82 of the Constitution of the State of North Dakota.

Have had the same under consideration, and recommend that the same be amended as follows:

That everything after the words "A Bill" be stricken out and the following substituted:

A CONCURRENT RESOLUTION

For an Amendment to the Constitution of the State of North Dakota, Relating to the Term of Office of the Governor, Secretary of State, Auditor, Treasurer, Superintendent of Public Instruction, Commissioner of Insurance, Commissioners of Railroads and Commissioner of Agriculture and Labor, and Attorney General.

Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring therein:

That the following proposed amendments to the Constitution of the State of North Dakota are agreed to and referred to the Legislative Assembly to be chosen at the next general election to be by the last named Legislative Assembly submitted to the qualified electors of the State for approval or rejection, in accordance with the provisions of Section 202 of the Constitution of the State of North Dakota:

Section 1. Amendment.) That Section 71 of the Constitution of the State of North Dakota be amended so as to read as follows:

Section 71. The Executive Power shall be vested in a Governor, who shall reside at the seat of Government and shall hold his office for the term of four years and until his successor is elected and duly qualified, but no person shall be elected to the office of Governor two consecutive terms.

Section 2. Amendment.) That Section 82 of the Constitution of the State of North Dakota be amended so as to read as follows:

Section 82. There shall be chosen by the qualified electors of the State at the times and places of choosing members of the Legislative Assembly, a Secretary of State, Auditor, Treasurer, Superintendent of Public Instruction, Commissioner of Insurance, three Commissioners of Railroads, Attorney General and one Commissioner of Agriculture and Labor, who shall have attained the age of twenty-five years, shall be citizens of the United States and shall have the qualifications of state electors. They shall severally hold their offices at the seat of government for the term of four years and until their successors are elected and duly qualified, except that the three Railroad Commissioners shall hold their office for a period of six years and until their successors are elected and duly qualified. Of the three Railroad Commissioners elected in 1922 one shall hold office for the term of two years, one for the term of four years and one for the term of six years,

their respective terms to be determined by lot. No person shall be eligible to the same office for two consecutive terms.

And when so amended, recommend the same do pass.

F. T. GRONVOLD,
Chairman.

Mr. F. T. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE ELECTION COMMITTEE

The Committee on Election made the following report:

Mr. President:

Your Committee on Election, to whom was referred Senate Bill No. 25.

A Concurrent Resolution to Amend the Constitution of the State of North Dakota, Relating to the Number of Senators and Representatives in the Legislative Assembly and Senatorial Districts.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

F. T. GRONVOLD,
Chairman.

Mr. F. T. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE ELECTION COMMITTEE

The Committee on Election made the following report:

Mr. President:

Your Committee on Election, to whom was referred Senate Bill No. 23.

A Concurrent Resolution, Amending Sections 27 and 33 of the Constitution of the State of North Dakota, relating to the Election and Duration of Terms of Office of Members of the Legislative Assembly.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 6, of Section 2 of the printed bill, strike out "1920," and insert in lieu thereof "1922."

And when so amended, recommend the same do pass.

F. T. GRONVOLD,
Chairman.

Mr. F. T. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred Senate Bill No. 6.

A Bill for an Act Relating to Compensation for Wrongful Imprisonment of Innocent Persons, and Making an Appropriation Therefor.

Have had the same under consideration, and recommend that the same be amended as follows

By striking out all of Section 7.

And when so amended, recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE LIVE STOCK COMMITTEE

The Committee on Live Stock made the following report:

Mr. President:

Your Committee on Live Stock, to whom was referred Senate Bill No. 31.

A Bill for an Act to Compensate Owners of Any Horse, Gelding or Mare, Ass or Mule, Afflicted With Disease Commonly Known as Glanders and Which Have Died in Quarantine.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

J. A. ENGLUND,
Chairman.

Mr. Englund moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. McGray introduced the following resolution:

Be It Resolved, By the Senate of the State of North Dakota:

WHEREAS, There are matters of great import to the taxpayers that are now being considered, namely, House Bill No. 44, a Concurrent Resolution revising the Constitution of the State of North Dakota, the most important legislation ever introduced in the North Dakota Legislature; and,

WHEREAS, It is our judgment that the interest of the State would be best served by the members of the Senate consulting with their constituents in regard to the pending legislation; now, therefore,

Be It Hereby Resolved, That when the Senate adjourns today, it stands adjourned for a period of three days.

Mr. Ployhar moved that the resolution be adopted.

Which motion prevailed, and the resolution was adopted.

Mr. Hyland moved that the resolution be messaged to the House.

Which motion prevailed, and the resolution was so messaged.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Cahill introduced Senate Bill No. 63.

A Bill for an Act to Amend and Re-enact Section 4606 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Capital Stock of Co-Operative Associations.

Was read the first and second time, and referred to the Committee on Ways and Means.

Mr. Cahill introduced Senate Bill No. 64.

A Bill for an Act to Amend and Re-Enact Sections 2, 3, and 5 of Chapter 92 of the Session Laws of North Dakota for 1915, Relating to Co-Operative Associations.

Was read the first and second time, and referred to the Committee on Ways and Means.

Mr. Gronvold introduced Senate Bill No. 65.

A Bill for an Act to Provide for State Insurance of Public Buildings, and Making an Appropriation Therefor.

Was read the first and second time, and referred to the Committee on Insurance.

THIRD READING OF SENATE BILLS

Senate Bill No. 42.

A Bill—A Concurrent Resolution Amending the Constitution of the State of North Dakota, Relating to the Taxes of Improvements on Land.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Ellingson	McBride	Rowe
Englund	McCarten	Sandstrom
Ettestad	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.
Gibbens	Kretschmar

So the bill passed, and the title was agreed to.

Mr. Kirkeide moved that Senate Bill No. 8 be indefinitely postponed.

Roll call demanded.

Senate Bill No. 8.

A Bill for an Act to Provide for the Proper Rotation of Small Grains, to Provide Against the Present Method of Robbing the Soil by the Planting of Some Kind of Crop Which Requires Cultivation, Seeding to Some of the Various Kinds of Grasses and Summerfallow, Providing Penalties for the Violation of the Provisions of This Act, and Providing for Its Enforcement, and Making an Appropriation for Same.

The question being on the motion to indefinitely postpone Senate Bill No. 8, the roll was called, and there were ayes, 28; nays, 18; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Hunt	Nelson, Richland
Benson	King	Pendray
Cahill	Kirkeide	Sandstrom
Carey	Levang	Sikes
Drown	Lindstrom	Stenmo
Englund	McCarten	Thoreson
Ettestad	Morkrid	Wenstrom
Hamerly	Mortenson	Young
Hamilton	Mostad	Zieman
Hemmingsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	McBride	Paulson
Ellingson	McGray	Ployhar
Haggart	McLean	Porter
Heckle	Martin	Putnam
Hyland	Murphy	Rowe
Jacobsen	Nelson, G. Forks	Welford

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Gronvold	Kretschmar

So the bill was indefinitely postponed.

Mr. Kirkeide moved that Senate Bill No. 57, a concurrent resolution, be adopted, and messaged to the House.

Which motion prevailed, and the concurrent resolution was so messaged.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. ...

Concurrent resolution by Mr. Lathrop.

Was read the first and second time, and referred to the Committee on Irrigation and Drainage.

House Bill No. 11.

A Bill for an Act Relating to Bonds and Undertaking on Appeal.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 32.

A Bill for an Act to Amend Section 3 of Chapter 110 of the Laws of North Dakota for 1915, Relating to Highway Improvements.

Was read the first and second time, and referred to the Committee on Highways and Bridges.

House Bill No. 40.

A Bill for an Act Transferring from the Fund Appropriated to the Secretary of the Tax Commission, Under Subdivision 18, Chapter 43, of the Session Laws of 1915, the General Budget, the Sum of \$1,551.45 to the Funds Appropriated for Clerk Hire and Assistants for the Tax Commission Under Subdivision 18, with an Emergency Clause.

Was read the first and second time, and referred to the Committee on Appropriations.

THIRD READING OF HOUSE BILLS

House Bill No. 23.

A Bill for an Act to Amend and Re-enact Article 75 of Section 3599 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Powers of City Councils.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Ellingson	McBride	Rowe
Englund	McGray	Sandstrom
Ettestad	McLean	Sikes
Gronvold	Martin	Stenmo
Haggart	Morkrid	Thoreson
Hamerly	Mortenson	Welford
Hamilton	Mostad	Wenstrom
Heckle	Murphy	Young
Hemmingsen	Nelson, G. Forks	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Kretschmar	McCarten

So the bill passed.

House Bill No. 23.

A Bill for an Act to Amend and Re-enact Article 75 of Section 3599 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Powers of City Councils.

The question being on the passage of the emergency clause, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Nelson, G. Forks	Nelson, Richland
Beck	Hyland	Paulson
Benson	Jacobsen	Pendray
Cahill	King	Ployhar
Carey	Kirkeide	Porter
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Englund	McBride	Sandstrom
Ettestad	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Kretschmar	McCarten

So the emergency clause passed, and the title was agreed to.

The following telegram was received:

BURNSTAD, NORTH DAKOTA,
January 17, 1917.

To Senate,

Bismarck.

We, one hundred farmers, of Napoleon and Burnstad, Logan County, protest against delay or defeat of House Bill No. 44. We insist upon speedy action that feed D grading and similar iniquities may be abolished now.

We object to waiting two years.

THOS. J. ABNTZ.

Courtesies of the floor were extended to:

G. W. Lynn, Linton, N. D.

August Benz, Moffit, N. D.

Mr. Ellingson moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

TWENTY-FIRST DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 22, 1917.

The Senate convened at 2 o'clock, the President pro tem presiding.

Prayer was offered by the Chaplain, Rev. Hutcheson.

Roll call.

All members present, except Messrs. Beck, Cahill, Carey, Drown, Ellingson, Englund, Ettestad, Gibbens, Haggart, Hemmingsen, Krestchmar, Morkrid, Mostad, McCarten, Pendray, Porter, Putnam, Rowe, Thoreson and Ziemann.

Mr. Jacobsen moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the sixteenth day have carefully examined the same, and recommend that the same be corrected as follows:

On page 15, line 15, cut out the words "and 99."

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND RESOLUTIONS

OFFICE OF SECRETARY OF STATE,
BISMARCK, NORTH DAKOTA,
January 5, 1917.

STATEMENT OF THE RESULT

OF THE PETITIONS FILED IN THE OFFICE OF THE SECRETARY OF STATE ON JUNE 3, 1915, SEEKING TO REFER CERTAIN MEASURES TO THE PEOPLE AT THE GENERAL ELECTION TO BE HELD IN NOVEMBER, 1916.

To the Members of the Fifteenth Legislative Assembly of the State of North Dakota:

Sirs:

I, Thomas Hall, Secretary of State of the State of North Dakota, acting under authority of the Amendment to Section 25, Article 2, of the Constitution of the State of North Dakota, proposed and passed by the Twelfth and Thirteenth Legislative Assemblies, adopted by the people at the General Election held on November 3, 1914, and reported by me to the Fourteenth Legislative Assembly, do hereby make my official statement as to the result of the petitions to refer the following measures enacted by the Fourteenth Legislative Assembly to a vote of the people under the authority of the Constitutional Amendment hereinbefore mentioned.

House Bill No. 114.

An Act defining the crime of bootlegging, fixing the punishment therefor, and repealing Sections 10144 and 10145, Compiled Laws of the State of North Dakota, being Chapter 60, Session Laws, 1913.

Total number of signatures, 8,635.

House Bill No. 492.

An Act amending and re-enacting Chapter 279 of the Laws of 1913, known as the Mill Tax for Terminal Elevators.

Total number of signatures, 8,374.

Senate Bill No. 194.

An Act creating a State Board of Immigration, prescribing its powers and duties, making an appropriation therefor, and repealing Sections 573, 574, 575, 576, 577 and 578 of the Compiled Laws of North Dakota for the year 1913.

Total number of signatures, 8,272.

House Bill No. 216.

An Act relating to an Emergency Board, and to repeal Sections 1821, 1823 and 1824 of the Compiled Laws of 1913.

Total number of signatures, 4,892.

Senate Bill No. 143.

An Act making an appropriation for new buildings, equipment and improvements and repairs for the Hospital for the Insane at Jamestown.

Total number of signatures, 4,824.

Senate Bill No. 279.

An Act to amend Sections 236, 237, 255, 265, 270 and 273 of the Compiled Laws of North Dakota for the year 1913, relating to the Board of Control of State Institutions, and to provide for the transfer of inmates from one institution to another institution.

Total number of signatures, 5,049.

Senate Bill No. 139.

An Act placing telephone companies under the supervision of the Board of Railroad Commissioners, giving said commissioners power to compel physical connections between telephone systems, to regulate the rates and charges of telephone companies, and to control construction and operation of telephone plants, and providing penalties for the violation of orders promulgated by the Board of Railroad Commissioners.

Total number of signatures, 4,913.

Senate Bill No. 150.

An Act to provide an appropriation to cover necessary expenditures and emergencies, and properly maintain the penitentiary, from March 20, 1913, to April 1, 1915.

Total number of signatures, 4,617.

Senate Bill No. 156.

An Act authorizing an appropriation for carrying out the provisions of Sections 711, 712 and 713, of Chapter 9 of the Compiled Laws of 1913, relating to the employment of public accountants and establishing a uniform system of accounting.

Total number of signatures, 4,750.

Senate Bill No. 152.

An Act amending and re-enacting Section 376 of the Compiled Laws of North Dakota for 1913, relating to the powers of the Trustees of Public Property.

Total number of signatures, 4,742.

House Bill No. 356.

An Act prescribing the manner in which rates to be charged by persons, firms or corporations for water, gas or electricity for light, heat or power may be regulated and placing such regulation under the control of the Board of Railway Commissioners.

Total number of signatures, 4,660.

House Bill No. 506.

An Act to appropriate money to cover the deficiency in the salary and expense accounts of the State Examiner, as shown on the books of the State Auditor on December 31, 1914.

Total number of signatures, 4,787.

House Bill No 361.

An Act creating a Board of Regents for the State University, the State Agricultural College, the Normal Schools, the School of Science, the Normal and Industrial School, the School of Forestry and such state educational institutions as may be hereafter established, to prescribe its powers and duties, to provide for the management and control of the state educational institutions, to provide an appropriation to

carry out the purposes of the Act, and repealing all acts and parts of acts in conflict or inconsistent therewith.

Total number of signatures, 4,816.

House Bill No. 507.

An Act to appropriate money to cover the deficiency in the public printing account, shown on the books of the State Auditor, on December 31, 1914.

Total number of signatures, 4,808.

House Bill No. 508.

An Act to appropriate money to cover the deficiency in the maintenance of Capitol account shown on the books of State Auditor on December 31, 1914.

Total number of signatures, 4,842.

The constitutional amendment authorizing the initiative and referendum provides that "the power to order an act, item, or part of any act to be referred to the people for their approval or rejection at the polls, and it may be ordered (except as to laws necessary for the immediate preservation of the public peace, health or safety as to any measure or any parts, items or sections of any measures passed by the Legislative Assembly, either by a petition signed by ten per cent of the legal voters of the State from a majority of the counties, or by the Legislative Assembly, if a majority of the members-elect vote therefor."

The Amendment also reads, in part, as follows:

"The whole number of votes for Secretary of State at the regular election last preceding the filing of any petition for the initiative or for the referendum shall be the basis on which the number of legal voters necessary to sign such petition shall be counted."

Total number of votes cast for Secretary of State at the general election held November 3, 1914, was 82,280, and I, therefore, assume that 8,228 signatures to a petition are necessary in order to refer a measure to the people at the next general election.

After making a careful canvass of the petitions presented, I find that only three measures received the required number of signatures, namely;

House Bill No. 114.

An Act defining the crime of bootlegging and fixing the punishment therefor.

House Bill No. 492.

An Act amending the law providing for a mill tax for terminal elevators.

Senate Bill No. 194.

An Act creating a State Board of Immigration.

Now, therefore, acting upon authority conferred by the Constitution, in my capacity as Secretary of State, I hereby certify that the signatures to the petitions to refer these several measures, heretofore mentioned, have been carefully canvassed and examined, and that, to the best of my knowledge and belief, the figures reported are accurate and true.

Under the provisions of Article 15, of the Constitution of the State of North Dakota, as amended at the General Election held November 3, 1914, the power to propose laws, and to enact or reject the same at the polls is reserved by the people, and it becomes the duty of the Secretary of State to cause such proposed or referred laws to be printed on the ballots and submitted to the people for their approval or rejection at the next general election following the filing of petitions signed by the required number of voters and properly filed.

Under date of June 3, 1915, a petition to refer House Bill No. 114, the so-called bootlegging bill, was properly filed in this office, and the same was carefully examined and found to be signed by the required number of voters, but upon receipt of the following opinion of Henry J. Linde, Attorney General, I have decided to be guided by that opinion, and to treat the petition as insufficient and the law not referred.

BISMARCK, Apr. 18, 1916.

Hon. Thos. Hall,
Secretary of State.
Bismarck, North Dakota.

Dear Sir:

I acknowledge receipt of your letter of today's date with respect to the matter of the validity of the referendum peti-

tions filed against House Bill 114, the so-called Bootlegging bill.

On March 4, 1916, I wrote an opinion addressed to Mr. H. A. Burgeson, State's Attorney of Stark County, holding that in my opinion, House Bill No. 114 was in full force and effect, for the reason that it seemed apparent to me that the petition seeking to refer the law was ineffective and inoperative. I therefore advise you that in the opinion of this office the petitions are insufficient to warrant you, as a matter of law, to place House Bill No. 114 upon the ballot to be voted upon by the people at the next general election.

It is unnecessary for me to specify in detail the reason for my opinion, but I might say that I have spent considerable time in investigating the petitions and have come to the conclusion that the petitions are insufficient, and in my opinion the court would so hold, were the matter presented to the court.

I might inform you that it has been rumored to me that an action will be commenced by some of the friends of the petition against you for the purpose of getting a writ of mandamus to compel you to place this law upon the ballot. If such papers should be served I desire to ask you to refer them to me for attention.

Respectfully submitted,

HENRY J. LINDE,
Attorney General.

INITIATIVE AND REFERENDUM

CAPITAL REMOVAL

On the 6th day of May, 1916, petitions were filed in the office of the Secretary of State, seeking to initiate an amendment to the Constitution, under the provisions of Section 202 of the Constitution, to provide for a change of the seat of the State Government from the City of Bismarck, County of Burleigh, to the City of New Rockford, County of Eddy, North Dakota. The signatures to these said petitions were carefully checked and were held to be in a sufficient number by the State Department.

An action was brought in the District Court of the Sixth Judicial District on the part of A. C. Hinckley, seeking to secure a court order restraining the Secretary of State;

1. From filing said petitions in his office, as Secretary of State.
2. From publishing the same.
3. From putting the same upon the ballot and submitting the same to the voters of the State at the next general election.
4. From taking any action whatsoever upon said petitions, towards submitting said question to the voters of the State at the next said general election.
5. For such other and further relief as may seem just.

However, before a decision was rendered in the District Court, another action was brought in the Supreme Court of the State under the following title: State of North Dakota, ex rel Henry J. Linde, Attorney General, and Otto Bauer, Relator, Plaintiffs and Petitioners, vs. Thomas Hall, Secretary of State of the State of North Dakota, and as such Secretary of State, Defendant and Respondent; it being a petition for an order requiring the Secretary of State to permit the Plaintiff, his attorneys and agents, and A. C. Hinckley to inspect and examine the petitions filed for the removal of the State Capital. On the 6th day of July, 1916, an order was issued requiring the Secretary of State to show cause why such examination should not be permitted, to which the Secretary of State made answer.

The petition of Otto Bauer, as Plaintiff, for a restraining order, was granted on the 2nd day of October, 1916, and the Secretary of State was restrained from placing the matter of the removal of the seat of government upon the ballot, to be submitted to the people at the general election held November 7, 1916.

REFERENDUM

BOOTLEGGING

A petition was filed in the office of the Secretary of State seeking to refer House Bill No. 114 of the Fourteenth Legislative Assembly, an Act Defining the Crime of Bootlegging and Fixing the Punishment Therefor. In my canvass of the signatures attached to the petition, I found that, in my opinion, there were a sufficient number of signatures to entitle it to be referred to the people, but, on referring the matter

to the Attorney General for his opinion as to the petition, he wrote me, under date of the 20th day of April, 1916, to the effect that the petition seeking to refer the law was ineffective and inoperative and not sufficient to warrant the Secretary of State to place the referendum of House Bill No. 114 upon the ballot, to be voted upon by the people at the general election.

Thereupon an action was brought in the District Court of the Eighth Judicial District, Ward County, entitled: State of North Dakota ex rel, Wm. Maas vs. Thomas Hall, as Secretary of State of the State of North Dakota, it being a petition that the Court issue an order requiring the Secretary of State to place House Bill No. 114 of the Fourteenth Legislative Assembly upon the ballot, to be submitted to the people at the general election, and the Court did, on the 28th day of August, 1916, so order and the question was submitted to the people in compliance with the said order, with the result that there were, according to the canvass made by the State Board of Canvassers of the votes cast on the proposition, 51,673 votes in favor of the law, as compared with 42,956 votes opposed to it. Therefore it was held by the State Board of Canvassers that House Bill 114 of the Fourteenth Legislative Assembly had been approved by the people at a referendum submitted at the general election.

REFERENDUM
TERMINAL ELEVATORS

The petition filed in the office of the Secretary of State to refer House Bill No. 492 of the Fourteenth Legislative Assembly, an Act Amending the Law Providing for a Mill Tax for Terminal Elevators, to the people at the general election held November 7, 1916, being held to be in proper form and to have attached to it the required number of signatures, the question was placed upon the ballot, and the State Canvassing Board in its canvass of the votes cast on the proposition found that 51,889 votes had been cast in favor of the law as against 47,035 votes opposed to it, so the Canvassing Board held that the law was approved by the people.

REFERENDUM
IMMIGRATION BOARD

A petition was filed in the office of the Secretary of State to refer Senate Bill No. 194 of the Fourteenth Legislative

Assembly, an Act Creating a State Board of Immigration, to the people at the general election. After canvassing the signatures, the Secretary of State found, in his opinion, that a sufficient number of signatures had been attached to the petition and that the petition itself was in proper form.

Because of the fact that the Secretary of State had held that the petition to refer the bill was in proper form, etc., the Board of Immigration did not organize, whereupon an action was brought in the Supreme Court under the title: State of North Dakota ex rel. Isaac P. Baker vs. L. B. Hanna, as Governor of the State of North Dakota, et al., the Court holding that the petition was not in proper form, that there were two subjects included in the petition and that the objects were dissimilar; and in the opinion filed October 8, 1915, the subject matter was held to be conflicting and incompatible and not such as could be consolidated as one petition.

Thereupon the members of the Board of Immigration assembled on the 9th day of November, 1915, in the office of the Governor for the purpose of organizing and carrying out its work as set forth in the law. In the midst of the proceedings, Mr. Broderick, of Mandan, served a summons and complaint upon the Board in behalf of James McGillic, of Mandan, against the individual members of the Board, citing them to make answer in the District Court of the Sixth Judicial District as to why they should not be permanently enjoined from performing their duties as Commissioners of Immigration, etc., etc. An adjournment was thereupon taken by the Board. A later decision held, however, that the law creating the Board was constitutional and that the petitions were not of a sufficient character, etc., and that the Board was entitled to organize and to do the work contemplated under the law. No business has been transacted by the Board under that decision.

Respectfully submitted,

THOMAS HALL,
Secretary of State.

Mr. Hyland moved that the report of the Secretary of State be accepted.

Which motion prevailed, and the report was accepted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 22, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 17.

A Bill for an Act to Amend and Re-enact Section 6076 of the Compiled Laws of the State of North Dakota for the Year 1913.

Also House Bill No. 27.

A Bill for an Act to Amend and Re-enact Section 8970 of the Compiled Laws of North Dakota for the Year 1913, Relating to Clerk of County Court.

Also House Bill No. 30.

A Bill for an Act Repealing Section 720 of the Compiled Laws of 1913 of North Dakota, Relating to Expenses Paid of Supreme Judges.

Also House Bill No. 42.

A Bill for an Act to Amend and Re-enact Section 1 of Chapter 188 of the Laws of North Dakota for 1915, making the State Food Commissioner Ex-officio State Inspector of Oils, and Providing for the Appointment of Deputies and Their Salaries.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 22, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 19.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 22, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 44.

A Bill for an Act Providing a Penalty for Larceny of Automobiles and Motorcycles.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Hyland moved that the Senate do not take up the thirteenth and sixteenth orders of business.

Which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Englund introduced:

Senate Bill No. 66.

A Concurrent resolution.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Welford introduced:

Senate Bill No. 67.

A Bill for an Act to Amend and Re-enact Section 951 of the Compiled Laws of North Dakota for the Year 1913, Relating to Election Officers.

Was read the first and second time and referred to the Committee on Elections.

Mr. McGray introduced:

Senate Bill No. 68.

A Bill for an Act Amending Section 4796 of the 1913 Compiled Laws, Relating to the Rates Which May Be Charged by Common Carriers for the Transportation of Passengers.

Was read the first and second time and referred to the Committee on Railroads.

Mr. McGray introduced:

Senate Bill No. 69.

A Bill for an Act to Amend and Re-Enact Section 2185 of the Compiled Laws of North Dakota for the Year 1913, Fixing the Time When Real Estate Taxes Become Due and Delinquent and Prescribing the Penalties on Delinquent Taxes, and Providing for Discount If Paid on or Before December 31.

Was read the first and second time and referred to the Committee on Tax and Tax Laws.

Mr. McGray introduced: ✓

Senate Bill No. 70.

A Bill for an Act Providing for the Discount on Personal Property Taxes If Paid on or Before December 31, Each Year.

Was read the first and second time and referred to the Committee on Tax and Tax Laws.

Mr. Jacobsen introduced:

Senate Bill No. 71.

A Bill for an Act Relating to Exchange in Any Note, Bond, Mortgage or Other Evidence of Debt.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Jacobsen introduced:

Senate Bill No. 72.

A Bill for an Act to Amend and Re-Enact Section 689 of the Compiled Laws of North Dakota for 1913, Relating to Notice of Charges and Taking Testimony in Cases of Removal by the Governor.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Hamerly introduced:

Senate Bill No. 73.

A Bill for an Act, Entitled an Act Reinstating and Validating the Charters of Corporations That Have Been Cancelled for Failure to Make Reports as Required by and Under Section

4146 of the Revised Code of 1905 (Section 4518, Compiled Laws of 1913).

Was read the first and second time and referred to the Committee on Judiciary.

A sealed communication was received from the Governor.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 17.

A Bill for an Act to Amend and Re-enact Section 6076 of the Compiled Laws of the State of North Dakota for the Year 1913.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 27.

A Bill for an Act to Amend and Re-enact Section 8970 of the Compiled Laws of North Dakota for the Year 1913, Relating to Clerk of County Court.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 30.

A Bill for an Act Repealing Section 720 of the Compiled Laws of 1913 of North Dakota, Relating to Expenses Paid of Supreme Judges.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 42.

A Bill for an Act to Amend and Re-enact Section 1 of Chapter 188 of the Laws of North Dakota for 1915, Making the State Food Commissioner ex-Officio State Inspector of Oils, and Providing for the Appointment of Deputies, and Their Salaries.

Was read the first and second time and referred to the Committee on Ways and Means.

Mr. Allen moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION

Courtesies of the floor were extended to:

Geo. A. Welch, Bismarck, North Dakota.

Mr. McGray moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

TWENTY-SECOND DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 23, 1917.

The Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Hutcheson.

Roll call.

All members present, except Messrs. Beck, Carey, Haggart, Putnam, Thoreson and Englund.

Mr. Rowe moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the twenty-first day have carefully examined the same, and find the same correct.

And recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

The following communication was received:

BISMARCK, NORTH DAKOTA,
January 22, 1917.

To the Honorable Mr. Kraabel, Lieutenant Governor of North Dakota, and to the Members of the Senate of the Fifteenth Legislative Assembly:

The undersigned has felt for some time that the State of North Dakota should provide a home for its disabled working men and for all men who are no longer able to care for their needs because of their infirmities of age. The State has a Soldiers' Home at Lisbon for its veteran soldiers of the Civil War. The State provides for the care of the unfortunates who have lost their reason and even for the transgressors of law and order, but for the aged and disabled men who have helped to develop the resources of the State there is no institution to which he may go, except to the County Poor Farm.

Therefore, the undersigned hereby respectfully petitions your Honorable Assembly to make some provision for a Home for the Aged and Disabled Men. The undersigned hereby offers to give to the State of North Dakota as a site for such a home the northwest quarter of Section 14, Township 143, Range 87, in Oliver County, containing 160 acres of good, tillable land, subject to the following conditions:

1. The undersigned will give said land to the State, subject to a mortgage of eight hundred dollars (\$800.00), now held against the land by the State.

2. If the State accepts this gift, it must improve the property by building and maintaining a comfortable and respectable home for those who may be admitted thereto. In case the home should at any time be discontinued, the land and improvements thereon shall revert to the estate of the undersigned, O. S. Cowley.

3. The home shall be purely benevolent, but if the applicant possesses property to the value of two thousand dollars (\$2,000.00), or more, he shall be required to give to the home at least one thousand dollars (\$1,000.00), which shall be used for the maintenance and equipment of the said home.

4. The applicant, to gain admittance, must have been a resident of the State at least five years previous to the date of application, and must be of sound mind. If he is married, his wife shall be admitted on the same terms as her husband.

It is also understood that the undersigned, O. S. Cowley, shall be admitted to the home on the same terms as others, and that he shall be named as the temporary superintendent of the home.

Respectfully submitted,

O. S. COWLEY.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENGROSSED BILLS

The Committee on Engrossed Bills made the following report:

Mr. President:

Your Committee on Engrossed Bills have examined:

Senate Bill No. 26.

A Concurrent Resolution Amending Section 56 of the Constitution of the State of North Dakota, Relating to the Length of the Legislative Session.

Also Senate Bill No. 39.

A CONCURRENT RESOLUTION

For an Amendment to the Constitution of the State of North Dakota, Relating to the Term of Office of the Governor, Secretary of State, Auditor, Treasurer, Superintendent of Public Instruction, Commissioner of Insurance, Commissioners of Railroads and Commissioner of Agriculture and Labor, and Attorney General.

Also Senate Bill No. 23.

A Concurrent Resolution Amending Sections 27 and 33 of the Constitution of the State of North Dakota, Relating to the Election and Duration of Terms of Office of Members of the Legislative Assembly.

Also Senate Bill No. 32.

A Concurrent Resolution Amending Sections 150 and 173 of the Constitution of the State of North Dakota, Relating to the Election and Duration of Terms of Office of the County Officers.

Also Senate Bill No. 6.

A Bill for an Act Relating to Compensation for Wrongful Imprisonment of Innocent Persons, and Making an Appropriation Therefor.

Also Senate Bill No. 27.

A Concurrent Resolution Amending Section 55 of the Constitution of the State of North Dakota, Relating to the Frequency of Legislative Sessions.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SENATE COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills made the following report:

Mr. President:

Your Committee on Enrolled Bills have examined.

Senate Bill No. 12.

A Bill for an Act Granting Women the Right to Vote for Presidential Electors and Certain Other Officers, and to Participate and Vote on Certain Matters and in Certain Elections.

Also Senate Bill No. 13.

A Bill—Concurrent Resolution—A Concurrent Resolution for an Amendment to the Constitution, Providing for the Elective Franchise.

Also Senate Bill No. 15.

A Bill for an Act to Amend and Re-enact Section 10059 of the Compiled Laws of North Dakota, Relating to Malicious Mischief.

And find the same correctly enrolled.

OSCAR LINDSTROM,
Acting Chairman.

Mr. Lindstrom moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGE FROM THE HOUSE
HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 23, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 7.

A Bill for an Act to Amend Section 7754 and Section 7758 of the Compiled Laws of North Dakota, 1913, Relating to the Redemption from Sales of Real Property Under Execution and Mortgage Foreclosure Sales.

Also House Bill No. 38.

A Bill for an Act Relating to the Exemption of Personal Property from Attachment, Levy and Sale on Execution, and to Amend Sections 7731 and 7738 of the Compiled Laws of North Dakota for the Year 1913.

Also House Bill No. 50.

A Bill for an Act to Amend and Re-enact Section 1201 of the Compiled Laws of North Dakota for the Year 1913, Relating to Fire Escapes on School Houses.

Also House Bill No. 57.

A Bill for an Act to Amend and Re-enact Section 8954 of the Compiled Laws of North Dakota for the Year 1913, Relating to Costs in Actions Transferred from County Courts with Increased Jurisdiction to District Courts.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 23, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 18.

A Bill for an Act Relating to the Receipt and Filing by the

Register of Deeds of Mortgages and Assignments of Mortgages.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

The Secretary announced that the President was about to sign:

Senate Bill No. 12.

A Bill for an Act Granting Women the Right to Vote for Presidential Electors and Certain Other Officers, and to Participate and Vote on Certain Matters and in Certain Elections.

Senate Bill No. 13.

A Bill—Concurrent Resolution—A Concurrent Resolution for an Amendment to the Constitution, Providing for the Elective Franchise.

Senate Bill No. 15.

A Bill for an Act to Amend and Re-Enact Section 10059 of the Compiled Laws of North Dakota, Relating to Malicious Mischief.

House Bill No. 19.

A Bill for an Act to Repeal Section 672 of the Compiled Laws of North Dakota for the Year 1913, Relating to Fee Charged by County Auditor for Filing Township Officers' Bonds.

And the President signed the same in the presence of the Senate.

Mr. Rowe moved that the pen with which the President of the Senate signed Senate Bills Nos. 12 and 13 be presented by the Senate to Mrs. Elizabeth Preston Anderson, President of the W. C. T. U. of North Dakota.

Which motion prevailed.

The President appointed Messrs. Rowe and Lindstrom as a committee to escort Mrs. Anderson to the President's rostrum, and presented the pen to her on behalf of the Senate.

Mrs. Anderson thanked the Senate on behalf of the W. C. T. U., and stated the pen would ever be kept as a memento of the occasion.

The report of the Budget Committee was received and accepted.

Mr. Gibbens moved that the reading of the report of the Budget Committee be dispensed with and that 1,000 copies of same be printed in pamphlet form.

Which motion prevailed.

Mr. Murphy moved that the time allowed to the standing committees to make reports on the various bills under consideration be extended.

Which motion prevailed, and the time was so extended.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Jacobsen introduced:

Senate Bill No. 74.

A Bill for an Act to Amend and Re-Enact Section 46 of Chapter 161 of the Session Laws of North Dakota for 1915, Relating to Beaver and Otter.

Was read the first and second time and referred to the Committee on Game and Fish.

Mr. Cahill introduced:

Senate Bill No. 75.

A Bill for an Act to Amend Sections 4706, 4777 and 4779, of the Revised Codes of 1905, Relating to Transfer Facilities of Crossing, Connecting, Intersecting and Parallel Common Carriers, Determining How the Expense of Transfer Facilities, "Ys" and Connecting Tracks Shall Be Paid and How Same Shall Be Installed.

Was read the first and second time and referred to the Committee on Railroads.

The Senate Judiciary Committee introduced:

Senate Bill No. 76

A Bill for an Act Providing for the Calling in and Payment of the Expenses of Any Judge of Another Judicial District for the Trial of Civil and Criminal Actions, in the Supreme and District Courts When Judges Are Disqualified From Serving.

A Bill for an Act to Amend and Re-Enact Section Number 773 of the Compiled Laws of the State of North Dakota for the Year 1913.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Nelson of Richland introduced:

Senate Bill No. 77.

A Bill for an Act Relating to Railroad Rates in This State and to Increase the Powers and Further Define the Duties of the Board of Railroad Commissioners in Relation to the Same and to Define, Prevent, and Punish Unjust Discrimination in the Rates Charged for the Transportation of Freight on Railroads in This State, and Prohibiting Any Railway Company Doing Business in This State, From Charging or Receiving Any Greater Compensation for the Transportation of a Like Kind or Class and Quantity of Property or Freight of Any Description for a Shorter Than for a Longer Distance Over the Same Line and Empowering and Directing the Board of Railroad Commissioners to Make and Promulgate a Schedule of Reasonable Maximum Rates of Charges for the Transportation of Freight and Cars and Vesting Said Board of Railroad Commissioners With Power of Classification of Freight and of Rates and Railroads and Prescribing a Mode of Procedure and Rules of Evidence in Relation Thereto and Providing Penalties and Punishments for Violations of the Provisions Thereof.

Was read the first and second time and referred to the Committee on Railroads.

Mr. Mostad introduced:

Senate Bill 78.

A Bill for an Act to Require All Public Service Corporations Doing Business Within This State to Pay Their Employees at Least Semi-Monthly, the Wages Earned by Them to Within Fifteen (15) Days of the Date of Such Payment, Unless Prevented by Inevitable Casualty, and Providing Penalty in Case of Default.

Was read the first and second time, and referred to the Committee on Corporations Other Than Municipal.

Mr. Mostad introduced:

Senate Bill No. 79.

A Bill for an Act to Promote the Safety of Employees and Travelers Upon Railroads by Compelling Common Carriers by Railroad to Properly Man Their Trains.

Was read the first and second time and referred to the Committee on Railroads.

Mr. McGray introduced:

Senate Bill No. 80.

A Bill for an Act to Amend and Re-Enact Section 8323 of the Compiled Laws of North Dakota for the Year 1913, Relating to Who May Bring Action for Death by Unlawful Act.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Lindstrom introduced:

Senate Bill No. 81.

A Bill for an Act to Amend and Re-Enact Sections 9236 and 9240 of the Compiled Laws, of the State of North Dakota, 1913, Relating to Sabbath-Breaking.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Stenmo introduced:

Senate Bill No. 82.

A Bill for an Act to Amend Section 1, of Chapter 133, of the Session Laws of 1915, Relating to Medical Inspection of Pupils in the Public Schools.

Was read the first and second time and referred to the Committee on Public Health.

THIRD READING OF SENATE BILLS

Senate Bill No. 32.

A Bill for an Act Amending Sections 150 and 173 of the Constitution of the State of North Dakota, Relating to the Election and Duration of Terms of Office of County Officers.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 37; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Kirkeide	Paulson
Ellingson	Levang	Pendray
Ettestad	McBride	Ployhar
Gibbens	McGray	Porter
Gronvold	McLean	Rowe
Hamerly	Martin	Sandstrom
Hamilton	Morkrid	Slkes
Heckle	Mortenson	Stenmo
Hemmingsen	Mostad	Welford
Hunt	Murphy	Wenstrom
Hyland	Nelson, G. Forks	Young
Jacobsen	Nelson, Richland	Zieman
King		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Drown	McCarten
Cahill		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	Haggart	Putnam
Carey	Kretschmar	Thoreson
Englund	Lindstrom	

So the bill passed, and the title was agreed to.

Senate Bill No. 26.

A Concurrent Resolution Amending Section 56 of the Constitution of the State of North Dakota, Relating to the Length of the Legislative Session.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 29; nays, 12; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	King	Murphy
Cahill	Kirkeide	Nelson, G. Forks
Drown	Kretschmar	Paulson
Ettestad	Levang	Pendray
Gronvold	McBride	Porter
Hamerly	McGray	Sikes
Hamilton	McLean	Wenstrom
Heckle	Martin	Young
Hunt	Mortenson	Zieman
Jacobsen	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Rowe
Ellingson	Morkrid	Sandstrom
Gibbens	Nelson, Richland	Stenmo
Hemmingsen	Ployhar	Welford

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	Haggart	Putnam
Carey	Lindstrom	Thoreson
Englund	McCarten	

So the bill passed, and the title was agreed to.

Senate Bill No. 27.

A Concurrent Resolution Amending Section 55 of the Constitution of the State of North Dakota, Relating to the Frequency of Legislative Sessions.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 32; nays, 9; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	King	Nelson, G. Forks
Cahill	Kirkeide	Paulson
Drown	Levang	Pendray
Ellingson	McBride	Ployhar
Ettestad	McGray	Porter
Gronvold	McLean	Sandstrom
Hamerly	Martin	Sikes
Hamilton	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Rowe
Gibbens	Kretschmar	Stenmo
Hyland	Nelson, Richland	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	Haggart	Putnam
Carey	Lindstrom	Thoreson
Englund	McCarten	

So the bill passed, and the title was agreed to.

Senate Bill No. 39.

A CONCURRENT RESOLUTION

For an Amendment to the Constitution of the State of North Dakota, Relating to the Term of Office of the Governor, Secretary of State, Auditor, Treasurer, Superintendent of Public Instruction, Commissioner of Insurance, Commissioners of Railroads and Commissioner of Agriculture and Labor, and Attorney General.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 22; nays, 17; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Levang	Murphy
Gronvold	McGray	Pendray
Hamerly	McLean	Sandstrom
Hamilton	Martin	Sikes
Heckle	Morkrid	Welford
Hemmingsen	Mortenson	Wenstrom
King	Mostad	Zieman
Kirkeide		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Ployhar
Cahill	Hyland	Porter
Drown	Jacobsen	Rowe
Ellingson	McBride	Stenmo
Ettestad	Nelson, G. Forks	Young
Gibbens	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	Kretschmar	Paulson
Carey	Lindstrom	Putnam
Englund	McCarten	Thoreson
Haggart		

So the bill was lost.

Senate Bill No. 23.

A Concurrent Resolution Amending Sections 27 and 33 of the Constitution of the State of North Dakota, Relating to the Election and Duration of Terms of Office of Members of the Legislative Assembly.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 18; nays, 23; absent and voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	King	Nelson, G. Forks
Gronvold	Kirkeide	Paulson
Hamerly	McGray	Pendray
Hamilton	McLean	Ployhar
Heckle	Martin	Sandstrom
Hemmingsen	Murphy	Sikes

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Porter
Cahill	Kretschmar	Rowe
Drown	Levang	Stenmo
Ellingson	McBride	Welford
Ettestad	Morkrid	Wenstrom
Gibbens	Mortenson	Young
Hunt	Mostad	Zieman
Hyland	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	Haggart	Putnam
Carey	Lindstrom	Thoreson
Englund	McCarten	

So the bill was lost.

Mr. Jacobsen offered the following amendment to Senate Bill No. 6:

Be amended by inserting in Section 2, at the end of line 8, of the printed bill, the following:

"Upon presentation of such petition, the board shall fix a time and place for the hearing of the petition, and shall mail notice thereof to the claimant and to the attorney general of this State at least twenty days prior to the time fixed for such hearing."

Mr. Jacobsen moved that the amendment be adopted.

Which motion prevailed, and the bill was so amended.

Mr. Jacobsen moved that the title to Senate Bill No. 6 be amended as follows:

That the title be amended by striking out the following: Comma "and making an appropriation therefor," and insert a period after the word "persons."

Which motion prevailed, and the title was so amended.

Senate Bill No. 6.

A Bill for an Act Relating to Compensation for Wrongful Imprisonment of Innocent Persons.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 38; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Nelson, Richland
Cahill	Kretschmar	Paulson
Drown	Levang	Ployhar
Ellingson	McBride	Porter
Ettestad	McCarten	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Sikes
Hamerly	Martin	Stenmo
Heckle	Morkrid	Welford
Hemmingsen	Mortenson	Wenstrom
Hunt	Mostad	Young
Hyland	Murphy	Zieman
Jacobsen	Nelson, G. Forks	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	King	Pendray
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	Haggart	Putnam
Carey	Lindstrom	Thoreson
Englund		

So the bill passed, as amended, and the title, as amended was agreed to.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Gibbens moved that Mr. M. D. Lathrop be elected to the position of Committee Room Messenger, to take the place of A. H. Burnson, resigned.

The question being on the election of M. D. Lathrop as Committee Room Messenger, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Benson	Kirkelde	Paulson
Cahill	Kretschmar	Pendray
Drown	Levang	Ployhar
Ellingson	McBride	Porter
Ettestad	McCarten	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Sikes
Hamerly	Martin	Stenmo
Hamilton	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman
Hyland	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	Haggart	Putnam
Carey	King	Thoreson
Englund	Lindstrom	

So M. D. Lathrop was elected.

The President administered the oath of office to M. D. Lathrop.

The courtesies of the floor were extended to the following:

G. C. Heder, Walsh County.

Judge C. W. Butz, Second Judicial District.

L. A. Knoke, Willow City, N. D.

Hjalmar Herr, Traill County.

G. E. Anderson, Sharon, N. D.

Mr. and Mrs. C. Shippy, Hope, N. D.

T. W. Turner.

E. L. Peterson, and

W. J. Elliott.

Mr. McGray moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

TWENTY-THIRD DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 24, 1917.

The Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Svore.

Roll call.

All members present except Messers. Beck and England.

Mr. Pendray moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the twenty-second day have carefully examined the same and recommend that the same be corrected as follows:

On page 8, after line 27, insert following, "Was read the first and second time and referred to the."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

COMMUNICATION FROM THE GOVERNOR

STATE OF NORTH DAKOTA,
OFFICE OF THE GOVERNOR,
BISMARCK, January 24, 1917.

Lynn J. Frazier,
Governor.

To the Senate:

Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State, Senate Bill No. 12, An Act Granting Women the Right to Vote for Presidential Electors and Certain Other Officers, and to Participate and Vote on Certain Matters and in Certain Elections.

Also Senate Bill No. 13, A Concurrent Resolution for an Amendment to the Constitution, Providing for the Elective Franchise.

Also Senate Bill No. 15, An Act to Amend and Re-enact Section 10059 of the Compiled Laws of North Dakota, Relating to Malicious Mischief.

I have the honor to be,

Very respectfully,

LYNN J. FRAZIER,

LJF-MJ

Governor.

The Secretary announced that the President was about to sign:

Senate Bill No. 44.

A Bill for an Act Providing a Penalty for Larceny of Automobiles and Motorcycles.

And the President signed the same in the presence of the Senate.

The following communication was received from the International Farm Congress:

ENID, OKLAHOMA,
January 16, 1917.

To the President of the Senate,
The North Dakota Legislature,
Bismarck, North Dakota.

Dear Sir:

In accordance with the resolution adopted by the Eleventh International Farm Congress, the Board of Governors of the Congress hereby respectfully tenders to the State of North Dakota, through its Legislature, an invitation to make an exhibit at the Twelfth International Soil-Products Exposit-

tion, illustrative of the agricultural and natural resources and industrial developments of the State.

For the information of your members, and especially the committee to whom this matter may be referred, we are sending under separate cover, addressed to you, various data concerning the exposition, and a brief embodying the reasons why such an exhibit should be provided for.

A reply indicating what disposition is made of this invitation will be appreciated.

Very truly yours,
INTERNATIONAL FARM CONGRESS,
W. I. Drummond,
Chairman, Board of Governors.

The President referred the communication to the Committee on Ways and Means.

Mr. Rowe moved that the communication received from O. S. Cowley, with reference to establishing a home for disabled workingmen, be referred to the Committee on State Affairs.

Which motion prevailed, and the communication was so referred.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 44.

A Bill for an Act Providing a Penalty for Larceny of Automobiles and Motorcycles.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 6.

A Bill for an Act Relating to Compensation for Wrongful Imprisonment of Innocent Persons.

And find the same correctly re-engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

House Bill No. 18.

A Bill for an Act to Provide for the Payment of Premiums on State Officials' Bonds.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the Bill, making the title to read as follows:
A Bill for an Act to Provide for the Payment of Premiums on Elective State Officials' Bonds.

In Section 1 of the printed bill, in line 1 insert the word "elective" between the words "any" and "State," correcting the Bill to read, "any elective State official," etc.

Strike out the Emergency Clause.

Strike out Section 2 and add to Section 1, "This act shall in no way apply to Chapter 62 of the Session Laws of North Dakota for the year 1915 or to any officials therein named who are required to be bonded thereby.

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Hyland moved that the vote by which Senate Bill No. 39 was lost be reconsidered.

Which motion prevailed, and the vote was reconsidered.

Mr. Hyland moved that the vote by which Senate Bill No. 23 was lost be reconsidered.

Which motion prevailed and the vote was reconsidered.

Mr. Carey moved that the Senate refuse to concur in the House amendment to Senate Bill No. 18, that the President appoint a committee of three to confer with a like committee appointed by the Speaker of the House.

Which motion prevailed, and the President appointed Messrs. Carey, Wenstrom and Jacobsen.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 23, 1917.

I have the honor to transmit herewith the following concurrent resolution:

A concurrent resolution providing for the acceptance of an offer donating a bust of Lincoln, providing an appropriation therefor.

Which the House adopted, and your favorable consideration is respectfully requested.

Very respectfully,
A. E. BOWEN,
Chief Clerk.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Martin introduced:

Senate Bill No. 83.

A Bill for an Act Prohibiting the Importation or Bringing Into the State, in Any Manner, Intoxicating Liquors and Beverages, and Prescribing Penalties Therefor.

Was read the first and second time and referred to the Committee on Temperance.

Mr. Gronvold introduced:

Senate Bill No. 84.

A Bill for an Act to Provide for the Erection of a Terminal Elevator at Fargo, North Dakota, Directing the Board of Railroad Commissioners to Have General Supervision of the Construction and Operation of Same, and Making an Appropriation Therefor.

Was read the first and second time and referred to the Committee on Warehouse and Grain Grading.

Mr. Heckle introduced:

Senate Bill No. 85.

A Bill for an Act Amending Section 10136 of the 1913 Compiled Laws, Making It Unlawful to Receive, Carry or Deliver

Any Intoxicating Liquors to or for Any Person Within or Into This State for Any Purpose, and Prescribing the Procedure for Enjoining Such Receipt, Carrying or Delivery of Intoxicating Liquors by an Action in Equity.

Was read the first and second time and referred to the Committee on Temperance.

Mr. Lindstrom introduced:

Senate Bill No. 86.

A Bill for an Act to Provide for the Accommodation and Protection of the Person or Persons Accompanying Live Stock Shipments, and Providing Penalty for Failure to Comply with the Provisions of This Act.

Was read the first and second time and referred to the Committee on Railroads.

Mr. Stenmo introduced:

Senate Bill No. 87.

A Bill for an Act to Amend and Re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Removal of County Seats and Prescribing Vote Required for Removal of County Seats, in Counties Where County Seats Are Not Located on a Railroad.

Was read the first and second time and referred to the Committee on Counties.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 7.

A Bill for an Act to Amend Section 7754 and Section 7758 of the Compiled Laws of North Dakota, 1913, Relating to the Redemption from Sales of Real Property Under Execution and Mortgage Foreclosure Sales.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 38.

A Bill for an Act Relating to the Exemption of Personal Property from Attachment, Levy and Sale on Execution, and to Amend Sections 7731 and 7738 of the Compiled Laws of North Dakota for the Year 1913.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 50.

A Bill for an Act to Amend and Re-enact Section 1201 of the Compiled Laws of North Dakota for the Year 1913, Relating to Fire Escapes on School Houses.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 57.

A Bill for an Act to Amend and Re-enact Section 8954 of the Compiled Laws of North Dakota, for the Year 1913, Relating to Costs in Actions Transferred from County Courts with Increased Jurisdiction to District Courts.

Was read the first and second time and referred to the Committee on Judiciary.

Also House concurrent resolution relating to a bust of Lincoln and providing an appropriation therefor, was read the first and second time and referred to the Committee on Appropriations.

Courtesies of the floor were extended to:

A. C. Nelson, Fingal, North Dakota;

Mr. John Wild, Milton, North Dakota;

Mr. A. E. Paulson, Kenmare, North Dakota;

Mr. C. E. Hovland, Coteau, Burke County, North Dakota;

Mr. John Donnelly, Grafton, North Dakota;

F. A. Welch, Grafton, North Dakota; and

Mr. B. J. Morghan.

Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

TWENTY-FOURTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 25, 1917.

The Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Svore.

Roll call.

All members present except Mr. Englund.

Mr. Gronvold moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the twenty-third day have carefully examined the same and recommend that the same be corrected as follows:

After line 16 on page 7 strike out the following three lines.

On page 5, line 3, after word "and" insert word "that."

On page 5, line 7, strike out "Lindstrom," and insert in lieu thereof "Wenstrom."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

A communication was received from the Governor.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE INSURANCE COMMITTEE

The Committee on Insurance made the following report:

Mr. President:

Your Committee on Insurance, to whom was referred:

Senate Bill No. 30.

A Bill for an Act Authorizing Hearing Upon and Review of the Rates Fixed by any Bureau for Fire Insurance Upon Property Within This State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE WAYS AND MEANS COMMITTEE

The Committee on Ways and Means made the following report:

Mr. President:

Your Committee on Ways and Means, to whom was referred:

Senate Bill No. 37.

A Bill for an Act to Amend and Re-enact Section 13 of Chapter 188 of the Session Laws of North Dakota for the Year 1915.

.Have had the same under consideration and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 63.

A Bill for an Act to Amend and Re-Enact Section 4606 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Capital Stock of Co-Operative Associations.

Have had the same under consideration and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE GAME AND FISH COMMITTEE

The Committee on Game and Fish made the following report:

Mr. President:

Your Committee on Game and Fish, to whom was referred:

Senate Bill No. 46.

A Bill for an Act to Amend and Re-enact Section 33 of Chapter 161 of the Session Laws of North Dakota for the Year 1915, Relating to the Season for Killing Game Birds.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

For an Act to Amend and Re-enact Sections 33 and 52 of Chapter 161 of the Session Laws of North Dakota for the Year 1915, Relating to the Season for Killing Game Birds.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. That Section 33 of Chapter 161 of the Session Laws of North Dakota for the year 1915 be amended and re-enacted so as to read as follows:

Section 33. Game Birds. Season for Killing.) No person shall hunt, take, kill, ship, convey or cause, to be shipped or transported, by common or private carrier, to any person either within or without the State, expose for sale, sell to anyone, have in possession with intent to sell, or have in possession or under control at any time, any turtle dove, snipe, prairie chicken, pinnated, white-breasted or sharp-tailed grouse, quail, partridge, Chinese ring-neck or English pheasant, Hungarian partridges, wild duck of any variety, wild goose of any variety, brant of any variety, or aquatic fowl whatever, or any part thereof, except: First, that any snipe, prairie chicken or pinnated grouse, white-breasted or sharp-tailed grouse, wood cock, golden plover may be killed or had in possession between the twentieth day of September and the first day of November, both inclusive, following. Second, that any wild duck of any variety or any wild goose or brant of any variety may be killed and had in possession between the twentieth day of September and the first day of December, both inclusive, following. After the twentieth day of September, 1918, it shall be lawful to kill and have in possession crane of any variety or swan, between the twentieth day of September and the first day of December, both inclusive, following. Any person violating the provisions of this Section shall be punished by a fine of not less than twenty-five or more than fifty dollars for each bird, and cost of prosecution, or by imprisonment in the county jail for not less than twenty days nor more than thirty days, or by such fine and imprisonment, in the discretion of the court, for each and every bird killed or destroyed contrary to the provisions of this Section.

Section 2. That Section 52 of Chapter 161 of the Session Laws of North Dakota for the year 1915 be amended and re-enacted so as to read as follows:

Section 52. Bag Limit of Game Birds.) No person shall in any one day take, catch, kill or destroy to exceed five each pinnated grouse, (prairie chicken), sharp-tailed grouse, (white-breasted) grouse, turtle dove, plover of any variety, or five of the same combined, or have in possession at any one time to exceed twenty of each, or all combined; nor more than fifteen each of wild duck of any variety, wild

geese of any variety, rails, woodcock or snipe of any variety, or of the same combined, or have in possession at any time to exceed thirty each, or all of the same combined. Any person violating any provisions of this Section shall, upon conviction, be punished by a fine of not less than twenty-five dollars, nor more than fifty dollars, for each and every bird, and cost of prosecution, or by imprisonment in the county jail for not less than twenty days nor more than thirty days, or by both such fine and imprisonment, in the discretion of the court, for each and every bird so killed or destroyed, or had in possession contrary to the provisions of this Section.

And when so amended recommend the same do pass.

L. P. SANDSTROM,

Chairman.

Mr. Sandstrom moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE RAILROADS COMMITTEE

The Committee on Railroads made the following report:

Mr. President:

Your Committee on Railroads, to whom was referred:

Senate Bill No. 60.

A Bill for an Act to Amend Section 2, Chapter 245, of the Laws of 1911, Otherwise Known as Section 4671, Compiled Laws of North Dakota, 1913.

Have had the same under consideration and recommend that the same do pass.

HENRY McLEAN,

Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 59.

A Bill for an Act to Amend and Re-enact Section 4630 of the Compiled Laws of North Dakota for 1913, Relating to the Making of Annual Reports by Railroad Corporations.

Have had the same under consideration and recommend that the same do pass.

HENRY MCLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 61.

A Bill for an Act Concerning Railroads and Clearance of Obstructions Thereon, and Amending Chapter 230 of the Laws of 1913.

Have had the same under consideration and recommend that the same be amended as follows:

That the title be amended to read as follows: "A Bill for an Act to Amend and Re-enact Section 4700 of the Compiled Laws of North Dakota for 1913, Concerning Railroads and Clearance of Obstructions Thereon." That Section 1 be amended as follows: (Amendment.) That Section 4700 of the Compiled Laws of North Dakota for 1913 is hereby amended and re-enacted to read as follows: Section 4700. The railroad commission may, upon application made, after a thorough investigation in any particular case or class of cases, permit any common carrier to which this act applies, to erect any overhead obstructions at a less distance from the track than that now provided for by law, when in the judgment of said commission a compliance with the clearance prescribed herein would be impracticable, unreasonable and unnecessary.

And when so amended recommend the same do pass.

HENRY MCLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 16.

A Bill for an Act to Amend Section 6877, of the Compiled Laws of North Dakota for 1913, Providing for a Lien for Repairs Upon Personalty.

Have had the same under consideration, and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 72.

A Bill for an Act to Amend and Re-Enact Section 689 of the Compiled Laws of North Dakota for 1913, Relating to Notice of Charges and Taking Testimony in Cases of Removal by the Governor.

Have had the same under consideration, and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE EDUCATIONAL COMMITTEE

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:

Senate Bill No. 7.

A Bill for an Act Designating Temperance Day In the Public Schools of the State, and Requiring Instruction and Appropriate Exercises Relative to the History and Benefits of Prohibition Upon Said Day.

Have had the same under consideration, and recommend that the same be amended as follows:

At the end of line 3 of the printed bill strike out the word "and" and at the beginning of line 4 strike out the words "one half hours," and insert in lieu thereof the word

"hour." At the end of line 5 and at the beginning of line 6 strike out the words "the prohibition amendment to the constitution" and insert in lieu thereof the word "Prohibition."

And when so amended, recommend the same do pass.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE BANKS AND BANKING COMMITTEE

The Committee on Banks and Banking made the following report:

Mr. President:

Your Committee on Banks and Banking, to whom was referred:

Senate Bill No. 38.

A Bill for an Act to Amend and Re-enact Sections 5151 and 5153 of the Revised Code of 1913, being Sections 1 and 3 of Chapter 52, Laws of 1913, Relating to Corporations Having Banking Powers, Defining What Per Cent of the Capital Stock and Surplus of Such Corporation May Be Used for Real Estate, Banking House, Furniture and Fixtures, and Defining the Penalties for Violation thereof.

Have had the same under consideration, and recommend that the same do pass.

P. T. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE APPROPRIATIONS COMMITTEE

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:

A Concurrent Resolution, Relating to a Gift of the Bust of Abraham Lincoln, and Providing for an Appropriation of

\$75.00 to Defray Expenses of New Cast, Express Charges and Other Necessary Expense in Connection With Installing Bust in the Capitol Building.

Have had the same under consideration, and recommend that the same be concurred in.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE BANKS AND BANKING COMMITTEE

The Committee on Banks and Banking made the following report:

Mr. President:

Your Committee on Banks and Banking, to whom was referred:

Senate Bill No. 11.

A Bill for an Act to Amend and Re-Enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Relating to Legal Rate of Interest, Defining Usury and Providing a Penalty for Taking Usurious Interest.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

COMMUNICATION FROM THE GOVERNOR

STATE OF NORTH DAKOTA,
OFFICE OF THE GOVERNOR,
BISMARCK,
January 25, 1917.

Lynn J. Frazier,
Governor.

To the Senate:

Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State, Senate Bill No. 44, An Act Providing a Penalty for Larceny of Automobiles and Motorcycles.

I have the honor to be,

Very respectfully,

LYNN J. FRAZIER,
Governor.

LJF*MJ

Mr. Gibbens moved that the rules be suspended and that the concurrent resolution of the House in regard to a bust of Lincoln be placed upon its third reading for final passage.

Which motion prevailed, and the rules were suspended.

A Concurrent Resolution, Relating to a Gift of the Bust of Abraham Lincoln, and Providing for an Appropriation of \$75.00 to Defray Expenses of New Cast, Express Charges and Other Necessary Expense in Connection With Installing Bust in the Capitol Building.

Was read the third time.

The question being on the final passage of the concurrent resolution, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Ellingson	Hamilton
Beck	Ettestad	Heckle
Benson	Gibbens	Hemmingsen
Cahill	Gronvold	Hunt
Carey	Haggart	Hyland
Drown	Hamerly	Jacobsen

Messrs.	Messrs.	Messrs.
King	Mostad	Rowe
Kirkeide	Murphy	Sandstrom
Kretschmar	Nelson, G. Forks	Sikes
Levang	Nelson, Richland	Stenmo
McBride	Paulson	Thoreson
McGray	Pendray	Welford
McLean	Ployhar	Wenstrom
Martin	Porter	Young
Morkrid	Putnam	Zieman
Mortenson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Lindstrom	McCarten

So the concurrent resolution was concurred in.

The question being on the emergency clause of the concurrent resolution, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Drown	Levang	Putnam
Ellingson	McBride	Rowe
Ettestad	McGray	Sandstrom
Gibbens	McLean	Sikes
Gronvold	Martin	Stenmo
Haggart	Morkrid	Thoreson
Hamerly	Mortenson	Welford
Hamilton	Mostad	Wenstrom
Heckle	Murphy	Young
Hemmingsen	Nelson, G. Forks	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Lindstrom	McCarten

So the emergency clause was passed.

Mr. Hamilton asked the unanimous consent of the Senate to withdraw Senate Bill No. 5 from further consideration.

There being no objection, the bill was withdrawn.

MOTIONS AND RESOLUTIONS

The following resolution was introduced by Mr. Martin:

Senate Bill No. 94.

A CONCURRENT RESOLUTION

WHEREAS, Some of the leading lawyers in the State of North Dakota are of the opinion that the Act creating a Tax Commission passed by the Legislative Assembly in 1911 is unconstitutional, and that said Legislative Assembly usurped its authority and power in the creation of this Commission; and,

WHEREAS, It is highly desirable and expedient that the constitutional status of this commission be determined, so that this Legislative Assembly may act intelligently in the matter of determining and fixing appropriations for the various departments of State Government; therefore, be it

Resolved, By the Senate of the State of North Dakota that Honorable William A. Langer, Attorney General of the State of North Dakota be requested by the members of this Senate to communicate to the Presiding Officer of the Senate and to the members thereof, his opinion as to the constitutionality of the Act creating the State Board of Tax Commissioners.

Be It Further Resolved, That the Secretary of the Senate be instructed to send a copy of these resolutions to Honorable William A. Langer, Attorney General.

Mr. Martin moved that the resolution marked Senate Bill No. 94 be adopted.

Which motion prevailed, and the resolution was adopted.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Mostad introduced:

Senate Bill No. 88.

A Bill for an Act Relating to Settlements of Causes of Action for Damages Sustained Through Personal Injury and Contracts of Retainer Made Therefor.

Was read the first and second time, and referred to the Committee on Corporations Other Than Municipal.

Mr. Mostad introduced:

Senate Bill No. 89.

A Bill for an Act Relating to the Admissibility of Evidence in Civil Actions for Damages Caused by Personal Injury.

Was read the first and second time, and referred to the Committee on Corporations Other Than Municipal.

Mr. Gronvold introduced:

Senate Bill No. 90.

A Bill for an Act Locating the Asylum for the Insane Authorized by the Amendment to the Constitution of the State of North Dakota Which Was Approved at the Last General Election and Making an Appropriation Therefor.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Hemingsen introduced:

Senate Bill No. 91.

A Bill for an Act Providing That the Hospital for the Insane, Authorized by the Amendment to the Constitution of the State of North Dakota, Which Was Approved by the People at the General Election in 1916, Shall Be Located at or Near the City of Larimore.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Cahill introduced:

Senate Bill No. 92.

A Bill for an Act to Amend and Re-Enact Section 3208 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Location of County Seats.

Was read the first and second time, and referred to the Committee on Counties.

Mr. Welford introduced:

Senate Bill No. 93.

A Bill for an Act Providing for the Care, Education and Maintenance of Orphan Children by the State and Making an Appropriation Therefor.

Was read the first and second time, and referred to the Committee on Education.

Mr. Kirkeide introduced:

Senate Bill No. 95.

A Bill for an Act Giving the Board of Railroad Commissioners Jurisdiction Over Track Scales Used by Common

Carriers and Requiring the Installation of Such Scales at All Points in the State From Which Shipments of Grain in Any Year Within the Five Years Preceding January 1, 1917, Amounted to One Hundred Thousand Bushels or More; Providing for a Weighmaster and Prescribing Penalties for Violation of This Act.

Was read the first and second time, and referred to the Committee on Railroads.

Mr. Hamilton introduced:

Senate Bill No. 96.

A Bill for an Act to Establish a Law Uniform With the Law of Other States Authorizing Persons, Firms or Corporations Engaged in the Business of Storing Goods for Profit to Issue Warehouse Receipts on the Goods so Stored, and Prescribing the Conditions Upon Which Such Receipts Shall Be Issued, the Terms Thereof, the Obligations, Rights and Liabilities of Warehousemen, and Providing for the Negotiation and Transfer of Such Receipts and Penalties for the Violation of this Act, and Repealing Sections 3208, 3109, 3110, 3112, 3115, 10029, 10030, 10031 and 10033, of the Compiled Statutes of the State of North Dakota for the Year 1913, and All Other Acts and Parts of Acts in Conflict Herewith.

Was read the first and second time, and referred to the Committee on Warehouse and Grain Grading.

Mr. Lindstrom introduced:

Senate Bill No. 97.

A Bill for an Act Providing Method of Naming School Districts and of Changing the Names Thereof.

Was read the first and second time, and referred to the Committee on Education.

Messrs. Cahill and Morkrid introduced:

Senate Bill No. 98.

A Bill for an Act Amending Section 287 of the Compiled Laws of North Dakota for the year 1913, Relating to the Investment of School Funds on Farm Lands.

Was read the first and second time, and referred to the Committee on Education.

Mr. Gibbens introduced

Senate Bill No. 99.

A Bill for 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 and to Provide for an Appropriation Therefor.

Was read the first and second time, and referred to the Committee on Education.

THIRD READING OF SENATE BILLS

Senate Bill No. 39.

A CONCURRENT RESOLUTION

For an Amendment to the Constitution of the State of North Dakota, Relating to the Term of Office of the Governor, Secretary of State, Auditor, Treasurer, Superintendent of Public Instruction, Commissioner of Insurance, Commissioners of Railroads and Commissioner of Agriculture and Labor, and Attorney General.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 22; nays, 23; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	McLean
Beck	Hyland	Martin
Carey	King	Mortenson
Ellingson	Kirkelde	Murphy
Gibbens	Lindstrom	Nelson, G. Forks
Gronvold	McBride	Paulson
Haggart	McGray	Sandstrom
Hamerly		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Levang	Rowe
Cahill	Morkrid	Sikes
Drown	Mostad	Stenmo
Ettestad	Nelson, Richland	Thoreson
Hamilton	Pendray	Welford
Hemmingsen	Ployhar	Wenstrom
Hunt	Porter	Young
Jacobsen	Putnam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	McCarten	Zieman
Kretschmar		

So the bill was lost.

Senate Bill No. 23.

A Concurrent Resolution, Amending Sections 27 and 33 of the Constitution of the State of North Dakota, relating to the Election and Duration of Terms of Office of Members of the Legislative Assembly.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 13; nays, 33; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Carey	McBride	Murphy
Gronvold	McGray	Nelson, G. Forks
Heckle	McLean	Paulson
King	Martin	Sandstrom
Kirkeide		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Ployhar
Beck	Hunt	Porter
Benson	Hyland	Putnam
Cahill	Jacobsen	Rowe
Drown	Levang	Sikes
Ellingson	Lindstrom	Stenmo
Ettestad	Morkrid	Thoreson
Gibbens	Mortenson	Welford
Haggart	Mostad	Wenstrom
Hamerly	Nelson, Richland	Young
Hamilton	Pendray	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Kretschmar	McCarten

So the bill was lost.

Mr. Hamilton moved that House Bill No. 18 be amended by striking out the word "Elective" in Section 1, line 1, of the amended bill.

Which motion was lost.

House Bill No. 18.

A Bill for an Act to Provide for the Payment of Premiums on Elective State Officials' Bonds.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.
Englund	McCarten

So the bill passed and the title was agreed to.

Courtesies of the floor were extended to:

The Members of the North Dakota Pure-Bred Live Stock Breeders' Association;

Edward Tapley;

R. M. Rishworth;

Ray E. Rock, Leith, North Dakota;

Dan Party, Calvin, Cavalier County, North Dakota;

Rev. O. A. Hendrickson, Glasgow, Mont.;

Rev. C. M. Hallenger, Portland, North Dakota;

Rev. E. Ballestad, Walcott, North Dakota;

Rev. H. C. Olson, Dahlin, North Dakota;

N. J. Lohm, Grand Forks, North Dakota;

Martin Jacobsen;

Orrin M. Pierce, Minot;

Fred McLean, Fargo, North Dakota, and

John Forbes, Petersburg, North Dakota.

Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATEE,
Secretary.

TWENTY-FIFTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 26, 1917.

The Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Svore.

Roll call.

All members present, except Mr. Englund.

Mr. Ployhar moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the twenty-fourth day have carefully examined the same, and recommend that the same be corrected as follows:

On page 13, line 20, correct spelling of word "committee."

On page 4, line 34, after word "both" insert word "such."

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

Report of Secretary of State, giving a general account of the census enumeration made in April, 1915.

Mr. Pendray moved that the report be accepted and filed as a public record with the State Library Commission.

Which motion prevailed.

Presented by Mr. Gibbens.

To the Senate of the Fifteenth Legislative Assembly:

Resolutions passed by the North Dakota Live Stock Association at meeting at Bismarck, January 24, 1917:

WHEREAS, Wolves, coyotes, and other animals destructive to live stock have been and are still causing large economic losses to the live stock industry of the State; and,

WHEREAS, Large amounts of public funds (approximately \$30,000 annually since 1903, in North Dakota) have been spent in the State payment of "Wolf" bounties for predatory animals—with comparatively little permanent results; and,

WHEREAS, The American Live Stock Association (at Cheyenne, Wyo., on January 20, 1917), has recently passed a resolution recommending the abandonment of the State payment of bounties for predatory animals; and,

WHEREAS, The American Live Stock Association has gone on record as favoring co-operation with the United States Biological Survey as an effective means of controlling predatory animal pests on an effective and economical basis;

Therefore, It Is Hereby Resolved, That the North Dakota Live Stock Association recommend that the State payment of "Wolf" bounty be discontinued in North Dakota. It is further recommended that suitable legislation, with necessary appropriation, be enacted which will enable State and local officers, live stock associations, and individuals to co-operate with the Bureau of Biological Survey, United States Department of Agriculture, and the North Dakota Experiment Station, in the promotion of state-wide predatory animal control work in North Dakota.

ALEX MACDONALD,

President.

W. H. PETERS,

Secretary.

Mr. Gibbens moved that the communication from the North Dakota Live Stock Association be printed in the Journal.

Which motion prevailed, and the communication was ordered printed in the Journal.

The following communication was received from the Tri-State Grain and Stock Growers Convention:

WHEREAS, The grain growers of the Northwest, as represented in this gathering, have for years realized the low prices paid grain growers for their products by the elevators and milling combine; and,

WHEREAS, There has been endorsed in the present Legislative Assembly, now in session at Bismarck, a new Constitution for North Dakota for submission to the people, which will permit the building and operating of flour mills, elevators, warehouses and packing plants by the State, and thus bring about the freedom of the grain growers from the elevator and milling trusts;

Be It Resolved, That this eighteenth annual convention of the Tri-State Grain and Stock Growers Association does most heartily endorse the provisions of this proposed State Constitution, which will bring into being said needed industries, and that we urge the submission of such Constitution as embodied in House Bill No. 44 to a vote of the people at an election in June next; and,

Be It Further Resolved, That this body urges every member of the State Legislative Assembly who has the welfare of the State and its people at heart to vote for House Bill No. 44, and the submission of the new Constitution to a vote of the people; and,

Be It Further Resolved, That the officers of this Association be requested to watch carefully the action and vote of all members of the Senate and House on this measure, and report to the farmers of North Dakota the names of those Senators and Representatives who vote against submitting this new Constitution to the people, for reference in connection with the election of the Legislators and other public officials in the future.

(Signed)

C. J. LEE,
J. N. HAGEN,
S. W. JOHNSON,

Committee.

Mr. Allen moved that the communication be printed in the Journal.

Which motion prevailed, and the communication was ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 61.

A Bill for an Act to Amend and Re-Enact Section 4700 of the Compiled Laws of North Dakota for 1913, Concerning Railroads and Clearance of Obstructions Thereon.

Also Senate Bill No. 72.

A Bill for an Act to Amend and Re-Enact Section 689 of the Compiled Laws of North Dakota for 1913, Relating to Notice of Charges and Taking Testimony in Cases of Removal of Officers by the Governor.

Also Senate Bill No. 60.

A Bill for an Act to Amend Section 2, Chapter 245, of the Laws of 1911, Otherwise Known as Section 4671, Compiled Laws of North Dakota, 1913.

Also Senate Bill No. 37.

A Bill for an Act to Amend and Re-Enact Section 13 of Chapter 188 of the Session Laws of North Dakota for the Year 1915.

Also Senate Bill No. 63.

A Bill for an Act to Amend and Re-Enact Section 4606 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Capital Stock of Co-Operative Associations.

Also Senate Bill No. 59.

A Bill for an Act to Amend and Re-Enact Section 4630 of the Compiled Laws of North Dakota for 1913, Relating to the Making of Annual Reports by Railroad Corporations.

Also Senate Bill No. 46.

A Bill for an Act to Amend and Re-Enact Sections 33 and 52 of Chapter 161 of the Session Laws of North Dakota for the Year 1915, Relating to the Season for Killing Game Birds.

Also Senate Bill No. 7.

A Bill for an Act Designating Temperance Day in the Public Schools of the State, and Requiring Instruction and Appropriate Exercises Relative to the History and Benefits of Prohibition Upon Said Day.

Also Senate Bill No. 38.

A Bill for an Act to Amend and Re-Enact Sections 5151 and 5153 of the Revised Code of 1913, Being Sections 1 and 3 of Chapter 52, Laws of 1913, Relating to Corporations Having Banking Powers, Defining What Per Cent of the Capital Stock and Surplus of Such Corporation May Be Used for Real Estate, Banking House, Furniture and Fixtures, and Defining the Penalties for Violation Thereof.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE WAREHOUSE AND GRAIN GRADING COMMITTEE

The Committee on Warehouse and Grain Grading made the following report:

Mr. President:

Your Committee on Warehouse and Grain Grading, to whom was referred:

House Bill No. 26.

A Concurrent Resolution.

Have had the same under consideration, and recommend that the same do pass.

MARTIN THORESON,
Chairman.

Mr. Thoreson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

Mr. President:

Your Committee on Counties, to whom was referred:

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Removal of County Seats and Prescribing Vote Required for Removal of County Seats, in Counties Where County Seats Are Not Located on a Railroad.

Have had the same under consideration, and recommend that the same do pass.

THOMAS PENDRAY,
Chairman.

Mr. Pendray moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE EDUCATIONAL COMMITTEE

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:

Senate Bill No. 33.

A Bill for an Act to Amend Section 1146 of the Compiled Laws of North Dakota for 1913, Relating to Changing of School Boundaries.

Have had the same under consideration and recommend that the same be amended as follows:

In line 4, of the printed bill, after the word "Commissioners" insert the words "and County Superintendent of Schools."

At the end of line 6 and at the beginning of line 7 strike out the word "general" and insert in lieu thereof the words "annual school."

In line 7 strike out the words "proposed changes of" and insert in lieu thereof the words "proposal to change."

In line 8 insert "to" before the word "consolidate."

And when so amended recommend the same do pass.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 29.

A Bill for an Act to Amend Section 1383 of the Compiled Laws of 1913, Relating to Branches to Be Taught in the Common Schools.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6, of the printed bill, after the word "Arithmetic" insert the words "which shall include the elements of farm bookkeeping."

In line 8 strike out the words "farm bookkeeping."

In lines 11 and 12 strike out the words "and after the first day of September, 1919, farm bookkeeping and elements of commercial law."

And in line 21 strike out the words "(three) lowest" and insert in lieu thereof the word "first."

And when so amended recommend the same do pass.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:

House Bill No. 1.

A Bill for an Act Appropriating Money for the Use of Office of Attorney General, Between the Following Dates, to-wit, January 2, 1917, to June 30, 1917, both dates inclusive.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE BANKS AND BANKING COMMITTEE

The Committee on Banks and Banking made the following report:

Mr. President:

Your Committee on Banks and Banking, to whom was referred:

Senate Bill No. 48.

A Bill for an Act to Amend and Re-enact Section 2115, Compiled Laws of North Dakota for the Year 1913, Relating to the Assessment of Bank Stock, and Revenue and Taxation.

Have had the same under consideration and recommend that the same be amended as follows:

In the title, after the word "bank," insert the words "or trust company."

That in line 6, of the printed bill, after the word "bank" insert the words "or trust company."

In line 10 strike out the words "banking association" and insert in lieu thereof "or trust company." In the same line strike out the word "otherwise" and insert in lieu thereof the word "elsewhere."

In line 24, after the word "bank" insert the words "or trust company."

Line 38, after the word "bank," insert the words "or trust company."

In line 40, after the word "bank," insert the words "or trust company."

And when so amended recommend the same do pass.

P. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE IRRIGATION AND DRAINAGE COMMITTEE

The Committee on Irrigation and Drainage made the following report:

Mr. President:

Your Committee on Irrigation and Drainage, to whom was referred:

A Concurrent Resolution.

To Provide for the Creation of a Special Committee to Investigate and Report on Legislation Necessary for the Relief of Floods in the Eastern Part of the State.

Have had the same under consideration and recommend that the same be amended as follows:

After the word "floods" in the title strike out the words "the eastern part of our" and insert in lieu thereof the word "the."

And after the word "and" in the second line of the preamble insert the words "also in the Mouse River Valley and the Des Lacs Valley."

And when so amended recommend the same do pass.

R. MCCARTEN,
Chairman.

Mr. McCarten moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Paulson introduced the following resolution:

Resolved, That all petitions sent to any officer of this Senate, directed to any Senator, shall be by such officer

immediately turned over to such Senator, and such petitions as are addressed to the Senate shall be read to the Senate the day they are received.

Mr. Paulson moved that the resolution be adopted.

Which motion prevailed, and the resolution was adopted.

THIRD READING OF SENATE BILLS

Mr. Stenmo moved that the rules be suspended and that Senate Bill No. 87 be put upon its third reading for final passage.

Which motion prevailed, and Senate Bill No. 87 was put upon its third reading for final passage.

Mr. Jacobsen offered the following amendment to Senate Bill No. 87:

That the title of the printed bill be amended to read as follows:

"For an act to amend and re-enact section 3239 of the Compiled Laws of North Dakota for 1913 as amended by Chapter 117 of the Session Laws of North Dakota for 1915, relating to the frequency of holding an election for the removal of county seats not located on the railroad."

That in line 1 of the printed bill after the word "amendment" strike out everything down to and including the word "years" in line 4 thereof, and insert the following: "That section 3239 of the Compiled Laws of North Dakota for 1913 as amended by Chapter 117 of the Session Laws of North Dakota for 1915 is hereby amended and re-enacted so as to read as follows: In line 4 of the printed bill before the word "when" insert the following, "Section 3239."

Mr. Jacobsen moved that the amendment be adopted.

Which motion prevailed, and the amendment was adopted.

Mr. Jacobsen offered the following amendment to Senate Bill No. 87:

In line 9 of the printed bill after the word "railroad" strike out the comma and insert "or interstate river," also line 11 of the printed bill strike out the comma and insert "or interstate river."

Mr. Jacobsen moved that the amendment be adopted.

Which motion prevailed, and the amendment was adopted.

Senate Bill No. 87.

A Bill for an Act to Amend and Re-enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Removal of County Seats and Prescribing Vote Required for Removal of County Seats, in Counties Where County Seats Are Not Located on a Railroad.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, G. Forks
Beck	King	Nelson, Richland
Benson	Kirkeide	Paulson
Cahill	Kretschmar	Pendray
Carey	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McBride	Putnam
Ettestad	McCarten	Rowe
Gronvold	McGray	Sandstrom
Haggart	McLean	Sikes
Hamerly	Martin	Stenmo
Hamilton	Morkrid	Thoreson
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman
Hyland		

Those voting in the negative were: Mr. Gibbens.

Absent and not voting:

Messrs.	Messrs.
Englund	Welford

So the bill passed and the title was agreed to.

Mr. Jacobsen moved that the vote by which Senate Bill No. 87 passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

The following concurrent resolution was introduced by Mr. Ployhar:

WHEREAS, The soldiers of the North Dakota Regiment, who have been stationed at the Mexican border, will soon return to this State, and

WHEREAS, Many of these men will be without adequate means to provide for their immediate needs in case aid or employment is not provided for them, therefore,

Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring therein:

That we, the members of the Fifteenth Legislative Assembly, urge the citizens of North Dakota to do all they can to assist our soldiers who are returning from the Mexican border, by giving temporary aid in all cases where needed, and by helping those who have no work awaiting them to find employment.

Mr. Ployhar moved that the concurrent resolution be adopted,

Which motion prevailed, and the resolution was adopted.

Mr. McGray moved that the Senate take a recess for five minutes.

Which motion prevailed, and the Senate took a recess.

AFTER RECESS

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Heckle introduced:

Senate Bill No. 100.

A Bill for an Act to Amend and Re-enact Chapter 313 of the Session Laws of 1911, Being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the Year 1913, Relating to a Non-Partisan Tax Commission.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Hunt introduced:

Senate Bill No. 101.

A Bill for an Act to Designate the Venue of Civil Actions Commenced in County Courts with Increased Jurisdiction.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Nelson of Grand Forks introduced:

Senate Bill No. 102.

A Bill for an Act to Amend Section 4380 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 121 of the Session Laws of 1915, Relating to Causes for divorce.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Ettestad introduced:

Senate Bill No. 103.

A Bill for an Act to Provide That the Board of County Commissioners of Each County Shall Advertise for Bids When Purchasing Supplies for the County or Offices Thereof.

Was read the first and second time and referred to the Committee on Counties.

Mr. Ettestad introduced:

Senate Bill No. 104.

A Bill for an Act to Amend and Re-enact Section 1980 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Purchase of Road Machinery.

Was read the first and second time and referred to the Committee on Highways, Bridges and Ferries.

Mr. Ployhar introduced:

Senate Bill No. 105.

A Bill for an Act to Provide Aid for Soldiers of the North Dakota Regiment, Who Have Been Stationed at the Mexican Border and Who Have No Employment Awaiting Them on Their Return, and Whose Condition Will Be Necessitous for Such Aid, Describing the Duty of the Adjutant General and Clerks of Courts and Declaring an Emergency.

Was read the first and second time and referred to the Committee on Military Affairs.

Mr. Ployhar introduced:

Senate Bill No. 106.

A Bill for an Act Providing Penalties for Defacing, Removing or Destroying Identification Marks of Motor Vehicles with

the Intent of Concealing or Misrepresenting the Identity or Ownership of the Same.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Drown introduced:

Senate Bill No. 107.

A Bill for an Act to Provide for the Guaranteeing of Deposits in Banking Corporations.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Drown introduced:

Senate Bill No. 108.

A Bill for an Act to Amend and Re-enact Section 2728 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Appraisal of Animals Killed or Destroyed, According to Law, for Being Affected with the Disease Known as Glanders.

Was read the first and second time and referred to the Committee on Live Stock.

THIRD READING OF SENATE BILLS

Senate Bill No. 37.

A Bill for an Act to Amend and Re-enact Section 13 of Chapter 188 of the Session Laws of North Dakota for the Year 1915.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.

Allen
Beck
Benson
Cahill
Carey
Drown
Ellingson
Ettestad
Gibbens

Messrs.

Gronvold
Haggart
Hamerly
Hamilton
Heckle
Hemmingsen
Hunt
Hyland
Jacobsen

Messrs.

King
Kirkelde
Kretschmar
Levang
Lindstrom
McCarten
McGray
McLean
Martin

Messrs.	Messrs.	Messrs.
Morkrid	Pendray	Stenmo
Mortenson	Ployhar	Thoreson
Mostad	Porter	Welford
Murphy	Putnam	Wenstrom
Nelson, G. Forks	Rowe	Young
Nelson, Richland	Sandstrom	Zieman
Paulson	Sikes	

Absent and not voting:

Messrs.	Messrs.
Englund	McBride

So the bill passed and the title was agreed to.

Senate Bill No. 63.

A Bill for an Act to Amend and Re-enact Section 4606 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Capital Stock of Co-Operative Associations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Drown	Levang	Putnam
Ellingson	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Nelson, G. Forks	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Lindstrom	Murphy

So the bill passed and the title was agreed to.

Mr. Gibbens moved that Senate Bill No. 46 be re-referred to the Senate as a Committee of the Whole.

Which motion prevailed, and the bill was re-referred.

Mr. Lindstrom moved that the consideration of Senate Bill No. 46 by the Senate as a Committee of the Whole be made a special order of business for 3 o'clock P. M., Saturday, January 27, 1917.

Which motion prevailed, and the bill was made a special order of business.

Senate Bill No. 59.

A Bill for an Act to Amend and Re-enact Section 4630 of the Compiled Laws of North Dakota for 1913, Relating to the Making of Annual Reports by Railroad Corporations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Nelson, Richland
Cahill	Kirkeide	Paulson
Carey	Kretschmar	Pendray
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Slkes
Gronvold	McBride	Stenmo
Hamerly	McLean	Thoreson
Hamilton	Martin	Welford
Heckle	Morkrid	Wenstrom
Hemmingsen	Mortenson	Young
Hunt	Mostad	Zieman

Absent and not voting:

Messrs.	Messrs.
Englund	Ployhar

So the bill passed and the title was agreed to.

Senate Bill No. 60.

A Bill for an Act to Amend Section 2, Chapter 245, of the Laws of 1911, Otherwise Known as Section 4671, Compiled Laws of North Dakota, 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 18; absent and not voting, 5.

Those voting in the affirmative were: *

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Ployhar
Beck	Kirkeide	Porter
Carey	Kretschmar	Putnam
Drown	McBride	Rowe
Ellingson	McGray	Sandstrom
Gibbens	McLean	Stenmo
Gronvold	Murphy	Thoreson
Haggart	Nelson, Richland	Young
Heckle	Paulson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	McCarten
Cahill	King	Pendray
Ettestad	Lindstrom	Sikes
Hamerly	Levang	Welford
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Martin	Nelson, G. Forks
Hyland	Mostad	

So the bill passed and the title was agreed to.

Senate Bill No. 61.

A Bill for an Act to Amend and Re-enact Section 4700 of the Compiled Laws of North Dakota for 1913, Concerning Railroads and Clearance of Obstructions Thereon.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gibbens	Jacobsen
Beck	Gronvold	King
Benson	Haggart	Kirkeide
Cahill	Hamerly	Kretschmar
Carey	Heckle	Levang
Drown	Hemmingsen.	Lindstrom
Ellingson	Hunt	McBride
Ettestad.	Hyland	McCarten

Messrs.	Messrs.	Messrs.
McGray	Paulson	Sikes
McLean	Pendray	Stenmo
Morkrid	Ployhar	Thoreson
Mortenson	Porter	Welford
Murphy	Putnam	Wenstrom
Nelson, G. Forks	Rowe	Young
Nelson, Richland	Sandstrom	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Martin	Mostad
Hamilton		

So the bill passed and the title was agreed to.

Senate Bill No. 72.

A Bill for an Act to Amend and Re-enact Section 689 of the Compiled Laws of North Dakota for 1913, Relating to Notice of Charges and Taking Testimony in Cases of Removal by the Governor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	King	Paulson
Beck	Kirkeide	Pendray
Benson	Kretschmar	Ployhar
Cahill	Levang	Porter
Carey	Lindstrom	Putnam
Drown	McCarten	Rowe
Ettestad	McGray	Sandstrom
Gronvold	McLean	Sikes
Hamerly	Morkrid	Stenmo
Hamilton	Mortenson	Thoreson
Heckle	Mostad	Welford
Hemmingsen	Murphy	Wenstrom
Hunt	Nelson, G. Forks	Young
Hyland	Nelson, Richland	Zieman
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Gibbens	McBride
Englund	Haggart	Martin

So the bill passed and the title was agreed to.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 87.

A Bill for an Act to Amend and Re-enact Section 3239 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 117 of the Session Laws of North Dakota for 1915, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Senate Bill No. 7.

THIRD READING OF SENATE BILLS

A Bill for an Act Designating Temperance Day in the Public Schools of the State, and Requiring Instruction and Appropriate Exercises Relative to the History and Benefits of Prohibition Upon Said Day.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gronvold	Jacobsen
Beck	Hamerly	King
Benson	Hamilton	Kirkelde
Cahill	Heckle	Levang
Drown	Hemmingsen	Lindstrom
Ellingson	Hunt	McBride
Ettestad	Hyland	McCarten

Messrs.	Messrs.	Messrs.
McGray	Nelson, Richland	Sikes
McLean	Paulson	Stenmo
Morkrid	Ployhar	Thoreson
Mortenson	Porter	Welford
Mostad	Putnam	Wenstrom
Murphy	Rowe	Young
Nelson, G. Forks	Sandstrom	Zieman

Those voting in the negative were:

Messrs.	Messrs.
Carey	Pendray

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Haggart	Martin
Gibbens	Kretschmar	

So the bill passed and the title was agreed to.

Mr. McCarten moved that the vote by which Senate Bill No. 7 passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 38.

A Bill for an Act to Amend and Re-enact Sections 5151 and 5153 of the Revised Code of 1913, Being Sections 1 and 3 of Chapter 52, Laws of 1913, Relating to Corporations Having Banking Powers, Defining What Per Cent of the Capital Stock and Surplus of Such Corporation May Be Used for Real Estate, Banking House, Furniture and Fixtures, and Defining the Penalties for Violation Thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	McBride
Beck	Hemmingsen	McCarten
Benson	Hunt	McGray
Carey	Hyland	McLean
Drown	Jacobsen	Morkrid
Ellingson	King	Mortenson
Ettestad	Kirkeide	Mostad
Gronyold	Kretschmar	Murphy
Hamerly	Levang	Nelson, G. Forks
Hamilton	Lindstrom	Nelson, Richland

Messrs.	Messrs.	Messrs.
Paulson	Rowe	Welford
Pendray	Sandstrom	Wenstrom
Ployhar	Sikes	Young
Porter	Stenmo	Zieman
Putnam	Thoreson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Gibbens	Martin
Englund	Haggart	

So the bill passed and the title was agreed to.

THIRD READING OF HOUSE BILLS

House Bill No. 16.

A Bill for an Act to Amend Section 6877 of the Compiled Laws of North Dakota for 1913, Providing for a Lien for Repairs Upon Personalty.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Ellingson	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Kretschmar	Paulson
Gibbens		

So the bill passed and the title was agreed to.

Mr. Mostad moved that the vote by which House Bill No. 16 passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Courtesies of the floor were extended to:

F. Bremseth, Bottineau County, N. D.

Roy W. Viers, Ward County, N. D.

Adam A. Lefar, Lefar, Stark County, N. D.

Nick Runk, Fargo, N. D.

John H. Burns, Surrey, N. D.

A. W. Bager, Minot, N. D.

Peter Benson, Ryan, N. D.

Grant J. Youmans, Minot, N. D.

Richard Nodland, Dunn County, N. D.

R. A. Candor, Sargent County, N. D.

H. T. Sands, Kenmare, N. D.

A. G. Engdahl, Kenmare, N. D.

N. Lafleur, Minot, N. D., and

Nels Nelson, Mekinock, N. D.

Mr. Paulson moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

TWENTY-SIXTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 27, 1917.

The Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Svore.

Roll call.

All members present.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 27, 1917.

Mr. President:

I have the honor to transmit herewith the following concurrent resolution:

House Bill No. 44.

A Concurrent Resolution for the Submission of a Proposed New Constitution.

Which the House adopted, and your favorable consideration is respectfully requested,

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Your Committee on Revision and Correction of the Journal of the twenty-fifth day, have carefully examined the same, and find it correct.

And recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

The following petitions were received from the Tri-State Grain and Stock Growers Convention:

WHEREAS, There has been a growing difference with farm labor and the people in some localities; and,

WHEREAS, The newspapers have often been influential in causing discontent and dissatisfaction, and local authorities often assume arbitrary and abusive authority, thereby making a bad matter worse; and,

WHEREAS, There is emphatic need that the labor department get in closer touch with this subject, so that labor may be properly distributed;

Therefore, Be It Resolved, That we request the Legislature now in session to appropriate \$5,000.00 to the Department of Agriculture and Labor that a labor-distribution bureau may be established in said department.

(Signed)

C. J. LEE,
J. N. HAGEN,
S. W. JOHNSON,
Committee.

WHEREAS, The equipment at the Agricultural College for the Department of Agriculture is insufficient for the work necessary to be performed, and that the building in which it is used is wholly inadequate; therefore, be it

Resolved, That every effort be made to secure from the present Legislature an appropriation for the erection and equipment of a suitable agricultural building.

(Signed)

C. J. LEE,
J. N. HAGEN,
S. W. JOHNSON,
Committee.

WHEREAS, It has been the common experience of farmers for hundreds of years that wheat and other cereals are apt to be more seriously injured by rust when associated with barberry bushes and hedges; and,

WHEREAS, It has been demonstrated by the most accurate scientific work that the black stem rust of wheat, other cereals and grasses, develops on these barberry bushes in the spring, producing countless numbers of minute spores, which may be carried long distances by the wind to wheat, other cereals and grasses;

Therefore, Be It Resolved, By the Tri-State Grain and Live Stock Growers Association that we request the Legislative Assembly of each of the three states particularly represented by this organization, namely, Minnesota, North Dakota and South Dakota, immediately to enact such a law as will:

1. Effectively prevent further planting of all species of the barberry and related bushes which support the black stem rust, and,
2. Make such further provision as will completely eradicate all such bushes as are now growing.

We respectfully recommend a like proceeding on the part of all cereal and forage-producing states and adjacent Canadian provinces where barberries are found to bear the spring (Aecial) stage of the black stem rust; and we request that the United States Department of Agriculture take all such steps as may be necessary to make:

1. A thorough investigation of the life-history of the black stem rust in all its phases; and,
2. A complete survey of the distribution of the various species of barberry and of other plants in their relation to the development and spread of this disease of cereal grains and grasses.

Be It Further Resolved, That a copy of these resolutions be spread upon the minutes of this Association, and that the Secretary of the Association is instructed to send copies to the Speaker of the House of Representatives and the President of the Senate of each of these three States, and to the Secretary of Agriculture of the United States.

(Signed)

C. J. LEE,
J. N. HAGEN,
S. W. JOHNSON,
Committee.

WHEREAS, The Agricultural College of North Dakota has rendered most valuable service to the people of the State, and we wish to congratulate them on the possession of such a progressive and efficient institution;

We, therefore, urge the Legislature now in session to give full consideration to its future needs, and provide for the broadening of its purposes and its benefits to the State; and,

WHEREAS, President Ladd has rendered a distinct service to the people, not only of this State, but to the Nation, through his scientific researches and investigations of the things that concern the products of the farm and the welfare of the farmers, and the giving of the results of such work to the people in the bulletins issued from time to time; and,

WHEREAS, The Grain and Stock Growers Association has received much valuable information from Dr. Ladd at the meetings held in the past;

Therefore, Be It Resolved, That we do now go on record as extending our hearty appreciation of and co-operation in the work that he has done and is now doing, and demand that he be permitted to carry out the policy which he has outlined for the development of the Agricultural College.

(Signed)

C. J. LEE,
J. N. HAGEN,
S. W. JOHNSON,
Committee.

WHEREAS, Dr. John H. Worst, who for more than twenty years devoted his time and energies to the interests represented by agriculture and especially to the education of the thousands of students that come under his care; and,

WHEREAS, By his personal service and sympathetic interest in agriculture and the proper direction and encouragement of farmers' children he has endeared himself to parents and students alike; and,

WHEREAS, Dr. Worst was discharged from the presidency of the Agricultural College summarily—without previous notice, without any charges being made against his efficiency or conduct and without even the formality of a trial or opportunity to explain any misunderstanding that may have arisen; therefore, be it

Resolved, That this Tri-State Grain and Stock Growers Association, in convention assembled, request the Legislative Assembly now in session at Bismarck to elect Dr. John H. Worst President Emeritus of the North Dakota Agricultural College as a complete vindication of his official integrity and also as an expression of the appreciation in which Dr. Worst is held by the people of the State for the services he has rendered the commonwealth.

(Signed)

C. J. LEE,
J. N. HAGEN,
S. W. JOHNSON,
Committee.

WHEREAS, The North Dakota National Guard has, for the past seven months, in response to the Nation's call, been in active service on the Mexican border; and,

WHEREAS, The service rendered by the individual members has in many and most instances called for personal sacrifice, both of time and money; and,

WHEREAS, The Regiment has brought credit to the State by its record of efficiency, it having won first place in the contests held for the purpose of determining the standard of the various regiments; and,

WHEREAS, Many of our young men will, on their return to the State, find themselves temporarily deprived of the means of earning their livelihood;

Therefore, Be It Resolved, That it is the sense of the Tri-State Grain Growers Association, in convention assembled, that the State owes a duty to these young men, and should make an appropriation sufficiently large to enable the proper authorities to safeguard those among them who, due to unemployment resulting from their enforced absence from their customary avocation while serving their country, find themselves temporarily financially embarrassed.

(Signed)

C. J. LEE,
J. N. HAGEN,
S. W. JOHNSON,
Committee.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

A Concurrent Resolution.

To Provide for the Creation of a Special Committee to Investigate and Report on Legislation Necessary for the Relief of Floods in the State.

Also Senate Bill No. 29.

A Bill for an Act to Amend Section 1383 of the Compiled Laws of 1913, Relating to Branches to Be Taught in the Common Schools.

Also Senate Bill No. 48.

A Bill for an Act to Amend and Re-enact Section 2115, Compiled Laws of North Dakota for the Year 1913, Relating to the Assessment of Bank or Trust Company Stock, and Revenue and Taxation.

Also Senate Bill No. 33.

A Bill for an Act to Amend Section 1146 of the Compiled Laws of North Dakota for 1913, Relating to Changing of School Boundaries.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 11.

A Bill for an Act Relating to Bonds and Undertaking on Appeal.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 9.

A Bill for an Act to Fix and Limit Attorney's Fees and All Costs on the Foreclosure of Real Estate Mortgages.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 27.

A Bill for an Act to Amend and Re-enact Section 8970 of the Compiled Laws of North Dakota for the Year 1913, Relating to Clerk of County Court.

Have had the same under consideration and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 30.

A Bill for an Act Repealing Section 720 of the Compiled Laws of 1913 of North Dakota, Relating to Expenses Paid of Supreme Judges.

Have had the same under consideration and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Gibbens moved that an additional time of ten days be granted for the introduction of appropriation bills.

Which motion prevailed, and the time was so extended.

Mr. McCarten moved that the Senate do concur in Concurrent Resolution introduced by Mr. Lathrop for the creation of a special committee to investigate and report on legislation necessary for the relief of floods in the eastern part of our state.

Which motion prevailed.

Mr. Stenmo moved that House Bill No. 98, which was referred to the Committee on Education, be re-referred to the Committee on State Affairs.

Which motion prevailed, and the bill was re-referred.

INTRODUCTION, FIRST AND SECOND READING OF
SENATE BILLS

Mr. Paulson introduced:

Senate Bill No. 109.

A Bill for an Act to Require Railroad Companies to Install and Maintain Stock Scales in Railroad Stock Yards at All Stations or Points from Which 50 Car Loads or More of Stock Were Shipped During the Year 1916; Requiring the Appointment of a Competent Weighmaster, and Prescribing Penalties for Violation of This Act, and Defining Powers of Railroad Commissioners.

Was read the first and second time and referred to the Committee on Railroads.

THIRD READING OF SENATE BILLS

Senate Bill No. 33.

A Bill for an Act to Amend Section 1146 of the Compiled Laws of North Dakota for 1913, Relating to Changing of School Boundaries.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkelde	Pendray
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Zieman
Hemmingsen	Mostad	

Absent and not voting:

Messrs.	Messrs.
Ployhar	Young

Mr. Jacobsen moved that the title be amended by inserting the word "district" between the words "school" and "boundaries."

Which motion prevailed, and the title was so amended.

So the bill passed and the title was agreed to as amended.

Senate Bill No. 29.

A Bill for an Act to Amend Section 1383 of the Compiled Laws of 1913 Relating to Branches to Be Taught in the Common Schools.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkelde	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman

Absent and not voting: Mr. Hamilton.

So the bill passed and the title was agreed to.

Senate Bill No. 48.

A Bill for an Act to Amend and Re-enact Section 2115, Compiled Laws of North Dakota for the Year 1913, Relating to the Assessment of Bank Stock, and Revenue and Taxation.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Zieman

Absent and not voting: Mr. Young.

So the bill passed and the title was agreed to.

Mr. McCarten moved that the vote by which the Senate concurred in Concurrent Resolution introduced by Mr. Lathrop to provide for the creation of a special committee to investigate and report on legislation necessary for the relief of floods in the eastern part of our State, be reconsidered.

Which motion prevailed, and the vote was reconsidered.

Mr. McCarten moved that the Concurrent Resolution be referred to the Committee on Appropriations.

Which motion prevailed, and the Concurrent Resolution was so referred.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 44.

A Concurrent Resolution for the Submission of a Proposed New Constitution.

Was read the first and second time and referred to the Committee on State Affairs.

The Senate returned to the sixth order of business.

REPORT OF SENATE MILITARY AFFAIRS COMMITTEE

The Committee on Military Affairs made the following report:

Mr. President:

Your Committee on Military Affairs, to whom was referred:

Senate Bill No. 105.

A Bill for an Act to Provide Aid for Soldiers of the North Dakota Regiment, Who Have Been Stationed at the Mexican Border and Who Have No Employment Awaiting Them on Their Return, and Whose Condition Will Be Necessitous for Such Aid, Describing the Duty of the Adjutant General and Clerks of Courts and Declaring an Emergency.

Have had the same under consideration and recommend that the same do pass.

C. O. HECKLE,
Chairman.

Mr. Heckle moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Heckle moved that the rules be suspended and that Senate Bill No. 105 be put upon its third reading for final passage.

Which motion prevailed, and the bill was put upon its third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 105.

A Bill for an Act to Provide Aid for Soldiers of the North Dakota Regiment, Who Have Been Stationed at the Mexican Border and Who Have No Employment Awaiting Them on Their Return, and Whose Condition Will Be Necessitous for Such Aid, Describing the Duty of the Adjutant General and Clerks of Courts and Declaring an Emergency.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sandstrom
Gibbens	McLean	Sikes
Gronvold	Martin	Stenmo
Haggart	Morkrid	Thoreson
Hamerly	Mortenson	Welford
Hamilton	Mostad	Wenstrom
Heckle	Murphy	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kirkelde	Kretschmar	Young

So the bill passed.

Senate Bill No. 105.

A Bill for an Act to Provide Aid for Soldiers of the North Dakota Regiment, Who Have Been Stationed at the Mexican Border and Who Have No Employment Awaiting Them on Their Return, and Whose Condition Will Be Necessitous for Such Aid, Describing the Duty of the Adjutant General and Clerks of Courts and Declaring an Emergency.

The question being on the emergency clause, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sandstrom
Gibbens	McLean	Sikes
Gronvold	Martin	Stenmo
Haggart	Morkrid	Thoreson
Hamerly	Mortenson	Welford
Hamilton	Mostad	Wenstrom
Heckle	Murphy	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kirkeide	Kretschmar	Young

So the emergency clause passed and the title was agreed to.

Mr. Ployhar moved that the vote by which Senate Bill No. 105 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Senate returned to the sixth order of business.

PETITIONS AND COMMUNICATIONS

The following communications were presented by Mr. Paulson:

CUMMINGS, NORTH DAKOTA,
January 22, 1917.

Hon. John E. Paulson

Bismarck, No. Dak.

I Did not think it While Wrightin to you But I think I Will a I Supos you ar Receiving Latters Dayley from the Lague Mumbrs in Regard a Neuue Constatution for this State I think the one Wee have is alright for Coman Peopl and if thar is anuf Sosealist in this State to carry the State Sosalisst it is tim anuf them to have it amanded I have Spoken With Severel of the Nonpartition Numbers and the Dosent think it adevisabl to increes the indebtnes of the State for Building of Flour Mills and Packing Plants and Such Stuff I Do not Think you ar in favor of it Eather. I Hope you Will Work agains it.

Res yours

C. L. GORDON

R. No. 1. Box 31

Cummings

No Dak

TELEGRAM

HILLSBORO, NORTH DAKOTA,
January 23, 1917.

Hon. J. E. Paulson,

Bismarck, North Dakota.

Amendment to proposed House Bill No. 44 by State Affairs Committee not satisfactory to farmers. Use all honorable means to defeat as amended and introduced.

A. STEENSON,

10:08 P. M.

Mr. Paulson moved that the communications be printed in the Journal.

Which motion prevailed, and the communications were ordered printed in the Journal.

Mr. Drown moved that all petitions received in regard to House Bill No. 44 be printed in the Journal.

Mr. Cahill moved, as an amendment, that all petitions received in regard to House Bill No. 44 be printed in the Journal, giving one name and others.

Mr. Ployhar moved, as an amendment to the amendment, that the following be printed in the Journal: "That petitions favoring the passage of House Bill No. 44 containing names was received by Senator" "That petitions against the passage of House Bill No. 44 containing names was received by Senator"

Which motion prevailed, and the amendment to the amendment was adopted.

Mr. Cahill moved that the amendment as amended be adopted.

Which motion prevailed, and the amended amendment was adopted.

Mr. Martin moved that the original motion as amended be adopted.

Which motion prevailed, and the motion was adopted.

A petition favoring the passage of House Bill No. 44, containing 191 names, was received by Senator Morkrid.

Mr. Lindstrom moved that the Senate do now proceed to the special order of business.

Which motion prevailed.

SPECIAL ORDERS

Mr. Sandstrom moved that Senate Bill No. 46 be referred to the Committee on Game and Fish.

Which motion prevailed, and the bill was re-referred.

Mr. Hyland moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION.

The Senate returned to the ninth order of business.

MOTIONS AND RESOLUTIONS

The following concurrent resolution was introduced by Mr. Mostad:

WHEREAS, The rules and regulations of the War Department of the United States will not permit the soldiers of the National Guard, who are returning from the Mexican border, to wear their uniforms and overcoats after being mustered out of active service, except when performing active duties as National Guardsmen; and,

WHEREAS, The soldiers of the North Dakota Regiment, who have been stationed on the Mexican border, are returning from a climate which is semi-tropical into a climate which is extremely cold; and,

WHEREAS, These men will not be in condition to stand the rigors of this northern climate without being warmly clothed, and many of them will not have the means wherewith to purchase the necessary clothing;

Therefore, Be It Resolved, That we, the members of the Fifteenth Legislative Assembly, petition the President of the United States, the Secretary of War, and Congress to pass the necessary laws or to issue the necessary orders that will give the soldiers their overcoats, or at least permit the use of said overcoats until climatic conditions have so changed that their wear will not be necessary.

Be It Further Resolved, That the Secretary of State be instructed to send a copy of these resolutions to the President of the United States, to the Secretary of War, and to each of our Senators and Representatives in Congress. That we urge our Representatives and Senators in Congress to use their efforts to bring about the results requested in these resolutions.

Mr. Welford moved that the concurrent resolution be adopted.

Which motion prevailed, and the concurrent resolution was adopted.

Courtesies of the floor were extended to:

Arthur Dixon, Rolla, North Dakota;
 Tobias D. Casey, Dickinson, North Dakota;
 C. A. Rust, Underwood, North Dakota;
 A. E. Sylvester, Churchs Ferry, North Dakota;
 Ex-Senator G. L. Elkin, Mayville, North Dakota;
 K. S. Grotte, Mayville, North Dakota;
 P. J. Enger, Mayville, North Dakota;
 Vernon C. Squires, Grand Forks, North Dakota;
 T. G. Knalley, Mandan, North Dakota.

Mr. Paulson moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
 Secretary.

TWENTY-EIGHTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 29, 1917.

The Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Svore.

Roll call.

All members present except Messrs. Drown, Haggart and Young.

Mr. Hamilton moved that all absent members be excused.

Which motion prevailed, and they were excused.

MESSAGE FROM THE HOUSE

The following message was received from the House:

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 29, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 45.

A Bill for an Act to Prohibit the Delivery or Negotiating of a Note or Check, Taken in Payment of the First Premium, Until After Policy Has Been Delivered to the Applicant.

Also House Bill No. 59.

A Bill for an Act, Entitled an Act Providing for Delinquent Taxes, Penalty and Interest Thereon, and the Disposition Thereof, the Forfeiture of Real Property for the Non-Payment of Taxes, and the Procedure Therefor, and Amending Article 12 of Chapter 34 of the Political Code of North Dakota.

Also House Bill No. 65.

A Bill for an Act to Amend and Re-enact Sections 2 and 7 of Chapter 237 of the Laws of North Dakota for the Year 1915, and Repealing Section 3 Thereof, Relating to the Appointment of a State Board of Regents, and Defining the Power and Duties of Such Board.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

A sealed communication was received from the Governor.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Your Committee on Revision and Correction of the Journal of the twenty-sixth day, have carefully examined the same and recommend that the same be corrected as follows:

In line 25, page 14, strike out figures "141" and insert in lieu thereof "191."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

The following communication was received from the Governor.

THE WHITE HOUSE, WASHINGTON,
January 23, 1917.

My Dear Governor Frazier.

May I not express through you my feeling of sincere gratification that the Legislature of North Dakota should have passed a bill granting to the women of the State the same suffrage privileges that have been extended to them in Illinois? My interest in the extension of the suffrage to women is, as you know, very great, and I feel that every

step in this direction should receive the most cordial endorsement and public recognition.

Cordially and sincerely yours,

(Signed) WOODROW WILSON.

Hon. Lynn J. Frazier, Governor,
Bismarck, North Dakota.

Mr. Welford moved that the communication from the President be printed in the Journal.

Which motion prevailed, and the communication was ordered printed in the Journal.

PETITION

To the Senate of the Fifteenth Legislative Assembly:

We, the undersigned, qualified voters of North Dakota, do hereby respectfully petition you to vote for and support the measure which will pass the House of Representatives, providing for a new Constitution and providing that such Constitution be submitted to the voters of the State, for their rejection or approval, at a special election to be held in June this year.

We further wish to respectfully urge upon you our wishes and demands that action be taken now favorably on such Constitution, which provides and allows the State of North Dakota to establish terminal elevators, flour mills, packing plants, cold storage plants, rural credit banks, state hall insurance, exemption of farm improvements from taxation, and to engage in any other business from time to time, which the voters desire, that would be a benefit to the people of the state.

We further petition and ask that such Constitution be passed by the Senate and submitted to the people in the form in which it passed the House of Representatives, which includes a more liberal and fair initiative and referendum and the recall and other provisions long demanded by the people of the State.

We believe the voters of North Dakota asked and demanded, by the vote cast for Governor Frazier, that the Nonpartisan League program be carried out, and we join with Governor Frazier in asking that you let nothing stand in your way in doing and carrying out the wishes of the people of the State.

We respectfully submit this petition and ask that you give same due and careful consideration.

Petitions favoring the passage of House Bill No. 44, containing 353 names, was received by Senator Mostad.

Petitions favoring the passage of House Bill No. 44, containing 18 names was received by Senator E. M. Nelson.

Petitions favoring the passage of House Bill No. 44, containing 118 names, was received by Senator James A. Westrom.

Petitions favoring the passage of House Bill No. 44, containing 225 names, was received by Senator Chas. Ellingson.

Petitions favoring the passage of House Bill No. 44, containing 50 names, was received by Senator Murphy.

Petitions favoring the passage of House Bill No. 44, containing 87 names, was received by Senator F. T. Gronvold.

Petitions favoring the passage of House Bill No. 44, containing 353 names was received by Senator Levang.

Petitions favoring the passage of House Bill No. 44, containing 144 names, was received by Senator G. F. Hunt.

Petitions favoring the passage of House Bill No. 44, containing 74 names, was received by Senator Morkrid.

Petitions favoring the passage of House Bill No. 44, containing 133 names, was received by Senator Hemmingsen.

Petitions favoring the passage of House Bill No. 44, containing 20 names, was received by Senator John A. Beck.

Petitions favoring the passage of House Bill No. 44, containing 191 names, was received by Senator Martin Thoreson.

Petitions favoring the passage of House Bill No. 44, containing 265 names, was received by Senator Ettestad.

Petitions favoring the passage of House Bill No. 44, containing 69 names, was received by Senator C. W. Carey.

Petitions favoring the passage of House Bill No. 44, containing 66 names, was received by Senator Albert Stenmo.

Petitions favoring the passage of House Bill No. 44, containing 335 names, was received by Senator Mortenson.

Petitions favoring the passage of House Bill No. 44, containing 121 names, was received by Senator C. O. Heckle.

Petitions favoring the passage of House Bill No. 44, containing 165 names, was received by Senator Welford.

Petitions favoring the passage of House Bill No. 44, containing 411 names, was received by Senator E. H. Sikes.

Petitions favoring the passage of House Bill No. 44, containing 292 names, was received by Senator C. D. King.

Fifteen petitions favoring the passage of House Bill No. 44, containing 225 names, was received by Senator A. J. Kirkeide.

Petitions favoring the passage of House Bill No. 44, containing 115 names, was received by Senator Jacobsen.

Petitions favoring the passage of House Bill No. 44, containing 400 names, was received by Senator W. E. Martin.

Petitions favoring the passage of House Bill No. 44, containing 107 names, was received by Senator McCarten.

Petitions favoring the passage of House Bill No. 44, containing 195 names, was received by Senator McLean.

Petitions favoring the passage of House Bill No. 44, containing 240 names, was received by Senator Hamerly.

Petitions favoring the passage of House Bill No. 44, containing 243 names, was received by Senator John E. Paulson.

Up to date, January 29, 1917.

Petitions against the passage of House Bill No. 44, containing 160 names, was received by Senator John E. Paulson.

Up to date, January 29, 1917.

Petitions against the passage of House Bill No. 44, containing 109 names, was received by Senator McLean.

Petitions against the passage of House Bill No. 44, containing 30 names, was received by Senator A. J. Kirkeide.

Petitions against the passage of House Bill No. 44, containing 235 names, was received by Senator E. M. Nelson.

Petitions against the passage of House Bill No. 44, containing 153 names, was received by Senator A. S. Gibbens.

Petitions against the passage of House Bill No. 44, containing 164 names, was received by Senator C. W. Carey.

Petitions against the passage of House Bill No. 44, containing 00 names, was received by Senator Ettetstad.

Petitions against the passage of House Bill No. 44, containing 1 name, was received by Senator Morkrid.

Petitions against the passage of House Bill No. 44, containing 68 names, was received by Senator Murphy.

Petitions against the passage of House Bill No. 44, containing 84 names, was received by Senator F. T. Gronvold.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 66.

A Concurrent Resolution.

Have had the same under consideration and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 81.

A Bill for an Act to Amend and Re-enact Sections 9236 and 9240 of the Compiled Laws of the State of North Dakota, 1913, Relating to Sabbath Breaking.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title so as to read as follows: "A Bill for an Act to Amend and Re-enact Section 9236, 9240 and 9242 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Sabbath Breaking."

Amend heading in Section 1 so as to agree with the title.

In line 7, section 1 of the printed bill, after the words "electric light" insert the word "gas" and a comma (,).

In line 9, in section 1, of the printed bill, after the word "stations" insert the word "bakery" and a comma (,).

In line 10, section 2 of the printed bill, insert a period (.) after the word "day" and strike out all the balance of the section.

Strike out all of section 4 and insert in lieu thereof the following:

"Section 4. Whereas, it is necessary for the immediate preservation of the public peace, health and safety that certain things now absolutely prohibited on the first day of the week, be permitted to be done on said day, therefore, this act shall take effect and be in force immediately upon its passage and approval."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 57.

A Bill for an Act to Amend and Re-enact Section 8954 of the Compiled Laws of North Dakota, for the Year 1913, Relating to Costs in Actions Transferred from County Courts with Increased Jurisdiction to District Courts.

Have had the same under consideration and recommend that the same do pass.

M. L. MCBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE HIGHWAYS, BRIDGES AND FERRIES COMMITTEE

The Committee on Highways, Bridges and Ferries made the following report:

Mr. President:

Your Committee on Highways, Bridges and Ferries, to whom was referred:

House Bill No. 32.

A Bill for an Act to Amend Section 3 of Chapter 110 of the Laws of North Dakota for 1915, Relating to Highway Improvements.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the emergency clause.

Strike out the title of the bill and insert in lieu thereof the following: "A Bill for an Act to Amend and Re-enact Section 3, Chapter 110, of the Session Laws of the State of

North Dakota for the Year 1915, Relating to Highway Improvements."

And when so amended recommend the same do pass.

CHAS. ELLINGSON,
Chairman.

Mr. Ellingson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 50.

A Bill for an Act to Repeal Chapter 260 of the Session Laws of North Dakota for the Year 1915 and Sections 1990n, 1990o, 1990p, 1990q, 1990r of the Compiled Laws of 1913, and to Amend Section 4087 of the Compiled Laws of 1913, Relating to Overseers of Highways and Township Officers.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CHAS. ELLINGSON,
Chairman.

Mr. Chas. Ellingson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS.

Mr. King introduced the following:

A CONCURRENT RESOLUTION

WHEREAS, There are no permanent wagon bridges across the great Missouri, between the forty-third parallel and the International Canadian boundary line; and,

WHEREAS, There are millions of acres of valuable land owned by the Federal Government, as well as by the State of North Dakota, the development of which is now being and has been retarded because of the lack of practical means of crossing said stream, especially during the open season of navigation; and,

WHEREAS, The cost of construction of suitable bridges by adjoining counties would place too great a burden on such local communities; and,

WHEREAS, The State and Nation would reap the greater benefit of such bridges; and,

WHEREAS, Congress has appropriated moneys to develop national highways across the continent, but has made no provi-

sion for the building of bridges to properly complete these highways; therefore,

Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring therein:

That we, the members of the Fifteenth Legislative Assembly of the State of North Dakota, earnestly petition Congress to make provisions for Federal aid for the building of one or more wagon bridges across the Missouri River in the same manner as Federal aid is provided for the building and improvement of roads.

Be It Further Resolved, That the Secretary of State be instructed to send copies of these resolutions to the President and Vice-President of the United States, to the Speaker of the House of Representatives and to each of our Senators and Representatives in Congress.

Mr. King moved that the concurrent resolution be adopted.

Which motion prevailed, and the concurrent resolution was adopted.

A RESOLUTION

The Employment Committee introduced the following resolution:

WHEREAS, No salary is fixed by statute for the two Assistant Sergeants-at-Arms, except as doorkeeper; and,

WHEREAS, All Clerks receive Five Dollars a day;

Therefore, Be It Resolved, That the salary of Segar Robertson and W. J. Mulloy, Assistant Sergeants-at-Arms, and Harry Durkee, Cloakroom Attendant, and A. W. Luehrs, Bill Clerk, be Five Dollars per day; Mrs. S. A. Hogue, Voucher Clerk and Bookkeeper, be Five Dollars per day; Ole Eng, Telephone Messenger, be Five Dollars per day; Andrew Balsser and M. Skarrson, Janitors, be Five Dollars per day; and that this resolution take effect from the first day of service of said employees.

Mr. Gibbens moved that the resolution be adopted.

Which motion prevailed, and the resolution was adopted.

Mr. Gibbens moved that the name of Calvin Andrist be included in the resolutions introduced by the Committee on Employment, and his salary be five dollars per day.

Which motion prevailed, and the name was so included.

Mr. Hyland moved that Senate Bill No. 90 be referred to the Committee on Appropriations.

Which motion prevailed, and the bill was so re-referred.

Mr. Hemmingsen asked the unanimous consent of the Senate to withdraw Senate Bill No. 45.

There being no objection, the bill was withdrawn.
The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON TAX AND TAX LAWS

The Committee on Tax and Tax Laws made the following report:

Mr. President:

Your Committee on Tax and Tax Laws, to whom was referred.

Senate Bill No. 54.

A Bill for an Act to Provide for an Annual State Conference of Tax Officials of the State of North Dakota.

Have had the same under consideration, and recommend that the same be amended as follows:

After the word "annually," in line 2 of Section 4, printed bill, insert the following words: "or so much thereof as may be necessary."

And when so amended, recommend that the bill be re-referred to the Committee on Appropriations.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 52.

A Bill for an Act to Amend and Re-Enact Sections 2165 and 3646 of the Codified Laws of the State of North Dakota for the Year 1913, Relating to Revenue and Taxation, and the Abatement of Taxes.

Have had the same under consideration, and recommend that the same be amended as follows:

In the title strike out the word "Codified" and insert in lieu thereof the word "Compiled."

In line 1, Section 1, printed bill, following the word "that," strike out the word "Sections" and insert the word "Section."

In line 1, Section 1, printed bill, strike out the word "Codified" and insert in lieu thereof the word "Compiled."

In line 1, Section 2, printed bill, strike out the word "Codified" and insert in lieu thereof the word "Compiled."

And when so amended, recommend the same do pass.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Hunt introduced:

Senate Bill No. 110.

A Bill for an Act to Repeal Section 3365 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Joint Annual Statement of County Auditor and County Treasurer.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Paulson introduced:

Senate Bill No. 111.

A Bill for an Act Providing for the Transportation of Prisoners and Insane Persons; Fixing the Fee for Such Transportation and to Repeal Chapter 245 of the Session Laws of North Dakota for the Year 1915, Relating to Such Transportation.

Was read the first and second time, and referred to the Committee on Ways and Means.

Mr. Sandstrom introduced:

Senate Bill No. 112.

A Bill for an Act Providing for the Appointment of a Special Administrator for the Purpose of Releasing a Mortgage or Judgment Against a Deceased Person Which Has Been Satisfied But Not Discharged of Record.

Was read the first and second time, and referred to the Committee on Ways and Means.

Mr. Cahill introduced:

Senate Bill No. 113.

A Bill for an Act to Require All Newspapers, Journals, Magazines and Periodicals Printed, or Circulating in the State of North Dakota, Common Carriers of Intelligence; to

Compel Them to Print Answers, Explanations and Justification of Person or Parties, Whenever, and as Often as Such Persons Are Ridiculed, Criticised, Insulted or Degraded by Printed Articles in Such Publication; to Regulate All Such Publications So as to Promptly Carry Out the Benefits and Provisions of This Act, and to Provide for the Recovery of Damages for the Publication of Injurious Articles.

Was read the first and second time, and referred to the Committee on Ways and Means.

Mr. Lindstrom introduced:

Senate Bill No. 114.

A Bill for an Act to Amend and Re-Enact Section 9233 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports Prohibited on Sunday.

Was read the first and second time, and referred to the Committee on Game and Fish.

Mr. Hunt introduced:

Senate Bill No. 115.

A Bill for an Act to Repeal Section 2165 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Abatement of Taxes.

Was read the first and second time, and referred to the Committee on Tax and Tax Laws.

Mr. Hunt introduced:

Senate Bill No. 116.

A Bill for an Act to Amend and Re-Enact Section 3521 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Mileage for the Sheriff and His Deputies.

Was read the first and second time, and referred to the Committee on Ways and Means.

Mr. Sandstrom introduced:

Senate Bill No. 117.

A Bill, a Concurrent Resolution, Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Provide by Law for the Erection, Leasing, Purchasing and Operating Flour Mills by the State of North Dakota.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Stenmo introduced:

Senate Bill No. 118.

A Bill, a Concurrent Resolution, amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Provide by Law for the Erection and Operating of a Packing Plant and Cold Storage Warehouse by the State of North Dakota.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Wenstrom introduced:

Senate Bill No. 119.

A Bill for an Act to Amend and Re-Enact Section 3188 of the Compiled Laws of North Dakota for the Year 1913, Relating to Publishing Amendments to the Constitution.

Was read the first and second time, and referred to the Committee on Judiciary.

Mr. Wenstrom introduced:

Senate Bill No. 120.

A Bill for an Act Providing for the Construction of the State Constitution of North Dakota, So as to Make Operative and Self-Executing Paragraph 2 of Section 202.

Was read the first and second time, and referred to the Committee on Judiciary.

Mr. Carey introduced:

Senate Bill No. 121.

A Bill for an Act to Amend Section 1342 of the Compiled Laws of 1913 of the State of North Dakota, Relating to Compulsory Education.

Was read the first and second time, and referred to the Committee on Education.

Mr. McGray introduced:

Senate Bill No. 122.

A Concurrent Resolution.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Benson introduced:

Senate Bill No. 123.

A Bill for an Act to Amend and Re-Enact Section 4380 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 121 of the Session Laws of North Dakota for the Year 1915, Relating to Cause for Divorce.

Was read the first and second time, and referred to the Committee on State Affairs.

INTRODUCTION, FIRST AND SECOND READING OF
HOUSE BILLS

House Bill No. 45.

A Bill for an Act to Prohibit the Delivery or Negotiating of a Note or Check, Taken in Payment of the First Premium, Until After Policy Has Been Delivered to the Applicant.

Was read the first and second time, and referred to the Committee on Insurance.

House Bill No. 59.

A Bill for an Act, Entitled an Act Providing for Delinquent Taxes, Penalty and Interest Thereon, and the Disposition Thereof, the Forfeiture of Real Property for the Non-Payment of Taxes, and the Procedure Therefor, and Amending Article 12 of Chapter 34 of the Political Code of North Dakota.

Was read the first and second time, and referred to the Committee on Tax and Tax Laws.

House Bill No. 65.

A Bill for an Act to Amend and Re-Enact Sections 2 and 7 of Chapter 237 of the Laws of North Dakota for the Year 1915, and Repealing Section 3 Thereof, Relating to the Appointment of a State Board of Regents, and Defining the Power and Duties of Such Board.

Was read the first and second time, and referred to the Committee on State Affairs.

THIRD READING OF HOUSE BILLS

House Bill No. 1.

A Bill for an Act Appropriating Money for the Use of the Office of the Attorney General, Between the Following Dates, To-Wit: January 2, 1917, to June 30, 1917, Both Dates Inclusive.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McLean	Sikes
Hamerly	Martin	Stenmo
Hamilton	Morkrid	Thoreson
Heckle	Mortenson	Welford
Hemmingsen	Mostad	Wenstrom
Hunt	Murphy	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	McGray	Young
Haggart		

So the bill passed.

House Bill No. 1.

A Bill for an Act Appropriating Money for the Use of the Office of the Attorney General, Between the Following Dates, To-Wit: January 2, 1917, to June 30, 1917, Both Dates Inclusive.

The question being on the emergency clause, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McLean	Sikes
Gronvold	Martin	Stenmo
Hamerly	Morkrid	Thoreson
Hamilton	Mortenson	Welford
Heckle	Mostad	Wenstrom
Hemmingsen	Murphy	Zieman
Hunt	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Lindstrom	Young
Haggart	McGray	

So the emergency clause passed, and the title was agreed to.

Mr. Jacobsen moved that the vote by which House Bill No. 1 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 27.

A Bill for an Act to Amend and Re-Enact Section 8970 of the Compiled Laws of North Dakota for the Year 1913, Relating to Clerk of County Court.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, G. Forks
Beck	King	Nelson, Richland
Benson	Kirkeide	Pendray
Cahill	Kretschmar	Ployhar
Carey	Levang	Porter
Ellingson	McBride	Putnam
Ettestad	McCarten	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Sikes
Hamerly	Martin	Stenmo
Hamilton	Morkrid	Thoreson
Heckle	Mortenson	Welford
Hemmingsen	Mostad	Wenstrom
Hunt	Murphy	Zieman
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Haggart	Paulson
Englund	Lindstrom	Young

So the bill passed, and the title was agreed to.

House Bill No. 30.

A Bill for an Act Repealing Section 720 of the Compiled Laws of 1913 of North Dakota, Relating to Expenses Paid of Supreme Judges.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 41; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	King	Paulson
Benson	Kirkeide	Pendray
Cahill	Kretschmar	Ployhar
Carey	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McLean	Sikes
Gronvold	Martin	Thoreson
Hamerly	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Zieman
Hunt	Murphy	

Those voting in the negative were: Mr. McGray.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Jacobsen	Stenmo
Haggart	Nelson, G. Forks	Young
Hamilton		

So the bill passed, and the title was agreed to.

Mr. Kretschmar moved that the vote by which House Bill No. 30 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE STATE AFFAIRS COMMITTEE

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 81.

A Bill for an Act to Amend and Re-enact Sections 9236 and 9240 of the Compiled Laws, of the State of North Dakota, 1913, Relating to Sabbath-Breaking.

Have had the same under consideration, and recommend that the same be further amended as follows:

In Section 3, line 5, by striking out the word "fifty" and inserting in lieu thereof the words "twenty-five."

And when so amended, recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Pendray asked that an extension of time be granted to the Committee on Counties for the further consideration of Senate Bill No. 92.

There being no objection, the time was so extended.

REPORT OF SENATE TAX AND TAX LAWS COMMITTEE

The Committee on Tax and Tax Laws made the following report:

Mr. President:

Your Committee on Tax and Tax Laws, to whom was referred:

Senate Bill No. 49.

A Bill for an Act to Classify Property for Assessment at a Percentage of Its Value and Fix and Adopt Such Percentage of Values.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 4, Section 1, printed bill, strike out the word "lien" and insert in lieu thereof the word "lieu."

In line 15, Section 1, printed bill, after the word "sites" add the words "not owned by any railroad company."

And when so amended, recommend the same do pass.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 55.

A Bill for an Act Relating to the Taxation of Personal Property Known as Money and Credits and Providing for the Assessment of the Same; Prescribing the Manner of Making Such Assessment and Providing Penalty for the Failure to List such Personal Property; Fixing a Rate and Providing for the Distribution of Such Tax and Prescribing the Duties of Public Officers With Relation Thereto.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 3 of Section 13, printed bill, strike out the word "revenue" and insert in lieu thereof the word "general."

In line 4 of Section 13, printed bill, strike out the word "revenue" and insert in lieu thereof the word "general."

In line 4 of Section 13, printed bill, after the second word "the" add the words "general fund of the."

In line 5 of Section 13, printed bill, strike out the word "town" and insert in lieu thereof the word "township."

In line 5 of Section 13, printed bill, between the words "the" and "school," insert the words "general fund of the."

In line 6 of Section 13, printed bill, after the word "assessed," strike out the period (.) and insert in lieu thereof a semicolon (;) and add the following words: "provided that in unorganized townships the amount of the tax apportioned to such unorganized townships shall be paid into the general fund of the county."

And when so amended, recommend the same do pass.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 80.

A Bill for an Act to Amend and Re-enact Section 8323 of the Compiled Laws of North Dakota for the Year 1913, Relating to Who May Bring Action for Death by Unlawful Act.

Have had the same under consideration and recommend that the same be amended as follows:

That in line 8 of the printed bill the words "the personal representative" be stricken out and the words "the surviving mother or father" be substituted therefor, and in line 9 the words "the surviving mother or father" be stricken out and the words "the personal representative" substituted therefor.

And when so amended recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 73.

A Bill for an Act, Entitled an Act Reinstating and Validating the Charters of Corporations That Have Been Cancelled for Failure to Make Reports as Required by and Under Section 4146 of the Revised Code of 1905 (Section 4518, Compiled Laws of 1913).

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert the following:

"For an Act to Amend Section No. 4518 of the Compiled Laws of the State of North Dakota for 1913, Relating to Reinstating and Validating the Charters of Corporations That Have Been Cancelled for Failure to Make Report and Payment of Fee as Required by Law.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. All corporations heretofore organized under the laws of the State of North Dakota, whose charters have become forfeited and cancelled under Section 4518 of the Compiled Laws of the State of North Dakota for 1913, by reason of the failure to make and file with the Secretary of State a report as in said section required, be and the same are hereby validated for all purposes. Upon condition, however, that all corporations desiring to come under the provisions hereof shall on or before the first day of August, 1917, make and file with the Secretary of State, full and complete reports as in said section prescribed, pay a penalty of ten (\$10.00) dollars and all arrearages and fees, and the charters of any corporation complying with the provisions of this statute within said period are hereby declared valid in all respects."

And when so amended recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. King moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION

The Senate returned to the fifth order of business.

PETITIONS AND COMMUNICATIONS

Petitions for the passage of House Bill No. 44, containing 242 names, was received by Senator Allen.

The Senate returned to the eighth order of business.

Mr. Sandstrom asked for an extension of time for the consideration of Senate Bill No. 74.

There being no objection, the extension was granted.

Mr. Hyland asked for a further extension of time for the consideration of Senate Bill No. 47.

There being no objection, the extension was granted.

Mr. Kretschmar asked that an extension of time be granted for the consideration of Senate Bills Nos. 3, 13 and 34, and House Bills Nos. 5 and 13.

There being no objection, the extension of time was granted.

Courtesies of the floor were extended to:

Carl Lewis, Hettinger, North Dakota;

J. M. Robe, Kenmare, North Dakota; and

Theo. Kahellick, Kenmare, North Dakota.

Mr. King moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

TWENTY-NINTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 30, 1917.

The Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Svore.

Roll call.

All members present except Mr. Drown.

Mr. Gibbens moved that all absent members be excused. Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the twenty-eighth day have carefully examined the same and recommend that the same be corrected as follows:

On page 5, after line 35, insert the following, "Have had the same under consideration and recommend."

On page 7, line 18, after the word "employment" strike out the period (.) and insert the following, "and his salary be five dollars per day."

On page 7, line 20, strike out the word "referred" and insert in lieu thereof the word "re-referred."

On page 11, line 36, correct spelling of "emergency."

Page 12, after line 36, insert the following, "voting in negative was Mr. McGray."

Page 12, place line 56 before line 54.

Page 13, line 23, strike out the word "and" and insert in lieu thereof the word "add."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

The Secretary announced that the President was about to sign:

A Concurrent Resolution Relating to a Gift of the Bust

of Abraham Lincoln, and Providing for an Appropriation of \$75.00 to Defray Expenses of New Cast, Express Charges and Other Necessary Expense in Connection with Installing Bust in the Capitol Building.

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 30, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 6.

A Bill for an Act Relating to Compensation for Wrongful Imprisonment of Innocent Persons.

Also Senate Bill No. 9.

A Bill for an Act to Amend and Re-Enact Section 8122 of the Compiled Laws of North Dakota for the Year 1913, Relating to Foreclosure of Land Contracts.

Also Senate Bill No. 36.

A Bill for an Act to Establish a Trade Mark for North Dakota Products; to Provide Standards for Products on Which the Trade Mark May Be Used; to Provide for Proper Registration and Licensing and Other Things in Connection with the Use of the Said Trade Mark.

Also Senate Bill No. 105.

A Bill for an Act to Provide Aid for Soldiers of the North Dakota Regiment, Who Have Been Stationed at the Mexican Border and Who Have No Employment Awaiting Them on Their Return, and Whose Condition Will Be Necessitous for Such Aid, Describing the Duty of the Adjutant General and Clerks of Courts and Declaring an Emergency.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

PETITIONS AND COMMUNICATIONS

NEW ORLEANS, LA.,
January 29, 1917.

Governor Frazier and Legislature,
Bismarck, North Dakota.

The Era Club extend appreciation, gratitude and congratulations on granting presidential suffrage to the women of your State.

EMMA T. ORY,
Secretary.

Mr. Lindstrom moved that the communication be printed in the Journal.

Which motion prevailed, and the communication was ordered printed in the Journal.

Petitions favoring the passage of House Bill No. 44, containing 12 names, was received by Senator Jacobsen.

Petitions favoring the passage of House Bill No. 44, containing 93 names, was received by Senator Ployhar.

Petitions favoring the passage of House Bill No. 44, containing 173 names, was received by Senator Allen.

Petitions favoring the passage of House Bill No. 44, containing 17 names, was received by Senator Welford.

Petitions favoring the passage of House Bill No. 44, containing 172 names, was received by Senator A. S. Gibbens.

Petitions favoring the passage of House Bill No. 44, containing 27 names, was received by Senator Kretschmar.

Petitions favoring the passage of House Bill No. 44, containing 15 names, was received by Senator John A. Beck.

Petitions favoring the passage of House Bill No. 44, containing 446 names, was received by Senator T. N. Putnam.

Petitions favoring the passage of House Bill No. 44, containing 433 names, was received by Senator C. H. Porter.

Petitions favoring the passage of House Bill No. 44, containing 37 names was received by Senator James A. Wenstrom.

Petitions favoring the passage of House Bill No. 44, containing 15 names, was received by Senator Hunt.

Petitions favoring the passage of House Bill No. 44, containing 300 names, was received by Senator D. H. Hamilton.

Petitions favoring the passage of House Bill No. 44, containing 35 names, was received by Senator Albert Stenmo.

Petitions favoring the passage of House Bill No. 44, containing 30 names, was received by Senator McLean.

Petitions favoring the passage of House Bill No. 44, containing 190 names, was received by Senator Young.

Petitions favoring the passage of House Bill No. 44, containing 6 names, was received by Senator Ettestad.

Petitions favoring the passage of House Bill No. 44, containing 12 names, was received by Senator Thomas Pendray.

Petitions favoring the passage of House Bill No. 44, containing 19 names, was received by Senator C. W. Carey.

Petitions favoring the passage of House Bill No. 44, containing 117 names, was received by Senator John W. Benson.

Petitions favoring the passage of House Bill No. 44, containing 460 names, was received by Senator J. I. Cahill.

Petitions favoring the passage of House Bill No. 44, containing 185 names, was received by Senator Haggart.

Thirteen petitions favoring the passage of House Bill No. 44, containing 413 names, was received by Senator C. W. McGray.

Petitions favoring the passage of House Bill No. 44, containing 40 names, was received by Senator Zieman.

Petitions favoring the passage of House Bill No. 44, containing 82 names, was received by Senator M. L. McBride.

Petitions favoring the passage of House Bill No. 44, containing 604 names, was received by Senator L. P. Sandstrom, 28th District.

Petitions favoring the passage of House Bill No. 44, containing 42 names, was received by Senator McCarten.

Petitions against the passage of House Bill No. 44, containing 79 names, was received by Senator Kretschmar.

Petitions against the passage of House Bill No. 44, containing 66 names, was received by Senator M. L. McBride.

Petitions against the passage of House Bill No. 44, containing 36 names, was received by Senator Ziemann.

Petitions against the passage of House Bill No. 44, containing 140 names, was received by Senator M. L. McBride.

Petitions against the passage of House Bill No. 44, containing 2 names, was received by Senator Thomas Pendray.

Petitions against the passage of House Bill No. 44, containing 6 names, was received by Senator Gronvold.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 66.

A Concurrent Resolution.

Also Senate Bill No. 81.

A Bill for an Act to Amend and Re-Enact Sections 9236, 9240 and 9242 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Sabbath-Breaking.

Also Senate Bill No. 49.

A Bill for an Act to Classify Property for Assessment at a Percentage of Its Value and Fix and Adopt Such Percentage of Values.

Also Senate Bill No. 52.

A Bill for an Act to Amend and Re-Enact Sections 2165 and 3646 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Revenue and Taxation, and the Abatement of Taxes.

Also Senate Bill No. 55.

A Bill for an Act Relating to the Taxation of Personal Property Known as Money and Credits and Providing for the Assessment of the Same; Prescribing the Manner of Making Such Assessment and Providing Penalty for the Failure to List Such Personal Property; Fixing a Rate and Providing for the Distribution of Such Tax and Prescribing the Duties of Public Officers With Relation Thereto.

Also Senate Bill No. 80.

A Bill for an Act to Amend and Re-Enact Section 8323 of the Compiled Laws of North Dakota for the Year 1913, Relating to Who May Bring Action for Death by Unlawful Act.

Also Senate Bill No. 73.

A Bill for an Act to Amend Section No. 4518 of the Compiled Laws of the State of North Dakota for 1913, Relating to Reinstating and Validating the Charters of Corporations That Have Been Cancelled for Failure to Make Report and Payment of Fee as Required by Law.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE BANKS AND BANKING COMMITTEE

The Committee on Banks and Banking made the following report:

Mr. President:

Your Committee on Banks and Banking, to whom was referred:

Senate Bill No. 3.

A Bill for an Act to Amend and Re-Enact Section 5155 of the Compiled Laws of North Dakota, 1913, as amended by Section 1, Chapter 56, of the Session Laws of North Dakota, 1915, Relating to Capital Stock of State Banks.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 5.

A Bill for an Act in Regard to Legal Rate of Interest.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 34.

A Bill for an Act to Amend Section 5149 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Organization of State Banks and to Define the Powers and Duties of the State Banking Board and State Examiner in Relation to the Location and Establishment of Such Banks.

Have had the same under consideration, and recommend that the same be amended as follows:

In Section 4, line 4, of the printed bill, strike out the word "his" and insert in lieu thereof the word "the."

In Section 5, line 2, of the printed bill, after the word "Board," insert the following: "at a meeting called for considering said application, after having given due notice

to parties interested who may be heard at said meeting," and in line 3, same section, strike out the words "from the report of the State Examiner."

And when so amended, recommend the same do pass.

P. T. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE TEMPERANCE COMMITTEE

The Committee on Temperance made the following report:

Mr. President:

Your Committee on Temperance, to whom was referred:

Senate Bill No. 83.

A Bill for an Act Prohibiting the Importation or Bringing Into the State, in Any Manner, Intoxicating Liquors and Beverages, and Prescribing Penalties Therefor.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE WAYS AND MEANS COMMITTEE

The Committee on Ways and Means made the following report:

Mr. President:

Your Committee on Ways and Means, to whom was referred:

Senate Bill No. 64.

A Bill for an Act to Amend and Re-Enact Sections 2, 3 and 5 of Chapter 92 of the Session Laws of North Dakota for 1915, Relating to Co-Operative Associations.

Have had the same under consideration, and recommend that the same be amended as follows:

By striking out all beginning with and including the word "Provided," in line 16 of Section 3 of the printed bill, down to and including the word "and" in line 19 of Section 3 of the printed bill.

Also change the letter "p" in the word "provided," in line 19 of Section 3 of the printed bill, to a capital "P."

And when so amended, recommend the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 76.

A Bill for an Act Providing for the Calling in and Payment of the Expenses of Any Judge of Another Judicial District for the Trial of Civil and Criminal Actions, in the Supreme and District Courts When Judges Are Disqualified from Serving.

A Bill for an Act to Amend and Re-Enact Section Number 773 of the Compiled Laws of the State of North Dakota for the Year 1913.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert the following:

"For an Act to Amend and Re-Enact Section 773 of the Compiled Laws of North Dakota for 1913, Relating to the Calling in and Payment of the Expenses of District Judges Called to Sit in the Place of District or Supreme Court Judges Disqualified from Serving.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. That Section 773 of the Compiled Laws of the State of North Dakota for 1913 be amended and re-enacted to read as follows:

Section 773. District Judges Reimbursed in Certain Cases.) In case a Judge of the Supreme Court shall be in any way interested in a cause brought before said Court, the remaining Judges of said Court shall call one of the District Judges of the State to sit with them on the hearing of said cause, and in case a Judge of any District Court shall be disqualified in any cause and the Judge of another District is called to sit in his place in such cause, and in either case, the District Judge so called shall be entitled to receive his actual and necessary expenses, said sum to be paid out of the general fund of the State upon an itemized account properly verified by the Judge entitled thereto.

And when so amended recommend the same do pass.

M. L. MCBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 17.

A Bill for an Act to Amend and Re-Enact Section 6076 of the Compiled Laws of the State of North Dakota for the Year 1913.

Have had the same under consideration and a majority recommend that the same be indefinitely postponed.

M. L. MCBRIDE,
Chairman.

T. N. PUTNAM,
C. H. PORTER,
FRANK H. HYLAND,
H. W. ALLEN,
F. T. GRONVOLD,
JOHN E. PAULSON,
CHAS. ELLINGSON,
C. O. HECKLE,
ALBERT STENMO.

Also House Bill No. 17.

A Bill for an Act to Amend and Re-Enact Section 6076 of the Compiled Laws of the State of North Dakota for the Year 1913.

Have had the same under consideration and a minority recommend that the same do pass.

CHRIST LEVANG,
MORTEN MORTENSON,
D. H. HAMILTON,
R. MCCARTEN,
JAMES A. WENSTROM.

Mr. McBride moved the adoption of the majority report.
Which motion was duly seconded.

Mr. Levang moved that Mr. McBride's motion be amended by the substitution of the minority report for the majority report.

A roll call was demanded.

House Bill No. 17.

A Bill for an Act to Amend and Re-Enact Section 6076 of the Compiled Laws of the State of North Dakota for the Year 1913.

The question being on the adoption of the minority report, the roll was called and there were ayes, 22; nays, 25; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Jacobsen	Mortenson
Cahill	King	Mostad
Ettestad	Levang	Pendray
Gibbens	Lindstrom	Sandstrom
Hamerly	McCarten	Sikes
Hamilton	Martin	Welford
Hemmingsen	Morkrid	Wenstrom
Hunt		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Haggart	McGray
Beck	Heckle	McLean
Carey	Hyland	Murphy
Ellingson	Kirkeide	Nelson, Richland
Englund	Kretschmar	Paulson
Gronvold	McBride	Ployhar

Messrs.	Messrs.	Messrs.
Porter	Stenmo	Young
Putnam	Thoreson	Zleman
Rowe		

Absent and not voting:

Messrs.	Messrs.
Drown	Nelson, G. Forks

So the minority report was lost.

The question being on the adoption of the majority report, the motion prevailed, and the majority report was adopted.

Also Senate Bill No. 71.

A Bill for an Act Relating to Exchange in Any Note, Bond, Mortgage or Other Evidence of Debt.

Have had the same under consideration and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 10.

A Bill for an Act Declaring the Law in Regard to Special Assessments.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 6.

A Bill for an Act Providing for the Calling in and the Payment of the Expenses of the Judge of Another Judicial District for the Trial of Civil Actions, in the District Court on the Ground of Prejudice of the Trial Judge, and Providing for an Appropriation Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

By striking out everything after the words "A Bill" and inserting the following:

"For an Act to Amend and Re-Enact Section 7644 of the Compiled Laws of North Dakota for the Year 1913, Relating to When Another Judge May Be Called for Prejudice or Bias in Trials of Civil Actions in District Court on the Ground of Prejudice of the Trial Judge.

Be It Enacted by the Fifteenth Legislative Assembly of the State of North Dakota:

Section 1. Amendment.) Section 7644 of the Compiled Laws of the State of North Dakota for the year 1913 is hereby amended to read as follows:

Section 7644. When another Judge May Be Called for Prejudice or Bias.) When either party to a civil action pending in any of the District Courts of the State shall,

after issue joined and before the opening of any term at which the cause is to be tried, file an affidavit, corroborated by the affidavit of his attorney in such cause and that of at least one other reputable person, stating that there is good reason to believe that such party cannot have a fair and impartial trial of said action by reason of the prejudice, bias or interest of the Judge of the District Court in which the action is pending, the Court shall proceed no further in the action, but shall forthwith request, arrange for and procure the Judge of some other Judicial District of the State to preside at said trial in the County of the Judicial Subdivision in which the action is pending. The actual expenses of such Judge while in attendance upon the trial of the cause for which the change was had and the extra expense of the Court and Jury, incurred by reason of said change, shall be paid by the person asking for the change, in advance, or a bond, to be approved by the Clerk of the District Court, given therefor, the amount of said bond not to exceed one hundred dollars being fixed by the presiding Judge; provided, that not more than one such change shall be granted on the application of either party.

And when so amended recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 38.

A Bill for an Act Relating to the Exemption of Personal Property from Attachment, Levy and Sale on Execution, and to Amend Sections 7731 and 7738 of the Compiled Laws of North Dakota for the Year 1913.

Have had the same under consideration and a majority recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

FRANK H. HYLAND,
C. O. HECKLE,
FRANK E. PLOYHAR,
H. W. ALLEN,
T. N. PUTNAM,
H. P. JACOBSEN,
JOHN E. PAULSON,
F. T. GRONVOLD,
GILBERT W. HAGGART,

Also House Bill No. 38.

A Bill for an Act Relating to the Exemption of Personal Property from Attachment, Levy and Sale on Execution, and to Amend Sections 7731 and 7738 of the Compiled Laws of North Dakota for the Year 1913.

Have had the same under consideration and a minority recommend that the same do pass.

D. H. HAMILTON,
R. McCARTEN,
MORTEN MORTENSON,
CHRIST LEVANG,
JAMES A. WENSTROM.

Mr. McBride moved that the majority report be adopted.
Which motion was duly seconded.

Mr. Hamilton moved that the motion of Mr. McBride be amended by the substitution of the minority report for the majority report.

A roll call was demanded.

House Bill No. 38.

A Bill for an Act Relating to the Exemption of Personal Property from Attachment, Levy and Sale on Execution, and to Amend Sections 7731 and 7738 of the Compiled Laws of North Dakota for the Year 1913.

The question being on the adoption of the minority report, the roll was called and there were ayes, 20; nays, 28; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	King	Mostad
Cahill	Levang	Pendray
Ettestad	Lindstrom	Sikes
Hamerly	McCarten	Welford
Hamilton	Martin	Wenstrom
Hemmingsen	Morkrid	Zieman
Hunt	Mortenson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Ellingson	McBride	Putnam
Englund	McGray	Rowe
Gibbens	McLean	Sandstrom
Gronvold	Murphy	Stenmo
Haggart	Nelson, G. Forks	Thoreson
Heckle	Nelson, Richland	Young
Hyland		

Absent and not voting, Mr. Drown.

So the minority report was lost.

The question being on the adoption of the majority report, the motion prevailed, and the majority report was adopted.

Also House Bill No. 7.

A Bill for an Act to Amend Section 7754 and Section 7758 of the Compiled Laws of North Dakota, 1913, Relating to the Redemption From Sales of Real Property Under Execution and Mortgage Foreclosure Sales.

Have had the same under consideration and recommend that the same be amended as follows:

The title be amended by adding the words "as Amended by Chapter 223 of the Session Laws of the State of North Dakota for the Year 1915," and by inserting the same words in section 1 and in section 2 following the year "1913," and changing the interest from 6 to 8 per cent in each place that it occurs. After the word "effect" in section 2 of the engrossed bill insert the words "his redemption."

And when so amended recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 1.

A Bill for an Act Concerning the Registration of Land and the Titles Thereto in the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill:

In line 18 of section 2 correct the spelling of the word "prescription."

In line 3 of section 3 strike out the word "a" and insert in lieu thereof the word "the."

In line 5 of section 3 strike out the word "a" and insert in lieu thereof the word "the."

In line 8 of section 3 strike out the word "of" and insert in lieu thereof the word "in."

In line 10 of section 4 strike out the capital "B" in the word "but" and substitute in lieu thereof the small "b."

In line 2 of section 5 strike out the word "thereinto" and insert in lieu thereof the word "thereunto."

In line 4 of section 5 strike out the word "the" and insert in lieu thereof the word "a."

In line 24 of section 6 correct the spelling of the word "incumbrance."

In line 38 of section 6 correct the spelling of the word "unknown."

In line 6 of section 7 strike out the word "or" and insert in lieu thereof the word "of."

In line 12 of section 10 strike out the word "then" and insert in lieu thereof the word "and."

In line 8 of section 11 correct the spelling of the word "incumbrance" and after the "," after the word "incumbrance" insert the word "right"; and also insert "," after the word "right."

In line 11 of section 11 correct the spelling of the word "judgments."

In line 19 of section 11 strike out the word "of" and insert in lieu thereof the word "to."

In line 7 of section 12 strike out the word "that" and insert in lieu thereof the word "as."

In line 8 of section 12 strike out the word "of" and insert in lieu thereof the word "is."

In line 3 of section 13 strike out the word "of" and insert in lieu thereof the word "is."

In lines 15 and 16 in section 13 strike out the word "manner" and insert in lieu thereof the word "matters."

In line 22 of section 13 strike out the word "or" and insert in lieu thereof the word "and."

In line 8 of section 14 after the word "as" strike out the words "it is."

In line 12 of section 14 correct the spelling of the word "incumbrance."

In line 14 of section 14 strike out the word "have" and insert in lieu thereof the word "be."

After the last word in line 16 of section 14 insert the following:

"While the cause is pending before the examiner of titles, or at any time before final decree, and whenever after initial registration a tract of land is subdivided the Court may require the land to be surveyed by a competent surveyor, appointed by the Court, who shall file a plat of such land duly certified, with the registrar."

In line 47 of section 15 strike out the word and figures "twenty (20)" and insert in lieu thereof the word and figures "thirty (30)."

In line 5 of section 17 strike out the word "and" and insert in lieu thereof the word "any."

After the word "thereof" in line 4 of section 21 insert the following:

"Provided that no final decree of registration shall be entered until proof is made by certificate from the proper officer that all taxes and levies assessed on said land, and then due or delinquent have been paid in full."

In line 5 of section 21 strike out the word "degree" and insert in lieu thereof the word "decree."

In line 13 of section 21 strike out the word "not" and insert in lieu thereof the word "nor."

In line 2 of section 22 after the word "signed" strike out the words "one of" and strike out the letter "s" in the word "judges," and after the word "signed" insert the word "by."

In line 2 of section 25 strike out the word "actually" and insert in lieu thereof the word "personally."

In line 5 of section 25 strike out the word and figures "sixty (60)" and insert in lieu thereof the word and figures "ninety (90)."

In line 6 of section 27 strike out the word "thereto" and insert in lieu thereof the word "thereof."

In line 26 of section 27 strike out the word "or" and insert in lieu thereof the word "of."

In line 32 of section 27 strike out the word "or" and insert in lieu thereof the word "of."

In line 4 of section 31 strike out the word "signature" and insert in lieu thereof the word "seal."

In section 32 strike out all after the word "office" in line 8.

In line 26 of section 34 correct the spelling of the word "incumbrances."

In line 28 of section 34 correct the spelling of the word "incumbrances," and strike out the word "twenty" and insert in lieu thereof the word "thirty."

In line 30 of section 34 strike out the word "General" and insert in lieu thereof the word "Session."

In line 31 of section 34 strike out the figures "1905" and insert in lieu thereof the figures "1917."

In line 45 of section 34 strike out the letter "w" in the word "witness" and insert in lieu thereof capital "W"; also strike out the word "thereof" and insert in lieu thereof "whereof."

In section 34 strike out all of lines 57, 58, 59, 60 and 61. In line 5 of section 35 after the word "shall" insert the following: "after the expiration of the time herein limited to bring action or to contest the title of the registered owner."

In the form "Grantor's Index of Instruments" in Section 36 strike out the word "Minnesota" and insert in lieu thereof the words "North Dakota."

In the form of "Grantee's Index of Instruments" in Section 36 strike out the word "Minnesota" and insert in lieu thereof the words "North Dakota."

In line 6 of Section 41 strike out the word "register" and insert in lieu thereof the word "registrar."

In line 9 of Section 46 strike out the word "register" and insert in lieu thereof the word "registrar."

In line 10 of Section 46 strike out the word "effect" and insert in lieu thereof the word "affect."

In line 9 of Section 49, after the word "registered," insert the word "in."

In line 7 of Section 50, correct the spelling of the word "presented."

In line 10 of Section 50, strike out the word "a" and insert in lieu thereof the word "the."

In line 12 of Section 51, add the letter "s" to the word "interest."

In line 13 of Section 52, after the word "auditor," insert the following: "and city treasurer, in all counties where local assessments are paid to such official; and the county auditor and city treasurer."

In line 4 of Section 58, correct the spelling of the word "duplicate."

In line 5 of Section 58, strike out the word "practical" and insert in lieu thereof the word "practicable."

In line 9 of Section 60, strike out the word "authorized" and insert in lieu thereof the word "authorizing."

In line 20 of Section 60, insert a "," after the word "transfers."

In line 27 of Section 60, after the word "any," insert the words "charge or."

In line 9 of Section 62, strike out the word "a" and insert in lieu thereof the word "the."

In line 1 of Section 63, add the letter "s" to the word "attachment."

In line 3 of Section 63, strike out the word "message" and insert in lieu thereof the word "method."

In line 6 of Section 63, strike out the word "charge" and insert in lieu thereof the word "discharge."

In line 5 of Section 64, strike out the word "for" and insert in lieu thereof the word "by."

In line 1 of Section 65, strike out the word "report" and insert in lieu thereof the words "of the court."

In line 2 of Section 67, after the word "person," insert the words "or persons."

In line 7 of Section 67, strike out the word "a" and insert in lieu thereof the word "the."

In line 13 of Section 67, strike out the word "a" and insert in lieu thereof the word "the."

In line 1 of Section 68, correct the spelling of the word "contained;" also strike out the word "effect" and insert in lieu thereof the word "affect."

In line 2 of Section 69, correct the spelling of the word "arising."

In line 4 of Section 69, strike out the letter "d" at the end of the word "filed."

In line 3 of Section 70, strike out the word "thereof" and insert in lieu thereof the word "thereon."

In line 7 of Section 70, correct the spelling of the word "inchoate."

In line 10 of Section 70, after the word "or," which follows the ",", insert the word "on."

In line 14 of Section 70, after the word "land," insert the word "and;" in same line correct the spelling of the word "dissolved."

In line 16 of Section 70, insert a "," after the word "ground."

In line 2 of Section 71, strike out the letter "s" in the word "agents."

In line 1 of Section 72, insert a "," after the word "right."

In line 2 of Section 72, after the word "domain," insert the word "the;" in the same line strike out the letter "e" at the beginning of the word "estate."

In line 8 of Section 72, strike out the word "was" and insert in lieu thereof the word "is."

In line 12 of Section 72, strike out the word "had" and insert in lieu thereof the word "has."

In line 15 of Section 72, strike out the word "this" and insert in lieu thereof the word "the."

In line 4 of Section 73, insert a "," after the word "improvements."

In line 7 of Section 74, strike out the word "country" and insert in lieu thereof the word "county."

In line 2 of Section 78, strike out the word "six" and insert in lieu thereof the word "two."

In line 3 of Section 79, strike out the word "claim" and insert in lieu thereof the word "title."

In line 4 of Section 79, strike out the word "keep" and insert in lieu thereof the word "kept."

In line 7 of Section 79, strike out the word "and" and insert in lieu thereof the word "any."

In line 2 of Section 80, strike out the word "appellant" and insert in lieu thereof the word "applicant."

In line 5 of Section 80, strike out the " ' " (apostrophe) after the word "clerks" and insert same between the letters "k" and "s."

In line 13 of Section 81, strike out the word "for" and insert in lieu thereof the word "or."

In line 23 of Section 81, correct the spelling of the word "testamentary."

In line 32 of Section 81, strike out the word "is" and insert in lieu thereof the word "as."

Add Section 82, as follows: "This Act shall take effect in each county in the state on

It is hereby made the duty of the Board of County Commissioners in each county of this State, when requested so to do by a petition signed by at least ten per cent of the freeholders of the county, to provide each Register of Deeds with the necessary books, supplies and stationery required by this Act on or before that date, and to fix the bond required for each registrar. It shall be the duty of each register of deeds in the several counties to qualify as registrar under this act by filing a bond as required by the board of county commissioners, and taking the oath of office as registrar. Deputy register of deeds shall qualify in like manner as their chiefs."

In line 14, Section 33, after the word "title," insert the word "relating to the land affected."

In line 9, Section 36, after the word "entered," insert the words "as follows."

In line 11, Section 36, strike out the word "reception" and the words "these books shall be."

Strike out all of line 12, in Section 36.

In Section 36, strike out the blank forms of Grantor's and Grantee's Index of Instruments.

In lines 17 and 18, Section 36, strike out word "reception."

In line 29, Section 36, strike out the word "reception."

In line 22, Section 36, strike out the word "reception."

And when so amended, recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Your Committee on State Affairs, to whom was referred:

House Bill No. 44.

A Concurrent Resolution for the Submission of a Proposed New Constitution.

Have had the same under consideration, and a majority recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

L. P. SANDSTROM,
C. HECKLE,
FRANK E. FLOYHAR,
H. P. JACOBSEN,
N. N. NELSON,
JOHN E. PAULSON,
H. W. ALLEN,
WM. LINDSTROM,
P. T. KRETSCHMAR,
ALBERT STENMO.

To the President of the Senate:

A minority of your Committee on State Affairs beg leave to make the following report:

That Section 140 of House Bill 44 be stricken out, and the following be inserted as Section 140 in place thereof:

"Sec. 140. A high degree of intelligence, patriotism, integrity and morality on the part of every voter in a government by the people being necessary in order to insure the continuance of that government and the prosperity and happiness of the people, the legislative assembly shall make provision for the establishment and maintenance of a system of public schools which shall be open to all children of the State of North Dakota and free from sectarian control. The legislative requirements shall be irrevocable without the consent of the United States and the people of North Dakota."

That Section 173 be amended by adding the following words to the end of the section:

"Provided, further, that the State or any political subdivision thereof, shall not issue or guarantee bonds upon the property of public utilities, enterprises or industries, in excess of 75 per cent of the cost price thereof."

And with these amendments, we recommend that House Bill No. 44 do pass.

Dated at Bismarck this 30th day of January, 1917.

(Signed)

C. D. KING,
MORTEN MORTENSON,
EDWARD HAMERLY,
C. I. MORKRID.

Mr. Hyland moved that the majority report be adopted.

Which was duly seconded.

Mr. King moved that Mr. Hyland's motion be amended by the substitution of the minority report for the majority report.

Which was duly seconded.

Mr. Hamilton moved that House Bill No. 44 be referred to General Orders, to be taken up for consideration at 3 o'clock on Wednesday, February 7.

A roll call was demanded.

House Bill No. 44.

A Concurrent Resolution for the Submission of a Proposed New Constitution.

The question being on the motion to refer House Bill No. 44 to General Orders for consideration at 3 p. m., February 7, 1917, the roll was called, and there were ayes, 20; nays, 28; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	King	Mostad
Cahill	Levang	Pendray
Ettestad	Lindstrom	Sikes
Hamerly	McCarten	Welford
Hamilton	Martin	Wenstrom
Hemmingsen	Morkrid	Zieman
Hunt	Mortenson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Ellingson	McBride	Putnam
Englund	McGray	Rowe
Gibbens	McLean	Sandstrom
Gronvold	Murphy	Stenmo
Haggart	Nelson, G. Forks	Thoreson
Heckle	Nelson, Richland	Young
Hyland		

Absent and not voting: Mr. Drown.

So the motion was lost.

Mr. Welford moved that House Bill No. 44 be referred to a special order of business for 3 o'clock Wednesday afternoon, January 31, 1917.

Roll call was demanded.

House Bill No. 44.

A Concurrent Resolution for the Submission of a Proposed New Constitution.

The question being on the motion to refer House Bill No. 44 for special order of business for 3 o'clock, January 31, 1917, the roll was called, and there were ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	McCarten	Nelson, G. Forks
Cahill	Levang	Pendray
Ettestad	Lindstrom	Sikes
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Hemmingsen	Mortenson	Wenstrom
Hunt	Mostad	Zieman
King		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Jacobsen	Ployhar
Carey	Kirkeide	Porter
Ellingson	Kretschmar	Putnam
Englund	McBride	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Stenmo
Haggart	Murphy	Young
Heckle	Nelson, Richland	

Absent and not voting: Mr. Drown.

So the motion was lost.

Mr. McCarten moved that House Bill No. 44 be re-referred to the Committee on Judiciary.

Roll call was demanded.

House Bill No. 44.

A Concurrent Resolution for the Submission of a Proposed New Constitution.

The question being on the motion to re-refer House Bill No. 44 to the Committee on Judiciary, the roll was called, and there were ayes 20; nays, 28; absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	King	Mostad
Cahill	Levang	Pendray
Ettestad	Lindstrom	Sikes
Hamerly	McCarten	Welford
Hamilton	Martin	Wenstrom
Hemmingsen	Morkrid	Zleman
Hunt	Mortenson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Ellingson	McBride	Putnam
Englund	McGray	Rowe
Gibbens	McLean	Sandstrom
Gronvold	Murphy	Stenmo
Haggart	Nelson, G. Forks	Thoreson
Heckle	Nelson, Richland	Young
Hyland		

Absent and not voting: Mr. Drown.

So the motion was lost.

Mr. Hamilton moved that House Bill No. 44 be re-referred to the Committee on Counties.

Roll call was demanded.

House Bill No. 44.

A Concurrent Resolution for the Submission of a Proposed New Constitution.

The question being on the motion to re-refer House Bill No. 44 to the Committee on Counties, the roll was called, and there were ayes, 20; nays, 28; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	King	Pendray
Cahill	Levang	Sikes
Ettestad	McCarten	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	Zieman
Hunt	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	Kirkeide	Paulson
Carey	Kretschmar	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Gibbens	McGray	Rowe
Gronvold	McLean	Sandstrom
Haggart	Murphy	Stenmo
Heckle	Nelson, G. Forks	Young
Hyland		

Absent, and not voting: Mr. Drown.

So the motion was lost.

Mr. Cahill moved that House Bill No. 44 be re-referred to the Senate as a Committee of a Whole.

Which motion was lost.

Mr. Hamilton moved that House Bill No. 44 be re-referred to the Committee on Temperance.

Roll call was demanded:

House Bill No. 44.

A Concurrent Resolution for the Submission of a Proposed New Constitution.

The question being on the motion of Mr. Hamilton to refer House Bill No. 44 to the Committee on Temperance, the roll was called, and there were ayes, 18; nays, 30; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mostad
Cahill	Levang	Pendray
Ettestad	McCarten	Sikes
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Carey	King	Nelson, Richland
Ellingson	Kirkeide	Paulson
Englund	Kretschmar	Ployhar
Gibbens	Lindstrom	Porter
Gronvold	McBride	Putnam
Haggart	McGray	Rowe
Heckle	McLean	Sandstrom

Messrs.	Messrs.	Messrs.
Stenmo	Thoreson	Young

Absent and not voting: Mr. Drown.

So the motion was lost.

Mr. Morkrid moved that the Senate do now adjourn.

Roll call was demanded.

The question being on the motion of Mr. Morkrid to adjourn, the roll was called and there were ayes, 16; nays, 32; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mostad
Ettestad	Levang	Pendray
Hamerly	McCarten	Sikes
Hamilton	Martin	Welford
Hemmingsen	Morkrid	Wenstrom

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	King	Paulson
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Stenmo
Haggart	Mortenson	Thoreson
Heckle	Murphy	Young
Hyland	Nelson, G. Forks	Zieman

Absent and not voting: Mr. Drown.

So the motion was lost.

Mr. Hamilton moved that the Senate do now take a recess until 10:30 o'clock Wednesday morning, January 31, 1917.

Roll call was demanded.

The question being on the motion of Mr. Hamilton to take a recess to 10:30 A. M., January 31, 1917, the roll was called and there were ayes, 21; nays, 26; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	King	Nelson, G. Forks
Cahill	Levang	Pendray
Ettestad	McCarten	Sikes
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Hemmingsen	Mortenson	Wenstrom
Hunt	Mostad	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Ellingson	Gronvold
Beck	Englund	Haggart
Carey	Gibbens	Heckle

Messrs.	Messrs.	Messrs.
Hyland	McLean	Putnam
Kirkeide	Murphy	Rowe
Kretschmar	Nelson, Richland	Sandstrom
Lindstrom	Paulson	Stenmo
McBride	Ployhar	Young
McGray	Porter	

Absent and not voting:

Messrs.	Messrs.
Drown	Jacobsen

So the motion was lost.

Mr. Hamilton moved that the Senate take a recess for 30 minutes.

Which motion prevailed, and the Senate took a recess for 30 minutes.

AFTER RECESS

Mr. Welford moved that the unanimous consent of the Senate be given to Mr. Cahill to discuss Section 153 of House Bill No. 44.

Which motion prevailed, and the unanimous consent was given.

House Bill No. 44.

A Concurrent Resolution for the Submission of a Proposed New Constitution.

Roll call was demanded.

The question being on the adoption of the minority report, the roll was called and there were ayes, 21; nays, 28; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mostad
Cahill	King	Pendray
Drown	Levang	Sikes
Ettestad	McCarten	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	Kirkeide	Paulson
Carey	Kretschmar	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Gibbens	McGray	Rowe
Gronvold	McLean	Sandstrom
Haggart	Murphy	Stenmo
Heckle	Nelson, G. Forks	Young
Hyland		

So the minority report was lost.

House Bill No. 44.

A Concurrent Resolution for the Submission of a Proposed New Constitution.

The question being on the adoption of the majority report, the roll was called and there were ayes. 28; nays. 21; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	Kirkeide	Paulson
Carey	Kretschmar	Ployhar
Ellingson	Lindstrom	Porter-
Englund	McBride	Putnam
Gibbens	McGray	Rowe
Gronvold	McLean	Sandstrom
Haggart	Murphy	Stenmo
Heckle	Nelson, G. Forks	Young
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hamerly	Mostad
Cahill	King	Pendray
Drown	Levang	Sikes
Ettestad	McCarten	Thoreson
Hamilton	Martin	Welford
Hemmingsen	Morkrid	Wenstrom
Hunt	Mortenson	Zieman

So the majority report was adopted.

Mr. McGray moved that the vote by which the majority report recommending that House Bill No. 44 be indefinitely postponed, was adopted, be reconsidered and the motion to reconsider be laid on the table.

Roll call demanded.

House Bill No. 44.

A Concurrent Resolution for the Submission of a Proposed New Constitution.

The question being on the motion of Mr. McGray to have the vote by which the majority report recommending that House Bill No. 44 be indefinitely postponed, was adopted, be reconsidered and the motion to reconsider be laid on the table, the roll was called and there were ayes, 28; nays, 21; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Ellingson	McBride	Putnam
Englund	McGray	Rowe
Gibbens	McLean	Sandstrom
Gronvold	Murphy	Stenmo
Haggart	Nelson, G. Forks	Young
Heckle	Nelson, Richland	Zieman
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Drown	Hamerly
Cahill	Ettestad	Hamilton

Messrs.	Messrs.	Messrs.
Hemmingsen	McCarten	Pendray
Hunt	Martin	Sikes
King	Morkrid	Thoreson
Levang	Mortenson	Welford
Lindstrom	Mostad	Wenstrom

So the motion prevailed.

The Secretary announced that the President was about to sign:

House Bill No. 1.

A Bill for an Act Appropriating Money for the Use of the Office of the Attorney General, Between the Following Dates, To-Wit: January 2, 1917, to June 30, 1917, Both Dates Inclusive.

House Bill No. 16.

A Bill for an Act to Amend Section 6877, of the Compiled Laws of North Dakota for 1913, Providing for a Lien for Repairs Upon Personalty.

House Bill No. 23.

A Bill for an Act to Amend and Re-Enact Article 75 of Section 3599 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Powers of City Councils.

House Bill No. 30.

A Bill for an Act Repealing Section 720 of the Compiled Laws of 1913 of North Dakota, Relating to Expenses Paid of Supreme Judges.

Concurrent Resolution to Provide for the Creation of a Special Committee to Investigate and Report on Legislation Necessary for the Relief of Floods in the State.

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 30, 1917.

Mr. President:

I have the honor to transmit herewith the following concurrent resolution introduced by Mr. Hagan:

Be It Resolved, By the members of the House of Representatives of the Fifteenth Legislative Assembly of the State of North Dakota, the Senate concurring,

That when the House and Senate adjourn on the 30th day of January, 1917, that the Legislative Assembly stay and remain adjourned until the 6th day of February, 1917.

Which the House adopted and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Gibbens moved that the concurrent resolution from the House in regard to adjournment be laid over for one day.

Which motion prevailed, and the concurrent resolution was laid over.

Mr. Hyland moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

THIRTIETH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
January 31, 1917.

The Senate convened at 2 o'clock, the President presiding.

Prayer was offered by the Chaplain, Rev. Strutz.

Roll call.

All members present except Mr. Drown.

Mr. Gronvold moved that all absent members be excused.

Which motion prevailed, and they were excused.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 31, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 83.

A Bill for an Act Limiting the Power of Courts to Grant Injunctions and Prohibiting the Issuing of Restraining Orders and Injunctions in Certain Labor Matters.

Also House Bill No. 86.

A Bill for an Act Relating to the Administration of State Aid for Rural Schools.

Also House Bill No. 55.

A Bill for an Act to Appropriate Money to the Agricultural College for the Purpose of Making Studies and Investigations with Cereals, and to Be Used for Other Purposes.

House Bill No. 85.

A Concurrent Resolution.

House Bill No. 80.

A Bill for an Act to Amend and Re-Enact Section 4220 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Compensation of the Township Clerk and Supervisors.

House Bill No. 73.

A Bill for an Act to Amend and Re-Enact Section 752 of the Compiled Laws of the State of North Dakota, for the Year 1913, Relating to the Boundaries of and Terms of Court in the Sixth Judicial District.

House Bill No. 21.

A Bill for an Act to Prevent Any Foreclosure Proceeding Without First Giving Due Notice to the Mortgagor.

House Bill No. 74.

A Bill for an Act Making It Unlawful to Separate or Cause to Be Separated Any Child Under Six Months of Age from Its Mother for the Purpose of Placing Such Child in a Foster Home or Institution, or to Place, Receive or Retain Such Child in a Foster Home or Institution, and to Regulate the Manner Under Which It May Be Done, and to Provide a Penalty for Violation of Said Act.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the twenty-ninth day have carefully examined the same and recommend that the same be corrected as follows:

On page 1 transpse lines 6 and 7.

On page 7, line 47, after the word "on" insert the words "the adoption of."

On page 15 in line 29 strike out the words "N. W. Nelson," and insert in lieu thereof the words "N. N. Nelson."

On page 15 strike out lines 35, 36 and 37.

On page 16 in line 8 strike out "C. D. Morkrid," and insert in lieu thereof "C. I. Morkrid."

On page 19 in line 15 strike out the name "McLean."

On page 19 in line 28 insert the name "McLean."

On page 20 in line 49 strike out the figures "29" and insert in lieu thereof the figures "28." Also strike out the figures "20" and insert in lieu thereof the figures "21."

On page 20 in line 53 strike out the name "Hamerly."

On page 21, line 7, insert the name "Hamerly."

On page 21 in lines 15 and 16 strike out the words "House Bill No. 44 passed" and insert in lieu thereof the words "the majority report recommending that House Bill No. 44 be indefinitely postponed was adopted."

On page 21 in line 23 strike out the words "House Bill No. 44 passed" and insert in lieu thereof the words "the majority report recommending that House Bill No. 44 be indefinitely postponed was adopted."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

The following communication was received from the Missouri Slope Poultry Association:

BISMARCK, NORTH DAKOTA,
January 31, 1917.

To the Honorable President and Members of the Senate:

Gentlemen:

The officers and members of the Missouri Valley Poultry Association extend to you a very cordial invitation to attend the grand opening of the Missouri Slope Poultry Show to-night at the Armory.

We have put forth a supreme effort to make this show a success, and assure you that if you will attend you will witness the very best show of its kind that has ever been staged in North Dakota.

Very truly yours,

L. H. PATTEN,
R. S. FLINT,
F. S. TALCOTT,

Publicity and Entertainment Committee.

Mr. Jacobsen moved that all petitions for and against Senate Bill No. 81 be entered in the Journal as follows:

A petition containing names in favor of Senate Bill No. 81 was received by Mr.....

A petition containing names against Senate Bill No. 81 was received by Mr.....

A petition containing 67 names favoring the passage of Senate Bill No. 81 was received by Senator Allen.

A petition was received containing 33 names favoring the passage of Senate Bill No. 81.

A petition containing 72 names in favor of Senate Bill No. 81 was received by Senator Levang.

A petition containing 13 names against the passage of Senate Bill No. 81 was received by Senator Paulson.

A petition containing 63 names against the passage of Senate Bill No. 81 was received by Senator Putnam.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 34.

A Bill for an Act to Amend Section 5149 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Organization of State Banks and to Define the Powers and Duties of the State Banking Board and State Examiner in Relation to the Location and Establishment of Such Banks.

Also Senate Bill No. 64.

A Bill for an Act to Amend and Re-Enact Sections 2, 3 and 5 of Chapter 92 of the Session Laws of North Dakota for 1915, Relating to Co-Operative Associations.

Also Senate Bill No. 76.

A Bill for an Act to Amend and Re-Enact Section 773 of the Compiled Laws of North Dakota for 1913, Relating to the Calling in and Payment of the Expenses of District Judges Called to Sit in the Place of District or Supreme Court Judges Disqualified from Serving.

Also Senate Bill No. 71.

A Bill for an Act Relating to Exchange in Any Note, Bond, Mortgage or Other Evidence of Debt.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 54.

A Bill for an Act Providing for Annual State Conference of Tax Officials.

Have had the same under consideration and recommend that the same do pass as amended by the Committee on Tax and Tax Laws.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE GAME AND FISH COMMITTEE

The Committee on Game and Fish made the following report:

Mr. President:

Your Committee on Game and Fish, to whom was referred:

Senate Bill No. 46.

A Bill for an Act to Amend and Re-Enact Sections 33 and 52 of Chapter 161 of the Session Laws of North Dakota for the Year 1915, Relating to the Season for Killing Game Birds.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 17, Section 1, of the engrossed bill, strike out the word "twentieth" and insert in lieu thereof the word "seventeenth;" and in the same line strike out the words "first day

of November" and insert in lieu thereof the words "seventeenth day of October."

In line 18, Section 1 of the engrossed bill, after the period "." following the word "following," insert the following paragraph:

"Provided, however, that no prairie chicken, turtle dove, snipe, pinnated, white-breasted or sharptailed grouse, quail, partridge, Chinese ring-neck or English pheasant, Hungarian partridges shall be placed in cold storage."

In line 20, Section 1 of the engrossed bill, strike out the word "twentieth" and insert in lieu thereof the word "seventeenth."

And when so amended, recommend that the same do pass.

L. P. SANDSTROM,
Chairman.

Mr. Sandstrom moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE BANKS AND BANKING COMMITTEE

The Committee on Banks and Banking made the following report:

Mr. President:

Your Committee on Banks and Banking, to whom was referred:

Senate Bill No. 3.

A Bill for an Act to Amend and Re-Enact Section 5155 of the Compiled Laws of North Dakota, 1915, as Amended by Section 1, Chapter 56, of the Session Laws of North Dakota, 1915, Relating to Capital Stock of State Banks.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:

House Bill No. 40.

A Bill for an Act Transferring From Fund Appropriated to Secretary of Tax Commission the Sum of \$1,551.45, to Funds Appropriated for Clerk Hire and Assistants for Tax Commission.

Have had the same under consideration, and recommend that the same do pass.

A. S. GIBBENS,
Chairman

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Paulson asked the unanimous consent of the Senate to withdraw Senate Bill No. 111.

There being no objection, the bill was so withdrawn.

MOTIONS AND RESOLUTIONS.

RESOLUTION ADOPTED BY MINOT COUNCIL 277 U. C. T.

WHEREAS, It has come to the attention of the traveling men of North Dakota that a movement is on foot tending to either abolish the office of Hotel Inspector or to merge it with the Pure Food Department; and,

WHEREAS, Anyone conversant with the conditions existing in a majority of the smaller hotels of this State, especially in the western part of the State, will realize the necessity of some kind of thorough and periodical inspection of these hotels; and,

WHEREAS, This office is self-sustaining at the present time on account of being maintained by inspection fees;

Be It, Therefore, Resolved, That the United Commercial Travelers of Minot, numbering two hundred sixteen members, emphatically protest against the abolishing of the office of Hotel Inspector, as it would be the undoing of four or five years hard work in securing the creation of this office. We trust that for the above reasons each member of Senate and House from Ward County will disapprove or any action tending to change or reorganize this particular department. The secretary is hereby required to send copies to each Senator in the Senate and members of the House from Ward County.

Mr. Paulson moved that the resolution be adopted.

Which motion prevailed, and the resolution was adopted.

Resolution introduced by Mr. Murphy:

Resolved, That the Senate order printed in pamphlet form 200 copies of the Standing Committees, so that each Senator may have a copy for reference.

Mr. Murphy moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

Introduced by Mr. Levang:

Be It Resolved, By the members of the Senate, the House of Representatives concurring,

That the Senate and House of Representatives have five thousand additional copies of the Senate Journal of the twenty-ninth legislative day, printed for distribution.

Mr. Levang moved that the resolution be adopted.

Which motion prevailed, and the resolution was adopted.

Mr. Jacobsen moved that the vote by which the resolution of Mr. Levang to have 5,000 additional copies of the Senate Journal of the twenty-ninth legislative day, printed for distribution, was adopted, be reconsidered.

Which motion prevailed, and the vote was reconsidered.

INTRODUCTION, FIRST AND SECOND READING OF
SENATE BILLS

Mr. Martin introduced:

Senate Bill No. 124.

A Bill for an Act to Re-Enact and Amend Sections 2081, 2083, 2084 and 2085 of the Compiled Laws of North Dakota for the Year 1913, All Relating to Non-Partisan Tax Commission.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Carey introduced:

Senate Bill No. 125.

A Bill for an Act to Provide for an Excise Privilege Tax of One-Fiftieth of One Per Cent Upon the Authorized Capital Stock of Foreign Corporations, Prescribing the Manner of Levying Such Tax and Manner of Collecting the Same; Requiring Foreign Corporations to Report on Matters Pertaining to Such Tax and Prescribing the Duties of Public Officials with Relation Thereto.

Was read the first and second time and referred to the Committee on Tax and Tax Laws.

Mr. Carey introduced:

Senate Bill No. 126.

A Bill for an Act to Provide a Corporate Excess Tax to Be Assessed Against Corporations Wherever Organized; Prescribing the Manner of Making Such Assessment; the Rate of Such Tax, and the Manner of Collecting the Same; Requiring Corporations to Report on Matters Pertaining to Such Tax, and Prescribing the Duties of Public Officials with Relation Thereto.

Was read the first and second time and referred to the Committee on Tax and Tax Laws.

Mr. Beck introduced:

Senate Bill No. 127.

A Bill for an Act Fixing the Time When Policies of Companies Insuring the Owners of Property Against Loss of Fire, Tornado or Lightning Shall Take Effect.

Was read the first and second time and referred to the Committee on Insurance.

Mr. Hunt introduced:

Senate Bill No. 128.

A Bill for an Act to Amend and Re-Enact Section 3372 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Duty of the County Auditor.

Was read the first and second time and referred to the Committee on Counties.

Mr. Porter introduced:

Senate Bill No. 129.

A Bill for an Act Appropriating Money to Reimburse W. A. Sticklely for Services Performed for the Board of Immigration.

Was read the first and second time and referred to the Committee on Appropriations.

Mr. Sandstrom introduced:

Senate Bill No. 130.

A Bill for an Act Relating to the Building of Dipping Tanks for Live Stock in Every Township.

Was read the first and second time and referred to the Committee on Live Stock.

Mr. Cahill introduced:

Senate Bill No. 131.

A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota, Relating to the Voting Privileges of Members of Co-Operative Corporations.

Was read the first and second time and referred to the Committee on Corporations Other Than Municipal.

The Committee on Appropriations introduced:

Senate Bill No. 132.

A Bill for an Act to Reimburse Doctor E. F. Ladd, President of the Agricultural College of North Dakota for Expenses Incurred by Him in His Defense of Legal Actions Brought Against Him by Certain Corporations in Connection with His Enforcement of the Pure Food Laws of the State.

Was read the first and second time and referred to the Committee on Appropriations.

Mr. Welford introduced:

Senate Bill No. 133.

A Bill for an Act to Amend and Re-Enact Section 2514 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Relief of Poor Persons.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Carey introduced:

Senate Bill No. 134.

A Bill for an Act to Repeal Section 1990 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Taxes for Roads.

Was read the first and second time and referred to the Committee on Highways, Bridges and Ferries.

Mr. Allen introduced:

Senate Bill No. 135.

A Bill for an Act Permitting Co-Operative and Assessment Life Associations to Transact Business Within This State; Permitting Associations Operating On Such Plans to Transact Business in This State, and Providing a Method for Valuing Their Policies.

Was read the first and second time and referred to the Committee on Insurance.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Jacobsen moved that the resolution of Mr. Levang to have 5,000 additional copies of the Senate Journal of the twenty-ninth legislative day printed for distribution, be amended to read as follows:

Be It Recolwed, By the members of the Senate, the House of Representatives, concurring,

That the Senate and House of Representatives have three thousand additional copies of the Senate Journal of the twenty-ninth legislative day, and three thousand additional copies of the House Journal of the twenty-fifth legislative day printed for distribution.

Which motion prevailed, and the resolution as amended was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
January 31, 1917.

Mr. President:

I have the honor to inform you that the House has taken a recess for three days.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 66.

A Concurrent Resolution.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.

Allen
Beck
Benson
Cahill
Carey
Ellingson
Englund
Ettestad
Gibbens
Gronvold
Hamerly
Hamilton
Heckle
Hemmingsen
Hunt
Hyland

Messrs.

Jacobsen
King
Kirkeide
Kretschmar
Levang
Lindstrom
McBride
McCarten
McGray
McLean
Martin
Morkrid
Mortenson
Mostad
Murphy
Nelson, G. Forks

Messrs.

Nelson, Richland
Paulson
Pendray
Ployhar
Porter
Putnam
Rowe
Sandstrom
Sikes
Stenmo
Thoreson
Welford
Wenstrom
Young
Ziemann

Absent and not voting:

Messrs.

Drown

Messrs.

Haggart

So the bill passed and the title was agreed to.

Senate Bill No. 81.

A Bill for an Act to Amend and Re-Enact Sections 9236 and 9240 of the Compiled Laws of the State of North Dakota, 1913, Relating to Sabbath Breaking.

Was read the third time.

Mr. Ployhar moved that Senate Bill No. 81 be amended by inserting the word "tobacco" after the word "magazines" in line 9 on page 2 of the printed bill.

Which motion prevailed, and the bill was so amended.

Mr. Cahill moved that Senate Bill No. 81 be amended to read as follows:

Section 3. (Amendment.) That Section 9238 of the Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:

Section 9238. (Prohibited Sports Enumerated and Excepting Baseball.) All shooting, sporting, horse racing or other public sports on the first day of the week are prohibited; provided, however, that the game of baseball is conducted in an orderly manner so as not to interfere with the peace, repose and comfort of the community, may be played during the afternoon on the Sabbath.

(Further Amendment.) That Section 3 of the present bill be made Section 4.

Which motion prevailed, and the amendment was adopted.

Mr. McGray moved that Senate Bill No. 81 be amended by inserting the words "moving picture shows" after the words "bootblack stands" in line 9 on page 1 of the printed bill.

Which motion was lost.

Mr. Jacobsen moved that the title to Senate Bill No. 81 be amended to read as follows:

A Bill for an Act to Amend and Re-Enact Sections 9236, 9238, 9240 and 9242 of the Compiled Laws of the State of North Dakota for 1913, Relating to Sabbath Breaking, and Providing a Penalty for the Violation Thereof.

Which motion prevailed, and the title was so amended.

Mr. Benson moved that Senate Bill No. 81 be amended by inserting the words "whose religious belief is not otherwise" in Section 3 in line 4 of the printed bill before the word "guilty."

Which motion was lost.

Mr. McCarten moved to amend Senate Bill No. 81 by striking out the word "are" in line 2, Section 1, after the figures "1913," and insert in lieu thereof the word "is."

Which motion prevailed, and the bill was so amended.

Mr. Hyland moved that Senate Bill No. 81 be amended by inserting the words "nor more than twenty days in the county jail" after the word "jail" in line 10 on page 2 of the engrossed bill.

Which motion prevailed, and the amendment was adopted.

Mr. Rowe moved that the vote by which the amendment to allow baseball on Sunday was adopted be reconsidered.

Which motion was lost.

Mr. Benson moved that Senate Bill No. 81 be amended by inserting the words "except people who are known to have affiliations with any church or cult holding Saturday as their Sabbath" before the word "guilty" in Section 3, line 4, of the printed bill.

Which motion was lost.

Mr. Martin moved that the further consideration of Senate Bill No. 81 be indefinitely postponed.

Roll call was demanded.

Senate Bill No. 81.

A Bill for an Act to Amend and Re-Enact Sections 9236 and 9240 of the Compiled Laws of the State of North Dakota, 1913, Relating to Sabbath Breaking.

The question being on the adoption of the motion of Mr. Martin to indefinitely postpone Senate Bill No. 81, the roll was called and there were ayes, 14; nays, 33; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Ellingson	McLean	Paulson
Gibbens	Martin	Putnam
Gronvold	Mortenson	Rowe
Heckle	Murphy	Welford
Kirkeide	Nelson, Richland	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Pendray
Benson	King	Porter
Cahill	Kretschmar	Ployhar
Carey	Levang	Sandstrom
Ettestad	Lindstrom	Sikes
Haggart	McBride	Stenmo
Hamerly	McCarten	Thoreson
Hamilton	McGray	Wenstrom
Hemmingsen	Morkrid	Young
Hunt	Mostad	Zieman

Absent and not voting:

Messrs.	Messrs.
Drown	Englund

So the motion was lost.

Mr. Beck moved that Senate Bill No. 81 be re-referred to the Committee on State Affairs.

Which motion prevailed, and the bill was so re-referred.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 1.

A Bill for an Act Concerning the Registration of Land and the Titles Thereto in the State of North Dakota.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

The Senate returned to the ninth order of business.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

The Senate Committee on Appropriations introduced:
Senate Bill No. 136.

A Bill for an Act to Appropriate \$4,312,404.60 for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount, and the Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, in so far as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters, or Purposes, Provided for Herein.

Was read the first and second time and referred to the Committee on Appropriations.

THIRD READING OF SENATE BILLS

Senate Bill No. 52.

A Bill for an Act to Amend and Re-Enact Sections 2165 and 3646 of the Codified Laws of the State of North Dakota for the Year 1913, Relating to Revenue and Taxation, and the Abatement of Taxes.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Murphy	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Mostad	Ployhar
Kretschmar		

So the bill passed and the title was agreed to.

Senate Bill No. 49.

A Bill for an Act to Classify Property for Assessment at a Percentage of Its Value and Fix and Adopt Such Percentage of Value.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 3; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Mostad
Beck	Hunt	Nelson, G. Forks
Benson	Hyland	Pendray
Cahill	Jacobsen	Porter
Carey	Kirkeide	Putnam
Ellingson	Levang	Rowe
Englund	Lindstrom	Sandstrom
Ettestad	McBride	Stenmo
Gibbens	McGray	Welford
Gronvold	McLean	Wenstrom
Hamerly	Morkrid	Young
Heckle	Mortenson	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
King	Murphy	Paulson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	McCarten	Ployhar
Haggart	Martin	Sikes
Hamilton	Nelson, Richland	Thoreson
Kretschmar		

So the bill passed and the title was agreed to.

Senate Bill No. 55.

A Bill for an Act Relating to the Taxation of Personal Property for the Assessment of the Same; Prescribing the Manner of Making Such Assessment and Providing Penalty for the Failure to List Such Personal Property; Fixing a Rate and Providing for the Distribution of Such Tax and Prescribing the Duties of Public Officers with Relation Thereto.

Was read the third time.

Mr. McCarten moved that Senate Bill No. 55 be amended as follows:

In Section 1, line 5, of the printed bill, strike out the word "three" and insert in lieu thereof the word "five."

Which motion was lost.

Mr. Allen moved that Senate Bill No. 55 be put at the foot of the Calendar.

Which motion prevailed, and the bill was so disposed of. Senate Bill No. 80.

A Bill for an Act to Amend and Re-Enact Section 8323 of the Compiled Laws of North Dakota for the Year 1913, Relating to Who May Bring Action for Death by Unlawful Act.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Nelson, Richland
Cahill	Kirkeide	Paulson
Carey	Kretschmar	Pendray
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Ployhar	Wenstrom

So the bill passed and the title was agreed to.

Senate Bill No. 73.

A Bill for an Act, Entitled an Act Reinstating and Validating the Charters of Corporations That Have Been Cancelled for Failure to Make Reports as Required by and Under Section 4146 of the Revised Code of 1905 (Section 4518, Compiled Laws of 1913).

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, G. Forks
Beck	King	Nelson, Richland
Cahill	Kirkeide	Paulson
Carey	Kretschmar	Pendray
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Hamerly	McLean	Stenmo
Hamilton	Martin	Thoreson
Heckle	Morkrid	Welford
Hemmingsen	Mortenson	Wenstrom
Hunt	Mostad	Young
Hyland	Murphy	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Haggart	Ployhar
Drown		

So the bill passed and the title was agreed to.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON TAX AND TAX LAWS

The Committee on Tax and Tax Laws made the following report:

Mr. President:

Your Committee on Tax and Tax Laws, to whom was referred:

Senate Bill No. 56.

A Bill for an Act Providing for the Taxation of Real Estate Mortgages and Relating to Taxation and Revenue.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 2, Section 2, printed bill, after the word "tax," insert the words "of fifteen cents."

In line 2, Section 2, printed bill, after the word "upon," insert the words "each one hundred dollars or fraction thereof of."

In line 10, Section 2, printed bill, strike out the period "." after the word "mortgages" and all of the remainder of said Section 2 and insert in lieu thereof a semicolon (;) following the word "mortgagee," and the words "provided further, that if the maturity of the said debt secured by the said mortgage, as therein stipulated, shall be fixed at a date more than five years after the date of said mortgage, then and in that case, the tax to be paid thereon shall be at the rate of twenty-five cents on each one hundred dollars or fraction thereof."

In line 10, Section 4 of the printed bill, strike out the word "recorded" and insert in lieu thereof the word "filed."

In line 8, Section 6, printed bill, before the word "and," insert the following: "mortgages taken as additional security to chattel mortgage loans when it appears in the body of the mortgage that it was given as additional security to a chattel mortgage loan."

In line 2, Section 8, printed bill, strike out the word "such."

In line 2, Section 8, printed bill, after the word "mortgage," insert the words "filed subsequent to the taking effect of this act,".

In line 3, Section 8, printed bill, strike out the word "after."

In line 4, Section 8, printed bill, strike out the words "the passage of this act."

In line 4, Section 9, printed bill, strike out the word "town" and insert in lieu thereof the word "township."

In line 6, Section 9, printed bill, after the word "situated," strike out the period (.) and insert a semicolon (;) and add the following words: "provided that, in unorganized townships the amount of the tax apportioned to such unorganized townships shall be paid into the general fund of the County."

In line 4, Section 10, printed bill, after the word "persons" insert the word "knowingly."

In line 5, Section 10, printed bill, strike out the word "twenty-five" and insert in lieu thereof the word "ten."

In line 6, Section 10, printed bill, strike out the word "five" and insert in lieu thereof the word "one."

And when so amended, recommend the same do pass.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 34.

A Bill for an Act to Amend Section 5149 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Organization of State Banks and to Define the Powers and Duties of the State Banking Board and State Examiner in Relation to the Location and Establishment of Such Banks.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 25; nays, 22; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Ployhar
Beck	McBride	Porter
Ellingson	McGray	Putnam
Englund	McLean	Rowe
Gronvold	Martin	Thoreson
Haggart	Murphy	Welford
Heckle	Nelson, Richland	Young
Jacobsen	Paulson	Zieman
King		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mostad
Cahill	Hyland	Nelson, G. Forks
Carey	Kirkeide	Pendray
Ettestad	Levang	Sandstrom
Gibbens	McCarten	Sikes
Hamerly	Morkrid	Stenmo
Hamilton	Mortenson	Wenstrom
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.
Drown	Lindstrom

So the bill passed, and the title was agreed to.

Mr. Englund moved that the vote by which Senate Bill No. 34 passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 64.

A Bill for an Act to Amend and Re-Enact Sections 2, 3, and 5 of Chapter 92 of the Session Laws of North Dakota for 1915, Relating to Co-Operative Associations.

Was read the third time.

Mr. Englund moved that Senate Bill No. 64 be laid over for one day.

Which motion prevailed, and the bill was so laid over.

Senate Bill No. 76.

A Bill for an Act to Amend and Re-Enact Section 773 of the Compiled Laws of North Dakota for 1913, Relating to the Calling in and Payment of the Expenses of District Judges Called to Sit in the Place of District or Supreme Court Judges Disqualified from Serving.

A Bill for an Act to Amend and Re-Enact Section Number 773 of the Compiled Laws of the State of North Dakota for the Year 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Murphy	Zieman
Hunt	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.
Drown	Mostad

So the bill passed, and the title was agreed to.

Senate Bill No. 71.

A Bill for an Act Relating to Exchange in Any Note, Bond, Mortgage or Other Evidence of Debt.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	King	Paulson
Benson	Kirkeide	Pendray
Cahill	Kretschmar	Ployhar
Carey	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman
Hyland	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.
Drown	Hamilton

So the bill passed, and the title was agreed to.

The Senate returned to the eighth order of business.

Mr. Gibbens moved that the concurrent resolution of the House of Representatives, in regard to adjournment, be taken up.

Which motion prevailed, and the concurrent resolution was considered.

Mr. Hyland moved that the Senate do not concur in the House concurrent resolution in regard to adjournment.

Which motion prevailed, and the Senate did not concur.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE TAXES AND TAX LAWS COMMITTEE

The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

Senate Bill No. 19.

A Bill for an Act to Repeal Sections 2263, 2264, and 2265 of the Compiled Laws of North Dakota for 1913, Relating to Taxation for the Promotion of Diversified Farming, and Providing for the Disposition of Accumulated Funds.

Have had the same under consideration, and recommend that the same be amended as follows:

Strike out everything after "A Bill" and insert the following:

"For an Act to Amend Sections 2263, 2264 and 2265 of the Compiled Laws of North Dakota for 1913, Relating to

Taxation for the Promotion of Diversified Farming, and Providing for the Disposition of Accumulated Funds.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. That Section 2263, of the Compiled Laws of North Dakota for the year 1913, be amended and re-enacted to read as follows:

Section 2263A. COUNTY COMMISSIONERS LEVY TAX ON PETITION. The Board of County Commissioners for any County in this State may in its discretion, or, upon petition of twenty-five per cent of the tax-payers of said county, shall, annually make an appropriation and levy a tax upon all the taxable property of the county for the purpose of promoting diversified farming and agricultural development through the employment, in co-operation with the Agricultural Extension Department of the Agricultural College and United States Department of Agriculture, of a person or persons to carry on Agricultural Extension Work within said county. The amount of tax levied shall not exceed one-half mill upon the dollar of assessed valuation.

Section 2263B. Upon the petition of not less than ten per cent of the electors of any county which has made an appropriation and levied a tax in accordance with Section 2263, the Board of County Commissioners shall at the next general election submit to the people of that county the question as whether or not the said work and tax levy set forth in Section 2263 shall be continued in the following manner:

- For support of Co-Operative Agricultural Extension Work
- Against support of Co-Operative Agricultural Extension Work

If a majority of the votes upon the said proposition shall be cast against such co-operative agricultural extension work then such tax levy shall be discontinued by the Board of County Commissioners in that county on January 1st following said election.

Section 2. DISPOSITION OF ACCUMULATED FUNDS. Any funds raised under the provisions of Section 2263 of the Compiled Laws of North Dakota for 1913 remaining unexpended in the treasury of any county in this State at the time of taking effect of this Act may be by the Board of County Commissioners of such County, be covered into and added to whatever fund the Board may deem most expedient.

And when so amended recommend the same do pass.

- Courtesies of the floor were extended to:
- John Reiner, Lefar, North Dakota;
- Peter Reiner, Lefar, North Dakota;
- John Doling, Gladstone, North Dakota;
- Peter J. Kirsch, Gladstone, North Dakota;
- Frank Boyer, Gladstone, North Dakota;
- Paul V. Niesser, Dickinson, North Dakota;
- F. X. Wanner, Dickinson, North Dakota;
- Dr. W. H. Hunter,
- Karl Bauman, Venturia, North Dakota;
- Daniel Nickesch, Wishek, North Dakota;

Rev. John Wilmo, Wishek, North Dakota;
 W. H. Shure, Fargo, North Dakota;
 Herbert Loomis, Fargo, North Dakota;
 G. S. Newbery, Carrington, North Dakota;;
 A. A. Stone, LaMoure, North Dakota;
 Fillman Smith, Upham, North Dakota;
 Edw. Johnson, Fort Yates, North Dakota;
 J. C. Gall, Ashley, North Dakota;
 G. M. Garmon, Ashley, North Dakota;
 Ernest Moeckel, Wishek, North Dakota;
 A. Steinecher, Venturia, North Dakota.
 Mr. Gibbens moved that the Senate do now adjourn.
 Which motion prevailed and the Senate adjourned.

W. J. PRATER,
 Secretary.

THIRTY-FIRST DAY

SENATE CHAMBER,
 BISMARCK, NORTH DAKOTA,
 February 1, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Strutz.

Roll call.

All members present, except Messrs. Kretschmar and Sandstrom.

Mr. Jacobsen moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the thirtieth day have carefully examined the same, and recommend that the same be corrected as follows:

Page 1, in line 19, strike out word "return" and insert in lieu thereof the word "transmit."

Page 2, insert the words "Mr. President" underneath line 19.

On page 12, after line 29, insert the following line:

"Was read the third time."

On page 17 strike the word "taxation" in line 13 and insert in lieu thereof the following, "viding for the Disposition of Accumulated Funds."

On page 17, in line 54, insert the word "be" after the word "may."

On page 17, after line 56, insert the following:

"And when so amended, recommend the same do pass.

"H. W. ALLEN,
 "Chairman.

"Mr. Allen moved that the report be adopted.

"Which motion prevailed, and the report of the committee was adopted."

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

The following communication was received from the First Presbyterian Church, Mandan, North Dakota:

To the Honorable, the Members of the Fifteenth North Dakota Legislature, in Session Assembled:

The congregation of the First Presbyterian Church of Mandan, in regular morning service assembled, this, the twenty-eighth day of January, 1917, would respectfully petition the Legislature of North Dakota, now in session, to refuse to enact laws favoring an open Sunday. While we believe laws should not be made burdensome or to interfere with individual liberty, we protest against the enactment of any law which will permit on Sunday, such public, commercialized amusements as pool halls, baseball, theatrical performances or moving picture shows.

This action was taken at the close of the morning service, after the preaching of a sermon dealing with the subject. A large and representative congregation was present and when the vote was called for eighty per cent (80%) of those present stood up. Of the remaining twenty per cent (20%), who did not vote, some were strangers, a few, possibly, did not agree with all of the resolution, and a number were, very possibly, opposed to the resolution. When the negative was called for, not one voted against the resolutions.

Resolutions received from the Tri-State Flood Control Association were referred to the Committee on Irrigation and Drainage.

A petition, containing 33 names, against the passage of Senate Bill No. 81 was received by Senator Allen.

A petition, containing 39 names, against the passage of any law prohibiting the transportation of spirituous liquors was received by Senator Pendray.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 54.

A Bill for an Act to Provide for an Annual State Conference of Tax Officials of the State of North Dakota.

Also Senate Bill No. 46.

A Bill for an Act to Amend and Re-Enact Sections 33 and 52 of Chapter 161 of the Session Laws of North Dakota for the Year 1915, Relating to the Season for Killing Game Birds.

Also Senate Bill No. 56.

A Bill for an Act Providing for the Taxation of Real Estate Mortgages and Relating to Taxation and Revenue.

Also Senate Bill No. 19.

A Bill for an Act to Repeal Sections 2263, 2264, and 2265 of the Compiled Laws of North Dakota for 1913, Relating to Taxation for the Promotion of Diversified Farming, and Providing for the Disposition of Accumulated Funds.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE EDUCATIONAL COMMITTEE

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:
Senate Bill No. 97.

A Bill for an Act Providing Method of Naming School Districts and of Changing the Names Thereof.

Have had the same under consideration, and recommend that the same be amended as follows:

That the title be changed to read: "For an Act Providing Method of Changing Names of School Districts."

And when so amended, recommend the same do pass.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:
House Bill No. 65.

A Bill for an Act to Amend and Re-Enact Sections 2 and 7 of Chapter 237 of the Laws of North Dakota for the Year 1915, and Repealing Section 3 Thereof, Relating to the Appointment of a State Board of Regents, and Defining the Powers and Duties of Such Board.

Have had the same under consideration, and a majority recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

ALBERT STENMO,
N. N. NELSON,
FRANK E. PLOYHAR,
C. O. HECKLE,
JOHN E. PAULSON,
OSCAR LINDSTROM,
H. W. ALLEN,
H. P. JACOBSEN.

Mr. President:

A minority of your Committee on State Affairs, to whom was referred:

House Bill No. 65.

A Bill for an Act to Amend and Re-Enact Sections 2 and 7 of Chapter 237 of the Laws of North Dakota for the Year 1915, and Repealing Section 3 Thereof, Relating to the Appointment of a State Board of Regents, and Defining the Powers and Duties of Such Board.

Have had the same under consideration, and a minority recommend that the same do pass.

EDWARD HAMERLY,
C. I. MORKRID.

Mr. Hyland moved that the report of the majority be adopted.

Which was duly seconded.

Mr. Hamerly moved that the motion be amended by the substitution of the minority report for the majority report.

Roll call was demanded.

House Bill No. 65.

A Bill for an Act to Amend and Re-Enact Sections 2 and 7 of Chapter 237 of the Laws of North Dakota for the Year 1915, and Repealing Section 3 Thereof, Relating to the Appointment of a State Board of Regents, and Defining the Powers and Duties of Such Board.

The question being on the adoption of the minority report, the roll was called, and there were ayes, 17; nays, 26; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hemmingsen	Mostad
Cahill	Hunt	Pendray
Drown	Levang	Sikes
Eitestad	McCarten	Welford
Hamerly	Martin	Wenstrom
Hamilton	Morkrid	

Those voting in the negative were:

Allen	Gronvold	McBride
Beck	Haggart	McGray
Carey	Heckle	McLean
Ellingson	Hyland	Murphy
Englund	Jacobsen	Nelson, G. Forks
Gibbens	Lindstrom	Nelson, Richland

Messrs.	Messrs.	Messrs.
Paulson	Putnam	Thoreson
Ployhar	Rowe	Young
Porter	Stenmo	

Absent and not voting:

Messrs.	Messrs.	Messrs.
King	Kretschmar	Sandstrom
Kirkeide	Mortenson	Zieman

So the minority report was lost.

The question being on the adoption of the majority report.

The motion prevailed, and the majority report was adopted.

REPORT OF SENATE EDUCATIONAL COMMITTEE

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:
Senate Bill No. 121.

A Bill for an Act to Amend Section 1342 of the Compiled Laws of 1913 of the State of North Dakota, Relating to Compulsory Education.

Have had the same under consideration, and recommend that the same be amended as follows:

In the printed bill change title so as to read:

"For an Act to Amend and Re-Enact Chapter 141 of the Session Laws of North Dakota for the Year 1915, Being Section 1342 of the Compiled Laws of North Dakota for 1913 as Amended, Relating to Compulsory Attendance, School Age and the Transportation of Pupils."

Strike out lines 1 and 2 and insert in lieu thereof:

"Section 1. That Chapter 141 of the Session Laws of North Dakota for the year 1915, being Section 1342 of the Compiled Laws of North Dakota for 1913 as amended, thereby, be and the same herewith is amended to read as follows:"

In line 14, after the word "school," insert: "such blind child to the school for the blind at Bathgate for the entire school year unless excused by the superintendent or principal of such school."

In lines 36, 40 and 46 insert "and one-quarter after two."

At end of line 39 and beginning of line 40 strike out "thirty-five cents (35c)" and insert in lieu thereof "twenty-five cents nor more than fifty cents."

And when so amended, recommend the same do pass.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:
Senate Bill No. 106.

A Bill for an Act Providing Penalties for Defacing, Removing or Destroying Identification Marks on Motor Vehicles with the Intent of Concealing or Misrepresenting the Identity or Ownership of the Same.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 4 of the printed bill, after the word "vehicle," insert the words "on conviction thereof."

And when so amended, recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Jacobsen introduced the following concurrent resolution:

CONCURRENT RESOLUTION

WHEREAS, The Journals of the Senate and the House of Representatives of the Fifteenth Legislative Assembly for the first twenty-six days of the session have been printed in eight point leaded type, with proper spacing between headings and paragraphs; and,

WHEREAS, The Daily Journals for the first twenty-six days of the session have proven satisfactory in appearance;

Therefore, Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring therein, that the contractor for printing the Journals of the Fifteenth Legislative Assembly be instructed to print the Journals for the balance of the session in eight point leaded type, with proper spacing between paragraphs and headings to conform in appearance with the Journals of the first twenty-six days of the session.

Mr. Jacobsen moved that the concurrent resolution be referred to the Committee on Printing.

Which motion prevailed, and the concurrent resolution was so referred.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Hamilton introduced:

Senate Bill No. 137.

A Bill for an Act to Amend and Re-Enact Section 9238 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports on the First Day of the Week.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Hemmingsen introduced:

Senate Bill No. 138.

A Bill for an Act to Amend and Re-Enact Section 1 of Chapter 135 of the Session Laws of North Dakota for the Year 1915, Relating to Organization of New Common School Districts, and to Provide for the Annexation of Territory

Included in an Existing School District to Another Such District.

Was read the first and second time and referred to the Committee on Education.

Mr. Mostad introduced:

Senate Bill No. 139.

A Bill for an Act to Provide for the Eradication of Certain Bushes and Hedges, Commonly Known as Barberry Bushes, in Order to Provide for the Control and Lessening of Damage by Rust to Wheat and Other Cereals and Grasses, Making an Appropriation for the Enforcement of This Act, and Providing Penalties.

Was read the first and second time and referred to the Committee on Agriculture.

Mr. King introduced:

Senate Bill No. 140.

A Bill for an Act Providing for the Repairing, Refurnishing and Redecorating of the Senate Chamber of the State Capitol Building, and Making an Appropriation Therefor.

Was read the first and second time and referred to the Committee on Appropriations.

THIRD READING OF SENATE BILLS

Senate Bill No. 64.

A Bill for an Act to Amend and Re-Enact Sections 2, 3 and 5 of Chapter 92 of the Session Laws of North Dakota for 1915, Relating to Co-Operative Associations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 17; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Pendray
Cahill	Levang	Putnam
Drown	Lindstrom	Sikes
Ettestad	McBride	Stenmo
Gibbens	McCarten	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	Zieman
Hunt	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Carey	Kirkelde	Ployhar
Ellingson	McGray	Porter
Englund	McLean	Rowe
Haggart	Murphy	Young
Heckle	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Kretschmar	Sandstrom

So the bill passed and the title was agreed to.

Senate Bill No. 1.

A Bill for an Act Concerning the Registration of Land and the Titles Thereto in the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Levang	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Rowe
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Zieman
Hemmingsen		

Those voting in the negative were: Mr. Young.

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Sandstrom

So the bill passed and the title was agreed to.

Mr. McCarten moved that the vote by which Senate Bill No. 1 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 54.

A Bill for an Act to Provide for an Annual State Conference of Tax Officials of the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
A. Ien	Gibbens	Jacobsen
Beck	Gronvold	King
Benson	Haggart	Kirkeide
Cahill	Hamerly	Levang
Carey	Hamilton	Lindstrom
Drown	Heckle	McBride
Ellingson	Hemmingsen	McCarten
Englund	Hunt	McGray
Ettestad	Hyland	McLean

Messrs.	Messrs.	Messrs.
Martin	Paulson	Stenmo
Morkrid	Pendray	Thoreson
Mortenson	Ployhar	Welford
Mostad	Porter	Wenstrom
Murphy	Putnam	Young
Nelson, G. Forks	Rowe	Zieman
Nelson, Richland	Sikes	

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Sandstrom

So the bill passed and the title was agreed to.

Senate Bill No. 46.

A Bill for an Act to Amend and Re-Enact Sections 33 and 52 of Chapter 161 of the Session Laws of North Dakota for the Year 1915, Relating to the Season for Killing Game Birds.

Was read the third time.

Mr. Hyland moved that Senate Bill No. 46 be amended by striking out the word "Twentieth" in line 11 on page 2 of the engrossed bill, and by inserting in lieu thereof the word "Seventeenth."

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hunt	Nelson, G. Forks
Berfson	Hyland	Nelson, Richland
Cahill	Jacobsen	Pendray
Carey	King	Ployhar
Drown	Kirkeide	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sikes
Gibbens	McCarten	Stenmo
Gronvold	McGray	Thoreson
Haggart	McLean	Wenstrom
Hamerly	Morkrid	Young
Hamilton	Mortenson	Zieman
Heckle	Mostad	

Those voting in the negative were:

Messrs.	Messrs.
Martin	Paulson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	Sandstrom	Welford

So the bill passed as amended and the title was agreed to.

Senate Bill No. 56.

A Bill for an Act Providing for Taxation of Real Estate Mortgages, and Relating to Taxation and Revenue.

Was read the third time.

Mr. Wenstrom moved that Senate Bill No. 56 be amended as follows:

In line 6 of Section 10 strike out the word "ten," and insert in lieu thereof the words "twenty-five."

And in line 7 strike out the word "one" and insert the word "five" after the word "than" of the engrossed bill.

Which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Nelson, G. Forks
Beck	Hunt	Nelson, Richland
Benson	Hyland	Paulson
Cahill	King	Pendray
Carey	Kirkelide	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Hamilton	Mostad	Young
Heckle	Murphy	Zieman

Those voting in the negative were: Mr. Martin.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jacobsen	Kretschmar	Sandstrom

So the bill passed and the title was agreed to.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS A RESOLUTION

Introduced by Mr. Martin.

Be It Resolved, By the Senate of the Fifteenth Legislative Assembly of the State of North Dakota, that when this Senate adjourns on Ferbruary first that they do hereby stand adjourned until two o'clock Monday, February 5th.

Mr. Martin moved that the resolution be adopted.

Mr. Hyland moved that the resolution be laid on the table.

Which motion prevailed, and the resolution was laid on the table.

Courtesies of the floor were extended to:

Geo. W. Fraine, Rugby, North Dakota;

P. O. Hall, Carpio, North Dakota;

O. J. Seiler, Jamestown, North Dakota;

J. U. Heinmi, Jamestown, North Dakota;

A. M. Hauser, Anamoose, North Dakota; and

J. E. Seiverson.

Mr. Paulson moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

THIRTY-SECOND DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 2, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Strutz.

Roll call.

All members present, except Messrs. Pendray, Ployhar, Kirkside and Sandstrom.

Mr. Ellingson moved that all absent members be excused. Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the thirty-first day have carefully examined the same, and recommend that the same be corrected as follows:

On page, 3, at top of page, insert the following:

"Also Senate Bill No. 56.

"A Bill for an Act Providing for the Taxation of Real Estate Mortgages and Relating to Taxation and Revenue.

"Also Senate Bill No. 19.

"A Bill for an Act to Repeal Sections 2263, 2264 and 2265 of"

On page 4, strike out the first five lines.

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

Mr. Mostad presented the following resolutions, adopted by the North Dakota Wholesale Grocers' Association:

WHEREAS, There exists in the State of North Dakota an anti-cigarette law;

WHEREAS, From all evidence at hand, cigarettes seem to be sold and used in the State at present in as great, if not greater quantities than before the passage of such law;

WHEREAS, The legitimate business houses within the State, which pay taxes, members of this association and others, are not handling cigarettes in any manner, and getting no profit therefrom, although it is handled by others daily right under our eyes.

WHEREAS, The law is either not efficacious or cannot be effectively enforced, and at present, the only apparent result of its standing on the statute books is to deprive the honest, responsible business houses of the State from the otherwise legitimate profit from handling snuff.

Be It, Therefore, Resolved, By the North Dakota Wholesale Grocers' Association, in meeting assembled, that it is the sense of the meeting that the present law as it exists be repealed, as it is accomplishing no good purpose.

Mr. Mostad moved that the resolutions be printed in the Journal.

Which motion prevailed, and the resolutions were ordered printed in the Journal.

The following communication was received from Holmboe Studio:

BISMARCK, NORTH DAKOTA,
February 2, 1917.

To the Senate of the State of North Dakota:

The President and Members of your Honorable Body are hereby invited to attend, in a body, a private entertainment at the Grand Theater at 4:30 this afternoon, given by North Dakota Press Association and the Publicity Film Company.

Military and agricultural pictures of North Dakota will be shown.

Street car will be held in readiness at the Capitol at 4.

PUBLICITY FILM COMPANY,

By F. Holmboe,

President.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE HIGHWAYS, BRIDGES AND FERRIES COMMITTEE

The Committee on Highways, Bridges and Ferries made the following report:

Mr. President:

Your Committee on Highways, Bridges and Ferries, to whom was referred:

Senate Bill No. 104.

A Bill for an Act to Amend and Re-Enact Section 1980 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Purchase of Road Machinery.

Have had the same under consideration, and recommend that the same do pass.

CHAS. ELLINGSON,
Chairman.

Mr. Ellingson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON CORPORATIONS OTHER THAN
MUNICIPAL

The Committee on Corporations Other Than Municipal, made the following report:

Mr. President:

Your Committee on Corporations Other Than Municipal, to whom was referred:

Senate Bill No. 78.

A Bill for an Act to Require All Public Service Corporations Doing Business Within This State to Pay Their Employees at Least Semi-Monthly, the Wages Earned by Them to Within Fifteen (15) Days of the Date of Such Payment, Unless Prevented by Inevitable Casualty, and Providing Penalty in Case of Default.

Have had the same under consideration, and recommend that the same be amended as follows:

That in Section 2, line 2, of printed bill, the word "five" be stricken out and the word "seven" be inserted in lieu thereof.

And when so amended, recommend the same do pass.

CHAS. E. BROWN,
Chairman.

Mr. Brown moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 89.

A Bill for an Act Relating to the Admissibility of Evidence in Civil Actions for Damages Caused by Personal Injury.

Have had the same under consideration, and recommend that the same do pass.

CHAS. E. BROWN,
Chairman.

Mr. Brown moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE PUBLIC PRINTING COMMITTEE

The Committee on Public Printing made the following report:

Mr. President:

Your Committee on Public Printing, to whom was referred:

Concurrent Resolution Providing for the Printing of the Journals.

Have had the same under consideration, and recommend that the same be adopted.

P. J. MURPHY,
Chairman.

Mr. Murphy moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred: Senate Bill No. 133.

A Bill for an Act to Amend and Re-Enact Section 2514 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Relief of Poor Persons.

Have had the same under consideration, and recommend that the same be amended as follows:

By adding to Section 2514 the following:

"Provided that the township overseer of the poor of the township shall comply with Section 2513 of the Compiled Laws of the State of North Dakota for the Year 1913."

And when so amended, recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 110.

A Bill for an Act to Repeal Section 3365 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Joint Annual Statement of County Auditor and County Treasurer.

Have had the same under consideration, and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. McBride offered the following resolution:

Be It Resolved, By the Senate of the State of North Dakota:

That House Bill No. 30 be recalled from the House for further consideration by the Senate.

Mr. McBride moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

Senators McLean and Rowe offered the following resolution:

WHEREAS, The passing of years is like the coming of dawn—slow, silent, inevitable. The most eager cannot hasten the quite irresistible movement, and the most reluctant cannot forbid. Some gifts the years bring which we would fain decline—age, sorrow, disappointment. Some treasures they take which we would keep forever—youth, beauty, innocence. But there are more precious treasures which Time cannot supply and years cannot remove—Friendship, Patience, Faith and Love; and,

WHEREAS, The press boys are now assembled in the Capital City; and,

WHEREAS, The past month has been a critical period in the history of North Dakota; and,

WHEREAS, Some of the boys may have dipped in gall un-mixed their eager pen, still, with charitable hearts, we welcome them.

Therefore, Be It Resolved, By the Senate of the State of North Dakota, that the privileges of the floor be extended to the members of the Press Association now convened in the Capital City.

Mr. McLean moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

Mr. McLean moved that the resolution be printed in the Journal.

Which motion prevailed, and the resolution was ordered printed in the Journal.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Drown introduced:

Senate Bill No. 141.

A Bill for an Act Authorizing and Directing the Commissioners of Railroads of North Dakota to Compel All Railroads Operating Railway Trains Propelled by Steam, Electricity or other Motive Power, Transporting Either Passengers or Freight, to Install and Maintain Such Safety Appliances on Their Right of Way, Roadbed, Track, Rolling Stock and Equipment as the Said Commissioners of Railroads Shall Order From Time to Time as Shall Best Guarantee the Safety of Persons and Property; Directing Said Railroad Companies to Set Aside a Sufficient Fund to Be Expended for Testing New and Useful Safety and Utility Appliances and Devices, and Providing Penalties for the Failure of Any Person, Persons or Corporations to Obey the Orders of Said Commissioners of Railroads.

Was read the first and second time, and referred to the Committee on Railroads.

Mr. Martin introduced:

Senate Bill No. 142.

A Bill for an Act for the Purpose of Perpetuating the Testimony of Injured Persons in Actions and Proceedings in the Courts of the State.

Was read the first and second time, and referred to the Committee on Judiciary.

Mr. Martin introduced:

Senate Bill No. 143.

A Bill for an Act to Amend and Re-Enact Section 7643 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Direction of Verdicts in the District Courts of the State.

Was read the first and second time, and referred to the Committee on Judiciary.

Mr. Hunt introduced:

Senate Bill No. 144.

A Bill for an Act to Amend and Re-Enact Section 2212 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 252 of the Session Laws of North Dakota for the Year 1915, Relating to the Duty of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

Was read the first and second time, and referred to the Committee on Ways and Means.

Mr. Martin introduced:

Senate Bill No. 145.

A Bill for an Act to Amend Section 2482 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Construction of Bridges and Culverts, Across Drains.

Was read the first and second time, and referred to the Committee on Highways, Bridges and Ferries.

Mr. Martin introduced:

Senate Bill No. 146.

A Bill for an Act Providing the Amount of Capital Stock Required of Associations Doing a Banking Business in This State, and Providing a Method of Computing Same.

Was read the first and second time, and referred to the Committee on Banks and Banking.

Mr. Martin introduced:

Senate Concurrent Resolution.

Was read the first and second time, and referred to the Committee on Temperance.

Mr. Martin introduced:

Senate Bill No. 147.

A Bill for an Act to Amend and Re-Enact Section 5168 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Responsibility of Shareholders in Banking Corporations.

Was read the first and second time, and referred to the Committee on Banks and Banking.

The Committee on Appropriations introduced:

Senate Bill No. 148.

A Bill for an Act to Appropriate \$2,000 to Pay the Premium on the State Treasurer's Bond for the Term Covered by the Years 1919-1920, as Authorized Under Chapter 246 of the Session Laws of North Dakota for 1915.

Was read the first and second time, and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 149.

A Bill for an Act Prescribing That All Fees Collected by the State Board of Veterinary Medical Examiners Shall Be Paid Into the General Fund of the State of North Dakota; and Making an Appropriation of \$1,500 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time, and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 150.

A Bill for an Act to Appropriate \$12,000 to Provide Funds for Carrying on the Work Prescribed as Farmers Institutes by Sections 1877, 1878, 1879 and 1880, of the Compiled Laws of North Dakota for 1913.

Was read the first and second time, and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 151.

A Bill for an Act to Appropriate \$1,000 to Pay the Per Diem and Traveling Expenses of the Members of the Stallion Registration Board as Provided by Section 2764 of the Compiled Laws of North Dakota for 1913.

Was read the first and second time, and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 152.

A Bill for an Act to Appropriate \$40,450 for the Department of Agricultural Extension of the North Dakota Agricultural College, for Agricultural Work During the Years 1917 and 1918 as Outlined in the Federal Smith-Lever Act.

Was read the first and second time, and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 153.

A Bill for an Act to Appropriate \$300 to Provide Funds for the Burial of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion, and Erection of Headstones Therefor, as Authorized by Sections 3181, 3182, 3183 and 3184 of the Compiled Laws of North Dakota for 1913.

Was read the first and second time, and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 154.

A Bill for an Act to Appropriate \$6,000 to Be Used as a Live Stock Revolving Fund at the North Dakota Experiment Station at the Agricultural College; the Great Plains Field Station at Mandan; and Such Additions at the North Dakota Agricultural College, Sub-Stations at Edgeley, Williston, Langdon, Hettinger, and Dickinson, as May Be Deemed Necessary.

Was read the first and second time, and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 155.

A Bill for an Act Prescribing That All Fees Collected by the State Board of Examiners Shall Be Paid Into the General Fund of the State of North Dakota; Prescribing That All Expenditures Hereinafter Appropriated for Shall Be in Accordance With Laws Now Governing Other State Expenditures and Appropriating \$12,000 to Pay the Expenses Incurred Under the Authority of the State Board of Examiners as set Forth in Sections 1357 and 1377, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time, and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 156.

A Bill for an Act to Appropriate \$50,000 Out of the Local Funds of the Mayville Normal School at Mayville, Either Accumulated or to Be Accumulated, Which May Under the Law Be Available, Which Sum (in Addition to the Appropriation of \$25,000 Named in the General Appropriations Bill), Shall Be Used in the Construction, Equipment and Furnishing of a New Dormitory; and Authorizing, Empowering and Directing the State Board of Regents to Expend From Any Local Funds of the Mayville Normal School, Either Accumulated or to Be Accumulated, Not to Exceed Such an Amount From Local Funds That May Under the Law Be Available for the Purpose of Erecting, Equipping, and Furnishing a New Dormitory at the Mayville Normal School.

Was read the first and second time, and referred to the Committee on Appropriations.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 21.

A Bill for an Act to Prevent Any Foreclosure Proceeding Without First Giving Due Notice to the Mortgagor.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 55.

A Bill for an Act to Appropriate Money to the Agricultural College, for the Purpose of Making Studies and In-

vestigations With Cereals, and to Be Used for Other Purposes.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 58.

A Bill for an Act to Amend Chapter 168 of the Session Laws of 1915, Relating to the Payment of Highway Taxes.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

House Bill No. 73.

A Bill for an Act to Amend and Re-Enact Section 752 of the Compiled Laws of the State of North Dakota, for the Year 1913, Relating to the Boundaries of and Terms of Court in the Sixth Judicial District.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 74.

A Bill for an Act Making It Unlawful to Separate or Cause to Be Separated Any Child Under Six Months of Age From Its Mother for the Purpose of Placing Such Child in a Foster Home or Institution, or to Place, Receive or Retain Such Child in a Foster Home or Institution, and to Regulate the Manner Under Which It May Be Done, and to Provide a Penalty for Violation of Said Act.

Was read the first and second time, and referred to the Committee on State Affairs.

House Bill No. 80.

A Bill for an Act to Amend and Re-Enact Section 4220 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Compensation of the Township Clerk and Supervisors.

Was read the first and second time, and referred to the Committee on Ways and Means.

House Bill No. 83.

A Bill for an Act Limiting the Power of Courts to Grant Injunctions and Prohibiting the Issuing of Restraining Orders and Injunctions in Certain Labor Matters.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 85.

A Concurrent Resolution.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 86.

A Bill for an Act Relating to the Administration of State Aid for Rural Schools.

Was read the first and second time, and referred to the Committee on Education.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Allen moved that Senate Bill No. 19 be taken from the Calendar and re-referred to the Committee on Taxes and Tax Laws.

Which motion prevailed, and the bill was so re-referred.

Courtesies of the floor were extended to:

Adam Ferris, Beach, North Dakota;

P. R. Trubohan, Valley City, North Dakota, and

Edwin Knudson, Ray, North Dakota.

Mr. McLean moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

THIRTY-THIRD DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 3, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Strutz.

Roll call.

All members present except Messrs. Haggart, Kirkeide, Mostad, McGray, Pendray, Ployhar and Wenstrom.

Mr. Gronvold moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the thirty-second day have carefully examined the same, and find it correct.

And recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 106.

A Bill for an Act Providing Penalties for Defacing, Removing or Destroying Identification Marks on Motor Vehicles with the Intent of Concealing or Misrepresenting the Identity or Ownership of the Same.

Also Senate Bill No. 121.

A Bill for an Act to Amend and Re-Enact Chapter 141 of the Session Laws of North Dakota for the Year 1915, Being Section 1342 of the Compiled Laws of North Dakota for 1913 as Amended, Relating to Compulsory Attendance, School Age and the Transportation of Pupils.

Also Senate Bill No. 97.

A Bill for an Act Providing Method of Changing Names of School Districts.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 73.

A Bill for an Act to Amend and Re-Enact Section 752 of the Compiled Laws of the State of North Dakota, for the Year 1913, Relating to the Boundaries of and Terms of Court in the Sixth Judicial District.

Have had the same under consideration, and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON CORPORATIONS OTHER THAN MUNICIPAL

The Committee on Corporations Other Than Municipal made the following report:

Mr. President:

Your Committee on Corporations Other Than Municipal, to whom was referred:

Senate Bill No. 88.

A Bill for an Act Relating to Settlements of Causes of Action for Damages, Sustained Through Personal Injury and Contracts of Retainer Therefor.

Have had the same under consideration, and recommend that the same do pass.

CHAS. E. DROWN,
Chairman.

Mr. Drown moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE WAYS AND MEANS COMMITTEE

The Committee on Ways and Means made the following report:

Mr. President:

Your Committee on Ways and Means, to whom was referred:

Senate Bill No. 112.

A Bill for an Act Providing for the Appointment of a Special Administrator for the Purpose of Releasing a Mortgage or Judgment Against a Deceased Person Which Has Been Satisfied But Not Discharged of Record.

Have had the same under consideration, and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 24.

A Bill for an Act to Amend and Re-Enact Section 2986 of the Compiled Laws of North Dakota for 1913, Relating to the Appointment of and the Duties of the Inspector of Hotels and Making the Duties of the Inspector the Work of the Food Commissioner at the Agricultural College.

Have had the same under consideration, and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 42.

A Bill for an Act to Amend and Re-Enact Section 1 of Chapter 188 of the Laws of North Dakota for 1915, Making the State Food Commissioner Ex-Officio State Inspector of Oils, and Providing for the Appointment of Deputies and Their Salaries.

Have had the same under consideration, and recommend that the same be amended as follows:

That Section 3, the emergency, be stricken out.

And when so amended, recommend the same do pass.

H. P. JACOBSEN,
Chairman.

• Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 50.

A Bill for an Act to Amend and Re-Enact Section 1201 of the Compiled Laws of North Dakota for the Year 1913, Relating to Fire Escapes on School Houses.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 81.

A Bill for an Act to Amend and Re-Enact Sections 9236 and 9240 of the Compiled Laws of the State of North Dakota, 1913, Relating to Sabbath Breaking.

Have had the same under consideration, and recommend that the same be amended as follows:

By striking out everything after the heading "A Bill" and insert the following:

"For an Act to Amend and Re-Enact Sections 9236, 9240 and 9242 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Sabbath-Breaking.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. Amendment.) That Section 9236 of the Compiled Laws of the State of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:

"Section 9236. All manner of servile labor on the first day of the week is prohibited, excepting works of necessity and charity, provided, however, that the operation of steam railroads, street railways, telegraph and telephone systems, electric light, gas, heat and power systems, livery and feed barns, hacks, taxi cabs and buses, automobile garages and supply stations, bakeries, boot-black stands, pop-corn stands and newspaper plants shall be deemed and are construed to be works of necessity.

"Section 2. Amendment.) That Section 9240 of the Compiled Laws of the State of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:

"Section 9240. All manner of public selling or offering or exposing for sale publicly, of any commodity upon the first day of the week is prohibited; excepting that meats and fish may be sold at any time before ten o'clock A. M., and excepting that foods may be sold to be eaten upon the premises where

sold, and drugs, medicines, surgical appliances, milk, ice cream and soda fountain dispensations, fruits, candy and confectionery, tobacco and cigars, newspapers and magazines may be sold at any time of the day; provided that none of said articles or commodities shall be sold in any billiard hall, pool hall, bowling alley, temperance saloon or in any other place where gaming of any kind is conducted, unless said gaming is discontinued from twelve o'clock midnight on Saturday night until six A. M. on Monday.

"Section 3. Amendment.) That Section 9242 of the Compiled Laws of the State of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:

"Section 9242. Every person guilty of Sabbath breaking is punishable by a fine of not less than one dollar, nor more than fifty dollars, or less than one day in the county jail, nor more than twenty days in the county jail, or both such fine or imprisonment at the discretion of the court.

"Section 4. Whereas an emergency exists in that the present laws against Sabbath breaking are in some respects burdensome and oppressive, therefore, this Act shall take effect and be in force from and after its passage and approval."

And when so amended, recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Stenmo offered the following resolution:

Be It Resolved, By the Senate of the State of North Dakota,

That the House be requested to return Senate Bill No. 87.

Mr. Stenmo moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

Mr. Gibbens moved the President appoint a committee of three to arrange for the proper observance of Lincoln's Birthday.

Which motion prevailed, and the President appointed Messrs. Gibbens, King and McLean.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Martin introduced:

Senate Bill No. 157.

A Bill for an Act Regulating the Number of Deputies and Other Employees in the Office of the State Examiner, and the manner of Dividing the State Into Districts for the Purpose of Facilitating the Work in the State Examining Department.

Was read the first and second time and referred to the Committee on Banks and Banking.

Mr. King introduced:

Senate Bill No. 158.

A Bill for an Act to Create a State Board of Electricians and Prescribing the Duties Thereof, Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers, Prescribing Fees for Such Examination and License and Providing for Inspection of Electrical Work Through the Commissioner of Insurance, Under the Direction of the State Board.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Ellingson introduced:

Senate Bill No. 159.

A Bill for an Act to Amend Section 5185 of the Compiled Laws of North Dakota for the Year 1913, Relating to Lists of Shareholders Kept by Banking Associations, and the Manner of Transferring Shares, and Providing for the Enforcement Thereof.

Was read the first and second time and referred to the Committee on Banks and Banking.

Mr. Lindstrom introduced:

Senate Bill No. 160.

A Bill for an Act to Amend and Re-Enact Section 1151 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Officers in Common School Districts.

Was read the first and second time and referred to the Committee on Elections.

Mr. Hunt introduced:

Senate Bill No. 161.

Was read the first time.

Mr. Hunt asked the unanimous consent of the Senate to withdraw Senate Bill No. 161.

There being no objection, the bill was so withdrawn.

Mr. Drown introduced:

Senate Bill No. 162.

A Bill for an Act Creating a Uniform State Grade for Wheat, Oats, Barley, Rye, Flax and All Other Grains, Seeds and Agricultural Products; Creating and Establishing the Office of State Inspector of Grades, Weights and Measures, and Providing for Deputies; Fees for Same; and Providing for State Aid for Marketing Facilities; and the Establishment of State-Owned Marketing Places; and Making an Appropriation Therefor; and Providing Penalties for the Violation of Any of the Provisions of This Act.

Was read the first and second time and referred to the Committee on Agriculture.

Senate Appropriations Committee introduced:

Senate Bill No. 163.

A Bill for an Act to appropriate Money for the Purpose of Providing a Book Credit to Be Used by the State Auditor

and State Treasurer to Cover a Deficiency Appearing on July 1, 1915, in the Account Known as "Transportation Convicts to Penitentiary."

Was read the first and second time and referred to the Committee on Appropriations.

Senate Appropriations Committee introduced:

Senate Bill No. 164.

A Bill for an Act to Appropriate Funds to Provide for the General Maintenance, and the Payment of Premiums at the North Dakota State Fair at Grand Forks in 1917, and at the North Dakota State Fair at Fargo in 1918, as Provided for in Sections 1847 and 1859 of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

Senate Appropriations Committee introduced:

Senate Bill No. 165.

A Bill for an Act to Appropriate Money for the Care of Insane Patients at the Hospital for the Insane Charged to the State at Large, as Provided Under Sections 251 and 2576 of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

Senate Appropriations Committee introduced:

Senate Bill No. 166.

A Bill for an Act to Appropriate \$120,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of 1913 for North Dakota, and to Meet Other Requirements Prescribed by the Federal Statutes.

Was read the first and second time and referred to the Committee on Appropriations.

Senate Appropriations Committee introduced:

Senate Bill No. 167.

A Bill for an Act to Appropriate \$1,000.00 for the Improvement of the Military Grounds at Devils Lake.

Was read the first and second time and referred to the Committee on Appropriations.

The Appropriations Committee introduced:

Senate Bill No. 168.

A Bill for an Act Authorizing an Appropriation to Provide Funds for the Payment of Expenses Incurred in the Care, Keep and Trial of Convicts Charged with Escape or Attempted Escape Under Section 9362 of the Compiled Laws of 1913 of North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 169.

A Bill for an Act to Appropriate \$1,000 for the Payment of the Expenses to Be Incurred by the Stallion Registration

Board as Prescribed by Section 2786 of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

The Appropriations Committee introduced:

Senate Bill No. 170.

A Bill for an Act Authorizing the North Dakota Historical Society to Take Charge of, and Care for the Maintenance of North Dakota Historical Parks Located at Pembina, Fort Abercrombie, Walhalla, and Fort Rice and Appropriating the Sum of \$2,000 to Provide Funds for the Proper Maintenance of the Same.

Was read the first and second time and referred to the Committee on Appropriations.

The Appropriations Committee introduced:

Senate Bill No. 171.

A Bill for an Act to appropriate \$10,000.00 to Provide Funds for the Payment of Costs and Actions, and Judgments Against the State of North Dakota as May Be Incurred Under Sections 7177, 8176 and 8177 of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

The Appropriations Committee introduced:

Senate Bill No. 172.

A Bill for an Act to appropriate \$1,200 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons, Together With Postage, Telegrams, Telephone Tolls, Printing and Other Necessary Expenses Incurred by Such Board as Provided for in Section 11108 of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

The Appropriations Committee introduced:

Senate Bill No. 173.

A Bill for an Act Authorizing an Appropriation for Carrying Out the Provisions of Section 711, 712 and 713 of Chapter 9 of the Compiled Laws of 1913 for North Dakota, Relating to the Employment of Public Accountants and the Establishment of a Uniform System of Bookkeeping.

Was read the first and second time and referred to the Committee on Appropriations.

The Appropriations Committee introduced:

Senate Bill No. 174.

A Bill for an Act Authorizing an Appropriation to Provide Funds for the Payment of Expenses Incurred in Actions Brought to Release Insane Persons, as Provided by Section 2562 of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

The Appropriations Committee introduced:

Senate Bill No. 175.

A Bill for an Act Making It the Duty of the Board of County Commissioners to Approve Bills Covering Expenses Incurred in the Arrest and Return of Fugitives From Justice for the County in Which Such Board May Have Jurisdiction; and Appropriating \$3,000.00 to Provide for the Payment of Such Expenses.

Was read the first and second time and referred to the Committee on Appropriations.

The Appropriations Committee introduced:

Senate Bill No. 176.

A Bill for an Act Authorizing the North Dakota Board of University and School Lands to Take Such Action as Will Insure to the State of North Dakota and the North Dakota Agricultural College, Peaceful Possession and Perfect Title to 640 Acres of Land Transferred From the Common Schools Lands Grant by Legislative Action 1891, and Making an Appropriation for the Purchase Thereof.

Was read the first and second time and referred to the Committee on Appropriations.

The Appropriations Committee introduced:

Senate Bill No. 177.

A Bill for an Act to Appropriate \$10,000.00 to Missouri Slope Agricultural and Fair Association at Mandan for the Fairs to Be Held in 1918 and 1919, as Authorized by Sections 1860 and 1866, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

The Appropriations Committee introduced:

Senate Bill No. 178.

A Bill for an Act to Appropriate \$1,040.00 for the Payment of \$10.00 per Sunday During the Biennium 1917-1919, as an Aid to the Society for the Friendless, Authorized Under Chapter 46 of the North Dakota Session Laws of 1911.

Was read the first and second time and referred to the Committee on Appropriations.

The Appropriations Committee introduced:

Senate Bill No. 179.

A Bill for an Act to Appropriate \$300.00 Annually for 1918 and 1919 to Aid the North Dakota State Poultry Association in Holding Poultry Exhibitions, as Authorized Under Sections 5117 to 5120, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

Mr. McBride introduced:

Senate Bill No. 180.

A Concurrent Resolution, Amending Section 216 of the Constitution of the State of North Dakota, Establishing

and Locating the State Orphan's Home in or Adjacent to Anamoose in the County of McHenry.

Was read the first and second time and referred to the Committee on State Affairs.

THIRD READING OF SENATE BILLS

Senate Bill No. 55.

A Bill for an Act Relating to the Taxation of Personal Property for the Assessment of the Same; Prescribing the Manner of Making Such Assessment and Providing Penalty for the Failure to List Such Personal Property; Fixing a Rate and Providing for the Distribution of Such Tax and Prescribing the Duties of Public Officers with Relation Thereto.

Was read the third time.

Mr. Allen moved that Senate Bill No. 55 be amended as follows:

In line 7, page 1, of the printed bill, after the word "banks" insert the words "or building and loan associations."

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hunt	Nelson, G. Forks
Benson	Hyland	Nelson, Richland
Cahill	Jacobsen	Paulson
Carey	King	Putnam
Drown	Kretschmar	Rowe
Ellingson	Levang	Sikes
Englund	Lindstrom	Stenmo
Ettestad	McBride	Thoreson
Gibbens	McCarten	Welford
Gronvold	McLean	Wenstrom
Hamerly	Martin	Young
Hamilton	Morkrid	Zieman
Heckle	Mortenson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Mostad	Porter
Kirkeide	Pendray	Sandstrom
McGray	Ployhar	

So the bill passed as amended and the title was agreed to.

Senate Bill No. 97.

A Bill for an Act Providing Method of Naming School Districts and of Changing the Names Thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hunt	Nelson, G. Forks
Benson	Hyland	Nelson, Richland
Cahill	Jacobsen	Paulson
Carey	King	Porter
Drown	Kretschmar	Putnam
Ellingson	Levang	Rowe
Englund	Lindstrom	Sikes
Ettestad	McBride	Stenmo
Gibbens	McCarten	Thoreson
Gronvold	McLean	Welford
Hamerly	Martin	Wenstrom
Hamilton	Morkrid	Young
Heckle	Mortenson	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Mostad	Ployhar
Kirkeide	Pendray	Sandstrom
McGray		

So the bill passed and the title was agreed to.

Senate Bill No. 121.

A Bill for an Act to Amend Section 1342 of the Compiled Laws of 1913 of the State of North Dakota, Relating to Compulsory Education.

Was read the third time.

Mr. Hamilton moved that Senate Bill No. 121 be amended as follows:

In line 6 of page 1 strike out the word "seven" and insert in lieu thereof the word "eight."

Which motion was lost.

Mr. Zieman moved that Senate Bill No. 121 be amended as follows:

In line 30 on page 2 of the printed bill strike out the word "seventeen" and insert in lieu thereof the word "sixteen."

Which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 13; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Murphy
Beck	Kretschmar	Nelson, Richland
Carey	Levang	Paulson
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Gibbens	McCarten	Rowe
Gronvold	McLean	Sikes
Heckle	Martin	Stenmo
Hyland	Mortenson	Welford

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hamilton	Morkrid
Cahill	Hemmingsen	Thoreson
Drown	Hunt	Wenstrom
Ettestad	King	Zieman
Hamerly		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Mostad	Ployhar
Kirkeide	Nelson, G. Forks	Sandstrom
McGray	Pendray	Young

So the bill passed and the title was agreed to.

Senate Bill No. 106.

A Bill for an Act Providing Penalties for Defacing, Removing or Destroying Identification Marks on Motor Vehicles with the Intent of Concealing or Misrepresenting the Identity or Ownership of the Same.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hunt	Nelson, G. Forks
Benson	Hyland	Nelson, Richland
Cahill	Jacobsen	Paulson
Carey	King	Porter
Drown	Kretschmar	Putnam
Ellingson	Levang	Rowe
Englund	Lindstrom	Stenmo
Ettestad	McBride	Thoreson
Gibbens	McCarten	Welford
Gronvold	McLean	Wenstrom
Hamerly	Martin	Young
Hamilton	Morkrid	Zieman
Heckle	Mortenson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Mostad	Sandstrom
Kirkeide	Pendray	Sikes
McGray	Ployhar	

So the bill passed and the title was agreed to.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Gibbens moved that the vote by which the resolution for the observance of Lincoln's Birthday passed be reconsidered.

Which motion prevailed, and the vote was reconsidered.

Mr. Gibbens introduced the following resolution:

Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring therein:

WHEREAS, The twelfth day of February is a legal holiday under the laws of the State of North Dakota, and the United States of America, memorializing the birth and memory of our beloved Abraham Lincoln; now therefore,

Be It Resolved, By the Senate of the State of North Dakota and the House of Representatives concurring therein, that appropriate exercises be held on said day in the House Chamber of the State Capitol at Bismarck, North Dakota, at 2 o'clock in the afternoon of said day, and that a committee of six be appointed, three from the Senate and three from the House, to arrange for said exercises.

It is hereby appropriated moneys out of the general fund of the State of North Dakota, not to exceed the sum of one hundred dollars (\$100.00), for the purpose of defraying the expenses of said exercises.

Mr. Gibbens moved that the resolution be adopted, and that the roll be called.

Gibbens resolution:

Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring therein:

WHEREAS, The twelfth day of February is a legal holiday under the laws of the State of North Dakota, and the United States of America, memorializing the birth and memory of our beloved Abraham Lincoln; now therefore,

Be It Resolved, By the Senate of the State of North Dakota and the House of Representatives concurring therein, that appropriate exercises be held on said day in the House Chamber of the State Capitol at Bismarck, North Dakota, at 2 o'clock in the afternoon of said day, and that a committee of six be appointed, three from the Senate and three from the House, to arrange for said exercises.

It is hereby appropriated moneys out of the general fund of the State of North Dakota, not to exceed the sum of one hundred dollars (\$100.00), for the purpose of defraying the expenses of said exercises.

Was read the third time.

The question being on the final passage of the concurrent resolution, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Nelson, G. Forks
Beck	Hunt	Nelson, Richard
Benson	Hyland	Paulson
Cahill	Jacobsen	Porter
Carey	King	Putnam
Drown	Kretschmar	Rowe
Ellingson	Levang	Sikes
Englund	Lindstrom	Stenmo
Ettestad	McBride	Thoreson
Gibbens	McCarten	Welford
Gronvold	McLean	Wenstrom
Hamerly	Martin	Young
Hamilton	Morkrid	Zieman
Heckle	Mortenson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Mostad	Ployhar
Kirkeide	Murphy	Sandstrom
McGray	Pendray	

So the concurrent resolution was adopted.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 81.

A Bill for an Act to Amend and Re-Enact Sections 9236 and 9240 of the Compiled Laws of the State of North Dakota, 1913, Relating to Sabbath Breaking.

Have had the same under consideration and recommend that the same be further amended as follows:

By striking out Section 4 and inserting the following:

"Section 4. Emergency. Whereas this act is necessary for the immediate preservation of health, safety and peace of the public, therefore, this act shall take effect and be in force from and after its passage and approval."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE TAXES AND TAX LAWS COMMITTEE

The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

Senate Bill No. 19.

A Bill for an Act to Repeal Sections 2263, 2264 and 2265 of the Compiled Laws of North Dakota for 1913, Relating to Taxation for the Promotion of Diversified Farming, and Providing for the Disposition of Accumulated Funds.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed bill strike out everything after the words "A Bill" and insert the following:

"For an Act to Amend and Re-Enact Section 2263 of Article 26 of the Compiled Laws of North Dakota for the Year 1913, Relating to Taxation for the Promotion of Diversified Farm-

ing, Manner of Discontinuing Same and Providing for the Disposition of Accumulated Funds.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1.) That Section 2263, Article 26, of the Compiled Laws of North Dakota for the Year 1913, be amended and re-enacted to read as follows:

"Section 2263. County Commissioners Levy Tax on Petition; Manner of Discontinuing Same; Disposition of Accumulated Funds.) The Board of County Commissioners for any County in this State may in its discretion or upon petition of twenty-five per cent of the taxpayers of said County, shall, annually make an appropriation and levy a tax upon all the taxable property of the County for the purpose of promoting diversified farming and agricultural development through the employment, in co-operation with the Agricultural Extension Department of the Agricultural College and United States Department of Agriculture, of a person or persons to carry on Agricultural Extension work within said County. The amount of tax levied shall not exceed one-half mill upon the dollar of assessed valuation; provided that upon the petition of not less than ten per cent of the electors of any County which has made an appropriation and levied a tax in accordance with Section 2263, the Board of County Commissioners shall at the next general election submit to the people of that County the question as to whether or not the said work and tax levy set forth in Section 2263 shall be continued in the following manner:

"For support of Co-Operative Agricultural Extension work

"Against support of Co-Operative Agricultural Extension work

"If a majority of the votes upon the said proposition shall be cast against such co-operative agricultural extension work then such tax shall be discontinued by the Board of County Commissioners in the County on January 1st following said election. Provided, further, that any funds raised under the provisions of Section 2263 of the Compiled Laws of North Dakota for 1913 remaining unexpended in the treasury of any County in this State at the time of taking effect of this act may be by the Board of County Commissioners of such County, covered into and added to whatever fund the Board may deem most expedient.

And when so amended recommend that the same do pass.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE TAXES AND TAX LAWS COMMITTEE

The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

Senate Bill No. 53.

A Bill for an Act to Amend and ReEnact Section 2123 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Duties of the Assessor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

The Senate returned to the ninth order of business.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senate Appropriations Committee introduced:

Senate Bill No. 181.

A Bill for an Act to Appropriate \$10,000 for Continuing the Armory Fund of the North Dakota National Guard as Stated in Section 2413 of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

Senate Appropriations Committee introduced:

Senate Bill No. 182.

A Bill for an Act to Appropriate \$9,380.21 to Be Used Only as Book Credit to Balance the Books of the State Auditor and the State Treasurer, and Wipe Out a Deficiency in the Public Printing Account Which Appears on the Books of the State Auditor and Treasurer July 1, 1915.

Was read the first and second time and referred to the Committee on Appropriations.

Senate Appropriations Committee introduced:

Senate Bill No. 183.

A Bill for an Act to Appropriate \$5,800.00 for the Payment of the Per Diem and Expenses of the Board of Experts, and the Salary and Other Expenses of the Field Officer, to Be Incurred Under Chapter 233 of the Session Laws of North Dakota for 1915.

Was read the first and second time and referred to the Committee on Appropriations.

Senate Appropriations Committee introduced:

Senate Bill No. 184.

A Bill for an Act to Appropriate \$5,000.00 to Aid in the Educational Work Being Carried On by the North Dakota Anti-Tuberculosis Association, and the Prevention of the Spread of Tuberculosis, More Definitely Prescribed in Chapter 7 of the Session Laws of North Dakota for 1913.

Was read the first and second time and referred to the Committee on Appropriations.

Senate Appropriations Committee introduced:

Senate Bill No. 185.

A Bill for an Act to Appropriate \$1,000.00 to Provide Funds for the Enforcement of the Prevention of Cruelty Animals Laws Under Sections 2670 and 2671 of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

Senate Appropriations Committee introduced:

Senate Bill No. 186.

A Bill for an Act to Appropriate \$600.00 to Provide Funds for the Payment of the Cost of the Lists of New Taxable Lands in 1918 and 1919, as Prescribed by Section 2222, Compiled Laws of 1913 for North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

Senate Appropriations Committee introduced:

Senate Bill No. 187.

A Bill for an Act to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for 1915; and Making an Appropriation of \$25,000.00, Which Shall Be Known as the State Contingency Fund.

Was read the first and second time and referred to the Committee on Appropriations.

Senate Appropriations Committee introduced:

Senate Bill No. 188.

A Bill for an Act to Appropriate \$1,500.00 to Provide Funds for the Payment of Fees and Expenses of Appraisers of Inheritances, Devises, Bequests, Legacies and Gifts, as Provided for in Section 8991 of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

Senate Appropriations Committee introduced:

Senate Bill No. 189.

A Bill for an Act to Appropriate \$400.00 to Provide Funds for the Payment of Burial Expenses of Certain Inmates of the Reform School or Penitentiary, as Provided by Section 11302 of the Compiled Laws of 1913 for North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

THIRD READING OF HOUSE BILLS

House Bill No. 57.

A Bill for an Act to Amend and Re-enact Section 8954 of the Compiled Laws of North Dakota, for the Year 1913, Relating to Costs in Actions Transferred from County Courts with Increased Jurisdiction to District Courts.

Was read the third time.

Mr. Jacobsen moved that House Bill No. 57 be re-referred to the Committee on Judiciary.

Which motion prevailed, and the bill was so re-referred.

House Bill No. 26.

A Concurrent Resolution.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Murphy
Beck	Hemmingsen	Nelson, G. Forks
Benson	Hunt	Paulson
Cahill	Jacobsen	Porter
Carey	King	Putnam
Drown	Kretschmar	Rowe
Ellingson	Levang	Sikes
Englund	Lindstrom	Stenmo
Ettestad	McBride	Thoreson
Gibbens	McCarten	Welford
Gronvold	McLean	Wenstrom
Hamerly	Morkrid	Young
Hamilton	Mortenson	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Martin	Pendray
Hyland	Mostad	Ployhar
Kirkeide	Nelson, Richland	Sandstrom
McGray		

So the bill passed and the title was agreed to.

House Bill No. 32.

A Bill to Amend Section 3 of Chapter 110 of the Laws of North Dakota for 1915, Relating to Highway Improvements. Was read the third time.

Mr. Putnam moved that House Bill No. 32 be amended as follows:

In line 11 on page 1 of the printed bill strike out the word "present."

Which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gibbens	Jacobsen
Beck	Gronvold	King
Benson	Hamerly	Kretschmar
Cahill	Hamilton	Levang
Ellingson	Heckle	McCarten
Englund	Hemmingsen	McLean
Ettestad	Hunt	Martin

Messrs.	Messrs.	Messrs.
Morkrid	Porter	Thoreson
Mortenson	Putnam	Welford
Murphy	Rowe	Wenstrom
Nelson, G. Forks	Sikes	Young
Nelson, Richland	Stenmo	Zieman
Paulson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carey	Drown	Lindstrom

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	McBride	Pendray
Hyland	McGray	Ployhar
Kirkelde	Mostad	Sandstrom

So the bill passed and the title was agreed to.

House Bill No. 6.

A Bill for an Act Providing for the Calling in and the Payment of the Expenses of the Judge of Another Judicial District for the Trial of Civil Actions, in the District Court on the Ground of Prejudice of the Trial Judge, and Providing for an Appropriation Therefor.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 33; nays, 6; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Murphy
Beck	Hemmingsen	Nelson, Richland
Benson	Hunt	Paulson
Carey	Hyland	Porter
Drown	Jacobsen	Rowe
Ellingson	Kretschmar	Sikes
Englund	Levang	Stenmo
Ettestad	McCarten	Thoreson
Gibbens	McLean	Welford
Gronvold	Martin	Young
Hamerly	Morkrid	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cahill	King	Putnam
Hamilton	Lindstrom	Wenstrom

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Mortenson	Pendray
Kirkelde	Mostad	Ployhar
McBride	Nelson, G. Forks	Sandstrom
McGray		

So the bill passed as amended and the title was agreed to.

House Bill No. 7.

A Bill for an Act to Amend Section 7754 and Section 7758 of the Compiled Laws of North Dakota, 1913, Relating to the Redemption from Sales of Real Property Under Execution and Mortgage Foreclosure Sales.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 37; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hunt	Paulson
Benson	Hyland	Porter
Cahill	Jacobsen	Putnam
Carey	King	Rowe
Drown	Kretschmar	Sikes
Ellingson	Levang	Stenmo
Englund	Lindstrom	Thoreson
Ettestad	McCarten	Welford
Gronvold	McLean	Wenstrom
Hamerly	Morkrid	Young
Hamilton	Mortenson	Zleman
Heckle		

Those voting in the negative were:

Messrs.	Messrs.
Martin	Nelson, Richland

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	McGray	Pendray
Haggart	Mostad	Ployhar
Kirkeide	Nelson, G. Forks	Sandstrom
McBride		

So the bill passed as amended and the title was agreed to.

House Bill No. 40

A Bill for an Act Transferring from the Fund Appropriated to the Secretary of the Tax Commission, Under Subdivision 18, Chapter 43, of the Session Laws of 1915, the General Budget, the Sum of \$1,551.45 to the Funds Appropriated for Clerk Hire and Assistants for the Tax Commission Under Subdivision 18, with an Emergency Clause.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Drown	Gronvold
Beck	Ellingson	Hamerly
Benson	Englund	Hamilton
Cahill	Ettestad	Heckle
Carey	Gibbens	Hemmingsen

Messrs.	Messrs.	Messrs.
Hunt	Morkrid	Rowe
Hyland	Mortenson	Stenmo
Jacobsen	Murphy	Thoreson
King	Nelson, G. Forks	Welford
Levang	Nelson, Richland	Wenstrom
Lindstrom	Paulson	Young
McCarten	Porter	Zieman
McLean	Putnam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	McGray	Ployhar
Kirkeide	Martin	Sandstrom
Kretschmar	Mostad	Sikes
McBride	Pendray	

So the bill passed and the title was agreed to.

House Bill No. 40.

A Bill for an Act Transferring From the Fund Appropriated to the Secretary of the Tax Commission, Under Subdivision 18, Chapter 43, of the Session Laws of 1915, the General Budget, the Sum of \$1,551.45 to the Funds Appropriated for Clerk Hire and Assistants for the Tax Commission Under Subdivision 18, With an Emergency Clause.

The question being on the emergency clause on House Bill No. 40, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Nelson, G. Forks
Beck	Hemmingsen	Nelson, Richland
Benson	Hunt	Paulson
Cahill	Hyland	Putnam
Carey	King	Rowe
Drown	Levang	Sikes
Ellingson	Lindstrom	Stenmo
Englund	McCarten	Thoreson
Ettestad	McLean	Welford
Gibbens	Martin	Wenstrom
Gronvold	Morkrid	Young
Hamerly	Mortenson	Zieman
Hamilton	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	McBride	Ployhar
Jacobsen	McGray	Porter
Kirkeide	Mostad	Sandstrom
Kretschmar	Pendray	

So the emergency clause was passed.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE TAXES AND TAX LAWS COMMITTEE

The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

House Bill No. 25.

A Bill for an Act Fixing the Situs Within the State for Purposes of Taxation, of Certain Property Arising Out of Business Transactions Within This State.

Have had the same under consideration, and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert the following:

"For an Act to Amend and Re-Enact Section 2095 of the Compiled Laws of North Dakota for the Year 1913, Relating to Revenue and Taxation, and Fixing the Situs of Personal Property for Tax Purposes.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. Amendment.) That Section 2095 of the Compiled Laws of the State of North Dakota for the year 1913 be amended and re-enacted to read as follows:

"Section 2095. Fixing Situs for Listing and Taxation of Personal Property: Except as otherwise provided in this chapter, personal property shall be listed and assessed in the county, town or district where the owner or agent resides; the capital stock and franchises of corporations and persons shall be listed in the county, town or district where the principal office or place of business of such corporation or person is located in this State; and if there be no principal office or place of business in this State where such corporation or person transact business, then personal property pertaining to the business of a merchant or manufacturer or corporation shall be listed in the town or district where his business is carried on. The taxation and revenue laws of this State shall apply with equal force to any person or persons representing in this State business interest that may claim a domicile elsewhere, the intent and purpose being that no non-resident, either by himself or through any agent shall transact business within the State without paying to the State a corresponding tax with that exacted of its own citizens; and all bills receivable, obligations or credits arising from business done in this State are hereby declared assessable within this State, and at the business domicile of said non-resident, his agent or representative; provided, however, no insurance company paying the State a percentage of its gross premiums received in the State shall be subject to the provisions of this act."

And when so amended, recommend the same do pass.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

The President appointed Messrs. Gibbens, King and McLean as a committee of three to confer with a like committee from the House to make arrangement for the proper observance of Lincoln's Birthday.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

SENATE RESOLUTION

Introduced by Mr. Nelson of Grand Forks.

WHEREAS, Strained relations are now existing between the United States and the Governments of Central Europe, press reports stating that passports have been tendered to representatives of said Governments, and

WHEREAS, It is the duty of every American citizen to rally to the support of his Country and his President,

Therefore, *Be It Resolved*, That the Senate of the State of North Dakota expresses to the President its entire faith in him, and assures him it will endorse his acts and follow his lead in the crisis now pending, no matter where it may lead.

Mr. Nelson moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

Mr. Allen moved that the Secretary of State be instructed to wire this resolution to the President of the United States and in that wire state that the House of Representatives is not now in session.

Which motion prevailed, and the Secretary of State was so instructed.

Courtesies of the floor were extended to:

C. A. Doherty, Dunn Center, North Dakota;

I. L. Doherty, Manning, North Dakota;

J. P. Reeves, Beach, North Dakota;

M. C. McCarthy, Beach, North Dakota; and

Thos. E. Hayward, Beach, North Dakota.

Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,

Secretary.

THIRTY-FIFTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 5, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Strutz.

Roll call.

All members present, except Messrs. Haggart, Pendray, Ployhar and Stenmo.

Mr. Hyland moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the thirty-third day have carefully examined the same, and recommend that the same be corrected as follows:

On page 5, line 3, after the word "dispensations," strike out the words "surgical appliances."

On page 5, in lines 5 and 6, strike out the word "permitted" and insert in lieu thereof the word "conducted."

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

Senator Lindstrom presented a petition favoring the passage of Senate Bill No. 81, signed by 562 persons.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 78.

A Bill for an Act to Require All Public Service Corporations Doing Business Within This State to Pay Their Employes at Least Semi-Monthly, the Wages Earned by Them to Within Fifteen (15) Days of the Date of Such Payment, Unless Prevented by Inevitable Casualty, and Providing Penalty in Case of Default.

Also Senate Bill No. 89.

A Bill for an Act Relating to the Admissibility of Evidence in Civil Actions for Damages Caused by Personal Injury.

Also Senate Bill No. 104.

A Bill for an Act to Amend and Re-Enact Section 1980 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Purchase of Road Machinery.

Also Senate Bill No. 110.

A Bill for an Act to Repeal Section 3365 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Joint Annual Statement of County Auditor and County Treasurer.

Also Senate Bill No. 133.

A Bill for an Act to Amend and Re-Enact Section 2514 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Relief of Poor Persons.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE GAME AND FISH COMMITTEE

The Committee on Game and Fish made the following report:

Mr. President:

Your Committee on Game and Fish, to whom was referred:

Senate Bill No. 114.

A Bill for an Act to Amend and Re-Enact Section 9233 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports Prohibited on Sunday.

Have had the same under consideration, and report the same back without recommendation.

L. P. SANDSTROM,
Chairman.

Mr. Sandstrom moved that the report be adopted.

Which motion prevailed, and the report of the Committee was adopted.

Also Senate Bill No. 74.

A Bill for an Act to Amend and Re-Enact Section 46 of Chapter 161 of the Session Laws of North Dakota for 1915, Relating to Beaver and Otter.

Have had the same under consideration, and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

"For an Act to Amend and Re-Enact Section 46 of Chapter 161 of the Session Laws of North Dakota for 1915, Relating to Beaver and Otter.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. AMENDMENT. That Section 46 of Chapter 161 of the Session Laws of North Dakota for the year 1915 is hereby amended and re-enacted so as to read as follows:

"Section 2. BEAVER AND OTTER. No person shall take, kill, catch or trap any beaver or otter except as herein provided that any person having procured a trapping license, may take, kill, catch or trap beaver between and including the tenth day of January and the tenth day of March of each year.

"Section 3. Any violation of the preceding sections shall be a misdemeanor and any person or persons convicted thereof shall be fined not less than seventy-five nor more than one hundred dollars, and costs of prosecution, or imprisonment in the county jail not less than ten nor more than thirty days, or by both such fine and imprisonment at the discretion of the court.

"Section 4. If the owner or owners of any premises upon which there may be any beaver shall post in a conspicuous place upon such premises a notice forbidding trapping thereon, it shall be unlawful except for the owners of said premises or any member of his family to take, kill, catch or trap beaver upon such premises, and any person or persons violating the provisions of the Section shall be guilty of a misdemeanor.

And when so amended, recommend the same do pass.

L. P. SANDSTROM,
Chairman.

Mr. Sandstrom moved that the report be adopted.

Which motion prevailed, and the report of the Committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:
Senate Bill No. 123.

A Bill for an Act to Amend and Re-Enact Section 4380 of the Compiled Laws of North Dakota-for the Year 1913 as Amended by Chapter 121 of the Session Laws of North Dakota for the Year 1915, Relating to Cause for Divorce.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the Committee was adopted.

Also Senate Bill No. 102.

A Bill for an Act to Amend Section 4380 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 121 of the Session Laws of 1915, Relating to Causes for Divorce.

Have had the same under consideration, and recommend that the same be amended as follows:

By adding the name of Mr. Benson of Rolette in the introductory clause.

By amending the title so as to read "to amend and re-enact."

Strike out the word "either" in line 17, page 2, of the printed bill.

Strike out the words "or some other state or territory of the United States" in lines 18 and 19, page 2, of the printed bill.

By inserting after the comma (,) after the word "insane," in line 22, page 2 of the printed bill, the following clause: "who shall receive no additional compensation therefor."

After the word "insanity," in line 27, page 2 of the printed bill add "and confined in a North Dakota State Hospital for the Insane."

Between the words "of" and "five," in line 28, page 2 of the printed bill, add the words "not less than;" and between the words "five" and "years" insert the word "consecutive."

By placing a period (.) after the word "divorce" where it appears for the first time in line 29, page 2 of the printed bill, and strike out the balance of lines 29, 30, 31, 32, 33 and 34 and by striking out Section 2 or the Emergency Clause.

And when so amended, recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the Committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Rowe moved that the rules be suspended and that the time for the introduction of bills be extended to the fortieth day.

Which motion prevailed, and the time was so extended.

Mr. Hyland moved that the unanimous consent of the Senate be granted to Mr. Drown to withdraw Senate Bill No. 107, and that the reading of Senate Bill No. 217 be dispensed with.

Which motion prevailed, and Senate Bill No. 107 was so withdrawn, and the first reading of Senate Bill No. 217 was dispensed with.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Martin introduced:

Senate Bill No. 190.

A Bill for an Act to Establish a Branch School of Agriculture in the County of Morton, State of North Dakota.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Haggart introduced:

Senate Bill No. 191.

A Bill for an Act Restricting and Prohibiting the Selling, Keeping for Sale, Prescribing and Having Possession of Certain Drugs; Providing a Penalty for Violations of the Act, and Relating to the Method of Enforcing and of Charging and Proving Violations of the Act.

Was read the first and second time and referred to the Committee on Temperance.

The Committee on Apportionment introduced:

Senate Bill No. 192.

A Bill for an Act to Amend and Re-Enact Section 44 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, Relating to Legislative Apportionment.

Was read the first and second time and referred to the Committee on Apportionment.

Mr. Rowe introduced:

Senate Bill No. 193.

A Bill for an Act Relating to States Attorneys and Prohibiting Them from Acting in Certain Capacities.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Rowe introduced:

Senate Bill No. 194.

A Bill for an Act to Repeal Section 2155 of the Compiled Laws of North Dakota for 1913.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Rowe introduced:

Senate Bill No. 195.

A Bill for an Act to Amend and Re-Enact Section 9208 of the Compiled Laws of the State of North Dakota for 1913.

Was read the first and second time and referred to the Committee on Temperance.

Mr. Rowe introduced:

Senate Bill No. 196.

A Bill for an Act to Amend and Re-Enact Section 10521 of the Compiled Laws of North Dakota for 1913, Relating to Time of Commencing Criminal Actions.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Rowe introduced:

Senate Bill No. 197.

A Bill for an Act to Amend and Re-Enact Section 10605 of the Compiled Laws of North Dakota for 1913, Relating to Preliminary Examinations.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Rowe introduced:

Senate Bill No. 198.

A Bill for an Act to Enable the North Dakota Agricultural Experiment Station to Devise, Demonstrate and Put in Operation Methods for the Destruction of Wolves, Coyotes and Other Noxious Predatory Animals; to Make Appropriation Therefor; and Repealing Sections 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655 and 2656 of the Compiled Laws of North Dakota for 1913, Together with All Acts and Parts of Acts in Conflict Herewith.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Rowe introduced:

Senate Bill No. 199.

A Bill for an Act to Amend and Re-Enact Section 9567 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2, Chapter 201, Session Laws of 1915, Defining Rape in the Third Degree.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Rowe introduced:

Senate Bill No. 200.

A Bill for an Act to Amend and Re-Enact Section 7236 of the Compiled Laws of North Dakota for 1913, Relating to Public Nuisance; Remedies Against.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Rowe introduced:

Senate Bill No. 201.

A Bill for an Act to Amend and Re-Enact Sections 10133 and 10134 of the Compiled Laws of North Dakota for 1913,

Relating to Prohibition, Unlawful Dealing in Intoxicating Liquors.

Was read the first and second time and referred to the Committee on Temperance.

Mr. Murphy introduced:

Senate Bill No. 202.

A Bill for an Act to Amend Section 1717 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 4, Laws of 1915, Relating to the Support of Feeble Minded Persons in the Institution for Feeble Minded.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Rowe introduced:

Senate Bill No. 203.

A Bill for an Act to Amend and Re-Enact Sections 2670 and 2671 of the Compiled Laws of the State of North Dakota for 1913, Relating to Humane Officers.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Englund introduced:

Senate Bill No. 204.

A Bill for an Act to Amend and Re-Enact Section 3307 of the Compiled Laws of North Dakota for the Year 1913, Relating to Official Newspapers.

Was read the first and second time and referred to the Committee on Public Printing.

Mr. Jacobsen introduced:

Senate Bill No. 205.

A Bill for an Act Making It a Misdemeanor to Permit Live Stock to Run at Large, Contrary to Law, and Providing a Penalty for Violation Thereof.

Was read the first and second time and referred to the Committee on Live Stock.

Mr. Hunt introduced:

Senate Bill No. 206.

A Bill for an Act to Re-Enact Section 1189 of the Compiled Laws of 1913 of the State of North Dakota, Relating to School Terms.

Was read the first and second time and referred to the Committee on Education.

Mr. Carey introduced:

Senate Bill No. 207.

A Bill for an Act Requiring the Owners of Personal Property to Notify the County Treasurer of the Sale of Such Property at Public Auction; Providing for the Collection of Their Personal Property Taxes, and Prescribing Dates of Auctioneers in Relation Thereto.

Was read the first and second time and referred to the Committee on Ways and Means.

Mr. Carey introduced:

Senate Bill No. 208.

A Bill for an Act Relating to the Manufacture and Sale of Sleighs.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Putnam introduced:

Senate Bill No. 209.

A Bill for an Act Amending Section 11150 of the Compiled Laws of North Dakota for 1913, Relating to the Reward for the Apprehension of Criminals.

Was read the first and second time and referred to the Committee on Ways and Means.

Senate Appropriations Committee introduced:

Senate Bill No. 210.

A Bill for an Act to appropriate Funds for Repairing, Relaying and Paving the Space Between and Outside of the Rails, as Required by the Franchise Issued to the State by the City of Bismarck, Allowing the State of North Dakota to Operate a Street Car Line in the City of Bismarck; and Authorizing, Empowering and Directing the Board of Control of State Institutions to Take Charge of, and Cause Such Repairs and Improvements to Be Made.

Was read the first and second time and referred to the Committee on Appropriations.

Mr. Hunt introduced:

Senate Bill No. 211.

A Bill for an Act to Amend Sections 3, 5 and 7 of Chapter 112 of the Session Laws of North Dakota for the Year 1915, Relating to Salaries of County Officials.

Was read the first and second time and referred to the Committee on Counties.

Mr. King introduced:

Senate Bill No. 212.

A Bill for an Act to Amend and Re-Enact Sections 284 and 288 of the Compiled Laws of 1913 of the State of North Dakota, Relating to the Duties of the Board of University and School Lands.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Jacobsen introduced:

Senate Bill No. 213.

A Bill for an Act Defining the Thirteenth Judicial District, and Providing for Holding Terms of Court Therein.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. King introduced:

Senate Bill No. 214.

A Bill for an Act Providing for the Levy of a Wild Land

Tax; Land Exempt Therefrom; Powers and Duties of Officials in Connection Therewith.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. King introduced:

Senate Bill No. 215.

A Bill for an Act to Amend and Re-Enact Sections 3118, 3119, 3120, 3121 and 3122 of the Compiled Laws of North Dakota for 1913, Relating to Public Warehouses.

Was read the first and second time and referred to the Committee on Warehouse and Grain Grading.

Mr. Lindstrom introduced:

Senate Bill No. 216.

A Bill for an Act to Amend Section 1183 of the Compiled Laws of North Dakota for 1913, Relating to Purposes for Which School Houses May Be Used.

Was read the first and second time and referred to the Committee on Education.

Mr. Drown introduced:

Senate Bill No. 217.

A Bill for an Act Entitled an Act Providing for the Establishment of Depositors Guarantee Fund to Guarantee Payment of General Deposits; and the Establishment of a Commission to Supervise and Control Such Fund; and Providing for the Liquidation of Insolvent Banks.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Lindstrom introduced:

Senate Bill No. 218.

A Bill for an Act Fixing the Limits of Composition for Butter; and Specifying the Form of Labeling or Marking; and Providing a Penalty for the Violation of the Statute.

Was read the first and second time and referred to the Committee on Public Health.

Mr. Kretschmar introduced:

Senate Bill No. 219.

A Bill for an Act Providing That the Supreme Court of the State Give Its Opinion Upon Important Questions When Required by the Governor, the Senate or the House of Representatives.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Drown introduced:

Senate Bill No. 220.

A Bill for an Act to Amend Sections 502 and 503 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Drugs.

Was read the first and second time and referred to the Committee on Public Health.

Mr. Martin introduced:

Senate Bill No. 221.

A Bill for an Act Providing for the Regulation of Sabbath Observance by the Several Villages, Towns and Cities of the State; and Repealing Sections 9231, 9232, 9235, 9236, 9238, 9239 and 9240 of the Compiled Laws of North Dakota for the Year 1913.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Gronvold introduced:

Senate Bill No. 222.

A Bill for an Act to Amend and Re-Enact Section 8771 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Property of the Estate of a Decedent to Pay the Allowance of Family, Debts, Charges of Administration and Legacies of Such Decedent.

Was read the first and second time and referred to the Committee on Ways and Means.

Mr. Jacobsen introduced:

Senate Bill No. 223.

A Bill for an Act to Amend and Re-Enact Sections 551, 552 and 557 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Qualifications and Issuing of Certificates to Certified Public Accountants of This State; and Providing Penalties for the Violation of the Provisions of the Accountancy Laws of North Dakota.

Was read the first and second time and referred to the Committee on Ways and Means.

Committee on Indian Affairs introduced:

Senate Bill No. 224.

A Concurrent Resolution Relating to Indian Citizenship.

Was read the first and second time and referred to the Committee on Indian Affairs.

Messrs. Allen and Ettestad by request introduced:

Senate Bill No. 225.

A Bill for an Act to Amend and Re-Enact Sections 2249, 2251 and 2252 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Taxation of Freight Line Companies.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Gronvold introduced:

Senate Bill No. 226.

A Bill for an Act to Amend and Re-Enact Section 859 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Service of Citations Issuing Out of Probate Court.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Allen introduced:

Senate Bill No. 227.

A Bill for an Act Providing for the Taxation of Inheritance Devises, Bequests, Legacies and Gifts, and Fixing the Rate Thereof; and Providing for the Manner of Payment and Manner of Enforcing the Payment Thereof.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Mr. Benson introduced:

Senate Bill No. 228.

A Bill for an Act to Amend and Re-Enact Section 2588 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 264 of the Session Laws of North Dakota for the Year 1915, Relating to the Cost of Maintenance of Patients in the State Tuberculosis Sanatorium.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Gronvold introduced:

Senate Bill No. 229.

A Bill for an Act Authorizing the County Commissioners or Board of Township Supervisors to Permit the Owners of Lands Adjoining a Public Highway to Use Portions of Such Highway for the Purpose of Planting Trees Thereon, and Prescribing the Procedure Before Such Boards.

Was read the first and second time and referred to the Committee on Counties.

THIRD READING OF SENATE BILLS

Senate Bill No. 104.

A Bill for an Act to Amend and Re-Enact Section 1980 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Purchase of Road Machinery.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Mostad
Beck	Jacobsen	Murphy
Benson	King	Nelson, G. Forks
Cahill	Kirkeide	Nelson, Richland
Carey	Kretschmar	Paulson
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Thoreson
Hamerly	McLean	Welford
Hamilton	Martin	Wenstrom
Heckle	Morkrid	Young
Hemmingsen	Mortenson	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Pendray	Sikes
Haggart	Ployhar	Stenmo

So the bill passed and the title was agreed to.

Senate Bill No. 78.

A Bill for an Act to Require All Public Service Corporations Doing Business Within This State to Pay Their Employees at Least Semi-Monthly, the Wages Earned by Them to Within Fifteen (15) Days of the Date of Such Payment, Unless Prevented by Inevitable Casualty, and Providing Penalty in Case of Default.

Was read the third time.

Mr. Welford moved that Senate Bill No. 78 be re-referred to the Committee on Corporations Other Than Municipal.

Which motion prevailed, and the bill was so re-referred.

Mr. Jacobsen moved that Senate Bill No. 89 be re-referred to the Committee on Judiciary.

Which motion prevailed, and the bill was so re-referred.

Senate Bill No. 133.

A Bill for an Act to Amend and Re-Enact Section 2514 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Relief of Poor Persons.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Porter
Drown	Kretschmar	Putnam
Ellingson	Levang	Rowe
Englund	Lindstrom	Sandstrom
Ettestad	McBride	Sikes
Gibbens	McCarten	Thoreson
Gronvold	McGray	Welford
Hamerly	McLean	Wenstrom
Hamilton	Martin	Young
Heckle	Morkrid	Zieman
Hemmingsen	Mortenson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Pendray	Stenmo
Mostad	Ployhar	

So the bill passed, and the title was agreed to.

Senate Bill No. 110.

A Bill for an Act to Repeal Section 3365 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Joint Annual Statement of County Auditor and County Treasurer.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mostad
Beck	Hyland	Murphy
Benson	Jacobsen	Nelson, G. Forks
Cahill	King	Nelson, Richland
Carey	Kirkeide	Paulson
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Sikes
Gronvold	McGray	Thoreson
Hamerly	McLean	Welford
Hamilton	Martin	Wenstrom
Heckle	Morkrid	Young
Hemmingsen	Mortenson	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Ployhar	Stenmo
Pendray		

So the bill passed, and the title was agreed to.

House Bill No. 73.

A Bill for an Act to Amend and Re-Enact Section 752 of the Compiled Laws of the State of North Dakota, for the Year 1913, Relating to the Boundaries of and Terms of Court in the Sixth Judicial District.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mostad
Beck	Hyland	Murphy
Benson	Jacobsen	Nelson, G. Forks
Cahill	King	Nelson, Richland
Carey	Kirkeide	Paulson
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Sikes
Gronvold	McGray	Thoreson
Hamerly	McLean	Welford
Hamilton	Martin	Wenstrom
Heckle	Morkrid	Young
Hemmingsen	Mortenson	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Ployhar	Stenmo
Pendray		

So the bill passed, and the title was agreed to.

House Bill No. 24.

A Bill for an Act to Amend and Re-Enact Section 2986 of the Compiled Laws of North Dakota for 1913, Relating to the Appointment of and the Duties of the Inspector of Hotels and Making the Duties of the Inspector the Work of the Food Commissioner at the Agricultural College.

Was read the third time.

Mr. Englund moved that House Bill No. 24 be re-referred to the Committee on State Affairs.

Which motion prevailed, and the bill was so re-referred.

Mr. Kirkeide moved that House Bill No. 42 be re-referred to the Committee on State Affairs.

Which motion prevailed, and the bill was so re-referred.

House Bill No. 25.

A Bill for an Act Fixing the Situs Within the State for Purposes of Taxation, of Certain Property Arising Out of Business Transactions Within This State.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mostad
Beck	Hyland	Murphy
Benson	Jacobsen	Nelson, G. Forks
Cahill	King	Nelson, Richland
Carey	Kirkeide	Paulson
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Thoreson
Gronvold	McGray	Welford
Hamerly	McLean	Wenstrom
Hamilton	Martin	Young
Heckle	Morkrid	Zieman
Hemmingsen	Mortenson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Ployhar	Stenmo
Pendray	Sikes	

So the bill passed, and the title was agreed to.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Cahill moved that Senate Bill No. 114 be re-referred to the Committee on Judiciary.

Which motion prevailed, and the bill was so re-referred.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE TAXES AND TAX LAWS COMMITTEE

The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

Senate Bill No. 62.

A Bill for an Act to Amend and Re-Enact Section 2088 of the Codified Laws of North Dakota for the Year 1913, Relating to Powers and Duties of Tax Commissioners.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 1 of the title, in printed bill, strike out the word "codified" and insert the word "compiled."

In line 1, Section 1, printed bill, strike out the word "codified" and insert in lieu thereof the word "compiled."

In lines 21 and 22 of subdivision 2 of printed bill strike out the words "or of county assessors and their assistants at the State Capitol."

In line 3 of subdivision 7, engrossed bill, strike out the word "tax."

In line 100, subdivision 12, of printed bill, after word "necessary," insert the word "official."

In line 146, subdivision 19 of printed bill, strike out the word "county," and in the same line, after the word "board," insert the words "of county commissioners."

In line 150, subdivision 19, printed bill, strike out the word "county" and in the same line, after the word "board," insert the words "of county commissioners."

Strike out all of subsection 18.

Re-number subsection 19, making it 18.

Re-number subsection 20, making it 19.

And when so amended, recommend the same do pass.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the Committee was adopted.

Courtesies of the floor were extended to:

H. E. Haney, Belfield, North Dakota;

Miss Frances H. Burnett, Dickinson, North Dakota;

J. P. Cairn, Dickinson, North Dakota;

Joseph Mann, Washburn, North Dakota;

L. C. Albrecht, Anamoose, North Dakota;

H. R. Putnam, Carrington, North Dakota; and

M. M. Breen, Wolford, North Dakota.

Mr. Englund moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

THIRTY-SIXTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 6, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Strutz.

Roll call.

All members present except Messrs. Haggart and Nelson of Richland.

Mr. Englund moved that all absent members be excused. Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the thirty-fifth day have carefully examined the same and recommend that the same be corrected as follows:

On page 2, line 4, correct spelling of "signed."

On page 12, line 15, strike out the name "Hamerly" and insert "Welford."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

A petition, containing 676 names, against the repeal of the present Sunday closing law was received by Senator Stenmo.

A petition, containing 38 names, against the repeal of the present Sunday closing law was received by Senator Hemmingsen.

A petition, containing 14 names, against the repeal of the present Sunday closing law was received by Senator McLean.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 6, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 106.

A Bill for an Act to Amend and Re-Enact Section 4777, Relating to the Construction of Transfer Facilities, Railroad Wyes and Connections Between Railroads.

Also House Bill No. 54.

A Bill for an Act to Make It Unlawful for Any Person or Persons to Represent Himself or Herself Falsely as Blind, Deaf, Dumb, Crippled, or Otherwise Physically Defective, and Providing a Penalty for the Violation Thereof.

Also House Bill No. 39.

A Bill for an Act Providing Regulations for the Delivery, or Receipt and Possession for Delivery of Intoxicating Liquor, and Penalty.

Also House Bill No. 87.

A Bill for an Act to Require Any Person, Firm or Corporation Having Charge of Any Depot, Hotel, Lodging House, Restaurant, Pool Hall, Barber Shop, or Public Place, to Post in a Conspicuous Place Therein, Literature and Posters Prepared by the North Dakota Anti-Tuberculosis Association, and to Prescribe Penalty for Violation Thereof.

Also House Bill No. 98.

A Bill for an Act to Re-Enact Section 5517 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Confirmation of the Conveyance of the Family Homestead in Any Case in Which the Same Has Been Deeded by Both Husband and Wife in Separate Instruments Which Purport to Convey the Land to the Same Person or His Grantee, and Validating Such Deed.

Also House Bill No. 79.

A Bill for an Act to Amend and Re-Enact Section 1 of Chapter 148 of the Session Laws of North Dakota for the Year 1915, Relating to the Compensation of Election Officers.

Also House Bill No. 100.

A Bill for an Act to Amend Section 3969, Compiled Laws of 1913, Relating to Excluding Farm Lands from the Limits of Cities, Towns or Villages.

Also House Bill No. 91.

A Bill for an Act Requiring Every Person Who Handles Meat in a Butcher Shop, Meat Market, or Place Where Meat Is Sold to Procure a Certificate of Health.

Also House Bill No. 104.

A Bill for an Act to Provide for the Certification of Questions of Law to the Supreme Court in Civil and Criminal Cases Where the Determination of Such Questions May Determine the Issues in a Cause at Issue.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 42.

A Bill—A Concurrent Resolution Amending the Constitution of the State of North Dakota, Relating to the Taxes of Improvements on Land.

Also Senate Bill No. 16.

A Bill for an Act to Amend Section 1958 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bridges Across Navigable Streams.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate concurrent resolution relating to printing 3,000 copies of Senate Journal of the twenty-ninth day and 3,000 copies of House Journal of the twenty-fifth day.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. President:

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 18, and asks for a committee or conference, and the Speaker has named as such conferees on the part of the House, Messrs. Sinclair, Church and Stair.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 81.

A Bill for an Act to Amend and Re-enact Sections 9236 and 9240 and 9242 of the Compiled Laws of the State of North Dakota for the Year, 1913, Relating to Sabbath Breaking.

Also Senate Bill No. 19.

A Bill for an Act to Amend and Re-Enact Section 2263 of Article 26 of the Compiled Laws of North Dakota for the Year 1913, Relating to Taxation for the Promotion of Diversified Farming, Manner of Discontinuing Same and Providing for the Disposition of Accumulated Funds.

Also Senate Bill No. 88.

A Bill for an Act Relating to Settlements of Causes of Action for Damages Sustained Through Personal Injury and Contracts of Retainer Made Therefor.

Also Senate Bill No. 112.

A Bill for an Act Providing for the Appointment of a Special Administrator for the Purpose of Releasing a Mortgage or Judgment Against a Deceased Person Which Has Been Satisfied But Not Discharged of Record.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 55.

A Bill for an Act Relating to the Taxation of Personal Property Known as Money and Credits and Providing for the Assessment of the same; Prescribing the Manner of Making Such Assessment and Providing Penalty for the Failure to List Such Personal Property; Fixing a Rate and Providing for the Distribution of Such Tax and Prescribing the Duties of Public Officers With Relation Thereto.

And find the same correctly re-engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON CORPORATIONS OTHER THAN
MUNICIPAL

The Committee on Corporations Other Than Municipal made the following report:

Mr. President:

Your Committee on Corporations Other Than Municipal, to whom was referred:

Senate Bill No. 78.

A Bill for an Act to Require Public Service Corporations Doing Business Within This State to Pay Their Employees at Least Semi-Monthly, the Wages Earned by Them to Within Fifteen (15) Days of the Date of Such Payment, Unless Prevented by Inevitable Casualty, and Providing Penalty in Case of Default.

Have had the same under consideration and recommend that the same be amended as follows:

That title be amended by striking out in first line the words "Public Service" and insert in lieu thereof the word "Railroad."

Also in line 1, Section 1 of the printed bill, strike out the words "public service" and insert in lieu thereof the word "railroad."

Also in line 5, Section 2 of printed bill, after the word "plaintiff" strike out the comma (,).

Also in line 6, Section 2 of printed bill, between the words "his" and "disbursements" insert the words "cost and."

Also strike out the comma (,) at the end of line 6, Section 2 of printed bill.

Also strike out the word "costs" in line 7, Section 2 of printed bill.

And when so amended recommend the same do pass.

CHAS. E. DROWN,
Chairman.

Mr. Drown moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPORTIONMENT

The Committee on Apportionment made the following report:

Mr. President:

Your Committee on Apportionment, to whom was referred:

Senate Bill No. 192.

A Bill for an Act to Amend and Re-Enact Section 44 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, Relating to Legislative Apportionment.

Have had the same under consideration and recommend that the same be amended as follows:

That all of subdivision 30 in the bill as introduced be stricken out and the following inserted in lieu thereof:

"(30) The thirtieth district shall consist of the city of Mandan and Morton county, and shall be entitled to one senator and three representatives."

That subdivision 47 of the bill as introduced be stricken out and the following inserted in lieu thereof:

"(47) The forty-seventh district shall consist of Grant county and shall be entitled to one senator and two representatives."

And when so amended recommend the same do pass.

N. N. NELSON,
Chairman.

Mr. Nelson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 117.

A Bill for an Act Relating to the Erection, Leasing, Purchasing and Operating Flour Mills by the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title by striking out the period (.) after the words "North Dakota" where they appear for the last time and inserting in lieu of the period (.) a comma (,) and adding the following "and providing for the levy of a tax therefor."

At the end of line 12 of the printed bill insert the following: "The Legislative Assembly may for this purpose provide by law for the levy of a tax not to exceed in any one year one-half of one mill on the dollar of the assessed valuation of all taxable property in the State, to be ascertained by the last assessment made for State and County purposes; provided, that such tax may be in excess of the four mills now provided by the State Constitution."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 118.

A Bill for an Act Relating to the Erection, Leasing, Purchasing and Operating Packing Plant and Cold Storage Warehouse by the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title by inserting a comma (,) after the word "erection" and adding the following words "purchasing or leasing."

After the comma (,) at the end of line 9 of the printed bill insert the words "purchasing or leasing."

By adding to the bill the following:

"The Legislative Assembly may for this purpose provide by law for the levy of a tax not to exceed in any one year one-half of one mill on the dollar of the assessed valuation of all taxable property in the State, to be ascertained by the last assessment made for State and County purposes; provided, that such tax may be in excess of the four mills now provided by the State Constitution."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 101.

A Bill for an Act to Designate the Venue of Civil Actions Commenced in County Courts with Increased Jurisdiction.

Have had the same under consideration and recommend that the same be amended as follows:

Amend by striking out everything after "A Bill" and insert the following:

"For an Act to Amend and Re-Enact Section 8954 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Place of Trial of Civil Actions in County Courts Having Increased Jurisdiction.

"Section 1. Amendment.) That Section 8954 of the Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted so as to read as follows:

"Section 8954. The place of trial of all civil actions, except as herein provided, shall be governed by chapter six of the Code of Civil Procedure of the Compiled Laws of the State of North Dakota for the year 1913; provided that no civil action shall be commenced in any county court of increased jurisdiction in any county other than that in which the original defendant, or, in the case of more than one defendant, in the county court of a county in which some of the original defendants reside or are served with summons; provided further that in all cases where a cause of action shall accrue against one by reason of his assignment, transfer, or becoming surety for the original cause of action, no action shall be maintained in a county court of increased jurisdiction of any county, save that in which the original and other defendants or some of them reside

or are served with process; provided that an action may be maintained in the county court of increased jurisdiction against such assigner, transferer, guarantor or surety, alone, upon his liability as such in the county wherein he resides or is served with summons. Any judgment entered contrary to the provisions of this act shall be void. The court may change the place of trial in the following cases:

"1. When there is a reason to believe that an impartial trial cannot be had therein.

"2. When convenience of witnesses and the ends of justice would be promoted by the change; provided, however, that if the county to which a change of venue is demanded or ordered as hereinabove provided, does not have a county court with increased jurisdiction, in that event a change of venue shall be granted and had to the district court of the proper county, and said action shall be tried and determined in such district court as if the same had originally been commenced in such district court, but costs shall be taxed and allowed as though such cases were originally started in District Court in a county court having increased jurisdiction.

"Section 2.) All acts or parts of acts in conflict herewith are hereby repealed."

And when so amended recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Stenmo moved that Senate Bill No. 93, which was referred to the Committee on Education, be re-referred to the Committee on State Affairs.

There being no objection the bill was so re-referred.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 6, 1917.

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on the matter of selecting a speaker for Lincoln's Birthday, Messrs. Mees, Walton and Nims.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Beck introduced:

Senate Bill No. 230.

A Concurrent Resolution, Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly

to Create a Fund Which May Be Loaned for the Purpose of Erecting and Operating One or More Combined Elevators and Flour Mills Within the State of North Dakota, and to Levy a Tax Therefor.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. McCarten introduced:

Senate Bill No. 231.

A Bill for an Act to Repeal Section 2778 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Registration and Licensing of Stallions.

Was read the first and second time, and referred to the Committee on Live Stock.

THIRD READING OF SENATE BILLS

Senate Bill No. 88.

A Bill for an Act Relating to Settlements of Causes of Action for Damages Sustained Through Personal Injury and Contracts of Retainer Made Therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	King	Pendray
Cahill	Kirkeide	Porter
Carey	Levang	Putnam
Drown	Lindstrom	Rowe
Ellingson	McBride	Sandstrom
Englund	McCarten	Sikes
Ettestad	McLean	Stenmo
Gronvold	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Zieman
Hemmingsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
McGray	Ployhar	Young
Paulson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Jacobsen	Nelson, Richland
Haggart	Kretschmar	

So the bill passed, and the title was agreed to.

Mr. Mostad moved that the vote by which Senate Bill No. 88 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 112.

A Bill for an Act Providing for the Appointment of a Special Administrator for the Purpose of Releasing a Mortgage or Judgment Against a Deceased Person Which Has Been Satisfied But Not Discharged of Record.

Was read the third time.

Mr. Sandstrom moved that Senate Bill No. 112 be amended as follows:

Strike out, in line 4, Section 2 of the printed bill, the period after the word person and insert in lieu thereof a semicolon (;) and add the following: "Provided, however, that should there be no assets, then the costs shall be paid by petitioner."

At the request of Senator Allen, Senate Bill No. 112 was placed at the foot of the Calendar.

Senate Bill No. 81.

A Bill for an Act to Amend and Re-Enact Sections 9236 and 9240 and 9242 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Sabbath Breaking.

Was read the third time.

Mr. Paulson moved that Senate Bill No. 81 be amended as follows:

In Section 9242, in line 3 of the engrossed bill, strike out the word "fifty" and insert in lieu thereof the word "ten," and strike out all of the section after the word "Dollars."

Which motion was lost.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Pendray
Benson	King	Ployhar
Cahill	Kretschmar	Porter
Carey	Levang	Putnam
Drown	Lindstrom	Rowe
Englund	McBride	Sandstrom
Ettestad	McCarten	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt	Murphy	

Those voting in the negative were:

Messrs.	Messrs.
Ellingson	Paulson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Kirkeide	Nelson, Richland

So the bill passed and the title agreed to.

Mr. Hyland moved that the vote by which Senate Bill No. 81 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 81.

A Bill for an Act to Amend and Re-Enact Sections 9236 and 9240 and 9242 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Sabbath Breaking.

The question being on the adoption of the emergency clause, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, G. Forks
Beck	King	Pendray
Benson	Kirkeide	Ployhar
Cahill	Kretschmar	Porter
Carey	Levang	Putnam
Drown	Lindstrom	Rowe
Englund	McBride	Sandstrom
Ettestad	McCarten	Sikes
Gronvold	McGray	Stenmo
Hamerly	McLean	Thoreson
Hamilton	Martin	Welford
Heckle	Morkrid	Wenstrom
Hemmingsen	Mortenson	Young
Hunt	Mostad	Zieman
Hyland	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Haggart	Paulson
Gibbens	Nelson, Richland	

So the emergency clause passed.

Senate Bill No. 19.

A Bill for an Act to Repeal Sections 2263, 2264, and 2265 of the Compiled Laws of North Dakota for 1913, Relating to Taxation for the Promotion of Diversified Farming, and Providing for the Disposition of Accumulated Funds.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gibbens	King
Beck	Gronvold	Kirkeide
Benson	Hamerly	Kretschmar
Cahill	Hamilton	Levang
Carey	Heckle	Lindstrom
Drown	Hemmingsen	McBride
Ellingson	Hunt	McCarten
Englund	Hyland	McGray
Ettestad	Jacobsen	McLean

Messrs.	Messrs.	Messrs.
Martin	Pendray	Stenmo
Morkrid	Ployhar	Thoreson
Mortenson	Porter	Welford
Mostad	Putnam	Wenstrom
Murphy	Rowe	Young
Nelson, G. Forks	Sandstrom	Zieman
Paulson	Sikes	

Absent and not voting:

Messrs.	Messrs.
Haggart	Nelson, Richland

So the bill passed, and the title was agreed to.

Mr. Mostad moved that the vote by which Senate Bill No. 19 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Senate returned to the eighth order of business.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 74.

A Bill for an Act to Amend and Re-Enact Section 46 of Chapter 161 of the Session Laws of North Dakota for 1915, Relating to Beaver and Otter.

Also Senate Bill No. 102.

A Bill for an Act to Amend and Re-Enact Section 4380 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 121 of the Session Laws of 1915, Relating to Causes for Divorce.

Also Senate Bill No. 62.

A Bill for an Act to Amend and Re-Enact Section 2088 of the Compiled Laws of North Dakota for the Year 1913, Relating to Powers and Duties of the Tax Commission.

And find the same correctly engrossed.

C. D. KING,
Chairman

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the Committee was adopted.

REPORT OF SENATE RAILROADS COMMITTEE

The Committee on Railroads made the following report:

Mr. President:

Your Committee on Railroads, to whom was referred:

Senate Bill No. 95.

A Bill for an Act Giving the Board of Railroad Commissioners Jurisdiction Over Track Scales Used by Common

Carriers and Requiring the Installation of Such Scales at All Points in the State From Which Shipments of Grain in Any Year Within the Five Years Preceding January 1, 1917, Amounted to One Hundred Thousand Bushels or More; Providing for a Weighmaster and Prescribing Penalties for Violation of This Act.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

HENRY McLEAN,
Chairman

Mr. McLean moved that the report be adopted.

Mr. Kirkeide moved that the motion of Mr. McLean to adopt the report of the Senate Railroads Committee on Senate Bill No. 95 be amended to set the time for consideration of the report of the committee at 3 o'clock Wednesday afternoon, on February 7, 1917.

Which motion prevailed, and the time for consideration of the report of the committee was so set.

Consideration of the report of the Committee on Railroads on Senate Bill No. 79 was deferred to February 7, 1917.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Hyland moved that the President appoint a committee of three to act with the conference committee appointed by the Speaker of the House to take further consideration of House Bill No. 18.

Which motion prevailed, and the President appointed as such committee Messrs. McCarten, Ellingson and Beck.

THIRD READING OF SENATE BILLS

Senate Bill No. 74.

A Bill for an Act to Amend and Re-Enact Section 46 of Chapter 161 of the Session Laws of North Dakota for 1915, Relating to Beaver and Otter.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mostad
Beck	Hyland	Murphy
Benson	Jacobsen	Pendray
Cahill	King	Ployhar
Carey	Kirkeide	Porter
Drown	Kretschmar	Putnam
Englund	Levang	Rowe
Ettestad	Lindstrom	Sandstrom
Gibbens	McBride	Sikes
Gronvold	McCarten	Stenmo
Hamerly	McGray	Thoreson
Hamilton	McLean	Weiford
Heckle	Morkrid	Wenstrom
Hemmingsen	Mortenson	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ellingson	Paulson	Young
Martin		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Nelson, G. Forks	Nelson, Richland

So the bill passed, and the title was agreed to.

Senate Bill No. 102.

A Bill for an Act to Amend Section 4380 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 121 of the Session Laws of 1915, Relating to Causes for Divorce.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Mostad
Beck	Hunt	Nelson, G. Forks
Benson	Hyland	Putnam
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Rowe
Englund	Lindstrom	Sikes
Ettestad	McCarten	Stenmo
Gibbens	McGray	Thoreson
Gronvold	McLean	Welford
Hamerly	Martin	Young
Hamilton	Morkrid	Zieman
Heckle	Mortenson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Jacobsen	Murphy	Sandstrom
McBride	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Nelson, Richland	Wenstrom

So the bill passed, and the title was agreed to.

Mr. Allen moved that Senate Bill No. 62 be re-referred to the Committee on Taxes and Tax Laws.

Which motion prevailed, and the bill was so re-referred.

Mr. Gibbens moved that the Senate do now take a recess for ten minutes.

Which motion prevailed, and the Senate took a recess.

AFTER RECESS

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:

House Concurrent Resolution - Bill No. 26.

A Concurrent Resolution Providing for Creation of a Special Committee to Investigate and Report on Legislation for Relief of Floods in the State.

Have had the same under consideration, and recommend that the same be amended as follows:

In the Re-engrossed bill strike out the word "a" where it occurs immediately following the word "appropriated" in the third line of last section of the resolution, and insert in lieu thereof the word "the." And in same line strike out word "sufficient" and insert in lieu thereof the words "three hundred dollars (\$300.00), or as much thereof as may be necessary."

And when so amended, recommend the same do pass.

A. S. GIBBENS,
Chairman

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the Committee was adopted.

Mr. Gibbens moved that the rules be suspended, and the concurrent resolution introduced by Mr. Lathrop be placed upon its third reading and final passage.

Which motion prevailed.

House Bill No. 26.

A Concurrent Resolution Providing for Creation of a Special Committee to Investigate and Report on Legislation for Relief of Floods in the State.

Was read the third time.

The question being on the final passage of the concurrent resolution, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Mostad
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Porter
Drown	Levang	Putnam
Ellingson	Lindstrom	Sandstrom
Englund	McBride	Sikes
Ettestad	McCarten	Stenmo
Gibbens	McGray	Thoreson
Gronvold	McLean	Welford
Hamerly	Martin	Wenstrom
Hamilton	Morkrid	Young
Hemmingsen	Mortenson	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Murphy	Ployhar
Heckle	Nelson, Richland	Rowe

So the bill passed, and the title was agreed to.

Mr. Gibbens moved that the vote by which House Bill No. 26 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 112.

A Bill for an Act Providing for the Appointment of a Special Administrator for the Purpose of Releasing a Mortgage or Judgment Against a Deceased Person Which Has Been Satisfied But Not Discharged of Record.

Was read the third time.

Mr. Jacobsen offered the following amendment:

In line 2 of the printed bill, strike out "an inhabitant of" and insert the following: "any persons owning a mortgage judgment, lien or encumbrance on land situated in."

In line 5 of the printed bill, after word "mortgage" strike out the word "or" and insert in lieu thereof a comma, and after the word "judgment" insert "lien or encumbrance."

Also in line 10, after the word "mortgage," strike out the word "or" and insert in lieu thereof a comma, and after the word "judgment" insert "lien or encumbrance."

Also amend the title by striking out the word "or," after "mortgage" and insert a comma, and after "judgment" insert "lien or encumbrance." Also strike out "the" after the word "judgment against" and insert "owned by."

Mr. Jacobsen moved the adoption of the amendment.

Which motion prevailed, and the amendment was adopted.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, G. Forks
Beck	King	Paulson
Benson	Kirkeide	Pendray
Cahill	Kretschmar	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Ellingson	McBride	Rowe
Englund	McCarten	Sandstrom
Ettestad	McGray	Sikes
Gibbens	McLean	Stenmo
Gronvold	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman
Hyland		

Absent and not voting:

Those voting in the negative were:		
Haggart	Heckle	Nelson, Richland

So the bill, as amended, passed, and the title was agreed to.

INTRODUCTION, FIRST AND SECOND READING OF
HOUSE BILLS

House Bill No. 39.

A Bill for an Act Providing Regulations for the Delivery, or Receipt and Possession for Delivery of Intoxicating Liquor, and Penalty.

Was read the first and second time, and referred to the Committee on Temperance.

House Bill No. 54.

A Bill for an Act to Make It Unlawful for Any Person or Persons to Represent Himself for Herself Falsely as Blind, Deaf, Dumb, Crippled, or Otherwise Physically Defective, and Providing a Penalty for the Violation Thereof.

Was read the first and second time, and referred to the Committee on State Affairs.

House Bill No. 79.

A Bill for an Act to Amend and Re-Enact Section 1 of Chapter 148 of the Session Laws of North Dakota for the Year 1915, Relating to the Compensation of Election Officers.

Was read the first and second time, and referred to the Committee on Elections.

House Bill No. 87.

A Bill for an Act to Require Any Person, Firm or Corporation Having Charge of Any Depot, Hotel, Lodging House, Restaurant, Pool Hall, Barber Shop or Public Place to Post in a Conspicuous Place Therein, Literature and Posters Prepared by the North Dakota Anti-Tuberculosis Association and to Prescribe Penalty for Violation Thereof.

Was read the first and second time, and referred to the Committee on Public Health.

House Bill No. 91.

A Bill for an Act Requiring Every Person Who Handles Meat in a Butcher Shop, Meat Market, or Place Where Meat is Sold to Procure a Certificate of Health.

Was read the first and second time, and referred to the Committee on Public Health.

House Bill No. 98.

A Bill for an Act to Re-Enact Section 5517 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Confirmation of the Conveyance of the Family Homestead in Any Case in Which the Same Has Been Deeded by Both Husband and Wife in Separate Instruments Which Purport to Convey the Land to the Same Person or His Grantee, and Validating Such Deeds.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 100.

A Bill for an Act to Amend Section 3969, Compiled Laws of 1913, Relating to Excluding Farm Lands From the Limits of Cities, Towns or Villages.

Was read the first and second time, and referred to the Committee on Municipal Corporations.

House Bill No. 104.

A Bill for an Act to Provide for the Certification of Questions of Law to the Supreme Court in Civil and Criminal Cases Where the Determination of Such Questions May Determine the Issues in a Cause at Issue.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 106.

A Bill for an Act to Amend and Re-Enact Section 4777, Relating to the Construction of Transfer Facilities, Railroad Wyes and Connections Between Railroads.

Was read the first and second time, and referred to the Committee on Railroads.

Courtesies of the floor were extended to:

G. W. Hohanson, Fort Yates, North Dakota;

Gus Hohanson, Fort Yates, North Dakota;

Frank D. Hall, Fargo, North Dakota;

H. H. McNair, Portland, North Dakota;

Ben Bradford, Minot, North Dakota;

George Drason, Fargo, North Dakota, and

C. D. Ford, Wolford, North Dakota.

Mr. Kretschmar moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

THIRTY-SEVENTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,

February 7, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Postlethwaite.

Roll call.

All members present.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the thirty-sixth day have carefully examined the same and recommend that the same be corrected as follows:

On page 13, line 26, strike out the word "finish" and insert in lieu thereof the words "take further."

On page 14, line 23, strike out the name "Paulson" and insert in lieu thereof the name "Putnam."

On page 14, in line 38, strike out the name "Putnam" and insert in lieu thereof the name "Paulson."

And when so amended recommend that the same be approved.

CHRIST LEVANG,

Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed and the report of the committee was adopted.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,

Mr. President:

February 7, 1917.

I have the honor to return herewith:

Senate Bill No. 17.

A Bill for an Act Amending Section 287 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of School Funds on Farm Lands.

Which the House has indefinitely postponed.

Very respectfully,

A. E. BOWEN,

Chief Clerk.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Removal of County Seats and Prescribing Vote Required for Removal of County Seats in Counties Where County Seats Are Not Located on a Railroad.

Which the Senate requested returned.

Very respectfully,

A. E. BOWEN,

Chief Clerk.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 37.

A Bill for an Act to Amend and Re-Enact Section 13 of Chapter 188 of the Session Laws of North Dakota for the Year 1915.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,

Chief Clerk.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate resolution relating to exercises on Lincoln's Birthday, and an appropriation therefor.

Very respectfully,

A. E. BOWEN,

Chief Clerk.

Mr. President:

I have the honor to inform you that House Bill No. 30 is no longer in possession of the House.

Very respectfully,

A. E. BOWEN,

Chief Clerk.

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 18 Messrs. Fraser, Cole and Byrne.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

PETITIONS AND COMMUNICATIONS

The following communication was received from the State of California:

SENATE JOINT RESOLUTION No. 3

Adopted in Senate January 25, 1917.

CLIFTON E. BROOKS,
Secretary of the Senate.

Adopted in Assembly January 26, 1917.

B. O. BOOTHBY,
Chief Clerk of the Assembly.

This resolution was received by the Governor, this 26th day of January, A. D. 1917, at 11:45 o'clock A. M.

ALEXANDER MCCABE,
Private Secretary of the Governor.

CHAPTER

Senate Joint Resolution No. 3, relative to the establishment of definite lines of division between federal and state taxes, and the calling of a congress of the states to consider conflicting jurisdictions of the federal and state governments.

WHEREAS, In the exercise of its taxing power the federal government is embracing the sources of revenue heretofore not availed of by that government; and

WHEREAS, There exists a line which separates the taxable units that equitably and logically may be left solely to state taxation from the units logically belonging to the broader federal jurisdiction; and

WHEREAS, The establishment of some reasonable line of division giving to the states sole taxing authority below such line, and to the federal government sole taxing authority above such line, would cure much of the trouble existing because of conflict of jurisdiction between states; would relieve the tension between federal and state governments; would result in great economy in the levying and collection of taxes, and would relieve the growing dissatisfaction on the part of the taxpayer resulting from irritating and expensive duplication of accounts and reports and double taxation; now, therefore, be it

Resolved, By the Senate and Assembly of the State of California, jointly, that we respectfully urge upon the congress of the United States and the legislatures of the several states the need of holding a congress of the states to consider the subject of federal and state sources of revenue, with the object of adopting and urging upon the congress of the United States a definite policy in the segregation of state and federal revenue; and we urge the legislatures of the other states to provide for attendance of representatives at such congress; and be it further

Resolved, That the President of the United States be invited to appoint a representative and that both houses of the congress of the United States be invited to appoint representatives to attend such conference; and be it further

Resolved, That the Governor of the State of California is hereby requested to urge the governors of other states to recommend favorable action and to arrange for the time and place of such national meeting; and that the governor of California be authorized to appoint delegates to represent the State of California at such conference; and be it further

Resolved, That a copy of these resolutions be forthwith transmitted by the secretary of the senate to the president of the senate of the United States and to the speaker of the house of representatives of the United States; a copy hereof to each member of congress from the State of California, and a copy to the president of the senate and to the speaker of the house of representatives of each of the state legislatures in session at this time.

WM. D. STEPHENS,
President of the Senate.
C. C. YOUNG,
Speaker of the Assembly.

Attest: FRANK B. JORDAN,
Secretary of State.

By FRANK H. COBY,
Deputy.

Mr. Hyland moved that the communication be referred to the Committee on Taxes and Tax Laws.

Which motion prevailed, and the communication was so referred.

A petition against any change in the present Sunday laws, containing 27 names, was received by Mr. Martin.

The following communication was received by Mr. Hemmingsen:

TELEGRAM

NORTHWOOD, NORTH DAKOTA.
February 6, 1917.

Clerk of the Senate or Amendon Hon. Senator Hemmingsen,
Bismarck, North Dakota.

At a meeting held at the Lutheran Church of Northwood, North Dakota, February 6, 1917, a rising vote was taken on the following resolution, three hundred voting in the affirmative: We do hereby respectfully petition the Fifteenth Legislative Assembly of the State of North Dakota that

Sections 9231 and 9238, Compiled Laws of North Dakota, 1913, Relating to theaters, shows, moving picture shows, etc., and public sports, respectively, upon the first day of the week, commonly called the Sabbath, be retained on the statute books of the State. We emphatically protest against that any changes be made in said sections of the laws of North Dakota. We make like protest against the passage of House Bill No. 46, which would permit any city, village, or town, to suspend our Sunday laws at any election by a majority vote.

CITIZENS OF NORTHWOOD.

TELEGRAM

HEBRON, NORTH DAKOTA,
12:15 P., February 6, 1917.

The following communication was received by Mr. Cahill:
Senator Cahill,

Bismarck, North Dakota.

Resolution passed here:

WHEREAS, The United States of America with profound regret looked upon the useless and insane sacrifices of life and property caused by the European war, which threatens the destruction of all nations involved, and

WHEREAS, It always was the intention of this nation to further permanent peace between all nations, and

WHEREAS, We believe that the majority of the citizens of the U. S. A. wish and fervently pray that the terrible destruction, loss of life and misery connected with modern warfare be kept away from our homes, now therefore be it

Resolved, That the question of war or peace be submitted to a referendum of the people, who will be called upon in case of war to carry the math burden.

We hope that you succeed to pass a similar resolution requesting our congressional delegation to work on these lines.

FERDINAND LEUTZ.

The following communication was received by Mr. Zie-
man:

FORBES, NORTH DAKOTA,
January 30, 1917.

Hon. William Zieinan,

Bismarck, North Dakota.

Dear Sir:

At its morning service, Sunday, January 28, 1917, the Presbyterian congregation of Forbes unanimously instructed us, as the pastor and clerk of the session respectively, to convey through you to the Legislature, the following as our sentiment with regard to the law governing Sabbath observance and proposed so-called "bone-dry" law:

The Presbyterian congregation of Forbes, N. D., through its representatives, earnestly represents to the Legislature that in its judgment any amendment of the law governing Sabbath observance would be most inexpedient. We earn-

estly pray that the present law be maintained intact, -to the end that a Christian Sabbath may be preserved to us with all that it entails of blessing in religious worship and in rest from labor. We especially condemn any movement looking to the legalizing of moving picture shows and other theaters on Sunday and of the opening of pool halls.

Further, we petition your Honorable Body to enact legislation made possible by the Supreme Court's upholding the Webb-Kenyon law. Such legislation to define the place of delivery of liquor as the place of sale, and absolutely prohibiting the sale, barter or gift of any spirituous beverage in the State for other than medicinal or sacramental purposes, with appropriate penalties for the violation of the law.

Yours very truly,

A. M. MACNEIL,
Pastor.

J. T. EVANS,
Clerk of the Session.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 6.

A Bill for an Act Relating to Compensation for Wrongful Imprisonment of Innocent Persons.

Also Senate Bill No. 9.

A Bill for an Act to Amend and Re-Enact Section 8122 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 180 of the Laws of 1915, Relating to Foreclosure of Land Contracts.

Also Senate Bill No. 36.

A Bill for an Act to Establish a Trade Mark for North Dakota Products; to Provide Standards for Products on Which the Trade Mark May Be Used; to Provide for Proper Registration, and Licensing and Other Things in Connection with the Use of Said Trade Mark.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed and the report of the committee was adopted.

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 78.

A Bill for an Act to Require All Railroad Corporations Doing Business Within This State to Pay Their Employees at Least Semi-Monthly, the Wages Earned by Them to Within Fifteen (15) Days of the Date of Such Payment, Unless Prevented in Inevitable Casualty, and Providing Penalty in Case of Default.

Also Senate Bill No. 117.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Provide by Law for the Erection, Leasing, Purchasing and Operating Flour Mills by the State of North Dakota and Providing for the Levy of a Tax Therefor.

Also Senate Bill No. 118.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Provide by Law for the Erection, Purchasing or Leasing and Operation of a Packing Plant and Cold Storage Warehouse by the State of North Dakota.

Also Senate Bill No. 101.

A Bill for an Act to Amend and Re-Enact Section 8954 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Place of Trial of Civil Actions in County Courts Having Increased Jurisdiction.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed and the report of the committee was adopted.

REPORT OF SENATE INSURANCE COMMITTEE

The Committee on Insurance made the following report:

Mr. President:

Your Committee on Insurance, to whom was referred:

House Bill No. 45.

A Bill for an Act to Prohibit the Delivery or Negotiating of a Note or Check, Taken in Payment of the First Premium, Until After Policy Has Been Delivered to the Applicant.

Have had the same under consideration and recommend that the same do pass.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed and the report of the committee was adopted.

Also Senate Bill No. 127.

A Bill for an Act Fixing the Time When Policies of Companies Insuring the Owners of Property Against Loss of Fire, Tornado or Lightning Shall Take Effect.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

House Bill No. 54.

A Bill for an Act Making It Unlawful for Any Person to Represent Himself Falsely as Deaf, Dumb, Blind, or Crippled.

Have had the same under consideration and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed and the report of the committee was adopted.

Also Senate Bill No. 221.

A Bill for an Act Providing for the Regulation of Sabbath Observance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

Mr. President:

Your Committee on Railroads, to whom was referred:

Senate Bill No. 109.

A Bill for an Act to Require Railroad Companies to Install and Maintain Stock Scales in Railroad Stock Yards at All Stations or Points From Which 50 Car Loads or More of Stock Were Shipped During the Year 1916; Requiring the Appointment of a Competent Weighmaster, and Prescribing Penalties for Violation of This Act, and Defining Powers of Railroad Commissioners.

Have had the same under consideration and recommend that the same be amended as follows:

In the title insert the word "previous" before the word "year" and strike out everything after the word "year" down to the word "and" in line 5.

In section 1 insert the word "previous" before the word "year" and strike out everything after the word "year."

Change heading of Section 2 to read, "Duty of Railroad Commissioners."

In Section 3, line 3, substitute "90" for "60."

In Section 4 strike out the following words "in conflict herewith" and insert after the word "acts" the following, "in so far as they conflict with the provisions of this act."

And when so amended recommend the same do pass.

HENRY MCLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 79.

A Bill for an Act to Promote the Safety of Employees and Travelers Upon Railroads by Compelling Common Carriers by Railroad to Properly Man Their Trains.

Have had the same under consideration and recommend that the same be amended as follows:

Insert the "No. 50" in place of "40" and strike out the words "such flagman to have at least one year's experience in train service," where it appears in the bill.

Without recommendation.

HENRY MCLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed and the report of the committee was adopted.

Mr. McGray moved that Senate Bill No. 79 be re-referred to the Committee on Railroads.

Roll call was demanded.

Senate Bill No. 79.

A Bill for an Act to Promote the Safety of Employees and Travelers Upon Railroads by Compelling Common Carriers by Railroad to Properly Man Their Trains.

The question being on the motion to re-refer to Railroad Committee, the roll was called and there were ayes, 24; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Jacobsen	Ployhar
Carey	Kretschmar	Porter
Englund	McBride	Putnam
Gibbens	McGray	Rowe
Gronvold	McLean	Stenmo
Haggart	Murphy	Young
Heckle	Nelson, G. Forks	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mostad
Cahill	King	Nelson, Richland
Drown	Kirkeide	Pendray
Ellingson	Levang	Sandstrom
Ettestad	McCarten	Sikes
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Hemmingsen	Mortenson	Wenstrom

Absent and not voting: Mr. Lindstrom.

Mr. President voted: "No."

So the motion was lost.

Mr. Mostad moved that Senate Bill No. 79 be made a special order of business for 3 o'clock P. M., February 8, 1917.

Which motion prevailed.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 137.

A Bill for an Act to Amend and Re-Enact Section 9238 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports on the First Day of the Week.

Have had the same under consideration and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed and the report of the committee was adopted.

Senate Bill No. 193.

A Bill for an Act Relating to States Attorneys and Prohibiting Them from Acting in Certain Capacities.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 83.

A Bill for an Act Limiting the Power of Courts to Grant Injunctions and Prohibiting the Issuing of Restraining Orders and Injunctions in Certain Labor Matters.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON BANKS AND BANKING

The Committee on Banks and Banking made the following report:

Mr. President:

Your Committee on Banks and Banking, to whom was referred:

House Bill No. 13.

A Bill for an Act to Amend and Re-Enact Section 6073 of the Compiled Laws of North Dakota as Amended by the Session Laws of 1915.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 9 of the printed bill, after the word "than," strike the word "eight" and figure "8" and insert in lieu thereof the word "nine" and figure "9."

In line 10 of the printed bill, after the word "compounded," insert the following:

"No bank transacting a banking business in this State shall pay interest on deposits directly or indirectly a greater rate than five per cent per annum."

And when so amended, recommend the same do pass.

P. T. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Stenmo moved that Senate Bill No. 87 be re-referred to the Committee on Counties.

Which motion prevailed, and the bill was so re-referred.

Mr. Allen moved that Senate Bill No. 62 be withdrawn from the Committee on Taxes and Tax Laws, and placed on the Calendar for third reading and final passage.

Which motion prevailed, and the bill was so withdrawn.

Mr. Hamilton introduced the following resolution, and moved its adoption:

WHEREAS, The State of North Dakota owes, not only its present prosperous condition to the farmers of the State, but the very existence of the State itself, to the inspiration, courage and perseverance of the pioneer farmer who, through his hardships and sufferings, converted its bleak and barren prairies into a land of homes and smiling prosperity, with nearly three-quarters of a million people; and,

WHEREAS, The farmers of this state have long struggled against adverse marketing conditions, in which they have lost millions of dollars annually to grain combines and milling interests; and,

WHEREAS, They are at the present time engaged in a momentous struggle for an open market which will mean, if accomplished, great benefit to all the people of the State; and,

WHEREAS, The American Society of Equity has maintained its fight for many years and is deserving of the support of every loyal citizen of this State;

Therefore, Be It Resolved, That the courtesies of the floor of this Senate be extended to the delegates to the convention of the American Society of Equity, in session in the Capital City.

Mr. Hamilton moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Carey introduced:

Senate Bill No. 232.

A Bill for an Act to Amend and Re-Enact Section 701 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Appointment of Deputies by County Officers.

Was read the first and second time, and referred to the Committee on Ways and Means.

Mr. Hamilton introduced:

Senate Bill No. 233.

A Bill for an Act Providing for the Issuance of License from the State Dairy Department Covering Dairy Products and Providing for Revocation of Licenses Issued by the Dairy Commissioner and Providing for the Fees and License, Renewals Thereof and the Payment of Fees Collected Therefor into the State Treasury.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Hamilton introduced:

Senate Bill No. 234.

A Bill for an Act to Amend and Re-Enact Section 2846 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Hamilton introduced:

Senate Bill No. 235.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Englund introduced:

Senate Bill No. 236.

A Bill for an Act to Amend and Re-Enact Section 589 of the Compiled Laws of North Dakota for the Year 1913,

Relating to Powers and Duties of the State Board of Railroad Commissioners.

Was read the first and second time, and referred to the Committee on Railroads.

Mr. Stenmo, by request, introduced:

Senate Bill No. 237.

A Bill for an Act to Classify Certain Property for the Assessment and Taxation Purposes, Fixing the Percentage of Actual Value at Which the Same Is to Be Assessed and Providing the Manner in Which Such Classification May Be Obtained.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

Mr. Heckle introduced:

Senate Bill No. 238.

A Bill for an Act to Amend Chapter 236 of the Session Laws of the State of North Dakota for the Year 1915, and Creating a Board of Nurse Examiners, Providing for the Appointment of the Members of Such Board and for the Examination, Registration and Regulation of Nurses; and Providing for a Registration Fee and the Salaries and Expenses of Said Board of Nurse Examiners.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Welford introduced:

Senate Bill No. 239.

A Bill for an Act to Amend and Re-Enact Sections 624 and 627 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Commissioner of Noxious Weeds.

Was read the first and second time, and referred to the Committee on Counties.

Mr. Heckle introduced:

Senate Bill No. 240.

A Bill for an Act to Amend and Re-Enact Section 3695 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sidewalk Special Assessment Funds.

Was read the first and second time, and referred to the Committee on Cities and Municipal Corporations.

Mr. Martin introduced:

Senate Bill No. 241.

A Bill, a Concurrent Resolution, Amending the Constitution of the State of North Dakota Relating to the Prohibition of Intoxicating Liquors.

Was read the first and second time, and referred to the Committee on Temperance.

Mr. Pendray introduced:

Senate Bill No. 242.

A Bill for an Act to Amend Sections 2242, 2244, 2245, and 2246, of the Compiled Laws of North Dakota for the Year 1913, Relating to Assessment of Railways and Persons Engaged in the Carrying of Passengers in the State of North Dakota, and Providing That All Taxes Levied Upon Such

Common Carriers and Persons Shall Be Levied and Collected for State and Other Purposes.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

Mr. Porter asked the unanimous consent of the Senate to withdraw Senate Bill No. 224.

There being no objection, the bill was so withdrawn.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTION

Introduced by Committee on Indian Affairs:

CONCURRENT RESOLUTION

WHEREAS, There are in North Dakota approximately five thousand full-blood and mixed-blood Indians, nearly all of whom, save the aged ones, have received training for citizenship such that withholding citizenship from them is likely to discourage and deter them, while giving them citizenship is likely to encourage them in progress;

Therefore, Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring: That we, the members of the Fifteenth Legislative Assembly of the State of North Dakota, recommend to the President and to the Secretary of the Interior and to the Congress of the United States to speedily give these Indians, save the aged or incompetent ones among them, full citizenship with its freedom and responsibility, and to give them what property may be due them from the United States, with the same control over their persons and property which is accorded to native-born or naturalized citizens.

Be It Further Resolved, That the Secretary of State be instructed to send a copy of these resolutions to the President, to the Secretary of the Interior, to the Senate of the United States, to the Congress of the United States and to each of our Senators and Representatives in Congress.

Mr. Porter moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 78.

A Bill for an Act to Require All Public Service Corporations Doing Business Within This State to Pay Their Employees at Least Semi-Monthly, the Wages Earned by Them to Within Fifteen (15) Days of the Date of Such Payment, Unless Prevented by Inevitable Casualty, and Providing Penalty in Case of Default.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
- Beck	Carey	Ettestad
Benson	Drown	Gibbens
Cahill	Ellingson	Gronvoid

Messrs.	Messrs.	Messrs.
Hamerly	McBride	Nelson, Richland
Hamilton	McCarten	Pendray
Hemmingsen	Martin	Sandstrom
Hunt	Morkrid	Sikes
King	Mortenson	Stenmo
Kirkeide	Mostad	Thoreson
Kretschmar	Murphy	Welford
Levang	Nelson, G. Forks	Wenstrom
Lindstrom		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Porter
Englund	McGray	Putnam
Haggart	McLean	Rowe
Heckle	Paulson	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jacobsen	Ployhar	Zieman

So the bill passed, and the title was agreed to.

Mr. Mostad moved that the vote by which Senate Bill No. 78 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 117.

A Bill, a Concurrent Resolution, Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Provide by Law for the Erection, Leasing, Purchasing and Operating Flour Mills by the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 31; nays, 13; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	King	Nelson, Richland
Beck	Kirkeide	Paulson
Carey	Kretschmar	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Gibbens	McGray	Rowe
Gronvold	McLean	Sandstrom
Haggart	Martin	Stenmo
Heckle	Murphy	Thoreson
Hyland	Nelson, G. Forks	Young
Jacobsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hemmingsen	Pendray
Cahill	Hunt	Sikes
Drown	Levang	Welford
Ettestad	McCarten	Wenstrom
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamerly	Mortenson	Zieman
Morkrid	Mostad	

So the bill passed, and the title was agreed to.

Mr. Hyland moved that the vote by which Senate Bill No. 117 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed:

Senate Bill No. 118.

A Bill, a Concurrent Resolution, Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Provide by Law for the Erection and Operating of a Packing Plant and Cold Storage Warehouse by the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 28; nays, 16; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Stenmo
Haggart	Murphy	Thoreson
Heckle	Nelson, Richland	Young
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Pendray
Cahill	King	Sikes
Drown	Levang	Welford
Ettestad	McCarten	Wenstrom
Hamilton	Martin	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamerly	Mostad	Nelson, G. Forks
Morkrid	Mortenson	

So the bill passed, and the title was agreed to.

Mr. Allen moved that the vote by which Senate Bill No. 118 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 101.

A Bill for an Act to Designate the Venue of Civil Actions Commenced in County Courts With Increased Jurisdiction.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman

Absent and not voting: Mr. McLean.

So the bill passed, and the title was agreed to.

Mr. Kirkeide moved that Senate Bill No. 95 be re-referred to the Committee on Warehouses and Grain Grading.

Which motion prevailed, and the bill was so re-referred.

Mr. Allen moved that the rules be suspended, and that Senate Bill No. 62 be put upon its third reading for final passage.

Which motion prevailed, and the bill was put upon its third reading.

Senate Bill No. 62.

A Bill for an Act to Amend and Re-Enact Section 2088 of the Codified Laws of North Dakota for the Year 1913, Relating to Powers and Duties of the Tax Commissioners.

Was read the third time.

Mr. Allen moved that Senate Bill No. 62 be amended by striking out the semicolon after the word State in the seventh line of Paragraph 1, of the engrossed bill and inserting a period in lieu thereof, and strike out the balance of the paragraph.

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 3; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Ettestad	Jacobsen
Beck	Gronvold	King
Benson	Haggart	Kirkeide
Cahill	Hamerly	Kretschmar
Carey	Heckle	Levang
Drown	Hemmingsen	Lindstrom
Ellingson	Hunt	McBride
Englund	Hyland	McCarten

Messrs.	Messrs.	Messrs.
McGray	Paulson	Sikes
McLean	Pendray	Stenmo
Martin	Ployhar	Thoreson
Morkrid	Porter	Welford
Mortenson	Putnam	Wenstrom
Murphy	Rowe	Zieman
Nelson, Richland	Sandstrom	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gibbens	Hamilton	Young

Absent and not voting:

Messrs.	Messrs.
Mostad	Nelson, G. Forks

So the bill passed, and the title was agreed to.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 6.

A Bill for an Act Relating to Compensation for Wrongful Imprisonment of Innocent Persons.

Senate Bill No. 9.

A Bill for an Act to Amend and Re-Enact Section 8122 of the Compiled Laws of North Dakota for the Year 1913, Relating to Foreclosure of Land Contracts.

Senate Bill No. 36.

A Bill for an Act to Establish a Trade Mark for North Dakota Products; to Provide Standards for Products on Which the Trade Mark May Be Used; to Provide for Proper Registration and Licensing and Other Things in Connection With the Use of the Said Trade Mark.

And the President signed the same in the presence of the Senate

Courtesies of the floor were extended to:

Colonel E. Smith-Peterson, Park River, North Dakota;
 Superintendent W. E. Parsons, Bismarck, North Dakota;
 Superintendent A. C. Berg, Towner, North Dakota;
 Paul Messner, Valley City, North Dakota;
 J. C. Limer, Mayville, North Dakota;
 E. E. Wally, Velva, North Dakota;
 Nels Paulson, Hatton, North Dakota, and
 William Noggle, Dickinson, North Dakota.

Mr. Jacobsen moved that the Senate do now adjourn.
 Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
 Secretary.

THIRTY-EIGHTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 8, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Postlethwaite.

Roll call.

All members present.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the thirty-seventh day have carefully examined the same and recommend that the same be corrected as follows:

On page 12, in line 37, strike out the figures "2344" and insert in lieu thereof the figures "2846."

And when so amended recommend that the same be approved:

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 7, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 120.

A Bill for an Act Creating a State Board of Levy and Defining Its Powers and Duties.

Also House Bill No. 60.

A Bill for an Act to Authorize and Empower Cities Operating Municipal Electric Light Plants or Water Systems to Sell Surplus Electricity or Water to Supply Manufacturing Plants and Other Buildings Outside of the City Limits.

Also House Bill No. 68.

A Bill for an Act Relating to the Duty of Surgeons When Performing Surgical Operations; Requiring Any Person Who Practices Medicine, Surgery or Obstetrics to Conspicuously Display and Post in His Office a Bill of His Fees; Prescribing Maximum Fees to Be Charged by Him for Mileage and Prescribing Penalties for the Violation of This Act.

Also House Bill No. 93.

A Bill for an Act Regulating Ball in Cases of Larceny of Horses or Cattle.

Also House Bill No. 113.

A Bill for an Act to Amend and Re-Enact Section 4521 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Reinstatement of Corporations Failing to Report to the Secretary of State.

Also House Bill No. 127.

A Bill for an Act Providing for a State Transportation Officer, Relating to the Transportation of Prisoners and Patients to Institutions Under the Jurisdiction of the State Board of Control and to Repeal Chapter 245 of the Session Laws of North Dakota for the Year 1915.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 71.

A Bill for an Act to Provide for the Non-Partisan Nomination and Election of Members of the Legislative Assembly and of All Elective State and County Officers.

Also House Bill No. 142.

A Bill for an Act to Amend and Re-Enact Section 8085 of the Compiled Laws of North Dakota for the Year 1913, Relating to Redemption of Property Sold Under Mortgage Foreclosure.

Also House Bill No. 77.

A Bill for an Act to Require Railroad Companies to Construct Cattleways in Certain Cases.

Also House Bill No. 174.

A Bill for an Act to Repeal, Amend and Re-Enact Sections 1877, 1878, 1879 and 1880 of the Compiled Laws of North Dakota for the Year 1913, Relating to Farmers' Institutes and Providing an Appropriation Therefor.

Also House Bill No. 125.

A Bill for an Act to Amend and Re-Enact Section 2223 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Redemption of Land Sold for Taxes.

Also House Bill No. 134.

A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of North Dakota for the Year 1913, Relating to Special Tax Levy for Immigration.

Also House Bill No. 119.

A Bill for an Act to Amend and Re-Enact Section 2141 of the Compiled Laws of North Dakota for 1913, Relating to the State Board of Equalization, Prescribing Its Powers and Duties, and Providing Rules for Equalization.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 72.

A Bill for an Act to Amend and Re-Enact Section 689 of the Compiled Laws of North Dakota for 1913, Relating to Notice of Charges and Taking Testimony in Cases of Removal by the Governor.

Also Senate Bill No. 59.

A Bill for an Act to Amend and Re-Enact Section 4630 of the Compiled Laws of North Dakota for 1913, Relating to the Making of Annual Reports by Railroad Corporations.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

PETITIONS AND COMMUNICATIONS

A petition against any change in the present Sunday law, containing 34 names, was received by Mr. Rowe.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 16.

An Act to Amend Section 1958 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bridges Across Navigable Streams.

Also Senate Bill No. 37.

A Bill for an Act to Amend and Re-Enact Section 13 of Chapter 188 of the Session Laws of North Dakota for the Year 1915.

Also Senate Bill No. 42.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Relating to the Taxes of Improvements on Land.

Also Senate Bill No. 105.

A Bill for an Act to Provide Aid for Soldiers of the North Dakota Regiment Who Have Been Stationed at the Mexican Border, and Who Have No Employment Awaiting Them on Their Return, and Whose Condition Will Be Necessitous But for Such Aid; Describing the Duty of the Adjutant General and Clerks of Courts, and Declaring Emergency.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 112.

A Bill for an Act Providing for the Appointment of a Special Administrator for the Purpose of Releasing a Mortgage or Judgment Against a Deceased Person Which Has Been Satisfied But Not Discharged of Record.

Also Senate Bill No. 62.

A Bill for an Act to Amend and Re-Enact Section 2088 of the Compiled Laws of North Dakota for the Year 1913, Relating to Powers and Duties of the Tax Commission.

And find the same correctly re-engrossed.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report was adopted.

Also Senate Bill No. 109.

A Bill for an Act to Require Railroad Companies to Install and Maintain Stock Scales in Railroad Stock Yards at All Stations or Points From Which Fifty Car Loads or More of Stock Were Shipped During the Previous Year, and Prescribing Penalties for Violations of This Act, and Defining Powers of Railroad Commissioners.

Also Senate Bill No. 137.

A Bill for an Act to Amend and Re-Enact Section 9238 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports on the First Day of the Week.

Also Senate Bill No. 79.

A Bill for an Act to Promote the Safety of Employees and Travelers Upon Railroads by Compelling Common Carriers to Properly Man Their Trains.

Also Senate Bill No. 192.

A Bill for an Act to Amend and Re-Enact Section 44 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, Relating to Legislative Apportionment.

And find the same correctly engrossed:

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE TAXES AND TAX LAWS COMMITTEE

The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

Senate Bill No. 115.

A Bill for an Act to Repeal Section 2165 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Abatement of Taxes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 200.

A Bill for an Act Relating to Public Nuisances.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title by inserting the words "the year" between "for" and 1913."

Amend Section 1. Amendment to read as follows:

"That Section 7235 of the Compiled Laws of the State of North Dakota for the year 1913 is hereby amended and re-enacted so as to read as follows:"

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 202.

A Bill for an Act Relating to the Support of the Persons in the Feeble-Minded Institution.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title so as to read "To Amend and Re-Enact."

Amend the sub-heading in Section 1 so as to read "To amend and re-enact."

In line 19 correct the spelling of the word "prima."

In line 12, page 1, of printed bill, strike out the word "may" and insert in lieu thereof the word "must."

And when so amended recommend the same do pass.

FRANK H. HYLAND,

Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 212.

A Bill for an Act Relating to the Duties of the Board of University and School Lands.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title so as to read "Compiled Laws of North Dakota for the Year 1913."

In Section 1, Amendment, strike out the letter "s" in the word "sections"; also strike out the word "and" where it appears after the figures "284"; also strike out the figures "288," and insert between the words "amended" and "to" (and "re-enacted" so as).

Between the lines 13 and 14 on the printed bill insert the following sub-heading, "Section 2.—Amendment."

That Section 288 of the Compiled Laws of the State of North Dakota for the year 1913 be amended and re-enacted so as to read as follows:

In line 14 of the printed bill change the word "and" to "on."

And when so amended recommend the same do pass.

FRANK H. HYLAND,

Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 190.

A Bill for an Act to Establish a Branch School of Agriculture in the County of Morton, State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,

Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON HIGHWAYS, BRIDGES AND FERRIES

The Committee on Highways, Bridges and Ferries made the following report:

Mr. President:

Your Committee on Highways, Bridges and Ferries, to whom was referred:

Senate Bill No. 134.

A Bill for an Act to Repeal Section 1990 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Taxes for Roads.

Have had the same under consideration and recommend that the same do pass.

CHAS. ELLINGSON,
Chairman.

Mr. Ellingson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 145.

A Bill for an Act to Amend Section 2482 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Construction of Bridges and Culverts Across Drains.

Have had the same under consideration and recommend that the same be amended as follows:

By amending the title, after the word "amend" insert "and Re-Enact."

And when so amended recommend the same do pass.

CHAS. ELLINGSON,
Chairman.

Mr. Ellingson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

Mr. President:

Your Committee on Ways and Means, to whom was referred:

House Bill No. 80.

A Bill for an Act to Amend and Re-Enact Section 4220 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Compensation of the Township Clerk and Supervisors.

Have had the same under consideration and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 116.

A Bill for an Act to Amend and Re-Enact Section 3521 of the Compiled Laws of the State of North Dakota for the

Year 1913, Relating to Mileage for the Sheriff and His Deputies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 223.

A Bill for an Act to Amend and Re-Enact Sections 551, 552 and 557 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Qualifications and Issuing of Certificates to Certified Public Accountants of This State; and Providing Penalties for the Violation of the Provisions of the Accountancy Laws of North Dakota.

Have had the same under consideration and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 144.

A Bill for an Act to Amend and Re-Enact Section 2212 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 252 of the Session Laws of North Dakota for the Year 1915, Relating to the Duty of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 219.

A Bill for an Act Providing That the Supreme Court of the State Give Its Opinion Upon Important Questions When Required by the Governor, the Senate or the House of Representatives.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 104.

A Bill for an Act to Amend and Re-Enact Section 1980 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Purchase of Road Machinery

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 196.

A Bill for an Act to Amend and Re-Enact Section 10521 of the Compiled Laws of North Dakota for 1913, Relating to Time of Commencing Criminal Actions.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 2, of the printed bill, after the word "amended," insert the words "and re-enacted."

And when so amended, recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 98.

A Bill for an Act to Re-Enact Section 5517 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Confirmation of the Conveyance of the Family Homestead in Any Case in Which the Same Has Been Deeded by Both Husband and Wife in Separate Instruments Which Purport to Convey the Land to the Same Person or His Grantee, and Validating Such Deeds.

Have had the same under consideration, and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 199.

A Bill for an Act to Amend and Re-Enact Section 9567 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2, Chapter 201, Session Laws of 1915, Defining Rape in the Third Degree.

Have had the same under consideration, and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

REPORTS OF SELECT COMMITTEES

Mr. President:

Your Conference Committee on Senate Bill No. 18 had the same under consideration, and recommend that the House recede from its amendments.

C. W. CAREY,
OSCAR LINDSTROM,
H. P. JACOBSEN,
For the Senate.

R. L. FRASER,
E. E. COLE,
ROBERT BYRNE,
For the House.

Mr. Carey moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Concurrent resolution introduced by Woman's Suffrage Committee:

A Concurrent Resolution to the Federal Congress and the Senators and Representatives therein from the State of North Dakota concerning the Susan B. Anthony National Suffrage Amendment.

Be It Resolved, By the Senate of North Dakota, the House of Representatives concurring therein, as follows:

WHEREAS, There is now pending before the National Congress of the United States an amendment to the Federal Constitution, known as the Susan B. Anthony National Suffrage Amendment; and,

WHEREAS, The Legislative Assembly of the State of North Dakota believes that the same should be submitted to the states of this Union as an amendment to our Federal Constitution;

Now, Therefore, Be It Resolved, That the State of North Dakota, through its Legislative Assembly, does herewith respectfully petition and urge the National Congress of the United States to favorably consider and early approve the said Susan B. Anthony National Suffrage Amendment; and,

Be It Resolved, That the Secretary of State be instructed to send a copy of these Resolutions to the Senators and Representatives of the State of North Dakota in Congress.

Mr. Rowe moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Cahill introduced:

Senate Bill No. 243.

A Bill for an Act Requiring Railroad Companies to Install and Maintain Track Scales and to Appoint Weighmasters at

All Points or Stations on the State Border Through Which Freight Is Shipped, Prescribing Duties of Railroad Commissioners in Relation Thereto and Prescribing Penalties for Failure to Comply With This Act.

Was read the first and second time, and referred to the Committee on Railroads.

Mr. Martin introduced:

Senate Bill No. 244.

A Bill for an Act Providing for a License Tax Upon Certain Persons, Firms, Companies, Associations and Corporations for the Privilege of Engaging in Business, Pursuing an Occupation or Profession, or Selling or Offering for Sale Any Article or Articles in This State and Fixing the Duties of Public Officials Therewith.

Was read the first and second time, and referred to the Committee on Ways and Means.

Mr. Rowe introduced:

Senate Bill No. 245.

A Bill for an Act Providing for the Registration of Architects and for Regulating the Practice of Architecture as a Profession in the State of North Dakota.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Carey introduced:

Senate Bill No. 246.

A Bill for an Act to Amend Section 4013 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Appropriation of Moneys by Villages, Cities and Towns for Library Purposes.

Was read the first and second time, and referred to the Committee on Cities and Municipal Corporations.

Mr. Rowe introduced:

Senate Bill No. 247.

A Bill for an Act to Amend and Re-Enact Section 4 of Chapter 179 of the Session Laws of North Dakota for 1915, Relating to Compensation of Juvenile Commissioners.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Pendray introduced:

Senate Bill No. 248.

A Bill for an Act to Amend and Re-Enact Section 1874 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Tax for County Fairs.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Haggart introduced:

Senate Bill No. 249.

A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Mechanic's Liens.

Was read the first and second time, and referred to the Committee on Judiciary.

Mr. Wenstrom introduced:

Senate Bill No. 250.

A Bill for an Act Providing for the Building of Teacher-ages.

Was read the first and second time, and referred to the Committee on Education.

THIRD READING OF SENATE BILLS

Senate Bill No. 137.

A Bill for an Act to Amend and Re-Enact Section 9238 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports on the First Day of the Week.

Was read the third time.

Mr. Hamilton offered the following amendment to Senate Bill No. 137.

Strike out the period at the end of line 6 of the printed bill and insert a semicolon and add the following: "Provided, however, that organized baseball shall not be played on Sunday."

Mr. Hamilton moved the adoption of the amendment.

Which motion prevailed, and the amendment was adopted.

Mr. Allen offered the following amendment to Senate Bill No. 137, to follow the amendment offered by Mr. Hamilton:

"Provided further, that no game of baseball shall be played on the first day of the week within five hundred feet of any church edifice."

Mr. Allen moved the adoption of the amendment.

Which motion prevailed, and the amendment was adopted.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 27; nays, 22; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamerly	Martin
Beck	Hamilton	Morkrid
Benson	Hemmingsen	Mostad
Cahill	Hyland	Nelson, G. Forks
Carey	Jacobsen	Ployhar
Drown	Kretschmar	Porter
Englund	Lindstrom	Stenmo
Ettestad	McBride	Thoreson
Haggart	McGray	Wenstrom

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ellingson	McCarten	Putnam
Gibbens	McLean	Rowe
Gronvold	Mortenson	Sandstrom
Heckle	Murphy	Sikes
Hunt	Nelson, Richland	Welford
King	Paulson	Young
Kirkelde	Pendray	Zieman
Levang		

So the bill passed as amended, and the title was agreed to.

Mr. Hamilton moved that the vote by which Senate Bill No. 137 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 192.

A Bill for an Act to Amend and Re-Enact Section 44 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, Relating to Legislative Apportionment.

Was read the third time.

Mr. Jacobsen offered the following amendment to Senate Bill No. 192:

In subdivision 30 strike out the words "the city of Mandan and."

Mr. Jacobsen moved the adoption of the amendment.

Which motion prevailed, and the amendment was adopted.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.
Allen	Lindstrom

So the bill passed and the title was agreed to.

Mr. Nelson of Grand Forks moved that the vote by which Senate Bill No. 192 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 109.

A Bill for an Act to Require Railroad Companies to Install and Maintain Stock Scales in Railroad Stock Yards at All Stations or Points From Which 50 Car Loads or More of Stock Were Shipped During the Year 1916; Requiring the Appointment of a Competent Weighmaster, and Prescribing

Penalties for Violation of This Act, and Defining Powers of Railroad Commissioners.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 10; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Paulson
Beck	Hunt	Pendray
Benson	King	Porter
Cahill	Kirkeide	Putnam
Carey	Levang	Sandstrom
Drown	McCarten	Sikes
Ellingson	McLean	Stenmo
Englund	Martin	Thoreson
Ettestad	Mortenson	Welford
Gronvold	Mostad	Wenstrom
Hamerly	Murphy	Zieman
Hamilton	Nelson, G. Forks	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gibbens	McBride	Ployhar
Haggart	McGray	Rowe
Heckle	Nelson, Richland	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jacobsen	Lindstrom	Morkrid
Kretschmar		

So the bill passed and the title was agreed to.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 174.

A Bill for an Act to Repeal, Amend and Re-Enact Sections 1877, 1878, 1879 and 1880 of the Compiled Laws of North Dakota for the Year 1913, Relating to Farmers' Institutes and Providing an Appropriation Therefor.

Was read the first and second time and referred to the Committee on Immigration.

House Bill No. 60.

A Bill for an Act to Authorize and Empower Cities Operating Municipal Electric Light Plants or Water Systems to Sell Surplus Electricity or Water to Supply Manufacturing Plants and Other Buildings Outside of the City Limits.

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 68.

A Bill for an Act Relating to the Duty of Surgeons When Performing Surgical Operations; Requiring Any Person Who Practices Medicine, Surgery or Obstetrics to Conspicuously

Display and Post in His Office a Bill of His Fees; Prescribing Maximum Fees to Be Charged by Him for Mileage and Prescribing Penalties for the Violation of This Act.

Was read the first and second time and referred to the Committee on Public Health.

House Bill 71.

A Bill for an Act to Provide for the Non-Partisan Nomination and Election of Members of the Legislative Assembly and of All Elective State and County Officers.

Was read the first and second time and referred to the Committee on Elections.

SPECIAL ORDER OF BUSINESS

Mr. McLean moved that Senate Bill No. 79 be re-referred to the Committee on Railroads.

Roll call was demanded.

Mr. Jacobsen moved for a call of the Senate.

Which motion prevailed.

Mr. McCarten moved that business under the call of the Senate be dispensed with.

Which motion prevailed.

Senate Bill No. 79.

A Bill for an Act to Promote the Safety of Employees and Travelers Upon Railroads by Compelling Common Carriers Travelers Upon Railroads by Compelling Common Carriers

The question being on the motion to re-refer Senate Bill No. 79 to the Committee on Railroads, the roll was called and there were ayes, 24; nays, 25; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Ellingson	Kirkeide	Paulson
Englund	Kretschmar	Ployhar
Gibbens	Lindstrom	Porter
Gronvold	McBride	Rowe
Haggart	McGray	Stenmo
Heckle	McLean	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	King	Pendray
Cahill	Levang	Putnam
Carey	McCarten	Sandstrom
Drown	Martin	Sikes
Ettestad	Morkrid	Thoreson
Hamerly	Mortenson	Welford
Hamilton	Mostad	Wenstrom
Hemmingsen	Nelson, Richland	Zieman
Hunt		

So the motion was lost.

Mr. Allen asked for a verification of the roll call.

The roll call was verified.

Mr. Welford moved that the rules be suspended and that Senate Bill No. 79 be considered engrossed and be put upon its third reading for final passage.

Which motion was lost.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill 77.

A Bill for an Act to Require Railroad Companies to Construct Cattleways in Certain Cases.

Was read the first and second time and referred to the Committee on Railroads.

House Bill No. 93.

A Bill for an Act Regulating Bail in Cases of Larceny of Horses or Cattle.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 113.

A Bill for an Act to Amend and Re-Enact Section 4521 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Reinstatement of Corporations Failing to Report to the Secretary of State.

Was read the first and second time and referred to the Committee on Corporations Other Than Municipal.

House Bill No. 119.

A Bill for an Act to Amend and Re-Enact Section 2141 of the Compiled Laws of North Dakota for 1913, Relating to the State Board of Equalization, Prescribing Its Powers and Duties, and Providing Rules for Equalization.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 120.

A Bill for an Act Creating a State Board of Levy and Defining Its Powers and Duties.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 125.

A Bill for an Act to Amend and Re-Enact Section 2223 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Redemption of Land Sold for Taxes.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 127.

A Bill for an Act Providing for a State Transportation Officer, Relating to the Transportation of Prisoners and Patients to Institutions Under the Jurisdiction of the State Board of Control and to Repeal Chapter 245 of the Session Laws of North Dakota for the Year 1915.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 134.

A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of North Dakota for the Year 1913, Relating to Special Tax Levy for Immigration.

Was read the first and second time and referred to the Committee on Immigration.

House Bill No. 142.

A Bill for an Act to Amend and Re-Enact Section 8085 of the Compiled Laws of North Dakota for the Year 1913, Relating to Redemption of Property Sold Under Mortgage Foreclosure.

Was read the first and second time and referred to the Committee on Judiciary.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 8, 1917.

Mr. President:

I have the honor to transmit herewith the following concurrent resolution:

CONCURRENT RESOLUTION

WHEREAS, The North Dakota Society of Equity is at the present time holding its annual convention in the City of Bismarck; and,

WHEREAS, The said Society of Equity is an organization of farmers teaching the principles of co-operation among farmers in the marketing of their products;

Now, Therefore, Be It Resolved, By the House of Representatives of the Legislative Assembly of the State of North Dakota, the Senate concurring, that a joint meeting of said House and Senate, with the Governor and State Officials, be held in the House Chamber at 3:30 o'clock in the afternoon of February 8th, 1917, and that the North Dakota Society of Equity and the Equity Co-Operative Exchange be invited to select their proper officers to address the joint session at the date and on the hour herein specified.

Which the House adopted, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Jacobsen moved that the Senate concur in the concurrent resolution from the House.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

Mr. McGray moved that further action on House Bill No. 45 be deferred for one day.

Which motion prevailed.

House Bill No. 54.

A Bill for an Act to Make It Unlawful for Any Person or Persons to Represent Himself or Herself Falsely as Blind, Deaf, Dumb, Crippled, or Otherwise Physically Defective, and Providing a Penalty for the Violation Thereof.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman

Absent and not voting: Mr. Drown,

So the bill passed, and the title was agreed to.

House Bill No. 13.

A Bill for an Act to Amend and Re-Enact Section 6073 of the Compiled Laws of North Dakota as Amended by the Session Laws of 1915.

Was read the third time.

Mr. Englund offered the following amendment to House Bill No. 13:

At the end of Section 1 strike out the period and insert in lieu thereof a semicolon and add the following:

"Provided further, that this act shall not take effect before January 1, 1918."

Mr. Englund moved the adoption of the amendment.

Roll call was demanded.

House Bill No. 13.

A Bill for an Act to Amend and Re-Enact Section 6073 of the Compiled Laws of North Dakota as Amended by the Session Laws of 1915.

The question being on the adoption of the amendment of Mr. Englund, the roll was called and there were ayes, 29; nays, 18; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	Kirkelde	Ployhar
Carey	Kretschmar	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Murphy	Young
Heckle	Nelson, G. Forks	Zieman
Hyland	Nelson, Richland	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mortenson
Cahill	King	Mostad
Ettestad	Levang	Pendray
Hamerly	McCarten	Sandstrom
Hamilton	Martin	Sikes
Hemmingsen	Morkrid	Wenstrom

Absent and not voting:

Messrs.	Messrs.
Drown	Welford

So the amendment was adopted.

Mr. Allen offered the following amendment to House Bill No. 13, to follow the amendment offered by Mr. Englund:

After the amendment of Mr. Englund strike the period (.) and insert in lieu thereof a semicolon (;) and add the following words:

"Provided further, that nothing herein contained shall repeal or affect any provision of Chapter 26, Civil Code, Compiled Laws for the year 1913, relating to building and loan associations.

Mr. Allen moved the adoption of the amendment.

Which motion prevailed, and the amendment was adopted.

Mr. Allen offered the following amendment to House Bill No. 13:

Strike out all of Section 2, printed bill, and insert the following:

"Section 2. Repeal. All acts and parts of acts, in so far as they are in conflict with this act, are hereby repealed."

Mr. Allen moved the adoption of the amendment.

Which motion prevailed, and the amendment was adopted.

Mr. Hamilton moved that House Bill No. 13 be re-referred to the Committee on Banks and Banking.

Which motion was lost.

Mr. Hamilton offered the following amendmnet to House Bill No. 13.

Strike out the word "nine" wherever it appears in Section 1 and insert in lieu thereof the word "eight."

Mr. Hamilton moved the adoption of the amendment.

Roll call was demanded.

Mr. McGray offered the following amendment to the amendment offered by Mr. Hamilton:

Strike out the word "eight" and insert in lieu thereof the word "seven."

Mr. McGray moved the adoption of the amendment to the amendment.

Which motion was lost.

The question being on the amendment offered by Mr. Hamilton, the roll was called and there were ayes, 19; nays, 29; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hemmingsen	Morkrid
Cahill	Hunt	Mortenson
Carey	King	Pendray
Drown	Levang	Sandstrom
Ettestad	McCarten	Sikes
Hamerly	Martin	Wenstrom
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Ployhar
Beck	Kretschmar	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Murphy	Welford
Heckle	Nelson, G. Forks	Young
Hyland	Nelson, Richland	Zieman
Jacobsen	Paulson	

Absent and not voting: Mr. Mostad.

So the amendment was lost.

Mr. Jacobsen offered the following amendment to House Bill No. 13:

In the title, strike out "the Session Laws of 1915" and insert the following: "Chapter 176 of the Laws for the Year 1915, Relating to Usury and Interest on Deposits."

That Section 1 be amended to read as follows: After "Section 1" insert the following:

"Amendment. That Section 6073 of the Compiled Laws of North Dakota for the year 1913 as amended by Chapter 176 of the laws of 1915 be amended and re-enacted so as to read as follows:"

Mr. Jacobsen moved the adoption of the amendment.

Which motion prevailed, and the amendment was adopted.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 41; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Reck	King	Pendray
Benson	Kirkelde	Ployhar
Cahill	Kretschmar	Porter
Carey	Levang	Putnam
Drown	Lindstrom	Rowe
Ellingson	McCarten	Sandstrom
Englund	McGray	Sikes
Ettestad	McLean	Stenmo
Gronvold	Martin	Thoreson
Haggart	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Zieman
Hyland	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gibbens	Hunt	Nelson, Richland
Hamerly	McBride	Young
Hamilton		

Absent and not voting: Mr. Nelson, Grand Forks

So the Bill passed, as amended, and the title was agreed to.

Mr. Allen moved that the vote by which House Bill No. 13 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Allen moved that the Senate do now proceed to the House Chamber to meet with the House in joint session to hear the speakers from the Equity Co-Operative Association.

Which motion prevailed.

The Senate re-assembled, the President presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 37.

A Bill for an Act to Amend and Re-Enact Section 13 of Chapter 183 of the Session Laws of North Dakota for the Year 1915.

Senate Bill No. 42.

A Bill—A Concurrent Resolution Amending the Constitution of the State of North Dakota, Relating to the Taxes of Improvements on Land.

Senate Bill No. 105.

A Bill for an Act to Provide Aid for Soldiers of the North Dakota Regiment, Who Have Been Stationed at the Mexican Border and Who Have No Employment Awaiting Them on Their Return, and Whose Condition Will Be Necessitous for Such Aid Describing the Duty of the Adjutant General and Clerks of Courts and Declaring an Emergency.

Senate Bill No. 16.

A Bill for an Act to Amend Section 1958 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bridges Across Navigable Streams.

House Bill No. 27.

A Bill for an Act to Amend and Re-Enact Section 8970 of the Compiled Laws of North Dakota for the Year 1913, Relating to Clerk of County Court.

And the President signed the same in the presence of the Senate.

Courtesies of the floor were extended to:

Robert Blakemore, Fargo, North Dakota;
 Frank D. Hall, Fargo, North Dakota;
 Frank Schrom, Golva, North Dakota;
 J. Page, Golva, North Dakota;
 Ed Egan, Golva, North Dakota;
 J. M. Still, Beach, North Dakota;
 Rev. I. E. Hammer, Beach, North Dakota;
 Ferdinand Leutz, Beach, North Dakota;
 S. T. Kvamen, McVile, North Dakota;
 R. R. Lofthus, McVile, North Dakota;
 C. C. Simonsen, Aneta, North Dakota;
 Frank C. Caming, Maddock, North Dakota;
 Iver Thompson, Hatton, North Dakota;
 L. Iverson, Hatton, North Dakota;
 H. Bjerks, Hatton, North Dakota;
 Gilbert Mustad, Sherbrooke, North Dakota;
 R. H. Farmer, Flaxton, North Dakota;
 Hon. John Kelly, Bisbee, North Dakota;
 Hon. Alex Currie, Cando, North Dakota, and
 Professor F. Corwing, Maddock, North Dakota.

Hr. Heckle moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
 Secretary.

THIRTY-NINTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 9, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Postlethwaite.

Roll call.

All members present except Messrs. Drown, Welford and Wenstrom.

Mr. Gibbens moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the thirty-eighth day have carefully examined the same and recommend that the same be corrected as follows:

On page 9, line 5, strike out word "Senate" and insert in lieu thereof the word "House."

On page 21, between lines 32 and 33, insert the following, "The Senate reassembled, the President presiding."

At the bottom of page 22 insert the following, "W. J. Prater, Secretary."

On page 4, after line 29, insert the following, "And find the same correctly re-engrossed. C. D. King, Chairman. Mr. King moved that the report be adopted. Which motion prevailed, and the report was adopted."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 137.

A Bill for an Act to Amend and Re-Enact Section 9238 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports on the First Day of the Week.

And find the same correctly re-engrossed.

ALBERT STENMO,
Acting Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 72.

A Bill for an Act to Amend and Re-Enact Section 689 of the Compiled Laws of North Dakota for 1913, Relating to Notice of Charges and Taking Testimony in Cases of Removal of Officers by the Governor.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 200.

A Bill for an Act to Amend and Re-Enact Section 7235 of the Compiled Laws of North Dakota for the Year 1913, Relating to Public Nuisance; Remedies Against.

Also Senate Bill No. 202.

A Bill for an Act to Amend and Re-Enact Section 1717 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 4 of Chapter 113 of the Session Laws of 1915, Relating to the Support of Feeble-Minded Persons in the Institution for the Feeble-Minded.

Also Senate Bill No. 212.

A Bill for an Act to Amend and Re-Enact Sections 284 and 288 of the Compiled Laws of North Dakota, Relating to the Duties of the Board of University and School Lands.

Also Senate Bill No. 134.

A Bill for an Act to Repeal Section 1990o of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Taxes for Roads.

Also Senate Bill No. 145.

A Bill for an Act to Amend and Re-Enact Section 2482 of the Compiled Laws of North Dakota for the Year 1913,

Relating to the Construction of Bridges and Culverts Across Drains.

Also Senate Bill No. 196.

A Bill for an Act to Amend and Re-Enact Section 10521 of the Compiled Laws of North Dakota for 1913, Relating to Time of Commencing Criminal Actions.

Also Senate Bill No. 199.

A Bill for an Act to Amend and Re-Enact Section 9567 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2, Chapter 201, Session Laws of North Dakota for 1915, Defining Rape in the Third Degree.

And find the same correctly engrossed.

ALBERT STENMO,
Acting Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

The Senate returned to the fifth order of business.

PETITIONS AND COMMUNICATIONS

A petition against an open Sunday, signed by 18 persons, was received by Mr. Paulson.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON TEMPERANCE

The Committee on Temperance made the following report:

Mr. President:

Your Committee on Temperance, to whom was referred:

Senate Bill No. 195.

A Bill for an Act to Amend and Re-Enact Section 9208 of the Compiled Laws of the State of North Dakota for 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 228.

A Bill for an Act relating to the Cost of Maintenance of Patients in the State Tuberculosis Sanatorium.

Have had the same under consideration and recommend that the same be amended as follows:

In line 22, page 2, of the printed bill, strike out the comma (,) after the word "statement," also the remainder of that line and up to the word "in" in line 23.

In line 37 strike out the word "seven" and insert in lieu thereof the word "ten."

Strike out all of the bill after the word "control" in line 42 of the printed bill.

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 226.

A Bill for an Act to Amend and Re-Enact Section 8559 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Service of Citations Issuing Out of Probate Court.

Have had the same under consideration and recommend that the same do pass.

M. L. MCBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 180.

A Bill for an Act to Establish an Orphans' Home at Anamoose in McHenry County.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 203.

A Bill for an Act Relating to State Humane Officer.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 197.

A Bill for an Act to Amend and Re-Enact Section 10605 of the Compiled Laws of North Dakota for 1913, Relating to Preliminary Examinations.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the period (.) after the word "court" and insert in lieu thereof a comma (,) and add the following:

"Provided further, in case neither the State nor defendant desire a transcript of the testimony after having it taken, the stenographer shall be paid by the party demanding that the testimony be taken, and in case both desired same, the expense shall be borne equally at the same rate hereinbefore stated, unless the defendant is discharged on such preliminary hearing, in which case the expense shall be borne by the State."

And when so amended recommend the same do pass.

M. L. MCBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 91.

A Bill for an Act Providing for a State Hospital for the Insane at Larimore, Grand Forks County.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 93.

A Bill for an Act Establishing an Orphans' Home in Pembina County.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Thoreson moved that Senate Bill No. 84 be re-referred to the Committee on State Affairs.

Which motion prevailed, and the bill was so re-referred.

Mr. Thoreson moved that Senate Bill No. 95 be re-referred to the Committee on Railroads.

Which motion prevailed, and the bill was so re-referred.

CONCURRENT RESOLUTION

Introduced by Mr. King:

WHEREAS, No permanent wagon bridges have been constructed across the Missouri River between the forty-third parallel and the international boundary line, and

WHEREAS, The development of millions of acres of valuable lands owned by the federal government and the State of North Dakota has been, and now is, retarded because of lack of such bridges, and

WHEREAS, Trans-continental highways are rapidly developing north of said forty-third parallel, and

WHEREAS, Indian reservations and military reservations are maintained by the federal government north of such parallel, and

WHEREAS, Bridges are essential to the development of continuous and practicable post roads and military roads, and

WHEREAS, Congress has appropriated funds for the development of national highways across the continent without providing expressly for the building of bridges properly to complete such highways,

Therefore, Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring, that we, the members of the Fifteenth Legislative Assembly of the State of North Dakota, petition Congress to provide federal aid for the building of one or more wagon bridges across the Missouri River north of the forty-third parallel, properly to complete the highways whose building has been already authorized.

Be It Further Resolved, That the Secretary of State be instructed to send copies of this resolution to the President and Vice-President of the United States, to the Speaker of the House of Representatives, and to each of our Senators and Representatives in Congress.

Mr. King moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

INTRODUCTION, FIRST AND SECOND READING OF
SENATE BILLS

Mr. Rowe introduced:

Senate Bill No. 251.

A Bill for an Act to Amend and Re-Enact Section 4 of Chapter 112 of the 1915 Session Laws of the State of North Dakota, Relating to Salary and Expenses of the County Superintendent of Schools.

Was read the first and second time and referred to the Committee on Education.

Mr. Mostad introduced:

Senate Bill No. 252.

A Bill for an Act to Provide for Evening Schools for Adult and Other Persons.

Was read the first and second time and referred to the Committee on Education.

Mr. King introduced:

Senate Bill No. 253.

A Bill for an Act to Amend and Re-Enact Section 3112 of the Compiled Laws of North Dakota of 1913, Relating to Warehouse Receipts and What They Shall Contain.

Was read the first and second time and referred to the Committee on Warehouse and Grain Grading.

Mr. King introduced:

Senate Bill No. 254.

A Bill for an Act to Provide for the Payment of Expenses of District Judges When Acting Outside of Their Home Counties, and Making an Appropriation Therefor.

Was read the first and second time and referred to the Committee on Appropriations.

Mr. King introduced:

Senate Bill No. 255.

A Bill for an Act Giving the Owner of a Dwelling House, or of a Rooming House That He Rents, a Lien for the Rent Thereof on the Household Furniture and Other Property Therein of the Tenant Until Said Rent Is Paid; Providing for the Sale of Such Property If Said Rent Is Not Paid, and Providing for the Disposition of Any Surplus Proceeds There Might Be From Such Sale.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. King introduced:

Senate Bill No. 256.

A Bill for an Act Providing for a State Civil Service Commission, Prescribing the Duties Thereof; Providing for State and County Civil Service, and Making an Appropriation Therefor.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Pendray introduced:

Senate Bill No. 257.

A Bill for an Act Providing for a Uniform Manner of Fixing the Time and Manner of Serving Notices of Hearing in County Courts in Matters of Probate Jurisdiction and Administration of Estates, Including Appointment of Executors, General Administrators and General Guardians.

Was read the first and second time and referred to the Committee on Judiciary.

Messrs. Pendray and Putnam introduced:

Senate Bill No. 258.

A Bill for an Act Making an Appropriation for Agricultural Demonstration Work on the Grounds of Spirit Wood Lake Chautauqua Association in Stutsman County.

Was read the first and second time and referred to the Committee on Appropriations.

The President appointed Messrs. McLean and Cahill as a committee to bring the Governor to the Senate Chamber.

Mr. McLean moved that the Senate take a recess for fifteen minutes for the purpose of having a picture of the Senate taken.

Which motion prevailed and the Senate took a recess.

AFTER RECESS

THIRD READING OF SENATE BILLS

Mr. Putnam moved that Senate Bill No. 79 be re-referred to the Committee on Railroads.

Which was duly seconded.

Mr. Mostad moved as an amendment to the motion of Mr. Putnam that further consideration of Senate Bill No. 79 be deferred until February 13, 1917.

A roll call was demanded.

Senate Bill No. 79.

A Bill for an Act to Promote the Safety of Employees and Travelers Upon Railroads by Compelling Common Carriers by Railroad to Properly Man Their Trains.

The question being on the motion amending the motion of Mr. Putnam, the roll was called and there were ayes, 20; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	King	Pendray
Drown	Levang	Sandstrom
Ettestad	McCarten	Sikes
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	Zieman
Hunt	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Carey	Englund
Beck	Ellingson	Gibbens

Messrs.	Messrs.	Messrs.
Gronvold	Lindstrom	Paulson
Haggart	McBride	Ployhar
Heckle	McGray	Porter
Hyland	McLean	Putnam
Jacobsen	Murphy	Rowe
Kirkeide	Nelson, G. Forks	Stenmo
Kretschmar	Nelson, Richland	Young

Absent and not voting:

Messrs.	Messrs.
Cahill	Welford

So the motion was lost.

The question being on the motion offered by Mr. Putnam, the motion prevailed, and the bill was so re-referred.

Senate Bill No. 200.

A Bill for an Act to Amend and Re-Enact Section 7236 of the Compiled Laws of North Dakota for 1913, Relating to Public Nuisance; Remedies Against.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Martin	Wenstrom
Hamilton	Morkrid	Young
Heckle	Mortenson	Zieman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.
Mostad	Welford

So the bill passed, and the title was agreed to.

Senate Bill No. 202.

A Bill for an Act to Amend Section 1717 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 4, Laws of 1915, Relating to the Support of Feeble-Minded Persons in the Institution for Feeble Minded.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman

Absent and not voting: Mr. Welford.

So the bill passed, and the title was agreed to.

Senate Bill No. 212.

A Bill for an Act to Amend and Re-Enact Sections 284 and 288 of the Compiled Laws of 1913 of the State of North Dakota, Relating to the Duties of the Board of University and School Lands.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman

Absent and not voting: Mr. Welford.

So the bill passed, and the title was agreed to.

Senate Bill No. 134.

A Bill for an Act to Repeal Section 1990 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Taxes for Roads.

Was read the third time.

The question being on the final passage of the bill the

roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Cahill	King	Nelson, Richland
Carey	Kirkeide	Paulson
Drown	Kretschmar	Pendray
Ellingson	Levang	Ployhar
Englund	Lindstrom	Porter
Ettestad	McBride	Putnam
Gibbens	McCarten	Rowe
Gronvold	McGray	Sandstrom
Haggart	McLean	Sikes
Hamerly	Martin	Stenmo
Hamilton	Morkrid	Thoreson
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt		

Those voting in the negative were: Mr. Wenstrom.

Absent and not voting:

Messrs.	Messrs.
Benson	Welford

So the bill passed, and the title was agreed to.

Senate Bill No. 145.

A Bill for an Act to Amend Section 2482 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Construction of Bridges and Culverts Across Drains.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Levang	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Sikes
Haggart	Martin	Stenmo
Hamerly	Morkrid	Thoreson
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Kretschmar	Welford

So the bill passed, and the title was agreed to.

Senate Bill No. 196.

A Bill for an Act to Amend and Re-Enact Section 10521 of the Compiled Laws of North Dakota for 1913, Relating to Time of Commencing Criminal Actions.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Levang	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Rowe
Gibbens	McGray	Sandstrom
Haggart	McLean	Sikes
Hamerly	Morkrid	Thoreson
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Zieman
Hemmingsen		

Those voting in the negative were: Mr. Martin.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Stenmo	Young
Kretschmar	Welford	

So the bill passed, and the title was agreed to.

Senate Bill No. 199.

A Bill for an Act to Amend and Re-Enact Section 9567 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2, Chapter 201, Session Laws of 1915, Defining Rape in the Third Degree.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	McGray
Beck	Heckle	McLean
Benson	Hemmingsen	Morkrid
Cahill	Hunt	Mortenson
Carey	Hyland	Murphy
Drown	Jacobsen	Nelson, G. Forks
Englund	King	Nelson, Richland
Ettestad	Kirkeide	Paulson
Gibbens	Levang	Pendray
Gronvold	Lindstrom	
Haggart	McBride	Porter
Hamerly	McCarten	Putnam

Messrs.	Messrs.	Messrs.
Rowe	Stenmo	Young
Sandstrom	Thoreson	Zieman
Sikes	Wenstrom	

Those voting in the negative were: Mr. Martin.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Mostad	Welford
Kretschmar	Ployhar	

So the bill passed, and the title was agreed to.

The Senate returned to the ninth order of business.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Benson introduced:

Senate Bill No. 259.

A Bill for an Act to Amend and Re-Enact Section 1923 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 105 of the Session Laws of North Dakota for the Year 1915, Relating to Laying Out or Discontinuing Roads.

Was read the first and second time and referred to the Committee on Highways, Bridges and Ferries.

Mr. Benson introduced:

Senate Bill No. 260.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 81 of the Session Laws of 1915, Relating to the Dairy Department in the Department of Agriculture and Labor.

Was read the first and second time and referred to the Committee on Agriculture.

THIRD READING OF HOUSE BILLS

House Bill No. 45.

A Bill for an Act to Prohibit the Delivery or Negotiating of a Note or Check, Taken in Payment of the First Premium. Until After Policy has been Delivered to the Applicant.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gronvold	Jacobsen
Beck	Haggart	King
Benson	Hamerly	Kirkeide
Canill	Hamilton	Kretschmar
Carey	Heckle	Levang
Englund	Hemmingsen	Lindstrom
Ettestad	Hunt	McBride
Gibbens	Hyland	McCarten

Messrs.	Messrs.	Messrs.
McGray	Nelson, G. Forks	Rowe
McLean	Nelson, Richland	Sandstrom
Martin	Paulson	Stenmo
Morkrid	Pendray	Thoreson
Mortenson	Ployhar	Wenstrom
Mostad	Porter	Young
Murphy	Putnam	Zieman

Those voting in the negative were: Mr. Drown.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Sikes	Welford

So the bill passed, and the title was agreed to.

House Bill No. 80.

A Bill for an Act to Amend and Re-enact Section 4220 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Compensation of the Township Clerk and Supervisors.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvoid	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zieman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Martin	Welford
Hunt	Sikes	

So the bill passed, and the title was agreed to.

House Bill No. 98.

A Bill for an Act to Re-Enact Section 5517 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Confirmation of the Conveyance of the Family Homestead in Any Case in Which the Same Has Been Deeded by Both Husband and Wife in Separate Instruments Which Purport to Convey the Land to the Same Person or His Grantee, and Validating Such Deeds.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman

Absent and not voting: Mr. Welford.

So the bill passed, and the title was agreed to.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 72.

A Bill for an Act to Amend and Re-Enact Section 689 of the Compiled Laws of North Dakota for 1913, Relating to Notice of Charges and Taking Testimony in Cases of Removal by the Governor.

And the President signed the same in the presence of the Senate.

Courtesies of the floor were extended to:

W. S. Whitman, Grand Forks, North Dakota;
 John Valley, Grand Forks, North Dakota;
 Andrew O'Shea, Fargo, North Dakota;
 T. F. McCue, Carrington, North Dakota;
 S. E. Dahl, Douglas, North Dakota;
 Frank McKone, Fargo, North Dakota;
 James Sutherland, Fargo, North Dakota;
 Targer Sinnes, Minnewaukan, North Dakota;
 Aubrey Lawrence, Fargo, North Dakota;
 George E. Duis, Grand Forks, North Dakota, and
 Louis R. Nostdahl, Rugby, North Dakota.
 Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
 Secretary.

FORTIETH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 10, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Postlethwaite.

Roll call.

All members present except Messrs. Haggart, Hunt and Welford.

Mr. Jacobsen moved that all absent members be excused.

Which motion prevailed, and they were excused.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 10, 1917.

Mr. President: *

I have the honor to transmit herewith:

House Bill No. 151.

A Bill for an Act to Amend Section 2702 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 263 of the Session Laws of North Dakota for the Year 1915, and to Amend Section 2706 of Said Compiled Laws, Relating to the Reimbursement and Indemnification of Owners of Tubercular Cattle.

Also House Bill No. 88.

A Bill for an Act to Amend and Re-Enact Section 17, of Chapter 172, Laws of 1915.

Also House Bill No. 121.

A Bill for an Act to Repeal Chapter 234 of the Session Laws of North Dakota for the Year 1915, Relating to the State Board of Immigration.

Also House Bill No. 137.

A Bill for an Act to Amend Section 1833 of the Compiled Laws of 1913, Relating to Allowances and Payment of Estimates Upon Contracts for the Construction of Public Buildings.

Also House Bill No. 110.

A Bill for an Act Authorizing the Commissioner of Insurance to Examine Fire Rating Bureaus; Forbidding Discriminatory Rates, and Requiring Written Variation to Be Filed; Requiring Fire Insurance Companies to Maintain or Be Member of Rating Bureau; Providing That Risks Be Inspected; Requiring Rating Agreements to Be Submitted to Commissioner of Insurance; Also Providing for Review by Commissioner of Insurance of Rates Fixed by Bureau, and Proceedings Under Appeal From Order of Commissioner, and Penalty for Violation Thereof. Exempting County Companies.

Also House Bill No. 158.

A Bill for an Act to Fix and Limit Attorney's Fees and All Costs on the Foreclosure of Real Estate Mortgages.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to transmit herewith:

House Bill No. 101.

A Bill for an Act Creating a Commission Herein Designated as the Killdeer Mountain Park Commission for the Purpose of Investigation as to the Advisability and Cost of Purchasing by the State or Federal Government of the Killdeer Mountains, Dunn County, North Dakota, for the Purpose of Establishing There a Park and Game and Fish Preserve.

Also House Bill No. 122.

A Bill for an Act to Appropriate Five Thousand Dollars to the Use of the Commissioner of Agriculture and Labor, to Be Used by Him to Investigate, Prepare and Carry Out Plans for the Establishment of a State Employment Bureau.

Also House Bill No. 133.

A Bill for an Act Authorizing the County Superintendent of Schools to Employ With the Consent of the Board of County Commissioners a Visiting School Nurse.

Also House Bill No. 141.

A Bill for an Act Relating to Procedure in Certain Action for Divorce, Annulment of Marriage.

Also House Bill No. 144.

A Bill for an Act Withdrawing From Sale Certain School Lands in Dunn County, North Dakota.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to transmit herewith:

House Bill No. 155.

A Bill for an Act to Amend and Re-Enact Sections 967 and 968 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Delivery of Poll Books and Ballot Boxes.

Also House Bill No. 156.

A Bill for an Act to Amend and Re-Enact Section 1008 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election Returns.

Also House Bill No. 168.

A Bill for an Act Authorizing State Aid for the Establishment, Construction, Maintenance and Repair of Public Roads and Bridges, Making Appropriation Therefor; Assenting to the Act of Congress (H. R. 7617) Approved July 11, 1916; Creating a State Highway Commission, and Prescribing Its Duties; Prescribing the Duties and Fixing the Salary of the State Engineer in Connection Therewith; Providing for the Disposition of Fine and Penalties; Amending Sections 2976n, 2976o, and 2976p of the Compiled Laws of North Dakota for the Year 1913, and Section 1946 of the Compiled Laws of North Dakota for the Year 1913, as Amended in Chapter 108 of the Session Laws 1915; Repealing Sections 602 to 607 Inclusive of the Compiled Laws of North Dakota for the Year 1913, Emergency.

Also House Bill No. 177.

A Bill for an Act to Amend and Re-Enact Section 3534 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Fees of Jurors.

Also House Bill No. 191.

A Bill for an Act to Amend and Re-Enact Section 336 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Leasing of School Lands and Providing for the Appraisal and Sale of Improvements Thereon, and Declaring an Emergency.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to inform you that the House has receded from its amendments to Senate Bill No. 18.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to inform you that the House has concurred in the Senate concurrent resolution relating to wagon bridges across the Missouri River, introduced by Mr. King.

Very respectfully,

A. E. BOWEN,

Chief Clerk.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the thirty-ninth day have carefully examined the same and recommend that the same be corrected as follows:

On page 15, line 40, strike out the word "McCall" and insert the name "McCue."

And when so amended recommend that the same be approved.

CHRIST LEVANG,

Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also,

Mr. President:

Your Committee on Revision and Correction of the Journal of the thirty-eighth day have carefully examined the same and recommend that the same be further corrected as follows:

On page 17 strike out lines 15 to 22 inclusive.

And when so amended recommend that the same be approved.

CHRIST LEVANG,

Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 59.

A Bill for an Act to Amend and Re-Enact Section 4630 of the Compiled Laws of North Dakota for 1913, Relating to the Making of Annual Reports by Railroad Corporations.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 223.

A Bill for an Act to Amend and Re-Enact Sections 551, 552 and 557 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Qualifications and Issuing of Certificates to Certified Public Accountants of This State, and Providing Suitable Penalties for the Violation of the Provisions of the Accountancy Laws of North Dakota.

Also Senate Bill No. 228.

A Bill for an Act to Amend and Re-Enact Section 2588 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 264 of the Session Laws of North Dakota for the Year 1915, Relating to the Cost of Maintenance of Patients in the State Tuberculosis Sanatorium.

Also Senate Bill No. 226.

A Bill for an Act to Amend and Re-Enact Section 8559 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Service of Citations Issuing Out of Probate Court.

Also Senate Bill No. 197.

A Bill for an Act to Amend and Re-Enact Section 10605 of the Compiled Laws of North Dakota for 1913, Relating to Preliminary Examinations.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON TEMPERANCE

The Committee on Temperance made the following report:

Mr. President:

Your Committee on Temperance, to whom was referred:

Senate Bill No. 201.

A Bill for an Act to Amend and Re-Enact Sections 10133 and 10134 of the Compiled Laws of North Dakota for 1913, Relating to Prohibition, Unlawful Dealing in Intoxicating Liquors.

Have had the same under consideration and recommend that the same be indefinitely postponed.

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 114.

A Bill for an Act to Amend and Re-Enact Section 9233 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports Prohibited on Sunday.

Have had the same under consideration and a majority recommend that the same do pass.

M. L. MCBRIDE,
Chairman.
D. H. HAMILTON,
FRANK H. HYLAND,
JAMES A. WENSTROM,
H. P. JACOBSEN,
C. H. PORTER,
H. W. ALLEN,
FRANK E. PLOYHAR,

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 114.

A Bill for an Act to Amend and Re-Enact Section 9233 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports Prohibited on Sunday.

Have had the same under consideration and a minority recommend that the same be indefinitely postponed.

F. T. GRONVOLD,
C. O. HECKLE,
R. MCCARTEN,
MORTEN MORTENSON,
CHAS. ELLINGSON,
T. N. PUTNAM,
CHRIST LEVANG,

Mr. McBride moved that the majority report be adopted. Which motion prevailed, and the majority report was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

Mr. President:

Your Committee on Public Health, to whom was referred:

Senate Bill No. 82.

A Bill for an Act to Amend Section 1, of Chapter 133, of the Session Laws of 1915, Relating to Medical Inspection of Pupils in the Public Schools.

Have had the same under consideration and recommend that the same be amended as follows:

Change title so as to read: "For an Act to Amend and Re-Enact Section 1346 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 133 of the

Session Laws of 1915, Relating to Medical Inspection of Pupils in Public Schools."

Strike out all of lines 1, 2 and 3 after the word "Amendment" and insert in lieu thereof: "That Section 1346 of the Compiled Laws of 1913 as Amended by Section 1 of Chapter 133 of the Session Laws of 1915, be amended and re-enacted to read as follows."

In line 5 after the word "Schools" insert: "Upon being petitioned in writing by two-thirds of the school directors of the county."

In line 5 strike out the word "may" and insert in lieu thereof the word "shall."

In line 6 strike out the word "of" and insert in lieu thereof the word "or."

And when so amended recommend the same do pass.

H. H. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

Mr. President:

Your Committee on Railroads, to whom was referred:

Senate Bill No. 77.

A Bill for an Act Relating to Railroad Rates in This State and to Increase the Powers and Further Define the Duties of the Board of Railroad Commissioners in Relation to the Same and to Define, Prevent, and Punish, Unjust Discrimination in the Rates Charged for the Transportation of Freight on Railroads in This State, and Prohibiting Any Railway Company Doing Business in This State, From Charging or Receiving Any Greater Compensation for the Transportation of a Like Kind or Class and Quantity of Property or Freight of Any Description for a Shorter Than for a Longer Distance Over the Same Line and Empowering and Directing the Board of Railroad Commissioners to Make and Promulgate a Schedule of Reasonable Maximum Rates of Charges for the Transportation of Freight and Cars and Vesting Said Board of Railroad Commissioners with Power of Classification of Freight and of Rates and Railroads and Prescribing a Mode of Procedure and Rules of Evidence in Relation Thereto and Providing Penalties and Punishments for Violations of the Provisions Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the words "County Attorney" wherever they appear in the bill and insert in lieu thereof the words "States Attorney."

And when so amended recommend the same do pass.

HENRY MCLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

Mr. President:

Your Committee on Public Health, to whom was referred: Senate Eill No. 218.

A Bill for an Act Fixing the Limits of Composition for Butter and Specifying the Form of Labeling or Marking, and Providing a Penalty for the Violation of the Statute.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the entire bill after the words "A Bill" and insert in lieu thereof the following:

'For an Act Fixing the Limit of Composition and Specifying the Form of Labeling or Marking, and Providing a Penalty for the Violation of the Statute.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. Butter, Composition and Marking. Every package, box, firkin, jar, or other container of butter offered for sale within the State of North Dakota, shall be labeled to show the true name and address of the manufacturer or producer; and said butter shall not contain in excess of sixteen (16) per cent of moisture.

"Section 2. Penalty. The violations of the provisions of this statute shall render the party liable to a fine of not to exceed ten dollars (\$10.00) for each separate offence."

And when so amended recommend the same do pass.

H. W. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 220.

A Bill for an Act to Amend Sections 502 and 503 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Drugs.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 137.

A Bill for an Act to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for 1915; and Making an Appropriation of \$25,000.00, Known as the State Contingency Fund.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 163.

A Bill for an Act to Appropriate Money for the Purpose of Providing a Book Credit to Be Used by the State Auditor and State Treasurer to Cover a Deficiency Appearing on July 1, 1915, in the Account Known as "Transportation of Convicts to Penitentiary."

Have had the same under consideration and recommend that the same be amended as follows:

In the original bill after the title insert the clause "Be It Enacted by the Legislative Assembly of the State of North Dakota."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 168.

A Bill for an Act Appropriating Funds for the Payment of Expenses Incurred in the Care, Keep and Trial of Convicts Charged with Escape or Attempted Escape, Under Section 9362 of the Compiled Laws of 1913 for North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 164.

A Bill for an Act to Appropriate Funds to Provide for General Maintenance, and Payment of Premiums at the North Dakota State Fair at Grand Forks in 1917, and at the Fargo State Fair in 1918.

Have had the same under consideration and recommend that the same be amended as follows:

In the original bill after the title insert the clause "Be It Enacted by the Legislative Assembly of the State of North Dakota."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 129.

A Bill for an Act Appropriating Money to Reimburse W. A. Stickley for Services Performed for the Board of Immigration.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 174.

A Bill for an Act to Appropriate Funds for Payment of Expenses Incurred in Actions Brought to Release Insane Persons.

Have had the same under consideration and recommend that the same be amended as follows:

In the original bill, after the title insert the clause "Be It Enacted by the Legislative Assembly of the State of North Dakota."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 189.

A Bill for an Act to Appropriate \$400.00 to Provide Funds for Burial Expenses of Certain Inmates of the Reform School and Penitentiary.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 148.

A Bill for an Act to Appropriate \$2,000.00 to Pay the Premium on the State Treasurer's Bond for the Term Covered by the Years 1919-1920.

Have had the same under consideration and recommend that the same be amended as follows:

In the original bill, after the title insert the clause "Be It Enacted by the Legislative Assembly of the State of North Dakota."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 85.

A Concurrent Resolution Providing for the Joint Meeting of the Appropriation Committee of the Senate and Also the Appropriation Committee of the House for the Consideration of Budget Bill.

Have had the same under consideration and recommend that the same be amended as follows:

That in lines 13 and 14 of the printed bill the words "Resolve themselves into one joint committee" be stricken out and the words "meet together" be inserted in lieu thereof.

Also strike out the period in the last line and insert comma (,) and the following "but not for final action."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 186.

A Bill for an Act to Appropriate \$600.00 for the Payment of the Cost of Lists of New Taxable Lands in 1918 and 1919.

Have had the same under consideration and recommend that the same be amended as follows:

In the title strike out the figures "\$600.00" and insert the figures "\$500.00" in lieu thereof.

Also in line 3 of printed bill strike out the figures "\$600.00" and insert the figures "\$500.00" in lieu thereof.

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 182.

A Bill for an Act to Appropriate \$9,380.21 to Be Used as a Book Credit to Balance the Books of the State Auditor and the State Treasurer to Wipe Out a Deficiency in the Public Printing Account, Which Appears on Their Books July 1, 1915.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 132.

A Bill for an Act to Reimburse Dr. E. F. Ladd for Expenses Incurred in Defense of Legal Actions Brought Against Him by Certain Corporations in Connection with His Enforcement of the Pure Food Laws of the State.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of Section 2.

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 153.

A Bill for an Act to Appropriate \$300.00 to Provide Funds for the Burial of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion, and Erection of Headstones Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In the original bill, after the title insert the clause "Be It Enacted by the Legislative Assembly of the State of North Dakota."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 188.

A Bill for an Act to Appropriate \$1,500.00 for Payment of Fees and Expenses of Appraisers of Inheritances, Devises, Legacies and Bequests.

Have had the same under consideration and recommend that the same be amended as follows:

In the original bill, in title, strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,200.00."

Also in line 3 strike out the figures "\$1,500.00" and insert the figures \$1,200.00 in lieu thereof.

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 165.

A Bill for an Act to Appropriate Money for the Care of Insane Patients at the Hospital for the Insane, Charged to the State at Large.

Have had the same under consideration and recommend that the same be amended as follows:

In the original bill, after the title insert the clause "Be It Enacted by the Legislative Assembly of the State of North Dakota."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORTS OF SELECT COMMITTEES

Mr. President:

Your Conference Committee appointed on House Bill No. 18, to confer with a like committee of the House, beg to report that after a free and full conference and upon the advice of the Attorney General we recommend that the House concur in the Senate amendments.

For the Senate:
R. McCARTEN,
CHAS. ELLINGSON,
JOHN A. BECK,

For the House:
L. L. STAIR,
W. J. CHURCH,
J. H. SINCLAIR.

Mr. McCarten moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Kirkeide moved that Senate Bill No. 162 be re-referred to the Committee on State Affairs.

Which motion prevailed, and the bill was so re-referred.

Mr. Gibbens moved that House Bill No. 85 be re-engrossed and placed upon its third reading and final passage.

Which motion prevailed.

Mr. Gibbens moved that the vote by which the motion to have House Bill No. 85 re-engrossed and placed upon its third reading and final passage be reconsidered.

Which motion prevailed, and the motion was reconsidered.

Mr. Gibbens moved that House Bill No. 85 be placed upon its third reading and final passage.

Which motion prevailed, and House Bill No. 85 was placed upon its third reading for final passage.

House Bill No. 85.

A Concurrent Resolution.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Nelson, G. Forks
Beck	Hyland	Paulson
Benson	Jacobsen	Ployhar
Cahill	Kirkeide	Porter
Carey	Kretschmar	Putnam
Drown	Levang	Rowe
Ellingson	McCarten	Sandstrom
Englund	McBride	Sikes
Ettestad	McGray	Stenmo
Gibbens	McLean	Thoreson
Hamerly	Mortenson	Wenstrom
Hamilton	Mostad	Young
Heckle	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Lindstrom	Pendray
Haggart	Martin	Welford
Hunt	Morkrid	Zleman
King	Nelson, Richland	

So the bill passed, and the title was agreed to.

Mr. Gibbens moved that the vote by which House Bill No. 85 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF
SENATE BILLS

Mr. Martin introduced:

Senate Bill No. 261.

A Bill for an Act Providing a Day of Rest From Labor in Lien of Exciting Sunday Laws in North Dakota.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. McGray introduced:

Senate Bill No. 262.

A Bill for an Act Appropriating Two Hundred Thousand Dollars for the Construction of a Terminal Elevator Within or Without the State of North Dakota.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. McGray introduced:

Senate Bill No. 263.

A Bill for an Act Converting the State Terminal Elevator Fund Back to the General Fund of the State.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. McGray introduced:

Senate Bill No. 264.

A Bill for an Act Providing for the Appointment of a Commission to Construct a Terminal Elevator Within or Without

the State of North Dakota, Authorizing the Sale Thereof on Contract; Prescribing the Terms of Such Sale and Providing for the Operation of Such Terminal Elevator During the Life of Such Contract.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Jacobsen introduced:

Senate Bill No. 265.

A Bill for an Act Relating to the Duty of the Clerk of District Regarding Filing Satisfactions and Mechanic's Liens and Providing a Penalty for a Violation Thereof.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Jacobsen introduced:

Senate Bill No. 266.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Provide by Law for the Selling and Leasing of Public Lands and Reserving to the State the Coal, Oil and Minerals Contained Upon Said Land.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Jacobsen introduced:

Senate Bill No. 267.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Empowering the State to Bond for Public Roads and Highways.

Was read the first and second time and referred to the Committee on Highways, Bridges and Ferries.

Mr. McGray introduced:

Senate Bill No. 268.

A Bill for an Act to Amend and Re-Enact Sections 719 and 720 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Salaries and Expenses of the Supreme Court Judges.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Mostad introduced:

Senate Bill No. 269.

A Bill for an Act to Amend and Re-Enact Section 1090 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Registration of Voters and Prescribing Penalty for False Registration.

Was read the first and second time and referred to the Committee on Elections and Election Privileges.

Mr. Lindstrom introduced:

Senate Bill No. 270.

A Bill for an Act to Amend and Re-Enact Section 9208, of the Compiled Laws of North Dakota 1913, Relating to Intoxication and Its Effect Upon Intent in Criminal Actions.

Was read the first and second time and referred to the Committee on Temperance.

Mr. Lindstrom introduced:

Senate Bill No. 271.

A Bill for an Act to Repeal Sections 623, 624, 625, 626, 627, 628, 629, 630 and 631 of the Compiled Laws of the State of North Dakota for 1915 Relating to Noxious Weeds.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Lindstrom introduced:

Senate Bill No. 272.

A Bill for an Act to Repeal Sections 2869, 2870, 2871, 2872, 2875 of the Compiled Laws of the State of North Dakota of 1913, Relating to Extermination of Gophers.

Was read the first and second time and referred to the Committee on State Affairs.

Joint Committee on State Affairs introduced:

Senate Bill No. 273.

A Bill for an Act to Amend and Re-Enact Section 11215 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Diminution of Persons Sentenced for Good Conduct.

Was read the first and second time and referred to the Committee on State Affairs.

Joint Committee on State Affairs introduced:

Senate Bill No. 274.

A Bill for an Act to Amend and Re-Enact Section 11303 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Disposition of Personal Property and Money Belonging to Deceased Persons Who Have Been Confined in the State Penitentiary.

Was read the first and second time and referred to the Committee on State Affairs.

Joint Committee on State Affairs introduced:

Senate Bill No. 275.

A Bill for an Act to Amend and Re-Enact Section 11226 of the Compiled Laws of North Dakota, Relating to the Discharge, Clothing and Employment of Prisoners Confined in the Penitentiary.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. McBride introduced:

Senate Bill No. 276.

A Bill for an Act to Regulate and Provide for Admission of Apples Into the State of North Dakota From All Other States and Territories and Foreign Countries and Providing Penalties.

Was read the first and second time and referred to the Committee on Public Health.

Mr. King introduced:

Senate Bill No. 277.

A Bill for an Act Regulating the Issuance of Marriage License When Either of the Applicants Therefor Have Been Granted a Decree of Divorce.

Was read the first and second time and referred to the Committee on Judiciary.

Joint Committee on State Affairs introduced:

Senate Bill No. 278.

A Bill for an Act to Amend and Re-Enact Section 8601 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Payment of a Certain Sum to the Wife and Children of a Person Convicted and Sentenced to Confinement on a Charge of Desertion and Non-Support.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Hunt introduced:

Senate Bill No. 279.

A Bill for an Act to Provide for an Implied Warranty in the Sale of Farm Machinery Sold as New by General Dealers Thereof Doing Business as Such Dealers in the State of North Dakota and Preventing the Maintenance of an Action or Defense Upon Any Other Warranty Limiting or Impairing Such Implied Warranty Where the Place of Sale Is by Contract With General Dealers With Residents of This State Fixed in Such Contract at Any Place Other Than the State of North Dakota.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Ettestad introduced:

Senate Bill No. 280.

A Bill for an Act to Amend and Re-Enact Sections 4890 and 4891 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Consolidation and Re-Insurance of Domestic Insurance Companies Transacting Business of Life, Accident or Health Insurance.

Was read the first and second time and referred to the Committee on Insurance.

Mr. Cahill introduced:

Senate Bill No. 281.

A Bill for an Act to Amend and Re-Enact Section 937 of the Compiled Laws of North Dakota for the Year 1913, Relating to Political Advertising.

Was read the first and second time and referred to the Committee on Public Printing.

Mr. McBride introduced:

Senate Bill No. 282.

A Bill for an Act to Amend and Re-Enact Section 1014 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Duty of the Secretary of State to File and Publish Abstract of Votes.

Was read the first and second time and referred to the Committee on Elections and Election Privileges.

Mr. Ployhar introduced:

Senate Bill No. 283.

A Bill for an Act to Provide for Evening Schools for Adult and Other Persons.

Was read the first and second time and referred to the Committee on Education.

Mr. Kirkeide introduced:

Senate Bill No. 284.

A Bill for an Act to Establish a Warehouse and Grain Grading Commission, Prescribing the Duties of Such Commission, Prescribing Duties of Agricultural College in Relation Thereto, Fixing Penalties and Making an Appropriation Therefor.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Kirkeide introduced:

Senate Bill No. 285.

A Bill for an Act to Prevent the Riding Upon Trains Without Paying Railroad Fare and Upon Freight Cars, Fixing Penalty Therefor, Defining Police Powers of Railroad Conductors and Brakemen and Concerning Jurisdiction of the Court.

Was read the first and second time and referred to the Committee on Railroads.

Mr. Kirkeide introduced:

Senate Bill No. 286.

A Bill for an Act to Establish a Farm Labor Employment Bureau, to Authorize and Empower Such Bureau to Make All Necessary Rules and Regulations for the Conduct of Its Business, to Prescribe the Duties of Its Officers, to Make Criminal Employment of Farm Labor Without Furnishing Information as to Rights Acquired by Employment Through Bureau, and to Fix Penalty Therefor, to Define, Prescribe and Regulate Rights and Condition Upon Which Farm Laborer's Lien May Be Filed and Procedure to Be Pursued in the Filing of Same, to Make Criminal Interfering With Farm Labor and Employment Thereof, and Prescribe Penalty Therefor, and to Repeal Sections 6857, 6858 and 6880 of the 1913 Compiled Laws of North Dakota.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Lindstrom introduced:

Senate Bill No. 287.

A Bill for an Act Defining the Crime of Gambling; Fixing the Punishment Therefor; and Providing Certain Rules of Evidence in Prosecutions Thereunder.

Was read the first and second time and referred to the Committee on Ways and Means.

Mr. Lindstrom introduced:

Senate Bill No. 288.

A Bill for an Act Relating to the Duties of Railway Employees and Peace Officers.

Was read the first and second time and referred to the Committee on Railroads.

Mr. Lindstrom introduced:

Senate Bill No. 289.

A Bill for an Act Providing That Pool Halls Be Licensed by the Attorney General, Prescribing Conditions, Regulation,

Penalty and Repeal of Laws in Conflict With This Act.

Was read the first and second time and referred to the Committee on Temperance.

Mr. Benson introduced:

Senate Bill No. 290.

A Bill for an Act Relating to the Appropriation of Moneys From the County Treasury of Any County Having a Population of Less Than Eighteen Thousand, to Pay the Salaries of Deputies, Clerks and Stenographers in the Office of the Auditor, Treasurer and Register of Deeds of Such County.

Was read the first and second time and referred to the Committee on Counties.

Mr. Wenstrom introduced:

Senate Bill No. 291.

A Bill for an Act Defining the Duties of Railroads, Railroad Corporations and Common Carriers, Requiring Greater Publicity as to the Rates and Charges of Such Railroads, Railroad Corporations and Common Carriers, Requiring the Quotation of Rates in Writing and Providing Penalties for Misquotation of Rates and Further Defining the Powers and Duties of the Board of Railroad Commissioners, Increasing Its Jurisdiction and Conferring the Power to Suspend Advances in Rates and Placing the Burden of Proof as to the Reasonableness of Rates Advanced After the Passage of This Act on the Common Carrier and to Amend Sections 4709, 4711, 4724, 4729, 4741, 4743, 4744 and 4745 and to Repeal Sections 4725, 4726, 4727, 4731, 4732, 4740, and 4742 of the Compiled Laws of 1913.

Was read the first and second time and referred to the Committee on Railroads.

Mr. Beck introduced:

Senate Bill No. 292.

A Bill for an Act to Provide That the School Board of Any School District May Provide for the Teaching of a Modern Language in Any Common School Thereof.

Was read the first and second time and referred to the Committee on Education.

Mr. Benson introduced:

Senate Bill No. 293.

A Bill for an Act Relating to the Removal of County Seats, to Amend Chapter 117 of the Session Laws of North Dakota for the Year 1915, and to Repeal Sections 3233, 3234 of the Compiled Laws of North Dakota for the Year 1913, and Chapter 116 of the Session Laws of North Dakota for the Year 1915.

Was read the first and second time and referred to the Committee on Counties.

Mr. Lindstrom introduced:

Senate Bill No. 294.

A Bill for an Act to Permit the Operation of Bath Houses, Bathing Beaches or Pleasure Boats by Chautauquas, Summer Resorts, Firms, Corporations or Private Persons on Sunday and Repealing the Provisions of All Acts in Conflict Therewith.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Gibbens introduced:
Senate Bill No. 295.

A Bill for an Act to Amend Sections 9658 and 9659 of the Compiled Laws of 1913, Relating to the Crime of Vagrancy.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Levang introduced:
Senate Bill No. 296.

A Bill for an Act to Amend and Re-Enact Section 964 of the Compiled Laws of North Dakota for the Year 1913, Relating to Distribution of Election Ballots and Notice of Election.

Was read the first and second time and referred to the Committee on Elections and Election Privileges.

Mr. Senmo introduced:
Senate Bill No. 297.

A Bill for an Act to Amend Section 4051 of the Compiled Laws of 1913, Relating to Bridge Tax in Certain Cities or Municipalities.

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

THIRD READING OF SENATE BILLS

Senate Bill No. 223.

A Bill for an Act to Amend and Re-Enact Sections 551, 552 and 557 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Qualifications and Issuing of Certificates to Certified Public Accountants of This State; and Providing Penalties for the Violation of the Provisions of the Accountancy Laws of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Murphy
Benson	Kirkeide	Nelson, G. Forks
Beck	Kretschmar	Paulson
Cahill	Levang	Ployhar
Carey	Lindstrom	Porter
Ellingson	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sandstrom
Gronvold	McLean	Sikes
Hamerly	Martin	Stenmo
Hamilton	Morkrid	Thoreson
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Hunt	Pendray
Gibbens	King	Welford
Haggart	Nelson, Richland	Zieman

So the bill passed, and the title was agreed to.

Mr. Jacobsen offered the following amendment to Senate Bill No. 228:

In line 4 of the printed bill, after the word "amend," insert "and re-enacted."

Mr. Jacobsen moved the adoption of the amendment.

Which motion prevailed, and the bill was so amended.

Senate Bill No. 228.

A Bill for an Act to Amend and Re-Enact Section 2588 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 264 of the Session Laws of North Dakota for the Year 1915, Relating to the Cost of Maintenance of Patients in the State Tuberculosis Sanatorium.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Murphy
Beck	King	Nelson, G. Forks
Benson	Kirkelde	Nelson, Richland
Carey	Kretschmar	Paulson
Drown	Levang	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Sikes
Hamerly	Martin	Stenmo
Hamilton	Morkrid	Thoreson
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Hunt	Welford
Haggart	Pendray	Zieman

So the bill passed as amended, and the title was agreed to.

Senate Bill No. 226.

A Bill for an Act to Amend and Re-Enact Section 8559 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Service of Citations Issuing Out of Probate Court.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Nelson, Richland
Cahill	Kirkeide	Paulson
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Pendray	Welford
Hunt		

So the bill passed, and the title was agreed to.

Mr. McBride offered the following amendment to Senate Bill No. 197.

In the engrossed bill on line 2 of Section 1, following the word "amended," insert the words "and re-enacted."

Mr. McBride moved that the amendment be adopted.

Which motion prevailed, and the bill was so amended.

Senate Bill No. 197.

A Bill for an Act to Amend and Re-Enact Section 10605 of the Compiled Laws of North Dakota for 1913, Relating to Preliminary Examinations.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Mostad
Beck	Hyland	Murphy
Benson	King	Nelson, G. Forks
Cahill	Kirkeide	Nelson, Richland
Carey	Kretschmar	Paulson
Drown	Levang	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Rowe
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young

Those voting in the negative were: Mr. Jacobsen.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Pendray	Welford
Hunt	Sandstrom	Zieman

So the bill passed as amended, and the title was agreed to.
The Senate returned to the ninth order of business.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Kretschmar introduced:

Senate Bill No. 298.

A Bill for an Act Providing for the Liquidation of State Banks and Trust Companies Under the Supervision of the State Banking Board, and Providing for the Appointment of Receivers; Providing for Their Compensation and the Expenses and Accounting of Such Liquidation; Payment of Dividends to Creditors and Other Matters Connected With Such Liquidation of Said Insolvent Associations.

Was read the first and second time and referred to the Committee on Banks and Banking.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 191.

A Bill for an Act to Amend and Re-Enact Section 336 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Leasing of School Lands and Providing for the Appraisal and Sale of Improvements Thereon, and Declaring an Emergency.

Was read the first and second time and referred to the Committee on Public Lands.

House Bill No. 177.

A Bill for an Act to Amend and Re-Enact Section 3534 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Fees of Jurors.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 168.

A Bill for an Act Authorizing State Aid for the Establishment, Construction, Maintenance and Repair of Public Roads and Bridges, Making Appropriation Therefor; Assenting to the Act of Congress (H. R. 7617) Approved July 11, 1916; Creating a State Highway Commission and Prescribing Its Duties; Prescribing the Duties and Fixing the Salary of the State Engineer in Connection Therewith; Providing for the Disposition of Fines and Penalties; Amending Sections 2976n, 2976o, and 2976p of the Compiled Laws of North Dakota for the Year 1913, and Section 1946 of the Compiled Laws of North Dakota for the Year 1913, as Amended in Chapter 108 of the Session Laws of 1915; Repealing Sections 602 to 607 Inclusive of the Compiled Laws of North Dakota for the Year 1913, Emergency.

Was read the first and second time and referred to the Committee on Highways, Bridges and Ferries.

House Bill No. 158.

A Bill for an Act to Fix and Limit Attorney's Fees and All Costs on the Foreclosure of Real Estate Mortgages.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 156.

A Bill for an Act to Amend and Re-Enact Section 1008 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election Returns.

Was read the first and second time and referred to the Committee on Elections and Election Privileges.

House Bill No. 155.

A Bill for an Act to Amend and Re-Enact Sections 967 and 968 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Delivery of Poll Books and Ballot Boxes.

Was read the first and second time and referred to the Committee on Elections and Election Privileges.

House Bill No. 151.

A Bill for an Act to Amend Section 2702 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 263 of the Session Laws of North Dakota for the Year 1915, and to Amend Section 2706 of Said Compiled Laws, Relating to the Reimbursement and Indemnification of Owners of Tubercular Cattle.

Was read the first and second time and referred to the Committee on Live Stock.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 10, 1917.

Mr. President:

I have the honor to transmit herewith the following concurrent resolution:

CONCURRENT RESOLUTION

WHEREAS, Monday, February 12, 1917, being Lincoln's Birthday, and a legal holiday;

Now, Therefore, Be It Resolved, By the House of Representatives, the Senate concurring:

That when we meet Monday, February 12, we meet in joint session at 3:30 o'clock, for the Lincoln Birthday exercises.

Which the House adopted, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

INTRODUCTION, FIRST AND SECOND READING OF
HOUSE BILLS

House Bill No. 144.

A Bill for an Act Withdrawing From Sale Certain School Lands in Dunn County, North Dakota.

Was read the first and second time and referred to the Committee on Public Lands.

House Bill No. 141.

A Bill for an Act Relating to Procedure in Certain Action for Divorce, Annulment of Marriage.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 137.

A Bill for an Act to Amend Section 1833 of the Compiled Laws of 1913, Relating to Allowances and Payment of Estimates Upon Contracts for the Construction of Public Buildings.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 138.

A Bill for an Act to Amend and Re-Enact Sections 4890 and 4891 of the Compiled Laws of North Dakota, for the Year 1913, Relating to the Consolidation and Re-Insurance of Domestic Insurance Companies, Transacting Business of Life, Accident or Health Insurance.

Was read the first and second time and referred to the Committee on Education.

House Bill No. 122.

A Bill for an Act to Appropriate Five Thousand Dollars to the Use of the Commissioner of Agriculture and Labor, to Be Used by Him to Investigate, Prepare and Carry Out Plans for the Establishment of a State Employment Bureau.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 121.

A Bill for an Act to Repeal Chapter 234 of the Session Laws of North Dakota for the Year 1915, Relating to the State Board of Immigration.

Was read the first and second time and referred to the Committee on Immigration.

House Bill No. 110.

A Bill for an Act Authorizing the Commissioner of Insurance to Examine Fire Rating Bureaus; Forbidding Discriminatory Rates, and Requiring Written Variation to Be Filed; Requiring Fire Insurance Companies to Maintain or Be Member of Rating Bureau; Providing That Risks Be Inspected; Requiring Rating Agreements to Be Submitted to Commissioner of Insurance; Also Providing for Review by Commissioner of Insurance of Rates Fixed by Bureau, and Proceedings Under Appeal From Order of Commissioner, and Penalty for Violation Thereof. Exempting County Companies.

Was read the first and second time and referred to the Committee on Insurance.

House Bill No. 101.

A Bill for an Act Creating a Commission Herein Designated as the Killdeer Mountain Park Commission for the Purpose of Investigation as to the Advisability and Cost of Purchasing by the State or Federal Government of the Killdeer Mountains, Dunn County, North Dakota, for the Purpose of Establishing There a Park and Game and Fish Preserve.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 88.

A Bill for an Act to Amend and Re-Enact Section 17, of Chapter 172, Laws of 1915.

Was read the first and second time and referred to the Committee on Insurance.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 59.

A Bill for an Act to Amend and Re-Enact Section 4630 of the Compiled Laws of North Dakota for 1913, Relating to the Making of Annual Reports by Railroad Corporations.

Also,

Concurrent Resolution (Lathrop):

To Provide for the Creation of a Special Committee to Investigate and Report on Legislation Necessary for the Relief of Floods.

Also,

House Bill No. 26.

A Concurrent Resolution.

Also,

House Bill No. 40.

A Bill for an Act Transferring From the Fund Appropriated to the Secretary of the Tax Commission, Under Subdivision 18, Chapter 43, of the Session Laws of 1915, the General Budget, the Sum of \$1,551.45 to the Funds Appropriated for Clerk Hire and Assitants for the Tax Commission Under Subdivision 18, With an Emergency Clause.

Also,

House Bill No. 73.

A Bill for an Act to Amend and Re-Enact Section 752 of the Compiled Laws of the State of North Dakota, for the Year 1913, Relating to the Boundaries of and Terms of Court in the Sixth Judicial District.

And the President signed the same in the presence of the Senate.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Gibbens moved that the Senate do now take up the concurrent resolution from the House with reference to Lincoln's Birthday.

Which motion prevailed, and the concurrent resolution was considered.

Mr. Gibbens moved that the Senate concur in the House concurrent resolution in regard to Lincoln's Birthday.

Which motion prevailed.

Mr. Gibbens moved that the Senate take a recess until 1 o'clock Monday afternoon, February 12, 1917.

Which motion prevailed.

W. J. PRATER,
Secretary.

 FORTY-FIRST DAY AFTER RECESS

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 12, 1917.

The Senate convened at 1 o'clock, pursuant to recess taken, the President presiding.

PETITIONS AND COMMUNICATIONS

A petition against any change in the present Sunday laws, signed by nineteen persons, was received by Mr. Ettestad.

A petition against any change in the present Sunday law, signed by 20 persons, was received by Mr. Paulson.

A resolution passed by the First Presbyterian Church of Walhalla against legalized public amusements on Sunday, was received by the Senate.

Mr. Stenmo moved that House Bill No. 87, which was recalled by the House, be messaged back to the House.

Which motion prevailed.

Mr. McCarten moved that the rules be suspended and that introduction of bills be permitted at this time.

Which motion prevailed.

 INTRODUCTION, FIRST AND SECOND READING OF
SENATE BILLS

Mr. Martin introduced:

Senate Bill No. 299.

A Bill for an Act to Permit the Sale of Pure Tobacco Products to Persons Except Minors.

Was read the first and second time and referred to the Committee on Public Health.

Mr. Putnam introduced:

Senate Bill No. 300.

A Bill for an Act Locating the Asylum for the Insane, Authorized by the Amendment to the Constitution of North Dakota, Which Was Approved by the Electors of the State

at the Last General Election, at or Near the City of Carrington, Foster County.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Lindstrom introduced:

Senate Bill No. 301.

A Bill for an Act Amending and Re-Enacting Section 696 of the Compiled Laws of North Dakota, 1913, Relating to Filling Vacancies.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Welford introduced:

Senate Bill No. 302.

A Bill for an Act Providing for the Distribution of the State General, County General, County Bridge, County Road, School District, Township or Village Funds of Certain Revenue Collected from Tax Sales, Grain Tax and Personal Property Tax.

Was read the first and second time and referred to the Committee on Ways and Means.

Mr. King introduced:

Senate Bill No. 303.

A Bill for an Act to Appropriate \$10,000.00 for Fairs to Be Held in 1917 and 1918 Under Auspices of the North Dakota State Agricultural Association, in the City of Bismarck.

Was read the first and second time and referred to the Committee on Appropriations.

Mr. King introduced:

Senate Bill No. 304.

A Bill for an Act to Provide That Persons Sentenced for Offenses Against the Laws of the State of North Dakota or Against the City Ordinances of Cities, or Against the Ordinances of Villages, May Be Compelled to Perform Labor Upon the Highways and Public Streets.

Was read the first and second time and referred to the Committee on Ways and Means.

Mr. Martin introduced:

Senate Bill No. 305.

A Bill for an Act Making It Unlawful for Any Person to Contribute or Solicit Money on the First Day of the Week, for Charity or Other Purposes, and Prescribing Penalty for Violating the Same.

Was read the first and second time and referred to the Committee on Judiciary.

Mr. Hamilton introduced:

Senate Bill No. 306.

A Bill for an Act Requiring Persons Authorized to Take Acknowledgments, or Sign Public Documents, to Write the Name Legibly, and Prescribing a Penalty for Violating the Same.

Was read the first and second time, and referred to the Committee on Judiciary.

Mr. Sikes introduced:

Senate Bill No. 307.

A Bill for an Act to Require That All Contracts for the Furnishing of Gasoline, Kerosene, Distillates and Lubricating Oils Used by the Various State Offices, State Departments and State Institutions Shall Be Let to the Lowest Competitive Bidder.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Gibbens introduced:

Senate Bill No. 308.

A Concurrent Resolution Amending and Re-Enacting Section 185 of Article 12 of the Constitution of the State of North Dakota, Providing That the State May Extend Aid in the Establishment of Industrial Enterprises.

Was read the first and second time, and referred to the Committee on State Affairs.

Mr. Gibbens introduced:

Senate Bill No. 309.

A Bill for an Act Defining the Crime of Corrupt Practice, Making It Unlawful for Certain Officials, Deputies, Clerks and Employees to Engage in Political Activities, and Providing Penalties for the Violation Thereof.

Was read the first and second time, and referred to the Committee on Judiciary.

Mr. Morkrid introduced:

Senate Bill No. 310.

A Bill for an Act, Entitled an Act to Extend the Statutory Right of Recision and Cancellation to All Sales and Contracts of Sale, and to Declare Void All Agreements and Notices Which Attempt to Modify, Restrict or Annul Such Right.

Was read the first and second time, and referred to the Committee on Judiciary.

Mr. Haggart introduced:

Senate Bill No. 311.

A Bill for an Act Relating to Drains, Drainage and Proceedings in Regard to Same.

Was read the first and second time, and referred to the Committee on Irrigation and Drainage.

Mr. Allen introduced:

Senate Bill No. 312.

A Bill for an Act to Repeal Section 2118 of the 1913 Compiled Laws of North Dakota, Relating to Manner of Listing Property Subject to Taxation.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

Mr. King introduced:

Senate Bill No. 313.

A Bill for an Act to Amend Sections 2141 and 2142 of the Compiled Laws of 1913, and Provide for the Transfer of

Records and Papers Pertaining to Assessment and Taxation from the Office of the State Auditor to the Office of the State Tax Commission.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Messrs. Drown and Kirkeide introduced:

Senate Bill No. 314.

A Bill for an Act Creating a Uniform State Grade for Wheat, Oats, Barley, Rye, Flax and All Other Grains, Seeds and Agricultural Products; Creating and Establishing the Office of State Inspector of Grades, Weights and Measures, and Providing for the Deputies; Fees for Same, and Providing for State Aid for Marketing Facilities, and the Establishment of State-Owned Marketing Places, and Providing for Inspection of Licensed Warehouses by Comptent Accountants and Expert Grainmen, and Authorizing the Employment of Such Accountants, and Making an Appropriation Therefor; and Providing Penalties for the Violation of Any of the Provisions of This Act.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Gibbens introduced:

Senate Bill No. 315.

A Bill—A Concurrent Resolution—Appropriation to Meet a Deficiency for the Per Diem of Officers and Employees of the Senate and House of Representatives, Fifteenth Legislative Assembly.

Was read the first and second time and referred to the Committee on Appropriations.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Drown asked unanimous consent to withdraw Senate Bill No. 162.

There being no objection, the bill was so withdrawn.

Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FORTY-SECOND DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 12, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Roll call.

All members present except Messrs. Pendray, Ployhar, Sandstrom and Zieman.

Mr. Cahill moved that all absent members be excused.

Which motion prevailed, and they were excused.

Mr. Gibbens moved that the Senate take a recess until 3:30, February 12, 1917.

Which motion prevailed.

AFTER RECESS

The Senate reassembled, the President presiding.

Committee from the House announced that the House was ready to meet the Senate in Joint Session.

Mr. Rowe moved that the Senate do now proceed to join the House in Joint Session, for the purpose of hearing the Lincoln's day exercises.

Which motion prevailed.

The Senate reassembled, the President presiding.

Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FORTY-THIRD DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 13, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Postlethwaite.
Roll call.

All members present, except Mr. Sandstrom.

Mr. Wénstrom moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the forty-first day have carefully examined the same, and recommend that the same be corrected as follows:

On page 4, in line 7, strike out the words "Mr. Kirkeide" and insert in lieu thereof the words "Messrs. Drown and Kirkeide."

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

A petition in favor of Senate Bill No. 86, signed by eleven persons, was received by Mr. Sikes.

A petition opposing any change in the present game law, signed by 8,048 persons, was received by the Senate.

A petition against the passage of Senate Bill No. 81, signed by one person, was received by the Senate.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 192.

A Bill for an Act to Amend and Re-Enact Section 44 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, Relating to Legislative Apportionment.

Also Senate Bill No. 197.

A Bill for an Act to Amend and Re-Enact Section 10605 of the Compiled Laws of North Dakota for 1913, Relating to Preliminary Examinations.

Also Senate Bill No. 228.

A Bill for an Act to Amend and Re-Enact Section 2588 of the Compiled Laws of North Dakota for the Year of 1913, as Amended by Section 1 of Chapter 264 of the Session Laws of North Dakota for the Year 1915, Relating to the Cost of Maintenance of Patients in the State Tuberculosis Sanatorium.

And find the same correctly re-engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 164.

A Bill for an Act to Appropriate Funds to Provide for the General Maintenance, and the Payment of Premiums at the North Dakota State Fair at Grand Forks in 1917, and at the North Dakota State Fair at Fargo in 1918, as Provided for in Sections 1847 to 1859 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 129.

A Bill for an Act Appropriating Money to Reimburse W. A. Stickley for Services Performed for the Board of Immigration.

Also Senate Bill No. 174.

A Bill for an Act Authorizing an Appropriation to Provide Funds for the Payment of Expenses Incurred in Actions Brought to Release Insane Persons, as Provided by Section 2562 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 189.

A Bill for an Act to Appropriate \$400.00 to Provide Funds for the Payment of Burial Expenses of Certain Inmates of

the Reform School or Penitentiary, as Provided by Section 11302 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 148.

A Bill for an Act to Appropriate \$2,000 to Pay the Premium on the State Treasurer's Bond for the Term Covered by the Years 1919-1920, as Authorized Under Chapter 246 of the Session Laws of North Dakota for 1915.

Also Senate Bill No. 186.

A Bill for an Act to Appropriate \$500.00 for the Payment of the Cost of Lists of New Taxable Lands in 1918 and 1919, as Prescribed by Section 2222, Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 182.

A Bill for an Act to Appropriate \$9,380.21 to Be Used as a Book Credit to Balance the Books of the State Auditor and the State Treasurer, to Wipe Out a Deficiency in the Public Printing Account, Which Appears on the Books of the State Auditor and State Treasurer July 1, 1915.

Also Senate Bill No. 132.

A Bill for an Act to Reimburse Doctor E. F. Ladd, President of the Agricultural College of North Dakota for Expenses Incurred by Him in His Defense of Legal Actions Brought Against Him by Certain Corporations in Connection With His Enforcement of the Pure Food Laws of the State.

Also Senate Bill No. 153.

A Bill for an Act to Appropriate \$300 to Provide Funds for the Burial of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion, and Erection of Headstones Therefor, as Authorized by Sections 3181, 3182, 3183 and 3184 of the Compiled Laws of North Dakota for 1913.

Also Senate Bill No. 114.

A Bill for an Act to Amend and Re-Enact Section 9233 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports Prohibited on Sunday.

Also Senate Bill No. 82.

A Bill for an Act to Amend and Re-Enact Section 1346 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 133 of the Session Laws of 1915, Relating to Medical Inspection of Pupils in Public Schools.

Also Senate Bill No. 77.

A Bill for an Act Relating to Railroad Rates in This State and to Increase the Powers and Further Define the Duties of the Board of Railroad Commissioners in Relation to the Same and to Define, Prevent, and Punish Unjust Discrimination in the Rates Charged for the Transportation of Freight on Railroads in This State, and Prohibiting Any Railway Company Doing Business in This State, From Charging or Receiving Any Greater Compensation for the Transportation of a Like Kind or Class and Quantity of Property or Freight of Any Description for a Shorter Than for a Longer Distance Over the Same Line and Empowering and Directing the Board of Railroad Commissioners to Make and Promulgate a Schedule of Reasonable Maximum Rate of Charges for the Trans-

portation of Freight and Cars and Vesting Said Board of Railroad Commissioners With Power of Classification of Freight and of Rates and Railroads and Prescribing a Mode of Procedure and Rules of Evidence in Relation Thereto and Providing Penalties and Punishments for Violations of the Provisions Thereof.

Also Senate Bill No. 218.

A Bill for an Act Fixing the Limit of Composition and Specifying the Form of Labeling or Marking, and Providing a Penalty for the Violation of the Statute.

Also Senate Bill No. 187.

A Bill for an Act to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for 1915; and Making an Appropriation of \$25,000.00, Which Shall Be Known as the State Contingency Fund.

Also Senate Bill No. 163.

A Bill for an Act to Appropriate Money for the Purpose of Providing a Book Credit to Be Used by the State Auditor and State Treasurer to Cover a Deficiency Appearing July 1, 1915, in the Account Known as "Transportation Convicts to Penitentiary."

Also Senate Bill No. 188.

A Bill for an Act to Appropriate \$1,500.00 to Provide Funds for the Payment of Fees and Expenses of Appraisers of Inheritances, Devises, Bequests, Legacies and Gifts, as Provided for in Section 8991 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 165.

A Bill for an Act to Appropriate Money for the Care of Insane Patients at the Hospital for the Insane Charged to the State at Large, as Provided Under Sections 261 and 2576 of the Compiled Laws of 1913 for North Dakota.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:
Senate Bill No. 176.

A Bill for an Act Authorizing North Dakota Board of University and School Lands to Take Such Action as Will Insure to the State of North Dakota and the North Dakota Agricultural College, Possession and Title to 640 Acres of Land Transferred From Common Schools Land Grant by Legislative Act in 1891, and Making Appropriation Therefor.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 140.

A Bill for an Act Providing for the Repairing of the Senate Chamber of the State Capitol Building, and Making an Appropriation Therefor.

Have had the same under consideration, and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 172.

A Bill for an Act to Appropriate \$1,200.00 for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons, Together With Postage, Telegrams, Telephone, Printing, Etc.

Have had the same under consideration, and recommend that the same be amended as follows:

Strike out the figures "\$1,200.00" in the title and insert in lieu thereof the figures "\$900.00" in the printed bill.

And also strike out the figures "\$1,200.00" in line 3, printed bill, and insert the figures "\$900.00" in lieu thereof.

Also in Original Bill insert the Enacting Clause.

And when so amended, recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 184.

A Bill for an Act to Appropriate \$5,000.00 to Aid in Educational Work Being Carried on by the North Dakota Anti-Tuberculosis Association, and the Prevention of the Spread of Tuberculosis.

Have had the same under consideration, and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 150.

A Bill for an Act to Appropriate \$12,000 for Carrying on the Work Prescribed as Farmers' Institutes.

Have had the same under consideration, and recommend that the same be amended as follows:

In the Original Bill insert the Enacting Clause.

And when so amended, recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed; and the report of the committee was adopted.

Also Senate Bill No. 90.

A Bill for an Act Locating the Asylum for the Insane Authorized by the Amendment to the Constitution of the State of North Dakota Which Was Approved by the Electors of the State at Last General Election, at or Near the City of Rugby, Pierce County, and Making an Appropriation Therefor.

Have had the same under consideration, and recommend that the same be amended as follows:

In the printed bill, strike out the words "and Making an Appropriation Therefor," at end of Title.

Also strike out comma (,) after "County" and insert period (.)

Also strike out all of Section 2 of printed bill.

And when so amended, recommend that same be re-referred to Committee on Ways and Means.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON BANKS AND BANKING

The Committee on Banks and Banking made the following report:

Mr. President:

Your Committee on Banks and Banking, to whom was referred:

Senate Bill No. 14.

A Bill for an Act to Amend Section 5179 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 55 Session Laws of 1915, Relating to the Department of State Examiner.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 11 of the printed bill strike out the word "fifteen" and insert in lieu thereof the word "ten."

And when so amended, recommend the same do pass.

P. T. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 147.

A Bill for an Act to Amend and Re-Enact Section 5168 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Responsibility of Shareholders in Banking Corporations.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 146.

A Bill for an Act Providing the Amount of Capital Stock Required of Associations Doing a Banking Business in This State, and Providing a Method of Computing Same.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 177.

A Bill for an Act to Amend and Re-Enact Section 3534 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Fees of Jurors.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 10 of the printed bill, strike out the word "one" and insert in lieu thereof the word "four."

And when so amended, recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 255.

A Bill for an Act Giving the Owner of a Dwelling House, or of a Rooming House That He Rents, a Lien for the Rent Thereof on the Household Furniture and Other Property Therein of the Tenant Until Said Rent Is Paid; Providing for the Sale of Such Property If Said Rent Is Not Paid, and Providing for the Disposition of Any Surplus Proceeds There Might Be From Such Sale.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 158.

A Bill for an Act to Fix and Limit Attorney's Fees and All Costs on the Foreclosure of Real Estate Mortgages.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

Mr. President:

Your Committee on Elections, to whom was referred:

House Bill No. 79.

A Bill for an Act to Amend and Re-Enact Section 1 of Chapter 148 of the Session Laws of North Dakota for the Year 1915, Relating to the Compensation of Election Officers.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

F. T. GRONVOLD,
Chairman.

Mr. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 160.

A Bill for an Act to Amend and Re-Enact Section 1151 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Officers in Common School Districts.

Have had the same under consideration, and recommend that the same do pass.

F. T. GRONVOLD,
Chairman.

Mr. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

House Bill No. 24.

A Bill for an Act Making It the Duty of the Pure Food Commissioner the Inspector of Hotels.

Have had the same under consideration, and recommend that the same be amended as follows:

On line 10, page 1, of the printed bill, after the figures "1913," insert the following: "as amended by Chapter 170, Session Laws of 1915."

And when so amended, recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 198.

A Bill for an Act for the Destruction of Predatory Animals.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 11 strike out the word "the" and in lieu thereof insert the word "a." Also strike off the letter "s" in the word "newspapers," making it "newspaper."

In line 11, after the word "newspaper," add "published in the County where said work is to be carried on ten days prior to the commencement of said work in such County."

In Section 3, line 3, after the word "bienneum," add the following: "or as much thereof of said sum, as is necessary to be used to equal the amount appropriated by the Federal Government for said purpose."

And when so amended, recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 42.

A Bill for an Act to Amend and Re-Enact Section 1 of Chapter 188 of the Laws of North Dakota for 1915, Making the State Food Commissioner Ex-Officio State Inspector of Oils, and Providing for the Appointment of Deputies and Their Salaries.

Have had the same under consideration, and recommend that the same be amended as follows:

After the words "Section" and figure "1," insert the word "amendment" in the preamble.

Strike out Section 3.

And when so amended, recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 247.

A Bill for an Act to Amend and Re-Enact Section 4 of Chapter 179 of the Session Laws of North Dakota for 1915, Relating to Compensation of Juvenile Commissioners.

Have had the same under consideration, and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 162.

A Bill for an Act Creating a Uniform Act for the State Grading of Wheat, Oats, Barley, Flax and Other Grains.

Hereby return bill as requested. Same having been withdrawn by request of author.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:
Mr. President:

Your Committee on Public Health, to whom was referred:
House Bill No. 87.

A Bill for an Act to Require Any Person, Firm, or Corporation Having Charge of Any Depot, Hotel, Lodging House, Restaurant, Pool Hall, Barber Shop, or Public Place to Post in a Conspicuous Place Therein, Literature and Posters Prepared by the North Dakota Anti-Tuberculosis Association and to Prescribe Penalty for Violation Thereof.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. J. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 91.

A Bill for an Act Requiring Every Person Who Handles Meat in a Butcher Shop, Meat Market or Place Where Meat Is Sold to Procure a Certificate of Health.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. J. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC PRINTING

The Committee on Public Printing made the following report:

Mr. President:

Your Committee on Public Printing, to whom was referred:

Senate Bill No. 204.

A Bill for an Act to Amend and Re-Enact Section 3307 of the Compiled Laws of North Dakota for the Year 1913, Relating to Official Newspapers.

Have had the same under consideration, and recommend that the same be amended as follows:

In lines 8 and 9 of the printed bill, strike out the words "one of which newspapers shall be a daily newspaper if there is one within the County," and insert in lieu thereof the words: " Provided further, that where there is a qualified daily newspaper published within the County it shall also be designated."

And when so amended recommend the same do pass.

P. J. MURPHY,
Chairman.

Mr. Murphy moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

COMMUNICATION FROM THE GOVERNOR

The following communication was received from the Governor:

February 13, 1917.

To the Honorable Members of the Senate:

Gentlemen:

You are hereby informed that I have approved and filed with the Secretary of State, Senate Bill No. 6, An Act Relating to Compensation for Wrongful Imprisonment of Innocent Persons.

Also Senate Bill No. 9, An Act to Amend and Re-Enact Section 8122 of the Compiled Laws of North Dakota for 1913 as Amended by Chapter 180 of the Laws of 1915, Relating to Foreclosure of Land Contracts.

Also Senate Bill No. 36, An Act to Establish a Trade Mark for North Dakota Products; to Provide Standards for Products on Which the Trade Mark May Be Used; to Provide for Proper Registration and Licensing and Other Things in Connection with the Use of Said Trade Mark.

Respectfully yours,

LYNN J. FRAZIER,

Governor.

MOTIONS AND RESOLUTIONS

Mr. McCarten moved that the rules be suspended and that the standing committees be allowed until the fiftieth day to report back bills.

Which motion prevailed.

Mr. McGray moved that the vote by which Senate Bill No. 87 was to be messaged back to the House be reconsidered.

Which motion prevailed.

Mr. McGray moved that the vote by which Senate Bill No. 87 passed, be reconsidered.

Roll call was demanded.

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Re-

removal of County Seats and Prescribing Vote Required for Removal of County Seats, in Counties Where County Seats Are Not Located on Railroad.

The question being on the motion to reconsider the vote by which Senate Bill No. 87 passed, the roll was called and there were ayes, 35; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hunt	Nelson, G. Forks
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Porter
Drown	Kretschmar	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sikes
Gibbens	McCarten	Thoreson
Gronvold	McGray	Young
Haggart	McLean	Zieman
Heckle	Morkrid	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ellingson	Martin	Stenmo
Hyland	Mortenson	Welford
Levang		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamerly	Nelson, Richland	Sandstrom
Hamilton	Ployhar	Wenstrom
Mostad		

So the motion prevailed, and the vote was reconsidered.

Mr. McGray moved that Senate Bill No. 87 be re-referred to the Committee on Counties.

Which motion prevailed, and the bill was so re-referred.

THIRD READING OF SENATE BILLS

Senate Bill No. 114.

A Bill for an Act to Amend and Re-Enact Section 9233 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports Prohibited on Sunday.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 26; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Morkrid
Beck	Hyland	Mostad
Cahill	Jacobsen	Nelson, G. Forks
Carey	Kirkeide	Porter
Englund	Kretschmar	Stenmo
Haggart	Lindstrom	Wenstrom
Hamerly	McBride	Young
Hamilton	McGray	Zieman
Hemmingsen	Martin	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	King	Pendray
Drown	Levang	Putnam
Ellingson	McCarten	Rowe
Ettestad	McLean	Sikes
Gibbens	Mortenson	Thoreson
Gronvold	Murphy	Welford
Heckle	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Nelson, Richland	Ployhar	Sandstrom

So the bill passed, and the title was agreed to.

Mr. Lindstrom moved that the vote by which Senate Bill No. 114 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 82.

A Bill for an Act to Amend Section 1, of Chapter 133, of the Session Laws of 1915, Relating to Medical Inspection of Pupils in the Public Schools.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Martin	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	Ployhar	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 77.

A Bill for an Act Relating to Railroad Rates in This State and to Increase the Powers and Further Define the Duties of the Board of Railroad Commissioners in Relation to the Same and to Define, Prevent, and Punish Unjust Discrimination in the Rates Charged for the Transportation of Freight on Railroads in This State, and Prohibiting Any Railway Company

Doing Business in This State, From Charging or Receiving Any Greater Compensation for the Transportation of a Like Kind or Class and Quantity of Property or Freight of Any Description for a Shorter Than for a Longer Distance Over the Same Line and Empowering and Directing the Board of Railroad Commissioners to Make and Promulgate a Schedule of Reasonable Maximum Rate of Charges for the Transportation of Freight and Cars and Vesting Said Board of Railroad Commissioners With Power of Classification of Freight and of Rates and Railroads and Prescribing a Mode of Procedure and Rules of Evidence in Relation Thereto and Providing Penalties and Punishments for Violations of the Provisions Thereof.

Was read the third time.

Mr. Englund offered the following amendment to Senate Bill No. 77:

Strike out all of Section 10, page 8 of the printed bill, after the word "Prosecution" in line 8.

Mr. Englund moved that the amendment be adopted.

Which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkelde	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Ettestad	Lindstrom	Rowe
Gibbens	McBride	Sikes
Gronvold	McCarten	Stenmao
Haggart	McGray	Thoreson
Hamerly	McLean	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman

Those voting in the negative were: Mr. Nelson of Grand Forks.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Martin	Sandstrom

So the bill passed, and the title was agreed to.

Mr. McCarten moved that the vote by which Senate Bill No. 77 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Lindstrom moved that Senate Bill No. 218 be re-referred to the Committee on Public Health.

Which motion prevailed, and the bill was so re-referred.

Senate Bill No. 187.

A Bill for an Act to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for 1915; and Making an Appropriation of \$25,000.00, Which Shall Be Known as the State Contingency Fund.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkelde	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Murphy	Zieman
Hemmingsen		

Those voting in the negative were: Mr. Young.

Absent and not voting:

Messrs.	Messrs.
McCarten	Mostad

So the bill passed, and the title was agreed to.

Senate Bill No. 163.

A Bill for an Act to Appropriate Money for the Purpose of Providing a Book Credit to Be Used by the State Auditor and State Treasurer to Cover a Deficiency Appearing on July 1, 1915, in the Account Known as "Transportation Convicts to Penitentiary."

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gronvold	Jacobsen
Beck	Haggart	King
Benson	Hamerly	Kirkelde
Cahill	Hamilton	Kretschmar
Carey	Heckle	Levang
Englund	Hemmingsen	Lindstrom
Ettestad	Hunt	McBride
Gibbens	Hyland	McCarten

McGray	Nelson, Richland	Stenmo
McLean	Pendray	Thoreson
Martin	Ployhar	Welford
Morkrid	Porter	Wenstrom
Mortenson	Putnam	Young
Mostad	Rowe	Zieman
Murphy	Sikes	

Those voting in the negative were: Mr. Paulson.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Nelson, G. Forks	Sandstrom
Ellingson		

So the bill passed, and the title was agreed to.

Senate Bill No. 164.

A Bill for an Act to Appropriate Funds to Provide for the General Maintenance, and the Payment of Premiums at the North Dakota State Fair at Grand Forks in 1917, and at the North Dakota State Fair at Fargo in 1918, as Provided for in Sections 1847 and 1859 of the Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Englund	Levang	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Martin	Wenstrom
Heckle	Morkrid	Young
Hemmingsen	Mortenson	Zieman
Hunt	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	Hamilton	Welford

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Nelson, G. Forks	Sandstrom
Lindstrom	Pendray	

So the bill passed, and the title was agreed to.

Senate Bill No. 129.

A Bill for an Act Appropriating Money to Reimburse W. A. Stickley for Services Performed for the Board of Immigration.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, Richland
Beck	Hyland	Paulson
Benson	Jacobsen	Ployhar
Cahill	King	Porter
Carey	Kirkelde	Putnam
Drown	Kretschmar	Rowe
Englund	McBride	Sikes
Ettestad	McLean	Stenmo
Gibbens	Martin	Thoreson
Gronvold	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Hamilton	Murphy	Young
Heckle	Nelson, G. Forks	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Levang	Mostad
Haggart	McCarten	Pendray
Lindstrom	McGray	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 174.

A Bill for an Act Authorizing an Appropriation to Provide Funds for the Payment of Expenses Incurred in Actions Brought to Release Insane Persons; as Provided by Section 2562 of the Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hunt	Nelson, G. Forks
Benson	Hyland	Ne'son, Richland
Cahill	Jacobsen	Paulson
Carey	King	Ployhar
Drown	Kirkelde	Porter
Ellingson	Kretschmar	Putnam
Englund	Levang	Rowe
Ettestad	McBride	Sikes
Gibbens	McCarten	Stenmo
Gronvold	McLean	Thoreson
Haggart	Martin	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lindstrom	Pendray	Sandstrom
McGray		

So the bill passed, and the title was agreed to.

Senate Bill No. 189.

A Bill for an Act to Appropriate \$400 to Provide Funds for the Payment of Burial Expenses of Certain Inmates of the Reform School or Penitentiary, as Provided by Section 11302 of the Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Drown	Levang	Putnam
Ellingson	McBride	Rowe
Ettestad	McCarten	Sikes
Gibbens	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zleman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Lindstrom	Nelson, Richland
Gronvold	McGray	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 148.

A Bill for an Act to Appropriate \$2,000 to Pay the Premium on the State Treasurer's Bond for the Term Covered by the Years 1919-1920, as Authorized Under Chapter 246 of the Session Laws of North Dakota for 1915.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	McBride
Beck	Heckle	McCarten
Benson	Hemmingsen	McLean
Cahill	Hunt	Martin
Carey	Hyland	Morkrid
Drown	Jacobsen	Mortenson
Ellingson	King	Mostad
Englund	Kirkeide	Murphy
Ettestad	Kretschmar	Nelson, G. Forks
Gibbens	Levang	Nelson, Richland
Gronvold	Lindstrom	Paulson

Messrs.	Messrs.	Messrs.
Ployhar	Sikes	Wenstrom
Porter	Stenmo	Young
Putnam	Thoreson	Zieman
Rowe	Welford	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	McGray	Sandstrom
Hamerly	Pendray	

So the bill passed, and the title was agreed to.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS.

Mr. Drown moved that the rules be suspended and Mr. Wenstrom be allowed to introduce a bill.

Which motion prevailed.

Mr. Allen moved that the President appoint a committee of five to which bills be first referred before the Senate is asked to suspend the rules and allow the introduction of bills.

Which motion prevailed.

And the President appointed as such committee Messrs. Allen, Ettestad, Rowe, McCarten and Nelson of Richland.

Mr. Hyland moved that the President appoint a committee of three to investigate the present status of House Bill No. 171.

Which motion prevailed, and the President appointed as such committee Messrs. McCarten, Gronvold and Allen.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Wenstrom introduced:

Senate Bill No. 316.

A Bill for an Act Defining the Fourteenth Judicial District and Providing for Holding Terms of Court Therein.

Was read the first and second time, and referred to the Committee on Judiciary.

THIRD READING OF SENATE BILLS

Senate Bill No. 186.

A Bill for an Act to Appropriate \$600.00 to Provide Funds for the Payment of the Cost of the Lists of New Taxable Lands in 1918 and 1919, as Prescribed by Section 2222, Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Carey	Ettestad
Beck	Drown	Gibbens
Benson	Ellingson	Gronvold
Cahill	Englund	Haggart

Messrs.	Messrs.	Messrs.
Hamerly	McBride	Pendray
Hamilton	McCarten	Ployhar
Heckle	McGray	Porter
Hemmingsen	McLean	Putnam
Hunt	Martin	Rowe
Hyland	Morkrid	Sikes
Jacobsen	Mortenson	Stenmo
King	Mostad	Thoreson
Kirkeide	Murphy	Welford
Kretschmar	Nelson, G. Forks	Wenstrom
Levang	Nelson, Richland	Young
Lindstrom	Paulson	Zieman

Absent and not voting: Mr. Sandstrom.

So the bill passed, and the title was agreed to.
Senate Bill No. 182.

A Bill for an Act to Appropriate \$9,380.21 to Be Used Only as Book Credit to Balance the Books of the State Auditor and the State Treasurer, and Wipe Out a Deficiency in the Public Printing Account Which Appears on the Books of the State Auditor and Treasurer July 1, 1915.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Murphy
Beck	King	Nelson, G. Forks
Benson	Kirkeide	Paulson
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Martin	Welford
Heckle	Morkrid	Wenstrom
Hemmingsen	Mortenson	Young
Hunt	Mostad	Zieman
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Hamilton	Pendray
Carey	Nelson, Richland	Sandstrom

So the bill passed, and the title was agreed to.

Mr. Gibbens moved that Senate Bill No. 132 be re-referred to the Committee on Appropriations.

Which motion prevailed, and the bill was so re-referred.

Senate Bill No. 153.

A Bill for an Act to Appropriate \$300 to Provide Funds for the Burial of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion, and Erection of Headstones Therefor, as Authorized by Sections 3181,

3182, 3183 and 3184 of the Compiled Laws of North Dakota for 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Mortenson
Beck	Hemmingsen	Murphy
Benson	Hunt	Nelson, G. Forks
Cahill	Hyland	Nelson, Richland
Carey	Jacobsen	Ployhar
Drown	King	Porter
Ellingson	Kirkeide	Putnam
Englund	Kretschmar	Rowe
Ettestad	Levang	Sikes
Gibbens	McBride	Thoreson
Gronvold	McGray	Welford
Haggart	McLean	Wenstrom
Hamerly	Martin	Young
Hamilton	Morkrid	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lindstrom	Paulson	Sandstrom
McCarten	Pendray	Stenmo
Mostad		

So the bill passed, and the title was agreed to.

Senate Bill No. 188.

A Bill for an Act to Appropriate \$1,500.00 to Provide Funds for the Payment of Fees and Expenses of Appraisers of Inheritances, Devises, Bequests, Legacies and Gifts, as Provided for in Section 8991 of the Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Mostad
Beck	Jacobsen	Murphy
Benson	King	Nelson, G. Forks
Cahill	Kirkeide	Nelson, Richland
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Gibbens	Lindstrom	Putnam
Gronvold	McBride	Rowe
Haggart	McGray	Sikes
Hamerly	McLean	Thoreson
Hamilton	Martin	Wenstrom
Heckle	Morkrid	Young
Hemmingsen	Mortenson	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	McCarten	Sandstrom
Englund	Paulson	Stenmo
Ettestad	Pendray	Welford

So the bill passed, and the title was agreed to.

Senate Bill No. 165.

A Bill for an Act to Appropriate Money for the Care of Insane Patients at the Hospital for the Insane Charged to the State at Large, as Provided Under Sections 251 and 2576 of the Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mostad
Beck	Hyland	Murphy
Benson	Jacobsen	Nelson, G. Forks
Cahill	King	Nelson, Richland
Carey	Kirkeide	Paulson
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sikes
Gronvold	McGray	Thoreson
Haggart	McLean	Welford
Hamerly	Martin	Wenstrom
Hamilton	Morkrid	Young
Heckle	Mortenson	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Pendray	Sandstrom	Stenmo

So the bill passed, and the title was agreed to.

Mr. Jacobsen moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

Courtesies of the floor were extended to:

B. F. Whipple, Fessenden, North Dakota;
 Fred Jansonius, Fessenden, North Dakota;
 Hampden Lyness, Fessenden, North Dakota;
 Leo McKeever, Dickinson, North Dakota;
 W. I. MacBride, Minneapolis, Minnesota;
 John T. Charmley, Mott, North Dakota;
 Hon. O. J. Sorlie, Buxton, North Dakota;
 R. B. Wilcox, Oakdale P. O., North Dakota, and
 C. P. Kjelstrup, Parshall, North Dakota.

W. J. PRATER,
 Secretary.

FORTY-FOURTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 14, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Jackson.

Roll call.

All members present except Mr. Sandstrom.

Mr. Cahill moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the fortieth day have carefully examined the same and recommend that the same be corrected as follows:

On page 20 strike out the word "Setnmo" and insert in lieu thereof the name "Stenmo."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the forty-third day have carefully examined the same and recommend that the same be corrected as follows:

On page 8 in line 21 strike out the words "F. F. Gronvold" and insert in lieu thereof the name "F. T. Gronvold." Do same in line 32.

Page 12, between lines 33 and 34, insert "THIRD READING OF SENATE BILLS."

On page 18, line 9, strike out figures "44" and insert in lieu thereof the figures "43;" also strike out figure "5" and insert in lieu thereof the figure "6."

Between lines 38 and 39 insert the following:

"Courtesies of the floor were extended to:

"B. F. Whipple, Fessenden, North Dakota;

"Fred Jansonius, Fessenden, North Dakota;

"Hampden Lyness, Fessenden, North Dakota;

"Leo McKeever, Dickinson, North Dakota;

"W. I. MacBride, Minneapolis, Minnesota;

"John T. Charmley, Mott, North Dakota;

"Hon. O. J. Sorlie, Buxton, North Dakota;

"R. B. Wilcox, Oakdale P. O., North Dakota, and

"C. P. Kjelstrup, Parshall, North Dakota."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

The members and employees of the Fifteenth Legislative Assembly and their friends are cordially invited to attend the moving picture show to be given at the State Penitentiary this evening.

Conveyances from the Penitentiary will be at your disposal in front of the hotels at 6:45 P. M. but if there should not be accommodation for everyone, try and find your way out to the Penitentiary this evening by 7 P. M.

A petition against the passage of a law which would allow an open Sunday was received from the Board of Trustees of Jamestown College.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 54.

A Bill for an Act to Make It Unlawful for Any Person or Persons to Represent Himself or Herself Falsely as Blind, Deaf, Dumb, Crippled, or Otherwise Physically Defective, and Providing a Penalty for the Violation Thereof.

And the President signed the same in the presence of the Senate.

PETITIONS AND COMMUNICATIONS

A petition against the passage of any law which would allow an open Sunday was received from the Styordalen Lutheran Church of Grand Forks County, North Dakota.

A petition against an open Sunday, signed by 17 persons, was received by Mr. Hemmingsen.

A petition against an open Sunday, signed by 12 persons, was received by Mr. Levang.

A petition against an open Sunday, signed by 25 persons, was received by Mr. Drown.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 140.

A Bill for an Act Providing for the Repairing of the Senate Chamber of the State Capitol, and Making an Appropriation Therefor,

Also Senate Bill No. 172.

A Bill for an Act to appropriate \$300 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons, Together With Postage, Telegrams, Telephone Tolls, Printing and Other Necessary Expenses Incurred by Such Board as Provided for in Section 11108 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 184.

A Bill for an Act to appropriate \$5,000.00 to Aid in the Educational Work Being Carried On by the North Dakota Anti-Tuberculosis Association, and the Prevention of the Spread of Tuberculosis.

Also Senate Bill No. 150.

A Bill for an Act to appropriate \$12,000 for Carrying on the Work Prescribed as Farmers Institutes.

Also Senate Bill No. 14.

A Bill for an Act to Amend Section 5179 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 55, Session Laws of 1915, Relating to the Department of State Examiner.

Also Senate Bill No. 160.

A Bill for an Act to Amend and Re-Enact Section 1151 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Officers in Common School Districts.

Also Senate Bill No. 198.

A Bill for an Act to Enable the North Dakota Agricultural Experiment Station to Devise, Demonstrate and Put in Operation Methods for the Destruction of Wolves, Coyotes and Other Noxious Predatory Animals; to Make Appropriation Therefor; and Repealing Sections 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655 and 2656 of the Compiled Laws of North Dakota for 1913, Together With All Acts and Parts of Acts in Conflict Herewith.

Also Senate Bill No. 247.

A Bill for an Act to Amend and Re-Enact Section 4 of Chapter 179 of the Session Laws of North Dakota for 1915, Relating to Compensation of Juvenile Commissioners.

Also Senate Bill No. 204.

A Bill for an Act to Amend and Re-Enact Section 3307 of the Compiled Laws of North Dakota for the Year 1913, Relating to Official Newspapers.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

Mr. President:

Your Committee on Public Health, to whom was referred:

House Bill No. 68.

A Bill for an Act Relating to the Duty of Surgeons When Performing Surgical Operations; Requiring Any Person Who Practices Medicine, Surgery, or Obstetrics, to Conspicuously Display and Post in His Office a Bill of His Fees; Prescribing Maximum Fees to Be Charged by Him for Mileage, and Prescribing Penalties for the Violation of This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. J. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

Mr. President:

Your Committee on Elections, to whom was referred:

Senate Bill No. 67.

A Bill for an Act to Amend and Re-Enact Section 951 of the Compiled Laws of North Dakota for the Year 1913, Relating to Election Officers.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. T. GRONVOLD,
Chairman.

Mr. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No 142.

A Bill for an Act to Amend and Re-Enact Section 8085 of the Compiled Laws of North Dakota for the Year 1913, Relating to Redemption of Property Sold Under Mortgage Foreclosure.

Have had the same under consideration and a majority recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

FRANK E. PLOYHAR,
T. N. PUTNAM,
C. O. HECKLE,
FRANK H. HYLAND,
H. W. ALLEN,
GILBERT W. HAGGART,
C. H. PORTER,
ALBERT STENMO,
F. T. GRONVOLD,

House Bill No 142.

A Bill for an Act to Amend and Re-Enact Section 8085 of the Compiled Laws of North Dakota for the Year 1913, Relating to Redemption of Property Sold Under Mortgage Foreclosure.

Have had the same under consideration and a minority recommend that the same do pass.

CHRIST LEVANG,
CHAS. ELLINGSON,
MORTEN MORTENSON,
R. McCARTEN,
JAMES A. WENSTROM.

Mr. McBride moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Levang moved that the motion be amended by substituting the minority report for the majority report.

Which motion was duly seconded.

Roll call was demanded.

House Bill No 142.

A Bill for an Act to Amend and Re-Enact Section 8085 of the Compiled Laws of North Dakota for the Year 1913, Relating to Redemption of Property Sold Under Mortgage Foreclosure.

The question being on the amendment to the motion of Mr. McBride, the roll was called and there were ayes, 20; nays, 25; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hemmingsen	Mortenson
Cahill	Hunt	Mostad
Drown	King	Pendray
Ellingson	Levang	Sikes
Ettestad	Martin	Welford
Hamerly	McCarten	Wenstrom
Hamilton	Morkrid	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Ployhar
Beck	Lindstrom	Porter
Carey	McBride	Putnam
Englund	McGray	Rowe
Gronvold	McLean	Stenmo
Haggart	Murphy	Thoreson
Heckle	Nelson, Richland	Young
Hyland	Paulson	Zieman
Kirkeide		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Nelson, G. Forks	Sandstrom
Jacobsen		

So the motion was lost.

The question being on the motion to adopt the majority report the motion prevailed, and the report of the majority of the committee was adopted.

REPORT OF SENATE BANKS AND BANKING COMMITTEE

The Committee on Banks and Banking made the following report:

Mr. President:

Your Committee on Banks and Banking, to whom was referred:

Senate Bill No. 157.

A Bill for an Act Regulating the Number of Deputies and Other Employees in the Office of the State Examiner, and the manner of Dividing the State Into Districts for the Purpose of Facilitating the Work in the State Examining Department.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill strike out the word "thirteen" and figures "13," and insert in lieu thereof the word "twelve" and figures "12."

In line 13 of the printed bill strike out the word "nine" and insert in lieu thereof the word "eight."

In Section 4, line 1, after the word "in" insert the words "so far as they," and after the word "with" insert the words "the provisions of."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 268.

A Bill for an Act to Amend and Re-Enact Sections 719 and 720 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Salaries and Expenses of the Supreme Court Judges.

Have had the same under consideration and recommend that the same do pass.

M. L. MCBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 277.

A Bill for an Act Regulating the Issuance of Marriage License When Either of the Applicants Therefor Have Been Granted a Decree of Divorce.

Have had the same under consideration and recommend that the same do pass.

M. L. MCBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 249.

A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Mechanic's Lien.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. L. MCBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 265.

A Bill for an Act Relating to the Duty of the Clerk of District Regarding Filing Satisfactions and Mechanic's Liens and Providing a Penalty for a Violation Thereof.

Have had the same under consideration, and recommend that the same be amended as follows:

Amend the title by inserting the word "court" after the word "District" and by striking out the word "a" before the word "violation," and inserting the word "the" in lieu thereof.

And when so amended recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred: Senate Bill No. 261.

A Bill for an Act Providing a Day of Rest From Labor in Lieu of Existing Sunday Laws in North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 295.

A Bill for an Act to Amend Sections 9658 and 9659 of the Compiled Laws of 1913, Relating to the Crime of Vagrancy.

Have had the same under consideration and recommend that the same be amended as follows:

In the title, after the word "amend" insert the words "and re-enact," and after the word "laws" insert "of North Dakota for the year."

In Section 1, line 2, of the printed bill, after the word "of" insert "North Dakota for the year," and after the word "amended" insert "and re-enacted."

In line 26 of the printed bill, after the word "landing," insert "power houses."

In Section 2 of the printed bill, line 6, after the word "days" insert "or by being compelled to work on the streets or public highways, not to exceed thirty days."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 294.

A Bill for an Act to Permit the Operation of Bath Houses, Bathing Beaches or Pleasure Boats by Chautauquas, Summer Resorts, Firms, Corporations or Private Persons on Sunday and Repealing the Provisions of All Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 272.

A Bill for an Act to Repeal Sections 2869, 2870, 2871, 2872, 2875 of the Compiled Laws of the State of North Dakota of 1913, Relating to Extermination of Gophers.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Kirkeide moved that the resolution from Benson County be printed in the Journal and referred to some appropriate committee.

Which motion prevailed, and the resolution was ordered printed in the Journal, and referred to the Committee on Warehouses and Grain Grading.

RESOLUTION

Introduced by Mr. Kirkeide, by request:

WHEREAS, The County of Benson, in common with the balance of the counties in the State of North Dakota, is almost wholly dependent on the production of small grains for the support and prosperity of its citizens, and

WHEREAS, The season for the harvest of such grains is but the matter of a few weeks and the nature of the crops requires that there be no loss of time or delay in the harvest thereof, and

WHEREAS, The harvest of the crops requires the employment of large numbers of transient laboring men who have no personal interest in the State and whose purpose is to secure the highest wage possible for the service performed, and

WHEREAS, Any holdout, strike, or labor difficulty of any kind or nature whatever between the farmer and such transient help must necessarily result, and does result in enormous loss to the community and great damage to the individual, and

WHEREAS, A certain alleged and pretended labor organization, known as the Industrial Workers of the World, the object of which is not to benefit the condition of labor but to damage the employer thereof, has invaded this State in past harvest seasons with its representatives, and through them has sought to foment strife between employer and employee, and in many instances has organized strikes on farms and threshing machines and has organized holdouts among the men coming to this State in the search of employment, resulting in serious loss to the farmers and the community in the territory affected, and

WHEREAS, The representatives and members of this organization in the conduct of such strikes and holdouts have destroyed by fire and otherwise, large numbers of threshing machines and other property, to the great loss and damage to the farmers and to the State, and

WHEREAS, The laws of this State are not adapted to meet such situations effectively, and

WHEREAS, The funds at the disposal of the peace officers of the State are inadequate to permit them to cope with the situation, and

WHEREAS, It is imperative that steps be taken to protect the property of the citizens of this State from wanton destruction at the hands of this lawless and irresponsible crew,

Therefore, Be It Resolved, That the Legislature now in session at Bismarck, be petitioned to spread upon the statute books of this State laws so drastic in their nature and so far-reaching in their effect as will make North Dakota a State to be dreaded and avoided by the members and representatives of this organization; that the State appropriate to the use of the peace officers of this State a sum not less than one hundred thousand dollars, to be divided among the counties and to be used solely for the purpose of apprehending and prosecuting members of this organization or similar organizations charged with attempting to stir up strife, or with creating strife between farmers and farm employees, threshers and threshing crews, or organizing or attempting to organize holdouts among laboring men coming to this State for the purpose of securing employment on farms or threshing crews.

M. K. NYBO,
Chairman, Board of County Commissioners.
C. H. GORASON,
Commissioner.
D. T. BROWN,
Commissioner.
R. S. MONTAGUE,
Commissioner.

Mr. McBride asked to have Senate Bill No. 278 re-referred to the Committee on State Affairs.

There being no objection, the bill was so re-referred.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 13, 1917.

Mr. President:

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 6, and asks for a committee of conference and the Speaker has named as such conferees on the part of the House, Messrs. Fraser, Olson of Bowman and Erb.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 140.

A Bill for an Act Providing for the Repairing, Refurnishing and Redecorating of the Senate Chamber of the State Capitol Building, and Making an Appropriation Therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 11; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Paulson
Beck	Lindstrom	Pendray
Carey	McBride	Ployhar
Ellingson	McCarten	Porter
Englund	McGray	Putnam
Gibbens	McLean	Rowe
Gronvold	Mortenson	Stenmo
Haggart	Mostad	Thoreson
Heckle	Murphy	Welford
Hyland	Nelson, G. Forks	Young
Jacobsen	Nelson, Richland	Zieman
King		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hamilton	Morkrid
Drown	Hemmingsen	Sikes
Ettestad	Hunt	Wenstrom
Hamerly	Levang	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Martin	Sandstrom
Kretschmar		

So the bill passed, and the title was agreed to.

Senate Bill No. 172.

A Bill for an Act to Appropriate \$1,200 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of

the Members of the State Board of Pardons, Together With Postage, Telegrams, Telephone Tolls, Printing and Other Necessary Expenses Incurred by Such Board as Provided for in Section 11108 of the Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Drown	Levang	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Rowe
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Kretschmar	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 184.

A Bill for an Act to Appropriate \$5,000.00 to Aid in the Educational Work Being Carried on by the North Dakota Anti-Tuberculosis Association, and the Prevention of the Spread of Tuberculosis, More Definitely Prescribed in Chapter 7 of the Session Laws of North Dakota for 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Haggart	Lindstrom
Beck	Hamerly	McBride
Benson	Hamilton	McCarten
Cahill	Heckle	McGray
Carey	Hemmingsen	McLean
Drown	Hunt	Martin
Ellingson	Hyland	Morkrid
Englund	Jacobsen	Mortenson
Ettestad	King	Mostad
Gibbens	Kirkeide	Murpa,
Gronvold	Levang	Nelson, G. Forks

Messrs.	Messrs.	Messrs.
Nelson, Richland	Putnam	Welford
Paulson	Rowe	Wenstrom
Pendray	Sikes	Young
Ployhar	Stenmo	Zieman
Porter	Thoreson	

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 150.

A Bill for an Act to Appropriate \$12,000 to Provide Funds for Carrying on the Work Prescribed as Farmers Institutes by Sections 1877, 1878, 1879 and 1880, of the Compiled Laws of North Dakota for 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 4; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Morkrid
Beck	Hunt	Mortenson
Benson	Hyland	Murphy
Cahill	Jacobsen	Nelson, Richland
Carey	King	Paulson
Drown	Kirkelde	Ployhar
Ellingson	Kretschmar	Porter
Englund	Levang	Putnam
Ettestad	Lindstrom	Rowe
Gibbens	McBride	Stenmo
Gronvold	McCarten	Thoreson
Haggart	McGray	Welford
Hamerly	McLean	Zieman
Heckle	Martin	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hamilton	Sikes	Wenstrom
Pendray		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Mostad	Nelson, G. Forks	Sandstrom

So the bill passed, and the title was agreed to.

Mr. Lindstrom moved that action on Senate Bill No. 160 be deferred for one day.

Which motion prevailed.

Senate Bill 14.

A Bill for an Act to Amend Section 5179 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 55, Session Laws of 1915, Relating to the Department of State Examiner.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Carey	Kirkeide	Ployhar
Ellingson	Kretschmar	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Stenmo
Gronvold	McGray	Thoreson
Haggart	McLean	Welford
Heckle	Martin	Young
Hemmingsen	Murphy	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	King	Pendray
Hamerly	Levang	Sikes
Hamilton	Mortenson	Wenstrom

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Mostad	Sandstrom
Morkrid		

So the bill passed, and the title was agreed to.

Senate Bill No. 198.

A Bill for an Act to Enable the North Dakota Agricultural Experiment Station to Devise, Demonstrate and Put in Operation Methods for the Destruction of Wolves, Coyotes and Other Noxious Predatory Animals; to Make Appropriation Therefor; and Repealing Sections 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655 and 2656 of the Compiled Laws of North Dakota for 1913, Together With All Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Nelson, G. Forks
Beck	Hunt	Nelson, Richland
Benson	Hyland	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Ettestad	Lindstrom	Rowe
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Murphy	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Englund	McBride	Young
Jacobsen	Martin	

Absent and not voting:

Messrs.	Messrs.
Mostad	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 247.

A Bill for an Act to Amend and Re-Enact Section 4 of Chapter 179 of the Session Laws of North Dakota for 1915, Relating to Compensation of Juvenile Commissioners.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46 nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkelde	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Martin	Welford
Hamerly	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Murphy	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Mostad	Sandstrom

So the bill passed, and the title was agreed to.

Mr. Ployhar moved that action on Senate Bill No. 204 be deferred for one day.

Which motion prevailed.

House Bill No. 177.

A Bill for an Act to Amend and Re-Enact Section 3534 of the Compiled Laws of North Dakota for the Year 1913, Relating to Fees of Jurors.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Heckle	Murphy	Young
Hemmingsen	Nelson, G. Forks	Ziemann
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Kretschmar	Mostad
Hamilton	Martin	Sandstrom

So the bill passed, and the title was agreed to.

House Bill No. 24.

A Bill for an Act to Amend and Re-Enact Section 2986 of the Compiled Laws of North Dakota for 1913, Relating to the Appointment of and the Duties of the Inspector of Hotels and Making the Duties of the Inspector the Work of the Food Commissioner at the Agricultural College.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	McLean
Beck	Hemmingsen	Morkrid
Benson	Hunt	Mortenson
Cahill	Hyland	Murphy
Carey	Jacobsen	Pendray
Drown	King	Porter
Ellingson	Kirkeide	Putnam
Ettestad	Kretschmar	Sikes
Gibbens	Levang	Stenmo
Haggart	Lindstrom	Welford
Hamerly	McBride	Wenstrom
Hamilton	McCarten	Ziemann

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Englund	Nelson, Richland	Rowe
Gronvold	Paulson	Thoreson
McGray	Ployhar	Young
Nelson, G. Forks		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Mostad	Sandstrom

So the bill passed, and the title was agreed to.

House Bill No. 24.

A Bill for an Act to Amend and Re-Enact Section 2986 of the Compiled Laws of North Dakota for 1913, Relating to the Appointment of and the Duties of the Inspector of Hotels and Making the Duties of the Inspector the Work of the Food Commissioner at the Agricultural College.

The question being on the emergency clause of House Bill No. 24 the roll was called and there were ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Morkrid
Beck	Hemmingsen	Mortenson
Benson	Hunt	Pendray
Cahill	Hyland	Putnam
Carey	King	Sikes
Drown	Levang	Stenmo
Ellingson	Lindstrom	Thoreson
Ettestad	McCarten	Welford
Gibbens	McLean	Wenstrom
Hamerly	Martin	Zieman
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Englund	McBride	Paulson
Gronvold	McGray	Ployhar
Haggart	Murphy	Porter
Jacobsen	Nelson, G. Forks	Rowe
Kirkelde	Nelson, Richland	Young
Kretschmar		

Absent and not voting:

Messrs.	Messrs.
Mostad	Sandstrom

So the emergency clause was lost.

Also House Bill No. 42.

A Bill for an Act to Amend and Re-Enact Section 1 of Chapter 188 of the Laws of North Dakota for 1915, Making the State Food Commissioner Ex-Officio State Inspector of Oils, and Providing for the Appointment of Deputies and Their Salaries.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 17; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Ettestad	Hyland
Beck	Gibbens	King
Benson	Hamerly	Levang
Cahill	Hamilton	Lindstrom
Carey	Heckle	McBride
Drown	Hemmingsen	McCarten

Messrs.	Messrs.	Messrs.
Martin	Porter	Thoreson
Morkrid	Putnam	Welford
Mortenson	Sikes	Wenstrom
Mostad	Stenmo	Zieman
Pendray		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ellingson	Kirkeide	Nelson, Richland
Englund	Kretschmar	Paulson
Gronvold	McGray	Ployhar
Haggart	McLean	Rowe
Hunt	Murphy	Young
Jacobsen	Nelson, G. Forks	

Absent and not voting: Mr. Sandstrom.

So the bill passed, and the title was agreed to.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 158.

A Bill for an Act to Create a State Board of Electricians and Prescribing the Duties Thereof, Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers, Prescribing Fees for Such Examination and License and Providing for Inspection of Electrical Work Through the Commissioner of Insurance, Under the Direction of the State Board.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 5 of Section 3 of the printed bill, after the word "of," insert "or do any," and in line 6, after the word "repairing," insert "of."

In line 14 of Section 3, after the word "work," insert "as pertains to the telephone and telegraph business."

In line 1 of Section 3, after the word "all," insert "persons engaged in or doing any work pertaining to the use of electricity for power, heat and light purposes."

Section 3, line 2, strike out the word "to."

Line 3, after the word "desire," cut out "to come under same," and insert in lieu thereof "may appoint a local inspector to assist the state inspection department."

In line 4 of Section 3, after the word "ordinances," strike out the remainder of the section.

In Section 4, line 15, after the word "electrician," insert "or corporation."

Strike out lines 16 and 17 up to the word "shall."

In Section 4, line 17, after the word "apply," insert "within 60 days after the taking effect thereof."

In line 18, Section 4, after the word "granted," strike out the word "without" and insert in lieu thereof "upon."

In line 19, same section, strike out the word "on" and insert in lieu thereof the word "and."

In Section 7, line 6, after the word "offense," insert "in the discretion of the court."

And when so amended, recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. McBride moved that the President appoint a committee of three to confer with a like committee appointed by the Speaker on House Bill No. 6.

Which motion prevailed.

Mr. Allen moved that the rules be suspended for the purpose of introducing two bills.

Which motion prevailed.

MESSAGE FROM THE GOVERNOR

The Following message was received from the Governor:

February 14, 1917.

To the Honorable Members of the Senate:

Gentlemen:

You are hereby informed that I have approved and filed with the Secretary of State:

Senate Bill No. 16.

An Act to Amend Section 1958 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bridges Across Navigable Streams.

Also Senate Bill No. 37.

An Act to Amend and Re-Enact Section 13 of Chapter 188 of the Session Laws of North Dakota for the Year 1915.

Also Senate Bill No. 42.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Relating to the Taxes of Improvements on Land.

Also Senate Bill No. 72.

An Act to Amend and Re-Enact Section 639 of the Compiled Laws of North Dakota for 1913, Relating to Notice of Charges and Taking Testimony in Cases of Removal of Officers by the Governor.

Respectfully yours,

LYNN J. FRAZIER,
Governor.

The President appointed as a conference committee on House Bill No. 6 Messrs. Heckle, Wenstrom and Jacobsen.

INTRODUCTION, FIRST AND SECOND READING OF
SENATE BILLS

The Joint Sub-Committee on State Affairs Introduced:

Senate Bill No. 317.

A Bill for an Act to Amend Section 11267 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Section 7 of Chapter 191 of the Session Laws of 1915, Relating to Extra "Good Time" Allowed Prisoners Confined in the Penitentiary.

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Ettestad introduced:

Senate Bill No. 318.

A Bill for an Act to Provide That Members of Co-Operative Corporations May Provide in Their Articles of Incorporation Limitations Upon the Voting Privileges of Members Thereof, Limitation as to the Ownership of Shares of Stock Therein, and Also for the Disposition of the Earnings of Such Corporations.

Was read the first and second time and referred to the Committee on Corporations Other Than Municipal.

Courtesies of the floor were extended to:

F. P. Mann, Devils Lake, North Dakota;
H. C. Harty, Bottineau County, North Dakota;
Charles Bleick, Heil, North Dakota;
L. A. Rygg, Clifford, North Dakota;
F. Welo, Velva, North Dakota;
C. H. Burch, Drake, North Dakota;
Professor F. Smith, Wahpeton, North Dakota, and
A. B. Guptil, Fargo, North Dakota.

Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FORTY-FIFTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 15, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Jackson.

Roll call.

All members present, except Mr. Sandstrom.

Mr. Ployhar moved that all absent members be excused.

Which motion prevailed, and they were excused.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 15, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 221.

A Bill for an Act to appropriate Money to Pay the Members of the First North Dakota Infantry in the Service of Their Country During the Year 1916-1917.

Also House Bill No. 62.

A Bill for an Act to Amend and Re-Enact Section 9017 of the Compiled Laws of North Dakota for the Year 1913, Relating to Actions, Where Commenced and Tried.

Also House Bill No. 43.

A Bill for an Act Providing That Every Railroad Corporation Shall Maintain Suitable Waiting Rooms for Men and Women in Towns, Villages and Cities Having a Population of Not Less Than Four Hundred.

Also House Bill No. 183.

A Concurrent Resolution.

Also House Bill No. 222.

A Bill for an Act Providing for the Transportation of Prisoners and Insane Patients.

Also House Bill No. 223.

A Bill for an Act Making an Appropriation for the Purpose of Paying Outstanding Bills for Expenses of Trustees of Schools of Forestry.

Also House Bill No. 129.

A Bill for an Act Cancelling Uncollected Personal Property Taxes Assessed for 1910 and Prior Years, and making It the Duty of the County Auditor From Time to Time to Cancel All Such Taxes Which Remain Uncollected for More Than Six Years After Being Delinquent.

Also House Bill No. 140.

A Bill for an Act to Provide Reliable Information to Prospective Settlers, and to Protect Both Seller and Buyer from Unfair and Unscrupulous Dealers in Lands, Also to Encourage Immigration.

Also House Bill No. 235.

A Bill for an Act Making an Appropriation for the Florence Crittenden Home at Fargo, North Dakota.

Also House Bill No. 182.

A Bill for an Act to Amend and Re-Enact Section 1828 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 78 of the Session Laws of 1915, Relating to the Use of Lignite Coal in the State and County Institutions and Schools; Providing a Penalty for the Violation of This Act.

Also House Bill No. 145.

A Bill for an Act to Amend and Re-enact Section 5198 of the Compiled Laws of the State of North Dakota for the Year 1913, Authorizing and Restricting the Investment of Capital, Deposits and Surplus of Savings Banks.

Also House Bill No. 162.

A Bill for an Act to Amend and Re-Enact Section 3321 of the Compiled Laws of North Dakota for the Year 1913, Relating to Depositaries of County Funds.

Also House Bill No. 236.

A Bill for an Act Making an Appropriation for the Purpose of Encouraging Immigration.

Also House Bill No. 239.

A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit Incurred for the Transportation of Inmates to the State Reform School.

Also House Bill No. 213.

A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Also House Bill No. 240.

A Bill for an Act Making an Appropriation to Pay the Deficit in the Current Appropriation for Expenses of the Station Registration Board.

Also House Bill No. 202.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Cost of Maintaining Patients in the Hospital for the Insane.

Also House Bill No. 226.

A Bill for an Act to Amend and Re-Enact Section 4565 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Dissolution of Corporations.

Also House Bill No. 225.

A Bill for an Act Making Appropriation to Provide Funds for Payment of Per Diem and Expenses of the North Dakota Budget Board.

Also House Bill No. 248.

A Bill for an Act to Amend Section 303 of the Compiled Laws of North Dakota, Relating to Transient Merchants and Peddlers.

Also House Bill No. 116.

A Bill for an Act Providing for Term of Imprisonment in the Penitentiary. Persons Convicted and Sentenced Prior to the Taking Effect of This Act. Establishing Board of Criminal Anthropology, Duties, Parole. Rules. Breach of Parole, Recommitment, Compensation of Officers, and Repealing Sections 10943, 10945, 10946, 10948, 10949, R. C. 1913, as Amended by Chapter 233, Session Laws of 1915, Also Sections 11230, 11231, 11232, 11233, 11234, R. C. 1913, as amended by Chapter 189, Session Laws of 1915, and All Laws or Parts of Laws in Conflict Herewith.

Also House Bill No. 275.

A Bill for an Act Requiring Assessment Accident and Health Insurance Companies, or Associations, to Make Deposit With the Commissioner of Insurance.

Also House Bill No. 214.

A Bill for an Act to Amend and Re-Enact Section 7 of Chapter 209 of the Session Laws of 1915, Relating to Supervision and Accounting to Telephone Companies.

Also House Bill No. 107.

A Bill for an Act Amending and Re-Enacting Section 7841 of the Code of Civil Procedure (1913 Compiled Laws), Specifying What Orders Made by the District Court Are Reviewable by the Supreme Court, and Fixing the Time When the Same Shall Be Heard Therein.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 15, 1917.

Mr. President:

I have the honor to return herewith:
Senate Bill No. 7.

A Bill for an Act Designating Temperance Day in the Public Schools of the State, and Requiring Instruction and Appropriate Exercises Relative to the History and Benefits of Prohibition Upon Said Day:

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the forty-fourth day have carefully examined the same and recommend that the same be corrected as follows:

On page 1, in line 12, insert the name "Cahill."

On page 7, in line 6, strike out the words "A. Kretschmar" and insert in lieu thereof the name "P. T. Kretschmar."

On page 20, in line 28, strike out the words "F. Wells" and insert in lieu thereof the name "F. Welo."

On page 17, in line 36, strike out the word "carried" and insert the words "was lost."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

The following petition was received by the Senate:
To the Senate of the Legislative Assembly,
Bismarck, North Dakota.

The undersigned, adult residents of Grand Forks, North Dakota, respectfully petition your Honorable Body not to allow a repeal or change in Sec. 9231, Compiled Laws of 1913, which now prohibits the running of theaters, moving picture shows, etc., on Sundays.

We respectfully submit that ample opportunity is now given persons of all classes to attend such amusements on six days of the week, and that the ordinary run of picture shows is not in keeping with the spirit of Sunday.

Signed by:

MRS. E. E. WHEELER,
And 51 Other Names.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 157.

A Bill for an Act Regulating the Number of Deputies and Other Employees in the Office of the State Examiner, and the Manner of Dividing the State Into Districts for the Purpose of Facilitating the Work in the State Examining Department.

Also Senate Bill No. 268.

A Bill for an Act to Amend and Re-Enact Sections 719 and 720 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Salaries and Expenses of the Supreme Court Judges.

Also Senate Bill No. 277.

A Bill for an Act Regulating the Issuance of Marriage License When Either of the Applicants Therefor Have Been Granted a Decree of Divorce.

Also Senate Bill No. 265.

A Bill for an Act Relating to the Duty of the Clerk of District Court Regarding Filing Satisfactions and Mechanic's Liens and Providing the Penalty for a Violation Thereof.

Also Senate Bill No. 295.

A Bill for an Act to Amend Sections 9658 and 9659 of the Compiled Laws of 1913, Relating to the Crime of Vagrancy.

Also Senate Bill No. 294.

A Bill for an Act to Permit the Operation of Bath Houses, Bathing Beaches or Pleasure Boats by Chautauquas, Sun-Bathing Beaches or Pleasure Boats by Chautauquas, Sunday and Repealing the Provisions of All Acts in Conflict Therewith.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 154.

A Bill for an Act to Appropriate \$6,000 to Be Used as a Live Stock Revolving Fund at the North Dakota Experiment Station at the Agricultural College; the Great Plains Field

Station at Mandan; and Sub-Stations at Edgeley, Williston, Langdon, Hettinger, and Dickinson, as May Be Deemed Necessary.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 178.

A Bill for an Act to Appropriate \$1,040.00 for Payment of \$10.00 per Sunday During Biennium 1917-1919, as an Aid to the Society for the Friendless.

Have had the same under consideration and recommend that the same be amended as follows:

In the original bill insert the enacting clause.

Also strike out word "Sunday" in title and insert "One Day Each Week" in lieu thereof.

Also strike out word "Sunday" in Sec. 1, line 4, of printed bill, and insert the words "one day each week" in lieu thereof.

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 179.

A Bill for an Act to Appropriate \$300.00 Annually for 1918-1919 to Aid North Dakota State Poultry Association in Holding Poultry Exhibitions.

Have had the same under consideration and recommend that the same be amended as follows:

Insert the enacting clause in the original bill.

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 152.

A Bill for an Act to Appropriate \$40,500.00 for the Department of Agricultural Extension of the North Dakota Agricultural College During 1917-1918, as Outlined in the Federal Smith-Lever Act.

Have had the same under consideration and recommend that the same be amended as follows:

In the original bill insert the enacting clause.

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 185.

A Bill for an Act to Appropriate \$1,000.00 for the Enforcement of the Prevention of Cruelty to Animals Laws.

Have had the same under consideration and recommend that the same be amended as follows:

In original bill, line 4, Section 1, strike out figures "3670" and insert the figures "2670" in lieu thereof.

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 122.

A Bill for an Act to Appropriate Five Thousand Dollars to Be Used in Establishing a State Employment Bureau Under the Jurisdiction of the Commissioner of Agriculture and Labor.

Have had the same under consideration and recommend that the same be re-referred to the Committee on State Affairs.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 149.

A Bill for an Act Prescribing That All Fees Collected by the State Board of Veterinary Medical Examiners Shall Be Paid Into the General Fund of the State of North Dakota; and Making an Appropriation of \$1,500.00 to Pay the Expenses of the State Board of Veterinary Medical Examiners.

Have had the same under consideration and recommend that the same be amended as follows:

In the original bill insert the enacting clause.

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 183.

A Bill for an Act to Appropriate \$5,800.00 for the Payment of Per Diem and Expenses of Board of Experts and the Salary and Other Expenses of Field Expert.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of printed bill strike out the figures "\$5,800.00" and insert figures "\$5,700.00" in lieu thereof.

- Also in line 10, Section 1, strike out figures "\$100.00" and insert "\$50.00."

Also in line 10, Section 1, strike out figures "\$200.00" and insert "\$100.00" in lieu thereof.

And when so amended, recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:
Senate Bill No. 273.

A Bill for an Act to Amend and Re-Enact Section 11215 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Diminution of Persons Sentenced for Good Conduct.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, of the printed bill, after the word "amended" insert "and re-enacted."

In Section 1, line 4, of the printed bill, after the word "powers" strike out the words "of trustees" and insert in lieu thereof the words "of Board of Control."

In Section 1, line 12, of the printed bill, strike out the word "the" and insert in lieu thereof the word "and."

In line 26, Section 1, of the printed bill, after the word "board" insert the following words "of control."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 271.

A Bill for an Act to Repeal Sections 623, 624, 625, 626, 627, 628, 629, 630 and 631 of the Compiled Laws of the State of North Dakota for 1915 Relating to Noxious Weeds.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 275.

A Bill for an Act to Amend and Re-Enact Section 11226 of the Compiled Laws of North Dakota, Relating to the Dis-

charge, Clothing and Employment of Prisoners Confined in the Penitentiary.

Have had the same under consideration and recommend that the same do pass.

•FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 274.

A Bill for an Act to Amend and Re-Enact Section 11303 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Disposition of Personal Property and Money Belonging to Deceased Persons Who Have Been Confined in the State Penitentiary.

Have had the same under consideration and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 217.

A Bill for an Act Entitled an Act Providing for the Establishment of Depositors Guarantee Fund to Guarantee Payment of General Deposits; and the Establishment of a Commission to Supervise and Control Such Fund; and Providing for the Liquidation of Insolvent Banks.

Have had the same under consideration and recommend that the same be amended as follows:

Strike cut all of Section 1 down to and including the word "association" in line 7 and insert the following:

"Section 1. Depositors Guaranty Fund Commission; Established; Compensation; Expenses.) There is hereby established a Depositors' Guaranty Fund Commission of the State of North Dakota, to be composed of five (5) members, viz.: The Governor of the State of North Dakota, the State Examiner and three members to be appointed by the Governor of the State, from a list of nine men, to be selected by the banks directly affected by the provisions of this act, said banks to be members of the corporation known as the North Dakota Bankers' Association. All succeeding appointments to membership of said Commission, whether to fill a vacancy or otherwise, shall be made by the Governor of the State of North Dakota from a list of nine men furnished by the banks directly affected by the provisions of this act. All members of this commission shall be residents of the State of North Dakota and all members, except the Governor and the State Examiner, shall have had at least five years' experience in the management of some bank or banks located within the State of North Dakota. One of such members shall be appointed for a term of one year, one for a term of two years and one for a term of three years, and each succeeding appointment, except to fill a vacancy caused by death, resignation, or removal of a member, shall be for a period of three years."

In line 12, Section 1, printed bill, strike out the words "Secretary of State and Attorney General" and insert in lieu thereof the words "and State Examiner."

In line 5, Section 2, printed bill, strike out the words "Secretary of State and the Attorney General" and insert in lieu thereof the words "and State Examiner."

Strike out all of Section 6 and insert the following:

"Section 6. Examination of Banks. Approval or Liquidation.) It shall be the duty of the State Examiner and his deputies, or any qualified examiners to be selected and appointed by the Depositors Guaranty Fund Commission to examine every State Bank and Trust Company doing business in this State within six months from the passage and approval and taking effect of this act. Said Depositors Guaranty Fund Commission shall have power to fix the compensation and expense allowance of such Examiner or Examiners employed by them, other than the State Examiner and his deputies. All compensation and expenses of such examination shall be paid from the general fund of the State, and no assessment shall be levied upon any bank by the Depositors Guaranty Fund Commission until its condition shall be approved by the Depositors Guaranty Fund Commission. Every bank whose condition is not approved by said Commission, and which does not comply with the conditions and requirements imposed by said Commission within three months after notice of disapproval, shall be immediately liquidated, as provided for liquidation of insolvent banks; provided, however, that the Depositors Guaranty Fund Commission shall have discretionary powers to extend the time not to exceed an additional six months."

In lines 1 and 2, Section 7, printed bill, strike out the words "on the first day of any month" and insert the words "within thirty days" in lieu thereof.

In line 3, Section 7, printed bill, strike out the words "on the first day of January of each year" and insert the word "annually" in lieu thereof.

In line 9, Section 7, printed bill, strike out the words "on the first day of the month next succeeding" and insert in lieu thereof the words "immediately after."

In line 10, Section 7, printed bill, strike out the word "such" and insert the words "the first" in lieu thereof, and in same line, after the word "statement," insert the words "and annually thereafter."

In line 13, Section 7, printed bill, strike out the word "one-fourth" and insert the word "one-twentieth" in lieu thereof.

In line 16, Section 7, printed bill; strike out the words "on the first day of February of" and insert the word "for" in lieu thereof.

In line 17, Section 7, printed bill, strike out the word "one-fourth" and insert the word "one-twentieth" in lieu thereof.

In line 18, Section 7, printed bill, strike out the words "on the first day of January" and insert the words "under the provisions of this act" in lieu thereof.

In line 20, Section 7, printed bill, strike out the words "and one-half" and also strike out the period (.) at the end of the line and insert a semicolon (;) and add the fol-

lowing words "provided, however, that said Depositors Guaranty Fund Commission shall have power to make and levy additional assessments of one-twentieth of one per cent, but not to exceed four such additional assessments shall be made in any one year."

In line 21, Section 7, printed bill, after the word "assessment" insert the words "or assessments."

In line 23, Section 7, printed bill, after the word "sealed" insert the words "registered and."

In line 27, Section 7, printed bill, strike out the words "and one-half."

In line 29, Section 7, printed bill, after the word "below" insert the words "three-fourths of."

In line 31, Section 7, printed bill, strike out the word "one-fourth" and insert the word "one-twentieth" in lieu thereof.

In line 32, Section 7, printed bill, strike out the words "and one-half."

In line 42, Section 7, printed bill, strike out the word "for" and insert in lieu thereof the word "from."

In line 8, Section 8, printed bill, after the word "rate" insert the words "so granted."

In each of the lines 3, 15 and 19, Section 11, printed bill, strike out the word "four" and insert the word "two" in lieu thereof.

In line 17, Section 11, printed bill, before the word "one" insert the words "one-half of."

Strike out all of Section 13, printed bill, and insert the following:

"Section 13. Assessment; Failure to Credit.) Whenever any bank after due notice from the Secretary of the Depositors Guaranty Fund Commission shall fail to pay over or credit on its books to the Depositors Guaranty Fund any assessment as herein provided, for a period of twenty days, such bank shall be subject to a penalty of ten (\$10.00) dollars per day for each day it so refuses or fails to pay over or credit to such Depositors Guaranty Fund, such assessment and penalty, and the State Examiner shall at the expiration of thirty days from the date of notice of assessment herein provided, if said assessment and penalty still remains unpaid, take possession of the affairs of such bank and liquidate its business, as provided for by the State banking laws for making final disposition of insolvent banks."

In line 6, Section 15, printed bill, strike out everything after the word "commission" down to the word "Provided" in line 10, Section 15, and insert the following: "and at the same time he shall certify to said Depositors Guaranty Fund Commission the amounts due to the several depositors of such insolvent bank, and also, at the same time, certify any amounts that may be owing by said depositors to said bank, and the treasurer of said Commission shall thereupon draw against the Depositors Guaranty Fund on deposit in the several banks in the amount thus certified, and shall immediately transmit to such depositors the amounts due them, less any amounts that may be owing by said depositors to said bank."

At the end of Section 15, printed bill, add the following paragraph: "All monies collected or received from time to time by the Depositors Guaranty Fund Commission under the provisions of this act shall be deposited in one or more banks or trust companies operating under the provisions of this act."

In line 18, Section 24, printed bill, strike out the words "ninety (90) per cent."

In line 7, Section 25, printed bill, strike out the words "less ten (10) per cent."

In line 14, Section 25, printed bill, strike out the words "State Examiner" and insert the words "Depositors Guaranty Fund Commission" in lieu thereof.

In lines 3 and 4, Section 26, printed bill, strike out the words "State Examiner" and insert the words "Depositors Guaranty Fund Commission" in lieu thereof.

In line 5, Section 26, printed bill, strike out the word "him" and insert the words "said Commission" in lieu thereof.

In line 9, Section 27, printed bill, between the words "business" and "shall" insert the words "and building and loan associations receiving savings deposits."

In line 4, Section 28, printed bill, strike out the word "four" and insert the word "two" in lieu thereof.

In line 6, Section 29, printed bill, between the words "in" and "conflict" insert the words "so far as they."

Strike out all of Section 30.

Strike out the word "Depositor's" and the word "Depositors" wherever said words appear in said bill and insert the word "Depositors" in lieu thereof.

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 300.

A Bill for an Act Locating the Asylum for the Insane, Authorized by the Amendment to the Constitution of North Dakota, Which Was Approved by the Electors of the State at the Last General Election, at or Near the City of Carrington, Foster County.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 248.

A Bill for an Act to Amend and Re-Enact Section 1874 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Tax for County Fairs.

Have had the same under consideration and recommend that the same be amended as follows:

In line 29 of the printed bill, after the word "voters" insert the following: "in a majority of the voting precincts."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON CORPORATIONS OTHER THAN MUNICIPAL

The Committee on Corporations Other Than Municipal made the following report:

Mr. President:

Your Committee on Corporations Other Than Municipal, to whom was referred:

Senate Bill No. 131.

A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota, Relating to the Voting Privileges of Members of Co-Operative Corporations.

Have had the same under consideration and recommend that the same do pass.

CHAS. E. DROWN,
Chairman.

Mr. Drown moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 318.

A Bill for an Act to Provide That Members of Co-Operative Corporations May Provide in Their Articles of Incorporation Limitations Upon the Voting Privileges of Members Thereof, Limitation as to the Ownership of Shares of Stock Therein, and Also for the Disposition of the Earnings of Such Corporations.

Have had the same under consideration and recommend that the same do pass.

CHAS. E. DROWN,
Chairman.

Mr. Drown moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 309.

A Bill for an Act Defining the Crime of Corrupt Practice, Making It Unlawful for Certain Officials, Deputies, Clerks and Employees to Engage in Political Activities, and Providing Penalties for the Violation Thereof.

Have had the same under consideration, and a majority recommend that the same do pass.

M. L. McBRIDE,
Chairman.

H. P. JACOBSEN,
CHAS. ELLINGSON,
C. O. HECKLE,
FRANK E. PLOYHAR,
FRANK H. HYLAND,
F. T. GRONVOLD,
C. A. PORTER,
R. MCCARTEN,
T. N. PUTNAM,
GILBERT HAGGART,

Senate Bill No. 309.

A Bill for an Act Defining the Crime of Corrupt Practice, Making It Unlawful for Certain Officials, Deputies, Clerks and Employees to Engage in Political Activities, and Providing Penalties for the Violation Thereof.

Have had the same under consideration, and a minority recommend that the same be indefinitely postponed.

D. H. HAMILTON,
JOHN E. PAULSON,
ALBERT STENMO,
JAMES A. WENSTROM,
CHRIST LEVANG.

Mr. McBride moved that the majority report be adopted.
Which motion was duly seconded.

Mr. Hamilton moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Roll call was demanded.

The question being on the motion of Mr. Hamilton to amend motion of Mr. McBride, the roll was called, and there were ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Levang	Paulson
Cahill	Lindstrom	Pendray
Carey	McLean	Sikes
Drown	Morkrid	Stenmo
Ettestad	Mortenson	Thoreson
Hamerly	Mostad	Welford
Hamilton	Nelson, G. Forks	Wenstrom
Hemmingsen	Nelson, Richland	Young
Hunt		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Martin
Beck	Jacobsen	Murphy
Ellingson	King	Ployhar
Englund	Kirkelde	Porter
Gibbens	Kretschmar	Putnam
Gronvold	McBride	Rowe
Haggart	McCarten	Zieman
Heckle	McGray	

Absent and not voting: Mr. Sandstrom.

So the amendment was adopted.

The question being on the adoption of the amended motion.
Roll call was demanded.

The question being on the adoption of the report as amended, the roll was called, and there were ayes, 26; nays, 22; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Levang	Pendray
Cahill	Lindstrom	Sikes
Carey	McLean	Stenmo
Drown	Morkrid	Thoreson
Ettestad	Mortenson	Welford
Hamerly	Mostad	Wenstrom
Hamilton	Nelson, G. Forks	Young
Hemmingsen	Nelson, Richland	Zieman
Hunt	Paulson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	McGray
Beck	Jacobsen	Martin
Ellingson	King	Murphy
Englund	Kirkeide	Ployhar
Gibbens	Kretschmar	Porter
Gronvold	McBride	Putnam
Haggart	McCarten	Rowe
Heckle		

Absent and not voting: Mr. Sandstrom.

So the report was adopted as amended.

Also House Bill No. 141.

A Bill for an Act Relating to Procedure in Certain Action for Divorce, Annulment of Marriage.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBride,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 305.

A Bill for an Act Making It Unlawful for Any Person to Contribute or Solicit Money on the First Day of the Week, for Charity or Other Purposes, and Prescribing Penalty for Violating the Same.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBride,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 310.

A Bill for an Act Entitled an Act to Extend the Statutory Right of Rescission and Cancellation to all Sales and Contracts of Sale, and to Declare Void All Agreements and Notices Which Attempt to Modify, Restrict or Annul Such Right.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 306.

A Bill for an Act Requiring Persons Authorized to Take Acknowledgments, or Sign Public Documents, to Write the Name Legibly, and Prescribing a Penalty for Violating the Same.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 279.

A Bill for an Act to Provide for an Implied Warranty in the Sale of Farm Machinery Sold as New by General Dealers Thereof Doing Business as Such Dealers in the State of North Dakota and Preventing the Maintenance of an Action or Defense Upon Any Other Warranty Limiting or Impairing Such Implied Warranty Where the Place of Sale Is by Contract With General Dealers With Residents of This State Fixed in Such Contract at Any Place Other Than the State of North Dakota.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON WAREHOUSE AND GRAIN GRADING

The Committee on Warehouse and Grain Grading made the following report:

Mr. President:

Your Committee on Warehouse and Grain Grading, to whom was referred:

Senate Bill No. 215.

A Bill for an Act to Amend and Re-Enact Sections 3118, 3119, 3120, 3121 and 3122 of the Compiled Laws of North Dakota for 1913, Relating to Public Warehouses.

Have had the same under consideration, and recommend that the same do pass.

MARTIN THORESON,
Chairman.

Mr. Thoreson moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:
Senate Bill No. 251.

A Bill for an Act to Amend and Re-Enact Section 4 of Chapter 112 of the 1915 Session Laws of the State of North Dakota, Relating to Salary and Expenses of the County Superintendent of Schools.

Have had the same under consideration, and recommend that the same do pass.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 216.

A Bill for an Act to Amend Section 1183 of the Compiled Laws of North Dakota for 1913, Relating to Purposes for Which School Houses May Be Used.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 206.

A Bill for an Act to Re-Enact Section 1189 of the Compiled Laws of 1913 of the State of North Dakota, Relating to School Terms.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 138.

A Bill for an Act to Amend and Re-Enact Section 1 of Chapter 135 of the Session Laws of North Dakota for the Year 1915, Relating to Organization of New Common School Districts, and to Provide for the Annexation of Territory Included in an Existing School District to Another Such District.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 41.

A Bill Amending Section 150 of the Constitution of the State of North Dakota, Providing for the Choosing of Superintendents of Schools.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 40.

A Bill Amending Section 82 of the Constitution of the State of North Dakota, Providing for the Choosing of State Officials.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON LIVE STOCK

The Committee on Live Stock made the following report:

Mr. President:

Your Committee on Live Stock, to whom was referred:

Senate Bill No. 231.

A Bill for an Act to Repeal Section 2778 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Registration and Licensing of Stallions.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

J. A. ENGLUND,
Chairman.

Mr. Englund moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 205.

A Bill for an Act Making It a Misdemeanor to Permit Live Stock to Run at Large, Contrary to Law, and Providing a Penalty for Violation Thereof.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

J. A. ENGLUND,
Chairman.

Mr. Englund moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 108.

A Bill for an Act to Amend and Re-Enact Section 2728 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Appraisal of Animals Killed or Destroyed, According to Law, for Being Affected With the Disease Known as Glanders.

Have had the same under consideration, and recommend that the same do pass.

J. A. ENGLUND,
Chairman.

Mr. Englund moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS
The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

Senate Bill No. 69.

A Bill for an Act to Amend and Re-Enact Section 2185 of the Compiled Laws of North Dakota for the Year 1913, Fixing the Time When Real Estate Taxes Become Due and Delinquent and Prescribing the Penalties on Delinquent Taxes, and Providing for Discount If Paid on or Before December 31.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 194.

A Bill for an Act to Repeal Section 2155 of the Compiled Laws of North Dakota for 1913.

Have had the same under consideration, and recommend that the same do pass.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 225.

A Bill for an Act to Amend and Re-Enact Sections 2249, 2251 and 2252 of the Compiled Laws of the State of North

Dakota for the Year 1913, Relating to Taxation of Freight Line Companies.

Have had the same under consideration, and recommend that the same do pass.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 70.

A Bill for an Act Providing for the Discount on Personal Property Taxes If Paid on or Before December 31, Each Year.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 237.

A Bill for an Act to Classify Certain Property for the Assessment and Taxation Purposes, Fixing the Percentage of Actual Value at Which the Same Is to Be Assessed and Providing the Manner in Which Such Classification May Be Obtained.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORTS OF SELECT COMMITTEES.

Mr. President:

Your special committee, appointed to investigate the condition of House Bill No. 171, beg leave to report the following:

That your committee, immediately after the Senate adjourned on the forty-third day, investigated the condition of House Bill No. 171, and that at that time said bill had not passed the House, but was still in the possession of the House Committee on Labor, as shown by the certificate of the Chairman of said committee, hereto attached; that the House Journal of the thirty-seventh day, which shows House Bill No. 171 to have passed, was corrected on the thirty-ninth day by striking out all relating to said bill, and inserting in lieu thereof the following:

House Bill No. 71.

"A Bill for an Act to Provide for the Non-Partisan Nomination and Election of the Legislative Assembly and of All Elective State and County Officers."

And the corrected records of the House show that all action purporting to have been taken by the House upon House Bill No. 171, as shown in the Journal of the thirty-seventh day, was in reality taken upon House Bill No. 71.

And further, that the Senate Journal of the thirty-eighth day, which shows action taken on House Bill No. 171, has been corrected on page 4 of the Journal of the fortieth day by striking out all relating to said bill; and the corrected records of the Senate contain no mention of said bill having been received, or of any action having been taken thereon; and your committee further states that all action purported to have been taken by the Senate on House Bill No. 171 was in reality taken upon House Bill No. 71.

Respectfully submitted,

H. W. ALLEN,
F. T. GRONVOLD,
R. McCARTEN,

STATE OF NORTH DAKOTA,

HOUSE OF REPRESENTATIVES,
Fifteenth Legislative Assembly, 1917.

BISMARCK,

February 12, 1917.

To Whom It May Concern:

I hereby certify that I have in my personal possession House Bill No. 171; that House Bill No. 171 has not been reported out by the Committee on Labor; and House Bill No. 171 has not been passed by the House.

PAUL HAVENS,
Chairman, Labor Committee.

Mr. Hyland moved that the report of the Select Committee be adopted, and that the committee be discharged.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

Senator Rowe introduced the following:

A CONCURRENT RESOLUTION

WHEREAS, The National Guard of the State have been policing our southern border and doing their duty as loyal soldiers; and

WHEREAS, On this afternoon the Companies A, F and K return—one company to Bismarck and others to their respective places of abode; and,

WHEREAS, It is but right and proper that the Fifteenth Legislative Assembly should unite with the citizens of this city in giving the boys a royal welcome;

Be It Resolved, That the Senate, the House concurring, adjourn in time to meet the troops when they make their entry to the city.

Mr. Rowe moved that the concurrent resolution be adopted.

Which motion prevailed, and the concurrent resolution was adopted.

Mr. Lindstrom asked the unanimous consent of the Senate to withdraw Senate Bill No. 160.

There being no objection the bill was so withdrawn.

Mr. Jacobsen moved that Senate Bill No. 204 be re-referred to the Committee on Printing.

Which motion prevailed, and the bill was so re-referred.

THIRD READING OF SENATE BILLS

Senate Bill No. 157.

A Bill for an Act Regulating the Number of Deputies and Other Employees in the Office of the State Examiner, and the manner of Dividing the State Into Districts for the Purpose of Facilitating the Work in the State Examining Department.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 14; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Cahill	King	Paulson
Carey	Kirkeide	Ployhar
Ellingson	Kretschmar	Porter
Englund	McBride	Putnam
Gibbens	McGray	Rowe
Gronvold	McLean	Stenmo
Haggai	Martin	Thoreson
Hamerly	Mostad	Zieman
Heckle		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	Levang	Sikes
Ettestad	McCarten	Welford
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	Young
Hunt	Pendray	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Nelson, Richland	Sandstrom
Lindstrom		

So the bill passed, and the title was agreed to.

Senate Bill No. 268.

A Bill for an Act to Amend and Re-Enact Sections 719 and 720 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Salaries and Expenses of the Supreme Court Judges.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 19; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, G. Forks
Beck	Kirkeide	Paulson
Cahill	Kretschmar	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Gibbens	McGray	Rowe
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Heckle	Murphy	Young
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Nelson, Richland
Carey	Levang	Pendray
Drown	McCarten	Sikes
Ettestad	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Hamilton	Mostad	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.
King	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 277.

A Bill for an Act Regulating the Issuance of Marriage License When Either of the Applicants Therefor Have Been Granted a Decree of Divorce.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, G. Forks
Beck	King	Paulson
Carey	Kretschmar	Ployhar
Ellingson	McBride	Porter
Englund	McCarten	Putnam
Gronvold	McGray	Rowe
Haggart	McLean	Stenmo
Heckle	Mortenson	Thoreson
Hemmingsen	Mostad	Welford
Hyland	Murphy	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hamilton	Nelson, Richland
Cahill	Hunt	Pendray
Drown	Kirkeide	Sikes
Ettestad	Levang	Wenstrom
Gibbens	Lindstrom	Young
Hamerly	Morkrid	

Absent and not voting:

Messrs. Messrs.
Martin Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 265.

A Bill for an Act Relating to the Duty of the Clerk of District Court Regarding Filing Satisfactions and Mechanics' Liens and Providing the Penalty for a Violation Thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mostad
Beck	Hyland	Murphy
Benson	Jacobsen	Nelson, G. Forks
Cahill	King	Nelson, Richland
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sikes
Gibbens	McCarten	Stenmo
Gronvold	McGray	Thorson
Haggart	McLean	Wenstrom
Hamerly	Morkrid	Young
Hamilton	Mortenson	Zieman
Hemmingsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Heckle	Pendray	Welford
Paulson		

Absent and not voting:

Messrs. Messrs.
Martin Sandstrom

So the bill passed, and the title was agreed to.

The Senate returned to the fifth order of business.

PETITIONS AND COMMUNICATIONS

A petition against an open Sunday, signed by 19 persons, was received by Mr. Paulson.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Hamilton moved that Senate Bill No. 295 be made a special order of business for 3 o'clock P. M., Friday, February 16, 1916.

Which motion was lost.

THIRD READING OF SENATE BILLS

Mr. Rowe offered the following amendment to Senate Bill No. 295:

In line 20 of Section 9658 of the engrossed bill strike out the word "likewise" and insert in lieu the word "otherwise."

Mr. Rowe moved the adoption of the amendment.

Which motion prevailed, and the amendment was adopted.

Mr. Welford moved that Senate Bill No. 295 be re-referred to the Committee on Warehouse and Grain Grading.

Which motion was lost.

Mr. Pendray offered the following amendment to Senate Bill No. 295.

In line 3, Section 9659 of the engrossed bill, strike out the words "one hundred" and insert the word "twenty-five" in lieu thereof.

And in line 4 strike out the word "thirty" and insert in lieu thereof the word "ten."

Mr. Pendray moved the adoption of the amendment.

Which motion was lost.

Senate Bill No. 295.

A Bill for an Act to Amend Sections 9658 and 9659 of the Compiled Laws of 1913, Relating to the Crime of Vagrancy.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 18; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Martin	Young
Heckle	Murphy	Zleman
Hyland	Nelson, G. Forks	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hemmingsen	Mortenson
Cahill	Hunt	Mostad
Drown	King	Pendray
Ettestad	Levang	Sikes
Hamerly	McCarten	Welford
Hamilton	Morkrid	Wenstrom

Absent and not voting:

Messrs.	Messrs.
Nelson, Richland	Sandstrom

So the bill passed, and the title was agreed to.

Mr. Kirkeide moved that the vote by which Senate Bill No. 295 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Senate returned to the fifth order of business.

PETITIONS AND COMMUNICATIONS

A communication from the Board of County Commissioners of Grand Forks County and from the City Council of Grand Forks City was received by Mr. Hemmingsen, opposing any legislation changing the present law governing bridge funds. The Senate returned to the thirteenth order of business.

THIRD READING OF SENATE BILLS

Senate Bill No. 294.

A Bill for an Act to Permit the Operation of Bath Houses, Bathing Beaches or Pleasure Boats by Chautauquas, Summer Resorts, Firms, Corporations or Private Persons on Sunday and Repealing the Provisions of All Acts in Conflict Therewith.

Was read the third time.

The question being on the final passage of the bill, the roll was called and, there were ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Murphy
Beck	Kirkeide	Nelson, G. Forks
Cahill	Kretschmar	Nelson, Richland
Carey	Lindstrom	Ployhar
Ellingson	McBride	Porter
Englund	McGray	Rowe
Gibbens	McLean	Stenmo
Hamilton	Martin	Thoreson
Heckle	Morkrid	Young
Hemmingsen	Mostad	Zieman
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	King	Pendray
Drown	Levang	Putnam
Ettestad	McCarten	Sikes
Gronvold	Mortenson	Welford
Hamerly	Paulson	Wenstrom
Hunt		

Absent and not voting:

Messrs.	Messrs.
Haggart	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill, No. 294.

A Bill for an Act to Permit the Operation of Bath Houses, Bathing Beaches or Pleasure Boats by Chautauquas, Summer Resorts, Firms, Corporations or Private Persons on Sunday and Repealing the Provisions of All Acts in Conflict Therewith.

The question being on the emergency clause, the roll was called and there were ayes, 32; nays, 15; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Murphy
Beck	Kirkeide	Nelson, G. Forks
Cahill	Kretschmar	Nelson, Richland
Carey	Lindstrom	Ployhar
Ellingson	McBride	Porter
Englund	McGray	Rowe
Gibbens	McLean	Stenmo
Hamilton	Martin	Thoreson
Heckle	Morkrid	Young
Hemmingsen	Mortenson	Zieman
Hyland	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Pendray
Drown	King	Putnam
Ettestad	Levang	Sikes
Gronvold	McCarten	Welford
Hamerly	Paulson	Wenstrom

Absent and not voting:

Messrs.	Messrs.
Haggart	Sandstrom

So the emergency clause was lost.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 18.

A Bill for an Act Relating to the Receipt and Filing by the Register of Deeds, of Mortgages and Assignments of Mortgages.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 18.

A Bill for an Act Relating to the Receipt and Filing by the Register of Deeds, of Mortgages and Assignments of Mortgages.

And the President signed the same in the presence of the Senate.

The Senate returned to the ninth order of business.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Allen moved that the rules be suspended for the introduction of a bill in regard to costs of extradition, introduced by the Subcommittee on Appropriations.

Which motion prevailed.

Mr. Allen moved that the rules be suspended for the purpose of introducing a bill in regard to making every Saturday afternoon a legal holiday.

Which motion was lost.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 15, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate concurrent resolution relating to a recess for purpose of meeting the National Guard.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS.

The Committee on Appropriations introduced:
Senate Bill No. 319.

* * * * *
Was read the first and second time, and referred to the Committee on Appropriations.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 202.

A Bill for an Act Relating to the Cost of Maintaining Patients in the Hospital for the Insane.

Was read the first and second time, and referred to the Committee on State Affairs.

House Bill No. 226.

A Bill for an Act to Amend and Re-Enact Section 4565 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Dissolution of Corporations.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 225.

A Bill for an Act Making Appropriation to Provide Funds for Payment of Per Diem and Expenses of the North Dakota Budget Board.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 248.

A Bill for an Act to Amend Section 303 of the Compiled Laws of North Dakota, Relating to Transient Merchants and Peddlers.

Was read the first and second time, and referred to the Committee on Ways and Means.

House Bill No. 116.

A Bill for an Act Providing for Term of Imprisonment in the Penitentiary. Persons Convicted and Sentenced Prior to the Taking Effect of This Act. Establishing Board of Criminal Anthropology, Duties, Parole. Rules. Breach of Parole, Recommitment, Compensation of Officers, and Repealing Sections 10943, 10945, 10946, 10948, 10949, R. C. 1913, as Amended by Chapter 233 Session Laws of 1915, Also Sections 11230, 11231, 11232, 11233, 11234, R. C. 1913, as Amended by Chapter 189, Session Laws of 1915, and All Laws or Parts of Laws in Conflict Herewith.

Was read the first and second time, and referred to the Committee on Ways and Means.

House Bill No. 275.

A Bill for an Act Requiring Assessment, Accident and Health Insurance Companies, or Associations, to Make Deposit With the Commissioner of Insurance.

Was read the first and second time, and referred to the Committee on Insurance.

House Bill No. 214.

A Bill for an Act to Amend and Re-Enact Section 7 of Chapter 209 of the Session Laws of 1915, Relating to Supervision and Accounting to Telephone Companies.

Was read the first and second time, and referred to the Committee on State Affairs.

House Bill No. 223.

A Bill for an Act Making an Appropriation for the Purpose of Paying Outstanding Bills for Expenses of Trustees of Schools of Forestry.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 129.

A Bill for an Act Cancelling Uncollected Personal Property Taxes Assessed for 1910 and Prior Years, and Making It the Duty of the County Auditor From Time to Time to Cancel All Such Taxes Which Remain Uncollected for More Than Six Years After Being Delinquent.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

House Bill No. 235.

A Bill for an Act Making an Appropriation for the Florence Crittenden Home at Fargo, North Dakota.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 107.

A Bill for an Act Amending and Re-Enacting Section 7841 of the Code of Civil Procedure (1913 Compiled Laws), Specifying What Orders Made by the District Court Are Reviewable by the Supreme Court, and Fixing the Time When the Same Shall Be Heard Therein.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 182.

A Bill for an Act to Amend and Re-Enact Section 1828 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 78 of the Session Laws of 1915, Relating to the Use of Lignite Coal in the State and County Institutions and Schools; Providing a Penalty for the Violation of This Act.

Was read the first and second time, and referred to the Committee on State Affairs.

House Bill No. 145.

A Bill for an Act to Amend and Re-Enact Section 5198 of the Compiled Laws of the State of North Dakota for the Year 1913, Authorizing and Restricting the Investment of Capital, Deposits and Surplus of Savings Banks.

Was read the first and second time, and referred to the Committee on Banks and Banking.

House Bill No. 43.

A Bill for an Act Providing That Every Railroad Corporation Shall Maintain Suitable Waiting Rooms for Men and Women in Towns, Villages and Cities Having a Population of Not Less Than Four Hundred.

Was read the first and second time, and referred to the Committee on Railroads.

House Bill No. 62.

A Bill for an Act to Amend and Re-enact Section 9017 of the Compiled Laws of North Dakota for the Year 1913, Relating to Actions, Where Commenced and Tried.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 140.

A Bill for an Act to Provide Reliable Information to Prospective Settlers, and to Protect Both Seller and Buyer From Unfair and Unscrupulous Dealers in Lands, Also to Encourage Immigration.

Was read the first and second time, and referred to the Committee on Immigration.

House Bill No. 183.

A Concurrent Resolution.

Was read the first and second time, and referred to the Committee on Temperance.

House Bill No. 222.

A Bill for an Act Providing for the Transportation of Prisoners and Insane Patients.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 162.

A Bill for an Act to Amend and Re-Enact Section 3321 of the Compiled Laws of North Dakota for the Year 1913, Relating to Depositories of County Funds.

Was read the first and second time, and referred to the Committee on Banks and Banking.

House Bill No. 236.

A Bill for an Act Making an Appropriation for the Purpose of Encouraging Immigration.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 239.

A Bill for an Act Making Appropriation to Provide for the Payment of Deficit Incurred for the Transportation of Inmates to the State Reform School.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 213.

A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 240.

A Bill for an Act Making an Appropriation to Pay the Deficit in the Current Appropriation for Expenses of the Stallion Registration Board.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 221.

A Bill for an Act to Appropriate Money to Pay the Members of the First North Dakota Infantry in the Service of Their Country During the Year 1916-1917.

Was read the first and second time, and referred to the Committee on Appropriations.

Courtesies of the floor were extended to:

W. I. Wakefield, Mott, North Dakota;
 E. G. Borgen, Rugby, North Dakota;
 Edward Balfour, Hannah, North Dakota;
 David Clark, Jr., Kenmare, North Dakota.
 Geo. Bodmer, Kenmare, North Dakota;
 C. P. Kjelstrup, Parshall, North Dakota;
 Krist Kjelstrup, Underwood, North Dakota;
 Oscar Fugel, Parshall, North Dakota.
 J. M. Hammond, Ashley, North Dakota;
 John J. Giedt, Lehr, North Dakota;
 John Bischoff, Zeeland, North Dakota, and
 Hon. T. Wells, Velva, North Dakota.

Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
 Secretary.

FORTY-SIXTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 16, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Jackson.

Roll call.

All members present, except Mr. Sandstrom.

Mr. Ployhar moved that all absent members be excused.

Which motion prevailed, and they were excused.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 16, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 292.

A Bill for an Act Making an Appropriation to Provide for Compensation and Expenses of the Board of Trustees of the State Live Stock Sanitary Board.

Also House Bill No. 290.

A Bill for an Act to Amend and Re-Enact Sections 236 and 237 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 230 of the Session Laws of 1915, Relating to the Board of Control of State Institutions.

Also House Bill No. 294.

A Bill for an Act to Amend and Re-Enact Section 3799 of the Compiled Laws of North Dakota for 1913, Relating

to Ordinances Under the Commission System of Government.

Also House Bill No. 295.

A Bill for an Act to Amend and Re-Enact Section 3686 of the Compiled Laws of North Dakota of 1913, as Amended by Chapter 73 of the Laws of 1915, Relating to Taking and Purchasing Private Property by Cities.

Also House Bill No. 188.

A Bill for an Act to Make Uniform the Laws of Sale of Goods.

Also House Bill No. 78.

A Bill for an Act Creating an Industrial Insurance Department, Defining Its Powers and Duties, Making an Appropriation for Its Administration, Providing for the Creation and Disbursement of Funds for the Compensation and Care of Workmen Injured in Hazardous Employment, and, Except in Certain Specified Cases, Abolishing the Doctrine of Negligence as a Ground for the Recovery of Damages Against Employers, and Depriving the Courts of Jurisdiction of Such Controversies.

Also House Bill No. 175.

A Bill for an Act Entitled, An Act to Provide for the Creation, Organization, Government and Extension of Irrigation Districts.

Also House Bill No. 96.

A Bill for an Act Amending Section 287 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of School Funds on Farm Lands.

Also House Bill No. 180.

A Bill for an Act Locating the Asylum for the Insane Authorized by the Amendment to the Constitution of the State of North Dakota Which Was Approved by the Electors of the State at the Last General Election, at or Near the City of Garrison, McLean County, and Making an Appropriation Therefor.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the forty-fifth day have carefully examined the same, and recommend that the same be corrected as follows:

Page 12, in line 9, strike out the words "less ten (10) per cent" and insert in lieu thereof the words "ninety per cent."

Page 14, after line 15, insert name "Gilbert Haggart."

Line 11, correct name of "F. T. Gronvold."

Line 15, strike out name "Hamilton" and insert it after line 22.

On page 14, in line 35, after word "voting," insert figure "1."

On page 19, between lines 44 and 45, insert:

"Have had the same under consideration, and recommend that the same do pass."

On page 21, line 6, strike out "seventh" and insert "eighth" in lieu thereof.

In line 8, strike out "53" and insert "4," and strike out "thirty-ninth" and insert "fortieth" in lieu thereof.

In roll call on Senate Bill No. 157, on page 22, exchange the names of "Hamilton" and "Hamerly."

On page 23, on roll call of Senate Bill No. 268, place Sandstrom as absent and not voting; place Lindstrom voting aye; also interchange names of Carey and Cahill.

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 178.

A Bill for an Act to Appropriate \$1,040.00 for the Payment of \$10.00 per Sunday During the Biennium 1917-1919, as an Aid to the Society for the Friendless, Authorized Under Chapter 46 of the North Dakota Session Laws of 1911.

Also Senate Bill No. 179.

A Bill for an Act to Appropriate \$300.00 Annually for 1918 and 1919 to Aid the North Dakota State Poultry Association in Holding Poultry Exhibitions, as Authorized Under Sections 5117 to 5120, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 152.

A Bill for an Act to Appropriate \$40,450 for the Department of Agricultural Extension of the North Dakota Agricultural College, for Agricultural Work During the Years 1917 and 1918 as Outlined in the Federal Smith-Lever Act.

Also Senate Bill No. 185.

A Bill for an Act to Appropriate \$1,000.00 to Provide Funds for the Enforcement of the Prevention of Cruelty to Animals Laws Under Sections 2670 and 2671 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 149.

A Bill for an Act Prescribing That All Fees Collected by the State Board of Veterinary Medical Examiners Shall Be Paid Into the General Fund of the State of North Dakota; and Making an Appropriation of \$1,500 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 183.

A Bill for an Act to Appropriate \$5,800.00 for the Payment of the Per Diem and Expenses of the Board of Experts, and the Salary and Other Expenses of the Field Officer, to Be Incurred Under Chapter 233 of the Session Laws of North Dakota for 1915.

Also Senate Bill No. 273.

A Bill for an Act to Amend and Re-Enact Section 11215 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Diminution of Persons Sentenced for Good Conduct.

Also Senate Bill No. 275.

A Bill for an Act to Amend and Re-Enact Section 11226 of the Compiled Laws of North Dakota, Relating to the Discharge, Clothing and Employment of Prisoners Confined in the Penitentiary.

Also Senate Bill No. 274.

A Bill for an Act to Amend and Re-Enact Section 11303 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Disposition of Personal Property and Money Belonging to Deceased Persons Who Have Been Confined in the State Penitentiary.

Also Senate Bill No. 248.

A Bill for an Act to Amend and Re-Enact Section 1874 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Tax for County Fairs.

Also Senate Bill No. 131.

A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota, Relating to the Voting Privileges of Members of Co-operative Corporations.

Also Senate Bill No. 318.

A Bill for an Act to Provide That Members of Co-Operative Corporations May Provide in Their Articles of Incorporation Limitations Upon the Voting Privileges of Members Thereof, Limitation as to the Ownership of Shares of Stock Therein, and also for the Disposition of the Earnings of Such Corporations.

Also Senate Bill No. 251.

A Bill for an Act to Amend and Re-Enact Section 4 of Chapter 112 of the 115 Session Laws of the State of North Dakota, Relating to Salary and Expenses of the County Superintendent of Schools.

Also Senate Bill No. 108.

A Bill for an Act to Amend and Re-Enact Section 2728 of the Compiled Laws of North Dakota for the Year 1913, Relat-

ing to the Appraisalment of Animals Killed or Destroyed, According to Law, for Being Affected with the Disease Known as Glanders.

Also Senate Bill No. 194.

A Bill for an Act to Repeal Section 2155 of the Compiled Laws of North Dakota for 1913.

Also Senate Bill No. 225.

A Bill for an Act to Amend and Re-Enact Sections 2249, 2251 and 2252 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Taxation of Freight Line Companies.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 307.

A Bill for an Act to Require That All Contracts for the Furnishing of Gasoline, Kerosene, Distillate and Lubricating Oils Used by the Various State Offices, State Departments and State Institutions Shall Be Let to the Lowest Competitive Bidder.

Have had the same under consideration and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON HIGHWAYS, BRIDGES AND FERRIES

The Committee on Highways, Bridges and Ferries made the following report:

Mr. President:

Your Committee on Highways, Bridges and Ferries, to whom was referred:

Senate Bill No. 259.

A Bill for an Act to Amend and Re-Enact Section 1923 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 105 of the Session Laws of North Dakota for the Year 1915, Relating to Laying Out or Discontinuing Roads.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CHAS. ELLINGSON,
Chairman.

Mr. Ellingson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 226.

A Bill for an Act to Amend and Re-Enact Section 4565 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Dissolution of Corporations.

Have had the same under consideration and recommend that the same do pass.

M. L. MCBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Gibbens moved that House Bill No. 86 be re-referred to the Committee on Education.

Which motion prevailed, and the bill was so re-referred.

Mr. Heckle moved that Senate Bill No. 238 be re-referred to the Committee on Public Health.

Which motion prevailed, and the bill was so re-referred.

Mr. Stenmo asked the unanimous consent of the Senate to withdraw Senate Bill No. 297.

There being no objection, the bill was so withdrawn.

COMMUNICATION FROM THE GOVERNOR

February 16, 1917:

To the Honorable Members of the Senate:

Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State, Senate Bill No. 59, An Act to Amend and Re-Enact Section 4630 of the Compiled Laws of North Dakota for 1913, Relating to the Making of Annual Reports by Railroad Corporations.

Very respectfully,

LYNN J. FRAZIER,

Governor.

THIRD READING OF SENATE BILLS

Senate Bill No. 178.

A Bill for an Act to Appropriate \$1,040.00 for the Payment of \$10.00 per Sunday During the Biennium 1917-1919, as an Aid to the Society for the Friendless, Authorized Under

Chapter 46 of the North Dakota Session Laws of 1911.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

So the bill passed, and the title was agreed to.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sikes
Gibbens	McLean	Stenmo
Gronvold	Martin	Thoreson
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Kretschmar	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 179.

A Bill for an Act to Appropriate \$300.00 Annually for 1918 and 1919 to Aid the North Dakota State Poultry Association in Holding Poultry Exhibitions, as Authorized Under Sections 5117 to 5120, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sikes
Gibbens	McLean	Stenmo
Gronvold	Martin	Thoreson
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Kretschmar	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 152.

A Bill for an Act to Appropriate \$40,450 for the Department of Agricultural Extension of the North Dakota Agricultural College, for Agricultural Work During the Years 1917 and 1918 as Outlined in the Federal Smith-Lever Act.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Hamilton	Mostad	Young
Heckle	Murphy	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	Martin	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 185.

A Bill for an Act to Appropriate \$1,000.00 to Provide Funds for the Enforcement of the Prevention of Cruelty to Animals Laws Under Sections 2670 and 2671 of the Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Englund	Heckle
Beck	Ettestad	Hemmingsen
Benson	Gibbens	Hunt
Cahill	Gronvold	Hyland
Carey	Haggart	Jacobsen
Drown	Hamerly	King
Ellingson	Hamilton	Kirkeide

Messrs.	Messrs.	Messrs.
Levang	Mostad	Rowe
Lindstrom	Murphy	Sikes
McBride	Nelson, G. Forks	Stenmo
McCarten	Nelson, Richland	Thoreson
McGray	Paulson	Welford
McLean	Pendray	Wenstrom
Martin	Ployhar	Young
Morkrid	Porter	Zieman
Mortenson	Putnam	

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 149.

A Bill for an Act Prescribing That All Fees Collected by the State Board of Veterinary Medical Examiners Shall Be Paid Into the General Fund of the State of North Dakota; and Making an Appropriation of \$1,500 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Levang	Porter
Ellingston	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Martin	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zieman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 183.

A Bill for an Act to Appropriate \$5,800.00 for the Payment of the Per Diem and Expenses of the Board of Experts, and the Salary and Other Expenses of the Field Officer, to Be Incurred Under Chapter 233 of the Session Laws of North Dakota for 1915.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Murphy	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Mostad	Sandstrom
Kretschmar		

So the bill passed, and the title was agreed to.

Mr. Hyland offered the following amendment to Senate Bill No. 273.

That the title of the bill be amended as follows: After the word "of" at the end of line 2 insert the following "the sentence for good conduct of."

Mr. Hyland moved the adoption of the amendment.

Which motion prevailed, and the bill was so amended.

Senate Bill No. 273.

A Bill for an Act to Amend and Re-Enact Section 11215 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Diminution of Persons Sentenced for Good Conduct.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Haggart	Kirkeide
Beck	Hamerly	Levang
Benson	Hamilton	Lindstrom
Cahill	Heckle	McBride
Carey	Hemmingsen	McCarten
Drown	Gronvold	McLean
Ellingson	Hunt	Martin
Englund	Hyland	Morkrid
Ettestad	Jacobsen	Mortenson
Gibbens	King	Murphy

Messrs.	Messrs.	Messrs.
Nelson, G. Forks	Porter	Thoreson
Nelson, Richland	Putnam	Welford
Paulson	Rowe	Wenstrom
Pendray	Sikes	Young
Ployhar	Stenmo	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	McGray	Sandstrom
Mostad		

So the bill passed and the title, as amended, was agreed to.
The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Senate resolution.

Introduced by Mr. Allen.

WHEREAS, It has come to the knowledge of the Senate that within the twenty-four hours last past, Senator Sandstrom and Mrs. Sandstrom have lost by death their infant child, recently born to their family, therefore,

Be It Resolved, By the Senate of the State of North Dakota that we extend to our colleague, Senator Sandstrom, and to Mrs. Sandstrom, our heartfelt sympathy, in this, their hour of bereavement.

Be It Further Resolved, That the Secretary of the Senate be instructed to send a copy of this resolution to Senator and Mrs. Sandstrom.

Mr. Allen moved that the resolution be adopted.

Which motion prevailed.

Mr. Haggart moved that the vote by which the emergency clause to Senate Bill No. 294 was lost, be reconsidered, and the motion to reconsider be laid upon the table.

Which motion prevailed.

Mr. Haggart moved that the rules be suspended and the Senate do now vote on the emergency clause to Senate Bill No. 294.

Which motion prevailed.

Senate Bill No. 294.

A Bill for an Act to Permit the Operation of Bath Houses, Bathing Beaches or Pleasure Boats by Chautauquas, Summer Resorts, Firms, Corporations or Private Persons on Sunday and Repealing the Provisions of All Acts in Conflict Therewith.

The question being on the emergency clause, the roll was called and there were ayes, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Ellingson	Gronvold
Beck	Englund	Haggart
Cahill	Ettestad	Hamerly
Carey	Gibbens	Hamilton

Messrs.	Messrs.	Messrs.
Heckle	McCarten	Pendray
Hemmingsen	McGray	Ployhar
Hyland	McLean	Rowe
Jacobsen	Martin	Stenmo
King	Morkrid	Thoreson
Kirkeide	Mortenson	Welford
Kretschmar	Murphy	Young
Lindstrom	Nelson, G. Forks	Zieman
McBride		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Levang	Sikes
Drown	Porter	Wenstrom
Hunt	Putnam	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Mostad	Paulson	Sandstrom
Nelson, Richland		

So the emergency clause on Senate Bill No. 294 carried.
The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON BANKS AND BANKING

The Committee on Banks and Banking made the following report:

Mr. President:

Your Committee on Banks and Banking, to whom was referred:

Senate Bill No. 298.

A Bill for an Act Providing for the Liquidation of State Banks and Trust Companies Under the Supervision of the State Banking Board, and Providing for the Appointment of Receivers; Providing for Their Compensation and the Expenses and Accounting of Such Liquidation; Payment of Dividends to Creditors and Other Matters Connected With Such Liquidation of Said Insolvent Associations.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of the title of the bill and insert the following:

"For an Act for Actions Against and Liquidation of Insolvent State Banks and Trust Companies Under the Supervision of the State Banking Board; for the Appointment, Compensation and Expense of Receivers; for the Accounting of Such Liquidation, Payment of Dividends to Creditors and Other Matters Connected with Such Liquidation."

In line 13 of Section 1 of the printed bill strike out the word "public" and insert "state" in lieu thereof.

In line 17 add the letter "s" to the word "state."

In line 8 of Section 2 strike out the words "or the state examiner."

In line 11 strike out the words "or the state examiner."

In line 12, after the word "direct," strike out the words "then or him" and insert the word "it" in lieu thereof.

In line 15 strike out the words "or the state examiner" and after the word "of" strike out the words "there or his" and insert the word "it" in lieu thereof.

In line 3 of Section 4 strike out the words "or state examiner."

In line 8 of Section 4 strike out the words "or state examiner."

In line 16 strike out the words "or state examiner."

In line 11 of Section 5, after the word "liquidation" insert the word "and."

In line 2 of Section 7 strike out the word "examiner" and insert the words "Banking Board."

Strike out the word "make" in line 2 and insert the words "cause to be made by the state examiner."

In line 3 of Section 8 strike out the word "examiner" and insert the words "Banking Board." In the same line strike out the word "make" and insert the words in lieu thereof "cause to be made by the state examiner."

In line 1 of Section 9 strike out the word "examiner" and insert the words "Banking Board."

In line 2, after the word "given" insert the words "by the state examiner."

In line 4 strike out the word "he" and insert the word "it" in lieu thereof.

In line 14 strike out the word "examiner" and insert "Banking Board" in lieu thereof.

In line 31 strike out the word "they" and insert the word "it" in lieu thereof.

In line 3 of Section 10 strike out the word "their" and insert the word "its" in lieu thereof.

In line 5 strike out the word "they" and insert the word "it" in lieu thereof.

In line 15 strike out the word "their" and insert the word "its" in lieu thereof.

In line 4 of Section 11 strike out the word "them" and insert the word "it" in lieu thereof.

In line 2 of Section 12 strike out the word "them" and insert the word "it" in lieu thereof.

In line 6 strike out the word "they" and insert the word "its" in lieu thereof.

In line 3 of Section 15 strike out the word "they" and insert the word "it" in lieu thereof.

In line 19 strike out the words "and state examiner."

In line 8 of Section 16, after the word "by," insert the words "correction of," and in line 9 strike out the words "or the state examiner."

In line 10 strike out the word "them" and insert the word "it" in lieu thereof.

Strike out all of Section 18.

"Section 18. Copies of Evidence.) Copies of all records and papers in the office of the state examiner, certified by him and authenticated by his seal of office, shall be evidence in all cases, equally, and of like effect as the original."

Section 19. Repeal.) That Section 5183 of the Compiled Laws of North Dakota for 1913 be, and the same is hereby specifically repealed; that part or parts of Sections 5146, 8006, and Chapter 9, Article 6, and Chapter 7 of the Code of Civil Procedure of the Compiled Laws of North Dakota for 1913, and any and all other acts or parts of acts, in so far as they are in conflict with the provisions of this act, are hereby repealed.

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON HIGHWAYS

The Committee on Highways made the following report:

Mr. President:

Your Committee on Highways, to whom was referred:

House Bill No. 168.

A Bill for an Act Authorizing State Aid for the Establishment, Construction, Maintenance and Repair of Public Roads and Bridges, Making Appropriation Therefor; Assenting to the Act of Congress (H. R. 7617) Approved July 11, 1916; Creating a State Highway Commission and Prescribing Its Duties; Prescribing the Duties and Fixing the Salary of the State Engineer in Connection Therewith; Providing for the Disposition of Fines and Penalties; Amending Sections 2976n, 2976o, and 2976p, of the Compiled Laws of North Dakota for the Year 1913, and Section 1946 of the Compiled Laws of North Dakota for the Year 1913, as Amended in Chapter 108 of the Session Laws of 1915; Repealing Sections 602 to 607 Inclusive, of the Compiled Laws of North Dakota for the Year 1913. Emergency.

Have had the same under consideration, and recommend that the same be amended as follows:

Insert after the word "Amending" in the title thereof, the words "and Re-Enacting."

In Section 4 of the printed bill, in line 10, after the word "in," strike out the word "his" and insert in lieu thereof the word "the."

In the same line and section, after the word "judgment," strike out the word "are" and insert "of the several boards of County Commissioners are."

In Section 11 of the printed bill, line 3, after the words "Section 2976n," strike out the remainder of the section and in lieu thereof insert the following:

"Disposition of License Money.) The Secretary of State shall pay into the State Treasury all moneys received by him under this Act, which have been paid by owners of motor vehicles in any county, and shall file with the State Treasurer

and the State Auditor verified statements of the amounts and sources thereof and the amount to which each county is entitled under the provisions of this Act. On the fifteenth day of every calendar month the State Treasurer shall pay into the County Treasury of each county, to the account of a special road maintenance fund as hereinafter provided, one-third of the moneys received by him from the Secretary of State under the provisions of this Act, and shall credit the remaining two-thirds to the account of the state highway fund. PROVIDED, however, that the State Treasurer shall first deduct from all the moneys received by him from the Secretary of State the cost of tags, clerk hire, printing, postage, express and other expenses, as estimated by the said Secretary of State."

And when so amended, recommend the same be approved and re-referred to the Committee on Appropriations.

CHAS. ELLINGSON,
Chairman.

Mr. Ellingson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF SENATE BILLS

Mr. King offered the following amendment to Senate Bill No. 275:

In the last line of the title strike out the words "Confined in" and insert in lieu thereof "Released From."

Mr. King moved that the amendment be adopted.

Which motion prevailed, and the bill was so amended.

Senate Bill No. 275.

A Bill for an Act to Amend and Re-Enact Section 11226 of the Compiled Laws of North Dakota, Relating to the Discharge, Clothing and Employment of Prisoners Confined in the Penitentiary.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Martin	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zieman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.
Jacobsen	Sandstrom

So the bill passed and the title, as amended, was agreed to.
Senate Bill No. 274.

A Bill for an Act to Amend and Re-Enact Section 11303 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Disposition of Personal Property and Money Belonging to Deceased Persons Who Have Been Confined in the State Penitentiary.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson.	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Ziemann

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	McCarten	Sandstrom
Martin		

So the bill passed, and the title was agreed to.

Senate Bill No. 248.

A Bill for an Act to Amend and Re-Enact Section 1874 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Tax for County Fairs.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Englund	Hemmingsen
Beck	Ettestad	Hunt
Benson	Gronvold	Hyland
Cahill	Haggart	Jacobsen
Carey	Hamerly	King
Drown	Hamilton	Kirkeide
Ellingson	Heckle	Kretschmar

Messrs.	Messrs.	Messrs.
Levang	Mostad	Rowe
Lindstrom	Murphy	Sikes
McBride	Nelson, G. Forks	Stenmo
McCarten	Nelson, Richland	Thoreson
McGray	Paulson	Welford
McLean	Pendray	Wenstrom
Martin	Ployhar	Young
Morkrid	Porter	Zieman
Mortenson	Putnam	

Absent and not voting:

Messrs.	Messrs.
Gibbens	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 131.

A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota, Relating to the Voting Privileges of Members of Co-operative Corporations.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Murphy
Beck	King	Nelson, G. Forks
Benson	Kirkeide	Nelson, Richland
Cahill	Kretschmar	Paulson
Carey	Levang	Ployhar
Drown	Lindstrom	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Rowe
Gronvold	McGray	Sikes
Hamerly	McLean	Stenmo
Hamilton	Martin	Welford
Heckle	Morkrid	Wenstrom
Hemmingsen	Mortenson	Young
Hunt	Mostad	Zieman
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Haggart	Sandstrom
Gibbens	Pendray	Thoreson

So the bill passed, and the title was agreed to.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

Mr. President:

Your Committee on Counties, to whom was referred:

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Removal of County Seats, and Prescribing Vote Required for Removal of County Seats, in Counties Where County Seats Are Not Located on a Railroad.

Have had the same under consideration, and a minority recommend that the same be amended as follows:

That the title be amended by striking out the period after "Railroad" and add "or Interstate River."

Also strike out all of Section 1 of the printed bill and insert in lieu thereof the following:

"Section 1. Amendment.) That Section 3239 of the Compiled Laws of North Dakota for the year of 1913 be amended and re-enacted so as to read as follows:

"Section 3239. Election held only once every four years—Exception. When an election has been held and at least two-thirds of the votes cast at such election are not cast for some other place than that fixed by law as the former county seat, no second election for the removal thereof must be held for four years thereafter, provided, however, that where the county seat is not located on a railroad or Interstate River, then the town receiving a majority of all votes cast on county seat shall be designated as the county seat of such county.

And when so amended, recommend the same do pass.

H. P. JACOBSEN,
A. J. KIRKEIDE.

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Removal of County Seats and Prescribing Vote Required for Removal of County Seats, in Counties Where County Seats Are Not Located on a Railroad.

Have had the same under consideration, and a minority recommend that the same be indefinitely postponed.

C. W. McGRAY,
T. N. PUTNAM,
W. E. MARTIN.

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Removal of County Seats, and Prescribing Vote Required for Removal of County Seats, in Counties Where County Seats Are Not Located on a Railroad.

Have had the same under consideration, and a plurality of your committee recommend that the same be amended as follows:

Strike out everything after the enacting clause, and substitute the following:

"Section 1. Amendment. Section 3239 of the Compiled Laws of the State of North Dakota for 1913 as amended in Chapter

117, 1915 Session Laws, is hereby amended and re-enacted to read as follows:

"Section 3239. When an election has been held and at least two-thirds of the votes cast at such election are not cast for some other place than that fixed by law as the former county seat, no second election for the removal thereof must be held for four years thereafter, provided, however, that in counties where the county seat is not located on a railroad the question of county seat removal may be voted on at any primary election and if more than two towns are contending for the location of the county seat at such election, then the two towns receiving the highest vote at such primary election and these two towns only shall be placed on the official ballot at the first following general election, and the town then receiving the highest number of votes cast for the county seat location at such general election shall be designated the county seat of such county and the county seat located thereat, and the question of county seat removal must not again be voted on for four years in any county where the county seat is so located.

And when so amended, recommend the same do pass.

THOMAS PENDRAY,
Chairman.

THORWALD MOSTAD,
MORTEN MORTENSON,
CHRIST LEVANG,
C. W. CAREY.

Mr. Pendray moved that the plurality report be adopted.

Which motion was duly seconded.

Mr. McGray moved as an amendment that the consideration of all reports on Senate Bill No. 87 be made a special order of business for 2:30 o'clock P. M., February 17, 1917.

Which motion prevailed, and the motion was so amended.

The question being on the amended motion, the motion prevailed, and consideration of reports on Senate Bill No. 87 was made a special order of business for 2:30 o'clock P. M., February 17, 1917.

THIRD READING OF SENATE BILLS

Senate Bill No. 318.

A Bill for an Act to Provide That Members of Co-Operative Corporations May Provide in Their Articles of Incorporation Limitations Upon the Voting Privileges of Members Thereof, Limitation as to the Ownership of Shares of Stock Therein, and also for the Disposition of the Earnings of Such Corporations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.

Allen
Beck
Benson

Messrs.

Cahill
Carey
Drown

Messrs.

Englund
Ettestad
Gibbens

Messrs.	Messrs.	Messrs.
Gronvold	Lindstrom	Pendray
Haggart	McBride	Porter
Hamerly	McCarten	Putnam
Hamilton	McGray	Rowe
Heckle	McLean	Sikes
Hemmingsen	Morkrid	Stenmo
Hunt	Mortenson	Thoreson
Jacobsen	Mostad	Welford
King	Murphy	Wenstrom
Kirkeide	Nelson, G. Forks	Young
Kretschmar	Nelson, Richland	Zieman
Levang	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Martin	Sandstrom
Hyland	Ployhar	

So the bill passed, and the title was agreed to.

Senate Bill No. 251.

A Bill for an Act to Amend and Re-Enact Section 4 of Chapter 112 of the 1915 Session Laws of the State of North Dakota, Relating to Salary and Expenses of the County Superintendent of Schools.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	King	Paulson
Benson	Kirkeide	Pendray
Cahill	Kretschmar	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Hamilton	Mostad	Young
Heckle	Murphy	Zieman
Hemmingsen	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Hyland	Sandstrom
Hunt	Martin	

So the bill passed, and the title was agreed to.

Senate Bill No. 108.

A Bill for an Act to Amend and Re-Enact Section 2728 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Appraisalment of Animals Killed or Destroyed, Ac-

ording to Law, for Being Affected with the Disease Known as Glanders.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland.
Beck	King	Paulson
Benson	Kirkeide	Pendray
Cahill	Kretschmar	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McGray	Sikes
Gibbens	McLean	Stenmo
Gronvold	Morkrid	Thoreson
Haggart	Mortenson	Welford
Hamerly	Mostad	Wenstrom
Hamilton	Murphy	Young
Heckle	Nelson, G. Forks	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Hyland	Martin
Hunt	McCarten	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 194.

A Bill for an Act to Repeal Section 2155 of the Compiled Laws of North Dakota for 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Englund	Levang	Putnam
Ettestad	Lindstrom	Rowe
Gibbens	McBride	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Martin	Sandstrom
McCarten		

So the bill passed, and the title was agreed to.

Senate Bill No. 225.

A Bill for an Act to Amend and Re-Enact Sections 2249, 2251 and 2252 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Taxation of Freight Line Companies.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Englund	Levang	Putnam
Ettestad	Lindstrom	Rowe
Gibbens	McBride	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	McCarten	Sandstrom
Ellingson	Martin	

So the bill passed, and the title was agreed to.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 294.

A Bill for an Act to Amend and Re-Enact Section 3799 of the Compiled Laws of North Dakota for 1913, Relating to Ordinances Under the Commission System of Government.

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 292.

A Bill for an Act Making an Appropriation to Provide for Compensation and Expenses of the Board of Trustees of the State Live Stock Sanitary Board.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 295.

A Bill for an Act to Amend and Re-Enact Section 3686 of the Compiled Laws of North Dakota of 1913, as Amended by Chapter 73 of the Laws of 1915, Relating to Taking and Purchasing Private Property by Cities.-

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 90.

A Bill for an Act to Amend and Re-Enact Sections 236 and 237 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 230 of the Session Laws of 1915, Relating to the Board of Control of State Institutions.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 188.

A Bill for an Act to Make-Uniform the Laws of Sale of Goods.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 96.

A Bill for an Act Amending Section 287 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of School Funds on Farm Lands.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 180.

A Bill for an Act Locating the Asylum for the Insane Authorized by the Amendment to the Constitution of the State of North Dakota Which Was Approved by the Electors of the State at the Last General Election, at or Near the City of Garrison, McLean County, and Making an Appropriation Therefor.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 175.

A Bill for an Act Entitled, An Act to Provide for the Creation, Organization, Government and Extension of Irrigation Districts.

Was read the first and second time and referred to the Committee on Irrigation and Drainage.

House Bill No. 78.

A Bill for an Act Creating an Industrial Insurance Department, Defining Its Powers and Duties, Making an Appropriation for Its Administration, Providing for the Creation and Disbursement of Funds for the Compensation and Care of Workmen Injured in Hazardous Employment, and, Except in Certain Specified Cases, Abolishing the Doctrine of Negligence as a Ground for the Recovery of Damages Against Employers, and Depriving the Courts of Jurisdiction of Such Controversies.

Was read the first and second time and referred to the Committee on Ways and Means.

GENERAL ORDERS

Mr. Gibbens moved that Senate resolve itself into a Committee of the Whole for the consideration of resolutions.

Which motion prevailed, and the Senate resolved itself into a Committee of the Whole.

The President called Mr. Murphy to the chair.

When the Committee arose it submitted the following report:

The Committee of the Whole have had under consideration the resolutions and report progress.

P. J. MURPHY,
Chairman.

The Senate returned to the ninth order of business.

Mr. Allen moved that the rules be suspended for the purpose of introducing a bill.

Which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF
SENATE BILLS

The Committee on Highways introduced:

Senate Bill No. 320.

A Concurrent Resolution Amending Section 183 of the Constitution of the State of North Dakota, Relating to Increasing the County Debt Limit for the Construction, Improvement and Maintenance of Public Highways.

Was read the first and second time, and referred to the Committee on Highways, Bridges and Ferries.

Courtesies of the floor were extended to:

H. A. Livermore, Fargo, North Dakota.

Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FORTY-SEVENTH DAY

SENATE CHAMBER,

BISMARCK, NORTH DAKOTA,

February 17, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Jackson.

Roll call.

All members present, except Mr. Sandstrom.

Mr. Jacobsen moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the forty-sixth day have carefully examined the same and

recommend that the same be corrected as follows:

Page 6, between lines 10 and 11, insert "Mr. President."

Page 14 correct spelling of "P. T. Kretschmar."

Page 15, after line 29, insert "Senate Bill No. 275 and its title."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 16, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate amendments to House Bill No. 24.

Very respectfully,
A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 177, and asks for a committee of conference, and the Speaker has named as such conferees on the part of the House, Messrs. Maxwell, Mees and Liederbach.

Very respectfully,
A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 13, and asks for a committee of conference, and the Speaker has named as such conferees on the part of the House, Messrs. Miller, Frazer and Olson of Eddy.

Very respectfully,
A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 81.

A Bill for an Act to Amend and Re-Enact Sections 9236, 9240 and 9242 of the Compiled Laws of the State of North Dakota, 1913, Relating to Sabbath Breaking.

Which the House has passed unchanged.

Very respectfully,
A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to transmit herewith:

Also House Bill No. 147.

A Bill Making an Appropriation for the Office of the State Board of Railroad Commissioners, for an Act Appropriating Money for the Use of the Board of Railroad Commissioners Between the Following Dates, to-wit: February 6, 1917, and June 30, 1917, Both Dates Inclusive.

Also House Bill No. 357.

A Bill for an Act Defining the Word "Precinct," as Used in the Laws of the State of North Dakota, Relating to Elections, and Providing for the Formation of Voting Districts and the Designation of Voting Places Within Such Voting Districts.

House Bill No. 147.

A Bill for an Act to Amend and Re-Enact Sections 1105, 1107, 1108, 1111, 1113, 1116, 1120, and Repeal Section 1119 of the Compiled Laws of 1913 of the State of North Dakota, Relating to the Office of Superintendent of Public Instruction.

Also House Bill No. 117.

A Bill for an Act to Provide How North Dakota Blue Book or Legislative Manual Shall Be Printed.

Also House Bill No. 146.

A Bill for an Act to Create the Office of President Emeritus of the Agricultural College at Fargo, North Dakota, and Electing John H. Worst Thereto, and Providing the Salary Therefor.

Also House Bill No. 115.

A Bill for an Act to Amend and Re-Enact Section 45, Relating to the Classes of Printing; Section 47, Relating to Proposals for Printing; Section 48, Relating to Maximum Prices for Composition, Press Work, Binding and Paper; Section 49, Relating to Paper, Price; Section 50, Relating to Proposals, How Made, Bond Required; Section 52, Relating to Bill to Be Printed, How, Calendar; Section 53, Relating to Journals to Be Printed, How; Section 54, Relating to Executive Documents, How Printed; Section 55, Relating to Laws How Printed; Section 59, Relating to Number of Volumes to Be Printed and Style of Binding; Section 69, Laws Relating to, How Printed; and Section 72, Relating to Commissioners Having Charge of All Printing Paid for by the State. All Sections Above Cited Being Parts of the Law Relating to Public Printing, etc., and Are Included in the Compiled Laws of North Dakota for the Year 1913.

Also House Bill No. 69.

A Bill for an Act Prescribing the Hours of Labor for Women in Certain Industries, and Establishing a Public Welfare Commission, Prescribing Its Powers and Duties, and Providing for the Fixing of Minimum Wages for Women and Minors, Fixing Standard Conditions of Labor for Such Workers, and for the Protection of the Lives, Health and Morals of Minors and Women Employed in Industry.

Also House Bill No. 287.

A Bill for an Act to Amend and Re-Enact Section 3740 of the Political Code of the State of North Dakota, Compiled Laws of 1913, Relating to Cities, Providing for Connections with Sewer and Other Mains, Cables and Conduits.

Also House Bill No. 81.

A Bill for an Act to Provide for Evening Schools, Where Necessary, for Adult and Other Persons, and to appropriate Money Therefor.

Also House Bill No. 152.

A Bill for an Act to Amend and Re-Enact Sections 2464 and 2468 of the Compiled Laws of North Dakota for the Year 1913, Relating to Drainage.

Also House Bill No. 218.

A Bill for an Act Making an Appropriation for the Maintenance, Improvement and Repairs, New Buildings, Equipment and Permanent Additions Thereto, for the North Dakota Tuberculosis Sanitarium at Dunseith.

Also House Bill No. 300.

A Bill for an Act to Amend and Re-Enact Section 924 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Publicity Pamphlet and What It May Contain.

Also House Bill No. 154.

A Bill for an Act to Amend and Re-Enact Section 4844 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Payment of Dividends by Domestic Insurance Companies From Surplus Profits.

Also House Bill No. 165.

A Bill—A Concurrent Resolution—Amending the Constitution of the State of North Dakota, Relating to the Investment of School Funds.

Also House Bill No. 167.

A Bill for an Act Providing for Dealers' Motor Vehicle License Fee, and Amending Sections 2976e, 2976g, 2976h, 2976o and 2976p of the Compiled Laws of 1913, Relating to Motor Vehicle License Fees, Registration Tags, Display of Registration Tags, Disposition of License Money by Secretary of State, Claims for Moneys Expended, Expenditure of Moneys Received Under This Act, and Providing That License Fees, Excepting Dealers' License Fees, Shall Be in Lieu of All Other Taxes. Emergency.

Also House Bill No. 184.

A Bill for an Act to Regulate the Shipment of Cases or Boxes, Containing Bottles, and Providing That Certain Additional Facts Be Contained in the Bill of Lading and Freight Receipt Therefor.

Also House Bill No. 311.

A Bill for an Act to Amend and Re-Enact Section 2360 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Duties of the Adjutant General.

Also House Bill No. 259.

A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages, and Other Instruments in Writing and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Also House Bill No. 270.

A Bill for an Act to Amend and Re-Enact Section 983 of 1913 Laws, Relating to Opening and Closing of Polls on Election Day.

● Also House Bill No. 288.

A Bill for an Act to Provide for the Issuance of Warehouse Certificates on Packing House Products.

Also House Bill No. 196.

A Bill for an Act to Provide That Every Insurance Company Engaged in the Business of Insuring Crops Against Loss Unless an Adjustment Is Made Within Seven Days After the Loss Occurred.

Also House Bill No. 129.

A Bill for an Act Cancelling Uncollected Personal Property Taxes Assessed for 1910 and Prior Years, and Making It the Duty of the County Auditor from Time to Time to Cancel All Such Taxes Which Remain Uncollected for More Than Six Years After Being Delinquent.

Also House Bill No. 123.

A Bill for an Act Regulating and Licensing the Manufacture Labeling, Sale and Advertising of Patent and Proprietary Medicines, Fraudulent Therapeutic Appliances and Devices, and for Other Purposes.

House Bill No. 90.

A Bill for an Act to Amend and Re-Enact Sections 236 and 237 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 230 of the Session Laws of 1915, Relating to the Board of Control of State Institutions.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

PETITIONS AND COMMUNICATIONS

A petition against an open Sunday, signed by 62 persons, was received by Mr. Kirkeide.

TELEGRAM

The following communication was received by Mr. Thoreson.

Hon. Martin Thoreson:

Bismarck, North Dakota.

To safeguard the youth of our State, the Brotherhood of the Congregational Church of Valley City respectfully petition you to use your vote and influence to defeat House Bill No. 331 and Senate Bill No. 299.

WILLARD CROSBY LYON,
Chairman of Committee.

11:15 P.

A petition favoring vote of the people before declaration of war, signed by 62 persons, was received by Mr. Ettestad.

A petition against an open Sunday, signed by 30 persons, was received from the citizens of Cogswell, N. D.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 273.

A Bill for an Act to Amend and Re-Enact Section 11215 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Diminution of Persons Sentenced for Good Conduct.

Also Senate Bill No. 275.

A Bill for an Act to Amend and Re-Enact Section 11226 of the Compiled Laws of North Dakota, Relating to the Discharge, Clothing and Employment of Prisoners Confined in the Penitentiary.

And find the same correctly re-engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 217.

A Bill for an Act Entitled An Act Providing for the Establishment of Depositors Guarantee Fund to Guarantee Payment of General Deposits; and the Establishment of a Commission to Supervise and Control Such Fund; and Providing for the Liquidation of Insolvent Banks.

Also Senate Bill No. 215.

A Bill for an Act to Amend and Re-Enact Sections 3118, 3119, 3120, 3121 and 3122 of the Compiled Laws of North Dakota for 1913, Relating to Public Warehouses.

Also Senate Bill No. 307.

A Bill for an Act to Require That All Contracts for the Furnishing of Gasoline, Kerosene, Distillate and Lubricating Oils Used by the Various State Offices, State Departments and State Institutions Shall Be Let to the Lowest Competitive Bidder.

Also Senate Bill No. 158.

A Bill for an Act to Create a State Board of Electricians and Prescribing the Duties Thereof, Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers, Prescribing Fees for Such Examination and License and Providing for Inspection of Electrical Work Through the Commissioner of Insurance, Under the Direction of the State Board.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 120.

A Bill for an Act Providing for the Construction of the State Constitution of North Dakota, So as to Make Operative and Self-Executing Paragraph 2 of Section 202.

Have had the same under consideration, and a majority recommend that the same be amended as follows:

"An Act to Provide for Carrying Into Effect the Provisions of Paragraph 2 of Section 202 of the Constitution of North Dakota, Relating to Future Amendments Thereof by Initiative Petition, and Providing a Penalty for Violation Thereof.

"Section 1. All future and proposed amendments by initiative petition under paragraph 2 of Section 202 of the Constitution of North Dakota, except to remove any of the public institutions mentioned in Article 19 thereof, and amendments thereto, shall be by petition.

"Section 2. Such petitions must be filed with the secretary of state not less than one hundred eighty nor more than two hundred ten days before the general election at which such proposed amendments are to be submitted, and must contain the legible signatures in ink of twenty-five per cent or more of the legal voters in each of one-half or more of the counties in this state as shown by the whole number of votes cast for governor at the general election last preceding the filing of the petition.

"Section 3. No one petition shall be circulated in more than one county in this state nor contain the names of voters who do not at the date of the signing of said petition reside in the county in which the petition is circulated, and no signature of any voter shall be appended to such petition more than two hundred ten days before the filing thereof with the secretary of state; and no such petition shall be entitled to be filed with the secretary of state until the same shall first have been presented to the county auditor of the county in which said petition was circulated, and attested to by him as having been presented to him, giving the name of the person presenting the same, the date of such presentation and his certificate attached thereto, that he has compared the number of signatures contained in said petition or petitions with the whole number of votes cast for governor in that county at the last preceding general election, that the total number of signatures on said petition or petitions are equal to twenty-five per cent or more of the legal votes cast for governor at the general election last preceding the presentation of said petition, and that in his best judgment each and all of the signatures in said petition or petitions are genuine, and that the respective signers thereto were, at the date of their respective signatures, legal voters in said county.

"Section 4. Every such proposed amendment shall be printed in the English language, and shall contain a true and correct copy of the section or sections of the constitution proposed to be amended, and parallel thereto the pro-

posed amended section, with appropriate headings in black type designating the sections proposed to be amended and the proposed amended section. Such proposed amended sections shall show all changes, if any, and all new provisions in red ink.

"Section 5. Every such petition shall be printed in the English language, and immediately after the proposed amendment shall be the following language:

"State of North Dakota,

"County ofss.

"The undersigned, each for himself, does solemnly swear that at the date of his signature, as herein shown, he is a resident and legal voter of the voting precinct and township hereinafter set forth; that his age, postoffice address and length of residence in said voting precinct is truthfully stated, and that he personally signed his name to such initiative petition and personally filled in all places therein purported to be filled in by him; that before signing said petition he first read or had read to him the section of the constitution proposed to be amended as it appeared above his said petition, and read or had read to him the proposed amendment thereto; that he knows the contents of both the section, or sections, of said constitution proposed to be amended and the contents of the proposed amendments thereto and knows the purpose or purposes of said amendment, or amendments, and does hereby petition that said proposed amendment, or amendments shall be submitted to the people of the State of North Dakota at the next general election."

"Said oath shall be made and taken before a notary public in and for county in which the signer resides; and no initiative petition shall be circulated or signatures thereto obtained by any person except a notary public in and for the county in which such signatures are appended; and every notary public shall attach to each petition circulated by him his certificate certifying, that each and all of the signers to said petition subscribed their names thereto in his presence at the date of their respective signatures, as shown in said petition; that before affixing their signatures to said petition each of said signers read or had read to him the sections of the constitution proposed to be amended and the proposed amendments thereto as appearing and printed in said petition; that each and every of said signatures are genuine, and voluntary. That portion of the petition reserved for signatures and to be filled in by the signer shall be in the following form:

Date	Signature	Post Office Address	Voting Precinct	Township	Length of Residence in Age Voting Precinct
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"Section 6. When such petition or petitions have been properly filed with the secretary of state, as hereinabove provided, and it appears from said petition, or petitions, and from the county auditor's certificates thereto attached that twenty-five per cent or more of the legal voters in each of one-half or more of the counties in this state, as shown by

the whole number of votes cast for governor at the last preceding general election, have signed said petition, it shall be the duty of the secretary of state to cause to be published at length in parallel columns the section, or sections, of the constitution proposed to be amended and the proposed amended sections, with all changes in the existing sections, if any, and all new provisions proposed to be made shown in red ink, such publication to run for a period of three months previous to the general election at which the same is to be submitted, and otherwise to be in the manner now provided by law for the publication of proposed constitutional amendments originating in the legislature.

"Section 7. Any person signing any name other than his own to any such initiative petition, or any person signing such petition, who is not a qualified elector of this state and of the county and precinct in which he claims in his petition to be an elector, or who shall, for his signature thereto accept any money or other valuable consideration, or who shall sign his name to more than one such petition or more than once to any such petition, or any notary public circulating any such petition who shall in his certificate make any false statement, shall, upon conviction thereof, be fined not less than \$100.00 nor more than \$500.00 or be imprisoned in the state penitentiary for a term not to exceed five years, or both.

And when so amended recommend the same do pass.

M. L. McBRIDE,
Chairman.

FRANK E. PLOYHAR,
CHAS. E. ELLINGSON,
FRANK H. HYLAND,
G. W. HAGGART,
C. H. PORTER,
C. O. HECKLE,
H. P. JACOBSEN,
F. F. GRONVOLD,
ALBERT STENMO.

Also Senate Bill No. 120.

A Bill for an Act Providing for the Construction of the State Constitution of North Dakota, so as to Make Operative and Self-Executing Paragraph 2 of Section 202.

Have had the same under consideration and a minority recommend that the same do pass without amendments.

JAMES A. WENSTROM,
CHRIST LEVANG,
D. H. HAMILTON,
R. MCCARTEN,
MORTEN MORTENSON,
T. N. PUTNAM.

Mr. McBride moved the adoption of the majority report.
Which motion was duly seconded.

Mr. Wenstrom moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Roll call was demanded.

Mr. Hamilton moved that the consideration of these re-

ports on Senate Bill No. 120 be made a special order of business for 2:30 o'clock February 19, 1917.

Which motion was lost.

Mr. Drown moved that Senate Bill No. 120 be re-referred to the Committee on Judiciary.

Which motion was lost.

Mr. Wenstrom moved that the Senate defer action on Senate Bill No. 120 for one day.

Which motion was lost.

Mr. McCarten objected to the consideration of the report of the Committee on Judiciary on Senate Bill No. 120.

So the bill was laid over until the next legislative day.

SPECIAL ORDER OF BUSINESS

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Removal of County Seats and Prescribing Vote Required for Removal of County Seats in Counties Where County Seats Are Not Located on a Railroad.

Mr. Ployhar moved that the plurality report be adopted.

Which motion was duly seconded.

Mr. McGray moved as an amendment that the minority report to indefinitely postpone Senate Bill No. 87 be substituted for the plurality report.

Which was duly seconded.

Roll call was demanded.

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Removal of County Seats and Prescribing Vote Required for Removal of County Seats, in Counties Where County Seats Are Not Located on a Railroad.

The question being on the motion of Mr. McGray to amend the motion of Mr. Ployhar, the roll was called and there were ayes, 8; nays, 36; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Englund	McLean	Putnam
McCarten	Martin	Young
McGray	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Haggart	King
Beck	Hamerly	Kirkelø
Benson	Hamilton	Kretschmar
Drown	Heckle	Levang
Ellingson	Hemmingsen	Lindstrom
Ettestad	Hunt	McBride
Gibbens	Hyland	Morkrid
Gronvold	Jacobsen	Mortenson

Messrs.	Messrs.	Messrs.
Mostad	Porter	Thoreson
Nelson, Richland	Rowe	Welford
Pendray	Sikes	Wenstrom
Ployhar	Stenmo	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Nelson, G. Forks	Sandstrom
Carey	Paulson	

So the motion was lost.

Mr. Jacobsen moved as an amendment to the motion for the adoption of the plurality report be amended by substituting the word "minority" for the word "plurality."

Which motion was duly seconded.

Roll call was demanded.

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Removal of County Seats and Prescribing Vote Required for Removal of County Seats, in Counties Where County Seats Are Not Located on a Railroad.

The question being on the motion of Mr. Jacobsen to amend the motion of Mr. Ployhar, the roll was called and there were ayes, 13; nays, 30; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Jacobsen	McGray	Welford
Kirkeide	McLean	Wenstrom
Kretschmar	Putnam	Young
McBride	Thoreson	Zieman
McCarten		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hamerly	Morkrid
Beck	Hamilton	Mortenson
Benson	Heckle	Mostad
Drown	Hemmingsen	Nelson, G. Forks
Ellingson	Hunt	Nelson, Richland
Englund	Hyland	Pendray
Ettestad	King	Ployhar
Gibbens	Levang	Rowe
Gronvold	Lindstrom	Sikes
Haggart	Martin	Stenmo

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Murphy	Porter
Carey	Paulson	Sandstrom

So the motion was lost.

The question being on the adoption of the plurality report, the motion prevailed, and the plurality report was adopted.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 119.

A Bill for an Act to Amend and Re-Enact Section 3188 of the Compiled Laws of North Dakota for the Year 1913, Relating to Publishing Amendments to the Constitution.

Have had the same under consideration, and a majority recommend that the same be indefinitely postponed.

M. L. MCBRIDE,
Chairman.

FRANK E. PLOYHAR,
CHAS. ELLINGSON,
FRANK H. HYLAND,
G. W. HAGGART,
C. H. PORTER,
H. P. JACOBSEN,
C. O. HECKLE,
F. T. GRONVOLD,
ALBERT STENMO,

Also Senate Bill No. 119.

A Bill for an Act to Amend and Re-Enact Section 3188 of the Compiled Laws of North Dakota for the Year 1913, Relating to Publishing Amendments to the Constitution.

Have had the same under consideration, and a minority recommend that the same do pass.

JAMES A. WENSTROM,
CHRIST LEVANG,
D. H. HAMILTON,
R. MCCARTEN,
MORTEN MORTENSON,
T. N. PUTNAM.

Mr. McBride moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Wenstrom moved as an amendment that the minority report be substituted for the majority report.

Which motion was lost.

Mr. Wenstrom objected to the consideration of the committee report on Senate Bill No. 119.

So the bill was laid over for one day.

REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

Mr. President:

Your Committee on Ways and Means to whom was referred:

Senate Bill No. 90.

A Bill for an Act Locating the Asylum for the Insane Authorized by the Amendment to the Constitution of the

State of North Dakota Which Was Approved at the Last General Election and Making an Appropriation Therefor.

Have had the same under consideration, and a majority recommend that the same be amended as follows:

In the printed bill strike out the words "and making an appropriation therefor" at the end of the title, also strike out comma (,) and insert period (.)

Also strike out all of Section 2 of printed bill.

And when so amended recommend the same do pass.

F. T. GRONVOLD,
A. J. KIRKEIDE,
C. I. MORKREID,
J. I. CARILL,
THORVALD MOSTAD,
W. E. MARTIN,
JOHN A. BECK.

Also Senate Bill No. 90.

A Bill for an Act Locating the Asylum for the Insane Authorized by the Amendment to the Constitution of the State of North Dakota Which Was Approved at the Last General Election and Making an Appropriation Therefor.

Have had the same under consideration, and a minority recommend that the same be indefinitely postponed.

G. F. HUNT,
ED HAMERLY.

Mr. Jacobsen moved the adoption of the majority report.

Which motion was duly seconded.

Mr. Hunt moved as an amendment that the minority report be substituted for the majority report.

Which motion was lost.

The question being on the adoption of the majority report, the motion prevailed, and the majority report was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 17, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 77.

A Bill for an Act Relating to Railroad Rates in This State and to Increase the Powers and Further Define the Duties of the Board of Railroad Commissioners in Relation to the Same and to Define, Prevent and Punish Unjust Discrimination in the Rates Charged for the Transportation of Freight on Railroads in This State, and Prohibiting Any Railway Company Doing Business in This State, From Charging or Receiving Any Greater Compensation for the Transportation of a Like Kind or Class and Quantity of Property or Freight of Any Description for a Shorter Than for a Longer Distance Over the Same Line and Empowering and Directing the Board of Railroad Commissioners to Make and Promulgate a Schedule of Reasonable Maximum Rate of Charges for the Transportation of Freight and Cars and Vesting Said Board of Railroad Commissioners With Power of Classification of

Freight and of Rates and Railroads and Prescribing a Mode of Procedure and Rules of Evidence in Relation Thereto and Providing Penalties and Punishments for Violations of the Provisions Thereof.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON CITIES AND MUNICIPAL CORPORATIONS

The Committee on Cities and Municipal Corporations made the following report:

Mr. President:

Your Committee on Cities and Municipal Corporations, to whom was referred:

Senate Bill No. 240.

A Bill for an Act to Amend and Re-Enact Section 3695 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sidewalk Special Assessment Funds.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2, Section 1, after the word "amended" insert the words "and re-enacted."

And when so amended recommend the same do pass.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 246.

A Bill for an Act to Amend Section 4013 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Appropriation of Money by Villages, Cities and Towns for Library Purposes.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill, after the word "amend" insert the words "and re-enact."

In line 2, Section 1, after the word "amended" insert the words "and re-enacted."

And when so amended recommend the same do pass.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 316.

A Bill for an Act Defining the Fourteenth Judicial District and Providing for Holding Terms of Court Therein.

Have had the same under consideration, and a majority recommend that the same be indefinitely postponed.

M. L. McBRIDE,

Chairman.

FRANK E. PLOYHAR,

FRANK H. HYLAND,

G. W. HAGGART,

C. H. PORTER,

F. F. GRONVOLD,

C. O. HECKLE,

A. STENMO.

Also Senate Bill No. 316.

A Bill for an Act Defining the Fourteenth Judicial District and Providing for Holding Terms of Court Therein.

Have had the same under consideration, and a minority recommend that the same do pass.

JAMES A. WENSTROM,

CHRIST LEVANG,

D. H. HAMILTON,

R. McCARTEN,

MORTEN MORTENSON,

T. N. PUTNAM.

Mr. McBride moved the adoption of the majority report. Which motion was duly seconded.

Mr. Wenstrom moved as an amendment that the minority report be substituted for the majority report.

Which motion was lost.

The question being on the adoption of the majority report, the motion prevailed, and the report of the majority of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

Mr. President:

Your Committee on Public Health, to whom was referred: Senate Bill No. 218.

A Bill for an Act Fixing the Limits of Composition for Butter; and Specifying the Form of Labeling or Marking; and Providing a Penalty for the Violation of the Statute.

Have had the same under consideration, and recommend that the same be amended as follows:

Strike out everything after "A Bill" and insert the following:

"For an Act Specifying the Form of Labeling and Marking of Butter, and Providing Penalty for the Violation Thereof.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. Packages. How Marked.- Every package, box, firkin, jar or other container of butter offered for sale within

the State of North Dakota shall be labeled to show the true name and address of the manufacturer or maker, the date such butter was made, and may also contain the North Dakota "State Trade Mark." Provided, however, that butter may be retailed out of the original package, and provided further, that the label on any such package or container shall be removed or destroyed, as soon as the contents of such package or container have been removed.

"Section 2. Penalty.) Any person, firm or corporation violating the provisions of this act shall be guilty of a misdemeanor."

And when so amended, recommend the same do pass.

H. J. ROWE,
Chairman.

Mr. Heckle moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:
Senate Bill No. 151.

A Bill for an Act to appropriate \$1,000 to Pay the Per Diem and Traveling Expenses of the Members of the Stallion Registration Board as Provided by Section 2764 of the Compiled Laws of North Dakota for 1913.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 171.

A Bill for an Act to appropriate \$10,000.00 to Provide Funds for the Payment of Costs and Actions, and Judgments Against the State of North Dakota as May Be Incurred Under Sections 7177, 8176 and 8177 of the Compiled Laws of 1913 for North Dakota.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 173.

A Bill for an Act Authorizing an Appropriation for Carrying Out the Provisions of Section 711, 712 and 713 of Chapter 9 of the Compiled Laws of 1913 for North Dakota, Relating to the Employment of Public Accountants and the Establishment of a Uniform System of Bookkeeping.

Have had the same under consideration, and recommend that the same be amended as follows:

In the original bill, insert enacting clause.

In printed bill, Section 1, line 3, strike out the figures "\$15,000.00" and insert the figures "\$3,000.00."

Also in Section 1, line 7 of printed bill, strike out the figures "\$7,500.00" and insert the figures "\$4,000.00" in lieu thereof.

Also in printed bill, Section 1, line 8, strike out the figures "\$7,500.00" and insert the figures "\$4,000.00" in lieu thereof.

And when so amended, recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 132.

A Bill for an Act to Reimburse Doctor E. F. Ladd, President of the Agricultural College of North Dakota for Expenses Incurred by Him in His Defense of Legal Actions Brought Against Him by Certain Corporations in Connection with His Enforcement of the Pure Food Laws of the State.

Have had the same under consideration, and recommend that the same be amended as follows:

In the printed bill strike out the following words "Whereas an action for libel has been brought against Dr. Ladd by the Calumet Baking Powder Company on account of Dr. Ladd's fearless exposure of the dangerous ingredients contained in the baking power sold by said corporation, and."

And when so amended, recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 254.

A Bill for an Act to Provide for the Payment of Expenses of District Judges When Acting Outside of Their Home Counties, and Making an Appropriation Therefor.

Have had the same under consideration, and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 175.

A Bill for an Act Making It the Duty of the Board of County Commissioners to Approve Bills Covering Expenses Incurred in the Arrest and Return of Fugitives From Justice for the County in Which Such Board May Have Jurisdiction; and Appropriating \$3,000.00 to Provide for the Payment of Such Expenses.

Have had the same under consideration, and recommend that the same be amended as follows:

In original bill insert enacting clause.

In the title of printed bill, strike out the figures "\$3,000.00" and insert the figures "\$1,500.00" in lieu thereof.

Also in printed bill, line 3, Section 2, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$1,500.00."

And when so amended, recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 303.

A Bill for an Act to Appropriate \$10,000.00 for Fairs to Be Held in 1917 and 1918 Under Auspices of the North Dakota State Agricultural Association, in the City of Bismarck.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 221.

A Bill for an Act to Appropriate Money to Pay the Members of the First North Dakota Infantry in the Service of Their Country During the Year 1916-1917.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Heckle moved that House Bill No. 221 be made a special order of business for 2:30, February 19, 1917.

Which motion prevailed.

Also Senate Bill No. 315.

A Bill—A Concurrent Resolution—Appropriation to Meet a Deficiency for the Per Diem of Officers and Employees of the Senate and House of Representatives, Fifteenth Legislative Assembly.

Have had the same under consideration, and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 213.

A Bill for an Act Defining the Thirteenth Judicial District, and Providing for Holding Terms of Court Therein.

Have had the same under consideration, and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 266.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Provide by Law for the Selling and Leasing of Public Lands, and Reserving to the State the Coal, Oil and Minerals Contained Upon Said Land.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 257.

A Bill for an Act Providing for a Uniform Manner of Fixing the Time and Manner of Serving Notices of Hearing in County Courts in Matters of Probate Jurisdiction and Administration of Estates, Including Appointment of Executors, General Administrators and General Guardians.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:

Senate Bill No. 250.

A Bill for an Act Providing for the Building of Teacher-ages.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 1 of printed bill, strike out the words "district" and "or board of education."

In same line, after the word "board," insert "in any district where two or more schools have consolidated."

In line 3, strike out the word "the" after "in" and insert in lieu thereof the word "such."

In line 4, strike out "to be paid for out of the public funds."

In line 5, strike out "the" between "by" and "majority" and insert in lieu thereof "a."

In line 7, strike out "or board of education."

Strike out all of Section 2.

And when so amended, recommend the same do pass.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:

• Senate Bill No. 156.

A Bill for an Act to appropriate \$50,000 Out of the Local Funds of the Mayville Normal School at Mayville, Either Accumulated or to Be Accumulated, Which May Under the Law Be Available, Which Sum (in Addition to the Appropriation of \$25,000 Named in the General Appropriations Bill), Shall Be Used in the Construction, Equipment and Furnishing of a New Dormitory; and Authorizing, Empowering and Directing the State Board of Regents to Expend From Any Local Funds of the Mayville Normal School, Either Accumulated or to Be Accumulated, Not to Exceed Such an Amount From Local Funds That May Under the Law Be Available for the Purpose of Erecting, Equipping, and Furnishing a New Dormitory at the Mayville Normal School.

Have had the same under consideration, and recommend that the same be amended as follows:

Insert enacting clause in original bill.

Also, in printed bill, in first line of title, strike out word "Local" and insert "Accumulated."

Also in title, lines 7 and 9, strike out word "Local," where it occurs, and insert "Accumulated."

Also in printed bill, Section 1, in lines 2 and 5, strike out the word "local," wherever it occurs, and insert the word "accumulated" in lieu thereof.

And when so amended, recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:

Senate Bill No. 99.

A Bill for an Act to Accept the Benefits of an Act Passed by the Senate and House of Representatives of the United State of America in Congress Assembled to Provide for the Promotion of Vocational Education and to Provide for an Appropriation Therefor.

Have had the same under consideration, and approve the bill, and ask that it be re-referred to the Committee on Appropriations.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 292.

A Bill for an Act to Provide that the School Board of Any School District May Provide for the Teaching of a Modern Language in Any Common School Thereof.

Have had the same under consideration, and recommend that the same be amended as follows:

Strike out everything after "A Bill" and insert in lieu thereof the following:

"An Act to Amend and Re-Enact Section 1181 of the Compiled Laws of North Dakota for the Year 1913, Relating to Branches to be taught in the common schools.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. Amendment. That Section 1181 of the Compiled Laws of North Dakota for the year 1913 be amended and re-enacted to read as follows:

"Section 1181. Branches of study. Teaching of an additional modern language. Subject to the approval of the county superintendent, it shall have the power to determine what branches, if any, in addition to those required by law shall be taught in any school of the district.

"Provided, that if a majority of the parents and guardians of school children, attending any public school in any school district, petition the school board of such district before the opening of the fall term to provide instruction in an additional modern language in such school, said modern language to be set forth in the petition; the Board shall provide for instruction in such modern language; provided further that such instruction shall not exceed one hour in each school day."

And when so amended, recommend the same do pass.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 252.

A Bill for an Act to Provide for Evening Schools for Adult and Other Persons.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 283.

A Bill for an Act to Provide for Evening Schools for Adult and Other Persons.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred: Senate Bill No. 84.

A Bill for an Act to Provide for the Erection of a Terminal Elevator at Fargo, North Dakota, Directing the Board of Railroad Commissioners to Have General Supervision of the Construction and Operation of Same, and Making an Appropriation Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

By striking out everything after the words "A Bill" and inserting in lieu thereof the following:

"For an Act to Provide for the Creation of a Commission, the Selection of a Location, Erection, Leasing, Operating, Renting or Selling, One or More Terminal Elevators, Either Within or Outside the State of North Dakota, and Making an Appropriation Therefor.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. CREATION OF COMMISSION.) There is hereby created a commission which shall be known as the North Dakota Terminal Elevator Commission.

Section 2. MEMBERSHIP OF COMMISSION.) The North Dakota Terminal Elevator Commission shall be composed of fifteen members, of whom the governor, attorney general, state treasurer shall be ex-officio members of said board.

"Section 3. APPOINTMENT OF MEMBERS AND VACANCIES, HOW FILLED.) The governor shall, as soon as possible, after the passage and approval of this act, appoint twelve citizens of the state of North Dakota, no two mem-

bers of the twelve appointed members shall reside in the same judicial district, and three members of the said twelve appointed members must be executive officers in the Equity Co-Operative Exchange, a corporation with officers in the City of St. Paul, Minnesota. In the event any vacancy may occur in the membership of the said commission, the governor shall immediately fill such vacancy by appointment.

"Section 4. TERM OF APPOINTED MEMBER.) Each member appointed to the North Dakota Terminal Elevator Commission shall hold office for the period of two years from the date of his appointment.

"Section 5. POWERS AND DUTIES OF THE COMMISSION.) The North Dakota Terminal Elevator Commission is hereby authorized and fully empowered to select the location, erect or construct, lease from, operate, rent to, or sell one or more terminal elevators, either within or outside the state of North Dakota, and shall have full charge of all matters and things pertaining to the construction and equipment of such terminal elevator or elevators and require bond from members or employees in amounts agreed upon by said commission. The North Dakota Terminal Elevator Commission shall have full authority to prescribe rules for the operation and management of any elevator or elevators provided for under the provisions of this act, and shall have authority to prescribe fees and charges to be collected for all services which said elevator may perform for its patrons or customers.

"The North Dakota Terminal Elevator Commission shall have the authority to employ such help as it may deem necessary and advisable to employ, and shall fix the compensation or salary, or other allowances, for such employees.

"The North Dakota Terminal Elevator Commission shall have full authority to expend any moneys provided for Terminal Elevator purposes in a later section of this act, all of which expenditures shall be made in accordance with the laws of North Dakota, now in effect regulating the expenditure of public funds, and shall be audited in the same manner.

"Section 6. COMPENSATION; PER DIEM AND EXPENSES OF MEMBERS OF THE COMMISSION.) Each member of the commission shall be paid a per diem, which per diem shall be agreed upon by two-thirds of the members of the commission, and actual and necessary traveling expenses incurred, for each day actually given to the affairs of the Terminal Elevator Commission, which shall include time occupied in travel.

"A majority of the members of said commission shall constitute a quorum for the transaction of any and all business provided for in this act.

"Section 7. APPROPRIATION.) There is hereby appropriated out of the general funds in the state treasury, not otherwise appropriated, and including therein any and all moneys now in the state treasury, for terminal elevator purposes, the sum of three hundred thousand dollars (\$300,000.00), or as much thereof as may be necessary, to be used by said North Dakota Terminal Elevator Commission for the purposes hereinbefore set out.

"Section 8. EMERGENCY.) Whereas an emergency exists in this; that the proper disposition of the grain crops of the state of North Dakota is construed to be of vital interest, therefore this act shall be deemed to be in the interests of the public peace, health and safety and shall take effect and be in force immediately after its passage and approval."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 256.

A Bill for an Act Providing for a State Civil Service Commission, Prescribing the Duties Thereof; Providing for State and County Civil Service, and Making an Appropriation Therefor.

Have had the same under consideration and recommend that the same be returned without recommendation.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Hyland moved that all bills coming in without recommendation be taken up in General Orders for 3:30, February 19, 1917.

Which motion prevailed.

Also Senate Bill No. 262.

A bill for an Act Appropriating Two Hundred Thousand Dollars for the Construction of a Terminal Elevator Within or Without the State of North Dakota.

Have had the same under consideration and recommend that the same do not pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 230.

A Concurrent Resolution, Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Create a Fund Which May Be Loaned for the Purpose of Erecting and Operating One or More Combined Elevators and Flour Mills Within the State of North Dakota, and to Levy a Tax Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title of the bill after the word "tax" by inserting the words "or issue bonds."

In Section 1. line 2, after the word "amended" insert the words "to read."

In line 5 of the same section strike out the word "a."

In same line, same section, strike out the word "association" and insert in lieu thereof "associations."

In line 10 of the same section strike out everything after the word "however" up to and including the word "and" in line 11, and insert in lieu thereof the word "shall."

In the same section, line 11, after the word "not" strike out the word "to."

In line 11, same section, after the word "exceed" insert the following: "In the aggregate."

In line after the word "association" insert "or associations."

In line 24 strike out the word "school" and insert the word "general."

And that the bill, as amended, be returned without recommendation.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 317.

A Bill for an Act to Amend Section 11267 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Section 7 of Chapter 191 of the Session Laws of 1915, Relating to Extra "Good Time" Allowed Prisoners Confined in the Penitentiary.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title after the word "amend" by inserting the words "and re-enact."

In Section 1 of the printed bill, after the word "Sundays" insert the words "or Holidays."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 124.

A Bill for an Act to Re-Enact and Amend Sections 2081, 2083, 2084 and 2085 of the Compiled Laws of North Dakota for the Year 1913, All Relating to Non-Partisan Tax Commission.

Have had the same under consideration and recommend that the same do not pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 308.

A Concurrent Resolution Amending and Re-Enacting Section 185 of Article 12 of the Constitution of the State of

North Dakota, Providing That the State May Extend Aid in the Establishment of Industrial Enterprises.

Have had the same under consideration and recommend that the same be returned without recommendation.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 264.

A Bill for an Act Providing for the Appointment of a Commission to Construct a Terminal Elevator Within or Without the State of North Dakota, Authorizing the Sale Thereof on Contract; Prescribing the Terms of Such Sale and Providing for the Operation of Such Terminal Elevator During the Life of Such Contract.

Have had the same under consideration and recommend that the same do not pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 233.

A Bill for an Act Making an Appropriation to Indemnify Owners of Animals Infected With Bovine Tuberculosis.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 2, after the word "product" insert the following words "excepting merchants dealing in manufactured butter."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 234.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

Have had the same under consideration and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 235.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

Have had the same under consideration and recommend that the same be amended as follows:

Between lines 2 and 4 of the printed bill insert the following:

"2844 License. Every person, firm or corporation owning or operating a creamery, cheese factory, renovating or process butter factory, or cream station in this state shall be required before beginning business, or within thirty days thereafter, to obtain from the dairy commissioner, a license for each and every creamery, cheese factory, renovating or process butter factory, or cream station, owned or operated by said person, firm or corporation, which shall be good for one year. The fee for such license shall be ten dollars, and no license shall be transferable. Each license shall record the name of the person, firm or corporation owning or operating the creamery, cheese factory, renovating or process butter factory, or cream station license, its place of business, the location thereof, the name of the manager thereof and the number of the same. Each license so issued shall constitute a license to the manager or agent of the place of business named therein.

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 100.

A Bill for an Act to Amend and Re-Enact Chapter 313 of the Session Laws of 1911, Being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the Year 1913, Relating to a Non-Partisan Tax Commission.

Have had the same under consideration, and a majority recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

C. O. HECKLE,
P. T. KRETSCHMAR,
JOHN E. PAULSON,
FRANK E. PLOYHAR,
A. S. GIBBENS,
N. N. NELSON.

Senate Bill No. 100.

A Bill for an Act to Amend and Re-Enact Chapter 313 of the Session Laws of 1911, Being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the Year 1913, Relating to a Non-Partisan Tax Commission.

Have had the same under consideration, and a minority recommend that the same be indefinitely postponed.

C. D. KING,
MORTEN MORTENSON,
EDWARD HAMERLY,
C. I. MORKRID.

Mr. Hyland moved that the majority report be adopted.

Which motion was duly seconded.

Mr. King moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Roll call was demanded.

Senate Bill No. 100.

A Bill for an Act to Amend and Re-Enact Chapter 313 of the Session Laws of 1911, Being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the Year 1913, Relating to a Non-Partisan Tax Commission.

The question being on the motion of Mr. King to amend Mr. Hyland's motion, the roll was called and there were ayes, 17; nays, 27; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mostad
Cahill	King	Pendray
Drown	Levang	Sikes
Ettestad	McCarten	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Nelson, Richland
Beck	Kretschmar	Paulson
Carey	Lindstrom	Ployhar
Gronvold	McBride	Porter
Haggart	McGray	Putnam
Heckie	McLean	Rowe
Hemmingsen	Martin	Stenmo
Hyland	Murphy	Thoreson
Jacobsen	Nelson, G. Forks	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Gibbens	Zieman
Englund	Sandstrom	

So the motion was lost.

The question being on the adoption of the majority report, the motion prevailed, and the report of the majority committee was adopted.

REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

Mr. President:

Your Committee on Elections, to whom was referred:

Senate Bill No. 296.

A Bill for an Act to Amend and Re-Enact Section 964 of the Compiled Laws of North Dakota for the Year 1913, Relating to Distribution of Election Ballots and Notice of Election.

Have had the same under consideration and recommend that the same do pass.

F. T. GRONVOLD,
Chairman.

Mr. Gronvold moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON HIGHWAYS, BRIDGES AND FERRIES

The Committee on Highways, Bridges and Ferries made the following report:

Mr. President:

Your Committee on Highways, Bridges and Ferries, to whom was referred:

Senate Bill No. 267.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Empowering the State to Bond for Public Roads and Highways.

Have had the same under consideration and recommend that the same do pass.

CHAS. ELLINGSON,
Chairman.

Mr. McLean moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 320.

A Concurrent Resolution Amending Section 183 of the Constitution of the State of North Dakota, Relating to Increasing the County Debt Limit for the Construction, Improvement and Maintenance of Public Highways.

Have had the same under consideration and recommend that the same do pass.

CHAS. ELLINGSON,
Chairman.

Mr. McLean moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC PRINTING

The Committee on Public Printing made the following report:

Mr. President:

Your Committee on Public Printing, to whom was referred:

Senate Bill No. 204.

A Bill for an Act to Amend and Re-Enact Section 3307 of the Compiled Laws of North Dakota for the Year 1913, Relating to Official Newspapers.

Have had the same under consideration and recommend that the same be amended as follows:

In line 7 of the printed bill, after the word "three," insert the word "weekly."

In line 8 of the printed bill, after the word "county" strike out, and insert in lieu thereof a period.

Also in lines 8 and 9 of the printed bill strike out the words "one of which newspapers shall be a daily newspaper

if there is one within the county" and insert in lieu thereof "provided further where there is a qualified daily newspaper published continuously for one year as a daily paper within the county it shall also be designated."

And when so amended recommend the same do pass.

P. J. MURPHY,
Chairman.

Mr. Murphy moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 17, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 437.

A Concurrent Resolution Relating to Establishing a National Park in the Fort Berthold Reservation.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

Mr. President:

Your Committee on Railroads, to whom was referred:

Senate Bill No. 79.

A Bill for an Act to Promote the Safety of Employees and Travelers Upon Railroads by Compelling Common Carriers by Railroad to Properly Man Their Trains.

Have had the same under consideration, and a majority recommend that the same be indefinitely postponed:

HENRY McLEAN,
Chairman.

P. J. MURPHY,
WM. ZIEMAN,
E. M. NELSON,
FRANK E. PLOYHAR,
H. J. ROWE,
GILBERT W. HAGGART,
C. W. McGRAY,
J. A. ENGLUND,
JOHN A. BECK.

Also Senate Bill No. 79.

A Bill for an Act to Promote the Safety of Employees and Travelers Upon Railroads by Compelling Common Carriers by Railroad to Properly Man Their Trains.

Have had the same under consideration, and a minority recommend that the same do pass.

C. I. MORKRID,
CHRIST LEVANG,
R. MCCARTEN,
JAMES A. WENSTROM,
T. N. PUTNAM,
THORWALD MOSTAD,
M. THOBESON.

Mr. McLean moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Mostad moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Mr. Ployhar asked a call of the Senate.

All members present, except Mr. Sandstrom.

Mr. Englund moved that Mr. Sandstrom be excused from attendance under the call of the Senate.

Which motion prevailed, and Mr. Sandstrom was excused.

Mr. Ployhar moved that further proceedings under the call of the Senate be dispensed with.

Which motion prevailed.

Senate Bill No. 79.

A Bill for an Act to Promote the Safety of Employees and Travelers Upon Railroads by Compelling Common Carriers by Railroad to Properly Man Their Trains.

The question being on the motion of Mr. Mostad to amend the motion of Mr. McLean, the roll was called, and there were ayes, 24; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	King	Mostad
Cahill	Lindstrom	Pendray
Drown	Levang	Putnam
Ettestad	McBride	Sikes
Hamerly	McCarten	Stenmo
Hamilton	Martin	Thoreson
Hemmingsen	Morkrid	Welford
Hunt	Mortenson	Wenstrom

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Carey	Jacobsen	Paulson
Ellingson	Kirkelde	Ployhar
Englund	Kretschmar	Porter
Gibbens	McGray	Rowe
Gronvold	McLean	Young
Haggart	Murphy	Zieman

The President of the Senate voted aye.

Absent and not voting: Mr. Sandstrom.

So the amendment was adopted, and the minority report was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 17, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 269.

A Bill for an Act Relating to the Issuance of Permits for Breeding or Domestication of Certain Fur-Bearing Animals.

Also House Bill No. 327.

A Bill for an Act Appropriating Money for the Benefit of the North Dakota Dairymen's Association for the Purpose of Promoting and Encouraging the Dairying Interests of the State.

Also House Bill No. 112.

A Bill for an Act to Amend Section 1456 of the Compiled Laws of the State of North Dakota of 1913, Relating to the Establishment, Maintenance, Improvements and Equipment of County Agricultural and Training Schools, and Providing Levies Therefor by County and State.

Also House Bill No. 185.

A Bill for an Act to Amend and Re-Enact Section 5155 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 56 of the Session Laws of North Dakota for the Year 1915, Relating to Capital Stock of State Banks.

Also House Bill No. 335.

A Bill for an Act to Amend and Re-Enact Section 3134 of the Compiled Laws of the State of North Dakota of 1913.

Also House Bill No. 313.

A Bill for an Act to Amend and Re-Enact Sections 7173, 7174, 3307, 3308 and 3540, Relating to the Qualifications and Designation of Legal Newspapers and Legal Rates to Be Charged for Public Printing.

Also House Bill No. 286.

A Bill for an Act to Amend and Re-Enact Section 10841 of the Compiled Laws of North Dakota for 1913, Relating to Accomplice; Evidence; Corroboration.

Also House Bill No. 363.

A Bill for an Act to Amend and Re-Enact Sections 797 and 3188 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Advertising of Constitutional Amendments, and to Repeal Sections 3189 and 3190 of Said Compiled Laws.

Also House Bill No. 306.

A Bill for an Act to Amend and Re-Enact Section 7615 of the Compiled Laws of North Dakota for the Year 1913, Relating to Challenges to Jurors in Civil Actions, by Whom Made, and Number Allowed.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

Mr. President:

Your Committee on Railroads, to whom was referred:

House Bill No. 77.

A Bill for an Act to Require Railroad Companies to Construct Cattleways in Certain Cases.

Have had the same under consideration, and a majority recommend that the same be indefinitely postponed.

HENRY McLEAN,
Chairman.

J. ENGLUND,
P. J. MURPHY,
E. M. NELSON,
T. N. PUTNAM,
C. W. McGRAY,
G. W. HAGGART,
H. J. ROWE,
JOHN A. BECK.

Also House Bill No. 77.

A Bill for an Act to Require Railroad Companies to Construct Cattleways in Certain Cases.

Have had the same under consideration, and a minority recommend that the same do pass.

THORWALD MOSTAD,
C. I. MORKRID,
WM. ZIEMAN,
CHRIST LEAVANG.

Mr. McLean moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Jacobsen moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Which motion prevailed, and the report of the minority of the committee was adopted.

Also House Bill No. 106.

A Bill for an Act to Amend and Re-enact Section 4777, Relating to the Construction of Transfer Facilities, Railroad Wyes and Connections Between Railroads.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 5, Section 1 of the printed bill, after the word "shall," insert the following: "Parallel or terminal within one-half mile at any common point."

In line 7, same section, after the word "such," insert the words: "Parallel, or."

In line 8, same section, after the word "such," insert "Parallel or terminal point."

In line 12, same section, after the word "same," insert the following: "and afford equal and reasonable facilities for the interchange of cars and."

Strike out everything after the word "hearing" in line 16.
And when so amended, recommend the same do pass.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON BANKS AND BANKING

The Committee on Banks and Banking made the following report:

Mr. President:

Your Committee on Banks and Banking, to whom was referred:

Senate Bill No. 159.

A Bill for an Act to Amend Section 5185 of the Compiled Laws of North Dakota for the Year 1913, Relating to Lists of Shareholders Kept by Banking Associations, and the Manner of Transferring Shares, and Providing for the Enforcement Thereof.

Have had the same under consideration, and recommend that the same do pass.

P. T. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

Mr. President:

Your Committee on Counties, to whom was referred:

Senate Bill No. 290.

A Bill for an Act Relating to the Appropriation of Moneys From the County Treasury of Any County Having a Population of Less Than Eighteen Thousand, to Pay the Salaries of Deputies, Clerks and Stenographers in the Office of the Auditor, Treasurer and Register of Deeds of Such County.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

THOMAS PENDRAY,
Chairman.

Mr. Pendray moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

Mr. President:

Your Committee on Railroads, to whom was referred:

Senate Bill No. 75.

A Bill for an Act to Amend Sections 4706, 4777 and 4779 of the Revised Codes of 1905, Relating to Transfer Facilities of

Crossing, Connecting, Intersecting and Parallel Common Carriers, Determining How the Expense of Transfer Facilities, "Y's" and Connecting Tracks Shall Be Paid and How Same Shall Be Installed.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 95.

A Bill for an Act Giving the Board of Railroad Commissioners Jurisdiction Over Track Scales Used by Common Carriers and Requiring the Installation of Such Scales at All Points in the State From Which Shipments of Grain in Any Year Within the Five Years Preceding January 1, 1917, Amounted to One Hundred Thousand Bushels or More; Providing for a Weighmaster and Prescribing Penalties for Violation of This Act.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 288.

A Bill for an Act Relating to the Duties of Railway Employees and Peace Officers.

Have had the same under consideration, and recommend that the same do pass.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 243.

A Bill for an Act Requiring Railroad Companies to Install and Maintain Track Scales and to Appoint Weighmasters at All Points or Stations on the State Border Through Which Freight is Shipped, Prescribing Duties of Railroad Commissioners in Relation Thereto and Prescribing Penalties for Failure to Comply With This Act.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 68.

A Bill for an Act Amending Section 4796 of the 1913 Compiled Laws, Relating to the Rates Which May Be Charged by Common Carriers for the Transportation of Passengers.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 236.

A Bill for an Act to Amend and Re-Enact Section 589 of the Compiled Laws of North Dakota for the Year 1913, Relating to Powers and Duties of the State Board of Railroad Commissioners.

Have had the same under consideration, and recommend that the same do pass.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Drown objected to consideration of the committee report on Senate Bill No. 141, so the report was laid over for one day.

Also Senate Bill No. 285.

A Bill for an Act to Prevent the Riding Upon Trains Without Paying Railroad Fare and Upon Freight Cars, Fixing Penalty Therefor, Defining Police Powers of Railroad Conductors and Brakemen and Concerning Jurisdiction of the Court.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

Mr. President:

Your Committee on Ways and Means, to whom was referred:

House Bill No. 93.

A Bill for an Act Regulating Bail in Cases of Larceny of Horses or Cattle.

Have had the same under consideration, and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 113.

A Bill for an Act to Require All Newspapers, Journals, Magazines and Periodicals Printed, or Circulating in the State of North Dakota, Common Carriers of Intelligence; to Compel Them to Print Answers, Explanations and Justifications of Persons or Parties, Whenever, and as Often as Such Persons Are Ridiculed, Criticised, Insulted or Degraded by Printed Articles in Such Publication; to Regulate All Such Publications so as to Promptly Carry Out the Benefits and Provisions of This Act, and to Provide for the Recovery of Damages for the Publication of Injurious Articles.

Have had the same under consideration, and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 222.

A Bill for an Act to Amend and Re-Enact Section 8771 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Property of the Estate of a Decedent to Pay the Allowance of Family, Debts, Charges of Administration and Legacies of Such Decedent.

Have had the same under consideration, and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 232.

A Bill for an Act to Amend and Re-Enact Section 701 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Appointment of Deputies by County Officers.

Have had the same under consideration, and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 287.

A Bill for an Act Defining the Crime of Gambling; Fixing the Punishment Therefor; and Providing Certain Rules of Evidence in Prosecutions Thereunder.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON IMMIGRATION

The Committee on Immigration made the following report:

Mr. President:

Your Committee on Immigration, to whom was referred:

House Bill No. 121.

A Bill for an Act to Repeal Chapter 234 of the Session Laws of North Dakota for the Year 1915, Relating to the State Board of Immigration.

Have had the same under consideration, and recommend that the same do pass.

C. W. McGRAY,
Chairman.

Mr. McGray moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 140.

A Bill for an Act to Provide Reliable Information to Prospective Settlers, and to Protect Both Seller and Buyer From Unfair and Unscrupulous Dealers in Lands, Also to Encourage Immigration.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

C. W. McGRAY,
Chairman.

Mr. McGray moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 134.

A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of North Dakota for the Year 1913, Relating to Special Tax Levy for Immigration.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

C. W. McGRAY,
Chairman.

Mr. McGray moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

Mr. President:

Your Committee on Ways and Means, to whom was referred:

Senate Bill No. 209.

A Bill for an Act Amending Section 11150 of the Compiled Laws of North Dakota for 1913, Relating to the Reward for the Apprehension of Criminals.

Have had the same under consideration, and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:

Mr. President:

Your Committee on Insurance, to whom was referred:

Senate Bill No. 65.

A Bill for an Act to Provide for State Insurance of Public Buildings, and Making an Appropriation Therefor.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 280.

A Bill for an Act to Amend and Re-Enact Sections 4890 and 4891 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Consolidation and Re-Insurance of Domestic Insurance Companies Transacting Business of Life, Accident or Health Insurance.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

Mr. President:

Your Committee on Public Health, to whom was referred:

Senate Bill No. 299.

A Bill for an Act to Permit the Sale of Pure Tobacco Products to Persons Except Minors.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. J. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 276.

A Bill for an Act to Regulate and Provide for Admission of Apples Into the State of North Dakota From All Other States and Territories and Foreign Countries and Providing Penalties.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. J. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

Mr. President:

Your Committee on Counties, to whom was referred:

Senate Bill No. 92.

A Bill for an Act to Amend and Re-Enact Section 3208 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Location of County Seats.

Have had the same under consideration, and recommend that the same do pass.

THOMAS PENDRAY,
Chairman.

Mr. Pendray moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 128.

A Bill for an Act to Amend and Re-Enact Section 3372 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Duty of the County Auditor.

Have had the same under consideration, and recommend that the same do pass.

THOMAS PENDRAY,
Chairman.

Mr. Pendray moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 103.

A Bill for an Act to Provide That the Board of County Commissioners of Each County Shall Advertise for Bids When Purchasing Supplies for the County or Offices Thereof.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

THOMAS PENDRAY,
Chairman.

Mr. Pendray moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 229.

A Bill for an Act Authorizing the County Commissioners or Board of Township Supervisors to Permit the Owners of Lands Adjoining a Public Highway to Use Portions of Such Highway for the Purpose of Planting Trees Thereon, and Prescribing the Procedure Before Such Boards.

Have had the same under consideration and recommend that the same be indefinitely postponed.

THOMAS PENDRAY,
Chairman.

Mr. Pendray moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Benson objected to the consideration of the committee report on Senate Bill No. 293, so the report was laid over for one day.

REPORT OF SENATE COMMITTEE ON TEMPERANCE

The Committee on Temperance made the following report:

Mr. President:

Your Committee on Temperance, to whom was referred:

House Bill No. 39.

A Bill for an Act Providing Regulations for the Delivery, or Receipt and Possession for Delivery of Intoxicating Liquor, and Penalty.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 2, on page 1 of the printed bill, after the word "delivery," insert the words "to any person, firm or corporation."

And in line 3, on page 1 of the printed bill, after the word "state," insert the words "more than four quarts of spirituous liquors, or five gallons of wine, or seventy-two quarts of beer, malt or other intoxicating liquors within any consecutive thirty days, except that delivery of intoxicating liquors may be made to registered pharmacists for disposition as provided by law for medical, mechanical, scientific and wine for sacramental purposes, or."

And after the word "liquor," in line 3, on page 1 of the printed bill, insert the words "for any purpose."

In line 14, on page 1 of the printed bill, insert a period after the word "officer."

And in line 14, on page 1 of the printed bill, strike out the words "and the" at the end of the line.

And in lines 15 and 16, on page 1 of the printed bill, strike out the words "place of delivery of such liquors shall be held to be the place of sale."

After the semicolon in line 20, on page 2 of the printed bill, insert the following: "that including this shipment, I have not received more than four quarts of spirituous liquors, or five gallons of wine, or seventy-two quarts of beer, malt or other intoxicating liquors within thirty days last past. (This does not apply to druggists as to quantity)."

After the word "use," in line 21, on page 2 of the printed bill, insert the words "or registered pharmacists' use."

And when so amended, recommend the same do pass.

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 191.

A Bill for an Act Restricting and Prohibiting the Selling, Keeping for Sale, Prescribing and Having Possession of Certain Drugs; Providing a Penalty for Violations of the Act, and Relating to the Method of Enforcing and of Charging and Proving Violations of the Act.

Have had the same under consideration, and recommend that the same do pass.

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 85.

A Bill for an Act Amending Section 10136 of the 1913 Compiled Laws, Making It Unlawful to Receive, Carry or Deliver Any Intoxicating Liquors to or for Any Person Within or Into This State for Any Purpose, and Prescribing the Procedure for Enjoining Such Receipt, Carrying or Delivery of Intoxicating Liquors by an Action in Equity.

Have had the same under consideration, and recommend that the same be amended as follows:

Page 1, in line 8 of the printed bill, after the word "used," strike out the words "for any purpose either for personal use" and insert in lieu thereof the words "in violation of any law of this state."

On page 2, line 6, after the word "used," strike out the words "for any purpose either."

And in line 7, the words "for personal use" and insert in lieu thereof "in violation of any law of this state."

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

Senate Bill No. 227.

A Bill for an Act Providing for the Taxation of Inheritance Devises, Bequests, Legacies and Gifts, and Fixing the Rate Thereof; and Providing for the Manner of Payment and Manner of Enforcing the Payment Thereof.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 53, Subsection 6 of Section 1, printed bill, between the words "the" and "excess," insert the words "amount in."

In line 4, Section 8, printed bill, strike out the word "state" and insert in lieu thereof the word "estate."

Strike out Sections 13 and 14 of the printed bill and insert the following:

"SECTION 13. REPORT OF ESTATE OF NON-RESIDENT DECEDENT TO BE FILED WITH STATE TAX COMMISSION. Every executor or administrator of the estate of a non-resident decedent shall file with the state tax commission a list of the property owned by said non-resident decedent in this state; provided, that said list need not be filed in cases in which ancillary probate proceedings are instituted in the courts of this state for the purpose of probating said estate.

"SECTION 13A. CONTENTS OF REPORT. TIME OF FILING. DUTY OF STATE TAX COMMISSION. Said list shall be in the form of an affidavit and shall be sworn to by the executor or administrator of said estate, and shall contain a detailed description of the property and the value thereof, owned by said non-resident decedent in this state as of the date of his death. If such property consists in whole or in part of mortgages secured upon real or personal property situated in this state such list shall enumerate each mortgage separately, stating the name and postoffice address of the mortgagor, the county in which the mortgaged property is situated, the date of the execution of said mortgage, the amount for which such mortgage was given, the rate of interest and the amount due on said mortgage at the time of the death of the decedent, and in addition if said mortgaged property consists of real estate, the legal description of the same shall be given. If such property consists in whole or in part of debt evidenced in any other manner than by mortgages secured on real or personal property said list shall contain the name of the debtor, the amount of the debt as of the date of the death of the decedent and the nature of said debt. Said list shall be filed with the state tax commission within thirty days of the issuing of the letters testamentary or letters of administration, as the case may be. Upon receipt of said list in proper form the state tax commission shall proceed to determine the amount of the inheritance tax, if any, due the State of North Dakota from said estate, and upon such determination shall notify the administrator or executor of said estate immediately whether the same is taxable or exempt and, if taxable, the amount for which said estate is liable, also the manner in which the tax shall be paid.

"SECTION 13B. STATE TREASURER SHALL ISSUE RECEIPT AND CERTIFIED STATEMENT. The state treasurer shall upon receipt of the total amount of the tax due from said estate issue to the administrator or executor,

paying the same, his receipt therefor, and in addition to said receipt, shall at the same time issue to said administrator or executor a certified statement bearing the seal of his office to the effect that the full amount of the inheritance tax due from the said estate to the State of North Dakota has been paid.

"SECTION 13C. STATE TAX COMMISSION SHALL ISSUE CERTIFIED STATEMENT, WHEN. The state tax commission shall, upon determining that any such estate is exempt from the payment of any inheritance tax to the State of North Dakota, cause a certified statement of such fact to be executed by one of its members in the name of the state tax Commission and shall send such certified statement to the executor or administrator of said estate.

"SECTION 14. DUTY OF REGISTER OF DEEDS AS TO SATISFACTIONS AND ASSIGNMENTS. No register of deeds shall cause to be recorded or filed in his office any satisfaction or assignment of any real or personal property mortgage executed by a foreign executor or administrator unless said satisfaction or assignment shall be accompanied, for his inspection, by either the certified statement of the state treasurer that the inheritance tax due the State of North Dakota from such estate has been paid, or by the certified statement of the state tax commission that said estate has been determined to be exempt from the payment of any inheritance tax to the State of North Dakota.

"SECTION 14A. TRANSFER OF ASSETS BY FOREIGN EXECUTOR OR ADMINISTRATOR. No safe deposit company, trust company, corporation, bank or other institution, person or persons having in their possession or under their control securities, deposits or other assets belonging to the estate of such non-resident decedent shall deliver or transfer any assets belonging to the estate of such non-resident decedent to the administrator or executor of such estate or to any other person or persons upon the order of said administrator or executor unless said administrator or executor or such other person holding such order for the transfer or delivery of such assets shall submit to said safe deposit company, trust company, corporation, bank or other institution, person or persons, having in their possession or under their control such assets belonging to the estate of the decedent either the certified statement of the state treasurer to the effect that the inheritance tax due the State of North Dakota from said estate has been paid, or the certified statement of the state tax commission to the effect that said estate is exempt from paying any inheritance tax to the State of North Dakota.

SECTION 14B. PENALTY. Any register of deeds, safe deposit company, trust company, corporation, bank or other institution, person or persons, violating the provisions of this Act shall be liable to the state for the amount of the tax."

In line 3, section 25, printed bill, strike out the word "deputies" and insert the word "duplicate."

And in line 8, same section, between the words "same" and "liable" insert the word "is."

In line 8, section 27, printed bill, strike out the word "mortality" and insert the word "mortality" in lieu thereof.

In line 5, section 46, printed bill, strike out the word "to" and insert the word "of" in lieu thereof.

In section 48, printed bill, strike out all of the section after the word "Repeal," and insert the following: "Sections 8976, 8977, 8978, 8979, 8980, 8981, 8982, 8983, 8984, 8985, 8986, 8987, 8988, 8989, 8990, 8991, 8992, 8993, 8994, 8995, 8996, 8997, 8998, 8999 and 9000 of the Compiled Laws of the State of North Dakota for the year 1913 are hereby repealed."

And when so amended recommend the same do pass.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON IRRIGATION AND DRAINAGE

The Committee on Irrigation and Drainage made the following report:

Mr. President:

Your Committee on Irrigation and Drainage, to whom was referred:

House Bill No. 175.

A Bill for an Act Entitled, An Act to Provide for the Creation, Organization, Government and Extension of Irrigation Districts.

Have had the same under consideration, and recommend that the same do pass.

R. McCARTEN,
Chairman.

Mr. McCarten moved, that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 245.

A Bill for an Act Providing for the Registration of Architects and for Regulating the Practice of Architecture as a Profession in the State of North Dakota.

Have had the same under consideration, and recommend that the same be amended as follows:

Amend the title of the bill, after the word "of," insert the word "licensed."

Section 1, line 2, strike out the words "within sixty days after passage," and insert in lieu thereof "immediately after the taking effect."

Line 4, same section, strike out the words "five" and insert "three."

Line 6, same section, strike out the word "five" and insert the word "three."

Strike out Section 2, and insert in lieu thereof the following: "One of the members of said board shall be appointed for a term of two years, one for a term of four years, and one for a term of six years. Such term of office to start from the approval of this act."

Section 3, line 3, strike out the word "four" and insert the word "six."

Section 15, line 1, after the word "title," insert the word "licensed."

Line 3, same section, strike out the word "and" and insert the words "a licensed."

Line 4, same section, strike out the word "and" and insert the words "a licensed."

Section 19, line 1, after the word "of," insert the word "licensed."

Section 20, line 3, after the word "having," insert the word "had."

Commencing with line 4, same section, strike out all of lines 4, 5, 6 and the first two words in line 7.

Line 8, same section, strike out after the word "architect" the remainder of the section.

Section 27, line 6, after the words "North Dakota," strike out "or other State or County."

Line 7, same section, strike out the word "five" and insert in lieu thereof "one."

Section 30, line 1, after the word "registered," insert "licensed."

Line 6, same section, strike out the word "or" and insert in lieu thereof "of."

Section 32, line 4, strike out the word "twenty" and insert in lieu thereof "ten."

Section 33, line 7, strike out the word "twenty-five" and insert in lieu thereof "fifteen."

Same line, same section, strike out the figures "\$25.00" and insert in lieu thereof "\$15.00."

Section 34, line 3, strike out the words and figures of "one hundred" and insert in lieu thereof "fifty."

And in line 4, same section, strike out the words and figures "five hundred" and insert in lieu thereof "two hundred."

After "five hundred," in line 4, same section, insert period and strike out the remainder of the section:

And when so amended, recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED
BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 7.

A Bill for an Act Designating Temperance Day in the Public Schools of the State, and Requiring Instruction and Appropriate Exercises Relative to the History and Benefits of Prohibition Upon Said Day.

Also Senate Bill No. 81.

A Bill for an Act to Amend and Re-Enact Sections 9236 and 9240 and 9242 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Sabbath Breaking.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORTS OF SELECT COMMITTEES

Mr. President:

The Drainage and Irrigation Committees of the Senate and House in joint meeting, acting under the concurrent resolution introduced by Mr. Lathrop, hereby report that the following committee was appointed to confer with similar committees appointed by the Minnesota and South Dakota Legislatures to consider the question of flood control of boundary water, namely:

The Attorney General,
The State Engineer,
Senator Welford,
Representative Tenneson and
Representative Lathrop.

The report of such special committee is attached hereto, being in the form of resolutions adopted by the joint meeting of the committees from the three states in meeting assembled at St. Paul, Minnesota, February 10, 1917.

This report and the resolutions adopted at St. Paul, attached hereto, we recommend be printed in the Journal of the Senate and Journal of the House.

R. McCARTEN,
Chairman, Senate Committee.

A. G. STORSTAD,
Chairman, House Committee.

REPORT OF SPECIAL COMMITTEE ON FLOOD CONTROL

Mr. Payne moved that this sub-committee formulate some general principles which we recommend to the general com-

mittee from the three states for a guide to the legislation upon boundary drainage matters in the respective states, viz.: Minnesota, North and South Dakota.

1. On account of the urgent need for relief along the boundary lines between the State of Minnesota and North and South Dakota, we recommend that legislation be had in the respective States which shall have for its purpose the relief of the territories along such boundary lines, and without joining it with general legislation in so far as this can be accomplished without such general legislation, making such proposed legislation, of course, applicable to all boundary lines of the respective States.

2. We recommend that co-operation in drainage matters along the boundary lines be secured so far as the laws of each State will permit, through drainage districts created for this purpose from the territories adjoining the boundary lines affected.

3. If it be found that the laws of any one of the States does not permit the creation of drainage districts, then we recommend that drainage districts be provided for in the States where same are permitted, and that such districts be authorized to co-operate with such tribunal, or authority, as may have jurisdiction over drainage matters in the States where drainage districts are not permitted.

4. That co-operation between the districts or authorities of the respective States be secured by providing that such districts, or authorities, may arrange for a joint plan for drainage and flood control affecting such States, and may provide for apportioning the cost thereof to be borne by the respective States, in proportion to the benefits received by the territories of each of such States.

5. We recommend that the legislation then provide for the approval of the joint plan and the apportionment of the cost by the districts, or authorities, of the respective States, and that then the authorities, or districts, of each of the States be authorized to raise the funds for the making of such drainage improvement, and that such funds be provided for before the work of such improvement be commenced.

6. That such legislation further provide that the districts, or authorities, of each of the States determine the rights of individuals as to damages and benefits.

7. That the districts, or authorities, of the respective States be authorized by the proposed legislation to join with the district, or authority, of each of the other States in constructing the drainage improvement, and in expending the money which each of the States has raised for that purpose.

8. The joint contract or arrangement may also provide for such regulation, which may be deemed proper, relative to the upkeep of all drainage or flood control improvements that are made and placed by joint arrangements, and may further provide that in the event that either of the contracting parties fail to provide the funds, or provide for the upkeep of any improvement within the limits of that State, that the other contracting parties, or any of them, may provide such funds and make such improvement.

Senator Putnam moved that it is the sense of this joint assembly that there should be passed at this session of the Legislatures of the several States, Minnesota, North and South Dakota, acts providing for the formation of drainage districts, affecting that portion of the States constituting the boundary of said States, said districts to be formed and organized on the basis of including therein the area of the natural drainage basins, and providing for co-operation between the district authorities of the several States in all matters pertaining to drainage and flood control affecting the boundary waters of said States, and that the general act of co-operation between the States include and provide for the several things contained in the report of the special committee this day submitted, which report of said special committee is hereto attached and made a part of this motion.

Motion carried.

Mr. Bronson moved that the Legislatures of the States of Minnesota, North and South Dakota pass such legislation as may be necessary to carry into effect the resolutions adopted by this conference, and further that the legislatures of the various states appoint a commission of three men who shall consider the whole question of drainage and flood control as it affects the various states, and who shall be authorized to report the results of their joint conference for the purpose of carrying into effect the legislation that may be passed by each of the States concerning drainage and flood control and the areas affected; provided, however, that such commission shall not interfere in any manner with any legislation that may be adopted, but shall be advisory thereto, and shall also report not later than to the next Legislative Assembly.

Motion carried.

Mr. McCarten moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

A CONCURRENT RESOLUTION

Introduced by Mr. Welford:

WHEREAS the drainage of swamps and low lands in the State of Minnesota in the territory tributary to Red Lake and the Red Lake River causes a great volume of water to flow in this lake and river in the spring of the year and is one of the principal causes of flooding of the Red Lake River and the Red River of the North, and

WHEREAS, one of the most feasible and practicable methods of guarding against the flooding of these rivers is to provide a system of water control by deepening the Red Lake River so as to lower Red Lake about three feet below its natural level and by building a controlling dam which will control the water that flows into the Red Lake from its drainage basis until the flood waters of the Red Lake River and the Red River of the North have passed into Lake Winnipeg in Canada, and during the summer and fall months gradually letting out the waters of Red Lake, thereby not

only preventing the flooding of the Red Lake River and the Red River of the North, but also causing a steady and continuous flow of water in these rivers throughout the entire season, therefore

Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives Concurring Therein: That we, the members of the Fifteenth Legislative Assembly of the State of North Dakota hereby urge our Senators and Representatives in Congress to co-operate with the members of Congress from Minnesota in bringing about the deepening of the Red Lake River and the building of a dam to control the waters of Red Lake so as to prevent the flooding of the Red Lake River and the Red River of the North and the consequent yearly devastation and destruction of property caused by the flooding of these rivers.

Be It Further Resolved, That the Secretary of State be instructed to send copies of these Resolutions to each of our Senators and Representatives in Congress.

Mr. Welford moved that the resolution be adopted.

Which motion prevailed, and the resolution was adopted.

Mr. Ketschmar moved that the President appoint a conference committee to confer with a committee appointed by the Speaker on House Bill No. 13.

Which motion prevailed, and the President appointed as such committee, Messrs. McGray, Putnam and Hunt.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 7.

A Bill for an Act Designating Temperance Day in the Public Schools of the State, and Requiring Instruction and Appropriate Exercises Relative to the History and Benefits of Prohibition Upon Said Day.

Senate Bill No. 81.

A Bill for an Act to Amend and Re-Enact Sections 9236 and 9240 of the Compiled Laws of the State of North Dakota, 1913, Relating to Sabbath-Breaking.

House Bill No. 18.

A Bill for an Act to Provide for the Payment of Premiums on State Officials' Bonds.

House Bill No. 45.

A Bill for an Act to Prohibit the Delivery or Negotiating of a Note or Check, Taken in Payment of the First Premium, Until After Policy Has Been Delivered to the Applicant.

House Bill No. 80.

A Bill for an Act to Amend and Re-Enact Section 4220 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Compensation of the Township Clerk and Supervisors.

House Bill No. 98.

A Bill for an Act to Re-Enact Section 5517 of the Compiled Laws of North Dakota for the Year 1913, Relating to

the Confirmation of the Conveyance of the Family Homestead in Any Case in Which the Same Has Been Deeded my Both Husband and Wife in Separate Instruments Which Purport to Convey the Land to the Same Person or His Grantee, and Validating Such Deeds.

And the President signed the same in the presence of the Senate.

Mr. Hyland moved that the President appoint a conference committee to confer with a like committee appointed by the Speaker on House Bill No. 177.

Which motion prevailed, and the President appointed Messrs. Mortenson, Stenmo and Kirkeide.

THIRD READING OF SENATE BILLS

Senate Bill No. 158.

A Bill for an Act to Create a State Board of Electricians and Prescribing the Duties Thereof, Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers, Prescribing Fees for Such Examination and License and Providing for Inspection of Electrical Work Through the Commissioner of Insurance, Under the Direction of the State Board.

• Was read the third time.

Mr. Murphy offered the following amendment to Senate Bill No. 158:

In Section 5, printed bill, line 2, strike out comma (,) and the words "and no master electrician shall have more than two apprentices to each journeyman in his employ."

Mr. Murphy moved the adoption of the amendment.

Which motion prevailed, and the amendment was adopted.

Mr. Hyland offered the following amendment to Senate Bill No. 158:

At the end of Section 7 strike out period (.), insert semi-colon (;) and add the following "Provided, however, that nothing in this act shall prevent an owner of property from doing electrical work on his own property, unless same conflicts with town or city ordinances."

Mr. Hyland moved the adoption of the amendment.

Which motion prevailed, and the amendment was adopted.

Senate Bill No. 158.

A Bill for an Act to Create a State Board of Electricians and Prescribing the Duties Thereof, Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers, Prescribing Fees for Such Examination and License and Providing for Inspection of Electrical Work Through the Commissioner of Insurance, Under the Direction of the State Board.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 25; nays, 20; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Jacobsen	Ployhar
Benson	King	Porter
Ellingson	Levang	Rowe
Englund	McBride	Stenmo
Gronvold	McCarten	Thoreson
Haggart	Mostad	Welford
Hamerly	Nelson, G. Forks	Zieman
Heckle		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cahill	Kirkeide	Nelson, Richland
Carey	Kretschmar	Pendray
Drown	McGray	Putnam
Ettestad	McLean	Sikes
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	Young
Hunt	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Martin	Sandstrom
Lindstrom		

So the bill passed as amended, and the title was agreed to.

Senate Bill No. 307.

A Bill for an Act to Require That All Contracts for the Furnishing of Gasoline, Kerosene, Distillate and Lubricating Oils Used by the Various State Offices, State Departments and State Institutions Shall Be Let to the Lowest Competitive Bidder.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	King	Paulson
Benson	Kirkeide	Pendray
Drown	Levang	Ployhar
Ellingson	McBride	Porter
Englund	McCarten	Putnam
Ettestad	McGray	Rowe
Gibbens	Martin	Sikes
Gronvold	McLean	Stenmo
Haggart	Morkrid	Thoreson
Hamerly	Mortenson	Welford
Hamilton	Mostad	Wenstrom
Heckle	Murphy	Young
Hemmingsen	Nelson, G. Forks	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Jacobsen	Lindstrom
Carey	Kretschmar	Sandstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 217.

A Bill for an Act Entitled an Act Providing for the Establishment of Depositors Guarantee Fund to Guarantee Payment of General Deposits; and the Establishment of a Commission to Supervise and Control Such Fund; and Providing for the Liquidation of Insolvent Banks.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Mostad
Beck	Jacobsen	Murphy
Benson	King	Nelson, G. Forks
Cahill	Kirkeide	Nelson, Richland
Carey	Kretschmar	Paulson
Drown	Levang	Pendray
Ellingson	Lindstrom	Ployhar
Englund	McBride	Sikes
Ettestad	McCarten	Stenmo
Gibbens	McGray	Thoreson
Hamerly	McLean	Welford
Hamilton	Martin	Wenstrom
Heckle	Morkrid	Young
Hemmingsen	Mortenson	Zieman
Hunt		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Haggart	Porter	Putnam

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Rowe	Sandstrom

So the bill passed, and the title was agreed to.

Mr. Kretschmar moved that the vote by which Senate Bill No. 217 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 215.

A Bill for an Act to Amend and Re-Enact Sections 3118, 3119, 3120, 3121 and 3122 of the Compiled Laws of North Dakota for 1913, Relating to Public Warehouses.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 12; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	Nelson, Richland
Beck	Hemmingsen	Pendray
Beason	Hunt	Porter
Drown	King	Sikes
Ellingson	Levang	Stenmo
Englund	Lindstrom	Thoreson
Ettestad	McCarten	Welford
Gibbens	Martin	Wenstrom
Gronvold	Morkrid	Zieman
Hamerly	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Haggart	McBride	Nelson, G. Forks
Heckle	McGray	Ployhar
Hyland	McLean	Pútnam
Kirkeide	Murphy	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Kretschmar	Rowe
Carey	Mortenson	Sandstrom
Jacobsen	Paulson	

So the bill passed, and the title was agreed to.

Mr. King moved that the vote by which Senate Bill No. 215 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Allen moved that the rules be suspended for the purpose of introducing a bill with reference to printing the State Treasurer's report.

Which motion prevailed, and the rules were suspended.

Mr. Allen moved that the rules be suspended for the purpose of introducing a bill with regard to a terminal elevator commission.

Which motion was lost.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILL

Mr. Gronvold introduced:
Senate Bill No. 321.

* * * * *

Was read the first and second time and referred to the Committee on State Affairs.

Mr. Hyland moved that the Committee on Delayed Bills take the same action as they have taken in the past, and bring each bill up before the Senate to pass on admissability.

Which motion was duly seconded.

Mr. McGray moved as an amendment that further introduction of bills be dispensed with and the committee be discharged.

Which motion was lost.

The question being on the motion of Mr. Hyland, the motion prevailed.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 89.

A Bill for an Act Relating to the Admissibility of Evidence in Civil Actions for Damages Caused by Personal Injury.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 143.

A Bill for an Act to Amend and Re-Enact Section 7643 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Direction of Verdicts in the District Courts of the State.

Have had the same under consideration, and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 142.

A Bill for an Act for the Purpose of Perpetuating the Testimony of Injured Persons in Actions and Proceedings in the Courts of the State.

Have had the same under consideration, and recommend that the same be amended as follows:

Strike out all of Section 7, on page 2, in line 40 of the printed bill, after the figures "1913."

And when so amended, recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

INTRODUCTION, FIRST AND SECOND READING OF
HOUSE BILLS

House Bill No. 90.

A Bill for an Act to Amend and Re-Enact Sections 236 and 237 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 230 of the Session Laws of 1915, Relating to the Board of Control of State Institutions.

Was read the first and second time, and referred to the Committee on State Affairs.

House Bill No. 123.

A Bill for an Act Regulating and Licensing the Manufacture, Labeling, Sale and Advertising of Patent and Proprietary Medicines, Fraudulent Therapeutic Appliances and Devices, and for Other Purposes.

Was read the first and second time, and referred to the Committee on Public Health.

House Bill No. 196.

A Bill for an Act to Provide That Every Insurance Company Engaged in the Business of Insuring Crops Against Loss Unless an Adjustment is Made Within Seven Days After the Loss Occurred.

Was read the first and second time, and referred to the Committee on Insurance.

House Bill No. 288.

A Bill for an Act to Provide for the Issuance of Warehouse Certificates on Packing House Products.

Was read the first and second time, and referred to the Committee on Warehouse and Grain Grading.

House Bill No. 147.

A Bill for an Act to Amend and Re-enact Sections 1105, 1107, 1108, 1111, 1113, 1116, 1120, and Repeal Section 1119 of the Compiled Laws of 1913 of the State of North Dakota, Relating to the Office of Superintendent of Public Instruction.

Was read the first and second time, and referred to the Committee on Education.

House Bill No. 378.

A Bill Making an Appropriation for the Office of the State Board of Railroad Commissioners, for an Act Appropriating Money for the Use of the Board of Railroad Commissioners Between the Following Dates, to-wit: February 6, 1917, and June 30, 1917, Both Dates Inclusive.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 184.

A Bill for an Act to Regulate the Shipment of Cases or Boxes, Containing Bottles, and Providing That Certain Additional Facts Be Contained in the Bill of Lading and Freight Receipt Therefor.

Was read the first and second time, and referred to the Committee on Railroads.

House Bill No. 117.

A Bill for an Act to Provide How North Dakota Blue Book or Legislative Manual Shall Be Printed.

Was read the first and second time, and referred to the Committee on Public Printing.

House Bill No. 270.

A Bill for an Act to Amend and Re-Enact Section 983 of 1913 Laws, Relating to Opening and Closing of Polls on Election Day.

Was read the first and second time, and referred to the Committee on Elections.

House Bill No. 129.

A Bill for an Act Cancelling Uncollected Personal Property Taxes Assessed for 1910 and Prior Years, and Making It the Duty of the County Auditor From Time to Time to Cancel All Such Taxes Which Remain Uncollected for More Than Six Years After Being Delinquent.

Was read the first and second time, and referred to the Committee on Taxes and Tax Laws.

House Bill No. 115.

A Bill for an Act to Amend and Re-Enact Section 45, Relating to the Classes of Printing; Section 47, Relating to Proposals for Printing; Section 48, Relating to Maximum Prices for Composition, Press Work, Binding and Paper; Section 49, Relating to Paper, Price; Section 50, Relating to Proposals, How Made, Bond Required; Section 52, Relating to Bills to Be Printed, How, Calendar; Section 53, Relating to Journals to Be Printed, How; Section 54, Relating to Executive Documents, How Printed; Section 55, Relating to Laws, How Printed; Section 59, Relating to Number of Volumes to Be Printed and Style of Binding; Section 69, Laws Relating to, How Printed; and Section 72, Relating to Commissioners Having Charge of All Printing Paid for by the State. All Sections Above Cited Being Parts of the Law Relating to Public Printing, etc., and Are Included in the Compiled Laws of North Dakota for the year 1913.

Was read the first and second time, and referred to the Committee on Printing.

House Bill No. 357.

A Bill for an Act Defining the Word "Precinct," as Used in the Laws of the State of North Dakota, Relating to Elections, and Providing for the Formation of Voting Districts and the Designation of Voting Places Within Such Voting Districts.

Was read the first and second time, and referred to the Committee on Elections.

House Bill 167.

A Bill for an Act Providing for Dealers' Motor Vehicle License Fee, and Amending Sections 2976e, 2976g, 2976h, 2976o and 2976p of the Compiled Laws of 1913, Relating to Motor Vehicle License Fees, Registration Tags, Display of Registration Tags, Disposition of License Money by Secretary of State, Claims for Moneys Expended, Expenditure of Moneys Received Under This Act, and Providing That License Fees,

Excepting Dealers' License Fees, Shall Be in Lieu of All Other Taxes, Emergency.

Was read the first and second time, and referred to the Committee on Highways, Bridges and Ferries.

House Bill No. 259.

A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages and Other Instruments in Writing and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 165.

A Bill, a Concurrent Resolution, Amending the Constitution of the State of North Dakota, Relating to the Investment of School Funds.

Was read the first and second time, and referred to the Committee on State Affairs.

House Bill No. 154.

A Bill for an Act to Amend and Re-Enact Section 4844 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Payment of Dividends by Domestic Insurance Companies from Surplus Profits.

Was read the first and second time, and referred to the Committee on Insurance.

House Bill No. 300.

A Bill for an Act to Amend and Re-Enact Section 924 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Publicity Pamphlet and What It May Contain.

Was read the first and second time, and referred to the Committee on Public Printing.

House Bill No. 218.

A Bill for an Act Making an Appropriation for the Maintenance, Improvement and Repairs, New Buildings, Equipment, and Permanent Additions Thereto, for the North Dakota Tuberculosis Sanitarium at Dunseith.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 146.

A Bill for an Act to Create the office of President Emeritus of the Agricultural College at Fargo, North Dakota, and Electing John H. Worst Thereto, and Providing the Salary Therefor.

Was read the first and second time, and referred to the Committee on Education.

House Bill No. 152.

A Bill for an Act to Amend and Re-Enact Section 2464 and 2468 of the Compiled Laws of North Dakota for the Year 1913, Relating to Drainage.

Was read the first and second time, and referred to the Committee on Irrigation and Drainage.

House Bill No. 81.

A Bill for an Act to Provide for Evening Schools, Where Necessary for Adult and Other Persons, and to Appropriate Money Therefor.

Was read the first and second time, and referred to the Committee on Education.

House Bill No. 311.

A Bill for an Act to Amend and Re-Enact Section 2360 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Duties of the Adjutant General.

Was read the first and second time, and referred to the Committee on Military Affairs.

House Bill No. 287.

A Bill for an Act to Amend and Re-Enact Section 3740 of the Political Code of the State of North Dakota, Compiled Laws of 1913, Relating to Cities, Providing for Connections with Sewer and Other Mains, Cables and Conduits.

Was read the first and second time, and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 69.

A Bill for an Act Prescribing the Hours of Labor for Women in Certain Industries, and Establishing a Public Welfare Commission, Prescribing Its Powers and Duties, and Providing for the Fixing of Minimum Wages for Women and Minors, Fixing Standard Conditions of Labor for Such Workers, and for the Protection of the Lives, Health and Morals of Minors and Women Employed in Industry.

Was read the first and second time, and referred to the Committee on State Affairs.

House Bill No. 437.

A Concurrent Resolution Relating to Establishing a National Park in the Fort Berthold Reservation.

Was read the first and second time, and referred to the Committee on State Affairs.

House Bill No. 306.

A Bill for an Act to Amend and Re-Enact Section 7615 of the Compiled Laws of North Dakota for the Year 1913, Relating to Challenges to Jurors in Civil Actions, by Whom Made, and Number Allowed.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 112.

A Bill for an Act to Amend Section 1456 of the Compiled Laws of the State of North Dakota of 1913, Relating to the Establishment, Maintenance, Improvements and Equipment of County Agricultural and Training Schools, and Providing Levies Therefor by County and State.

Was read the first and second time, and referred to the Committee on Education.

House Bill No. 185.

A Bill for an Act to Amend and Re-Enact Section 5155 of the Compiled Laws of North Dakota for the Year 1913, as

Amended by Chapter 56 of the Session Laws of North Dakota for the Year 1915, Relating to Capital Stock of State Banks.

Was read the first and second time, and referred to the Committee on Banks and Banking.

House Bill No. 327.

A Bill for an Act Appropriating Money for the Benefit of the North Dakota Dairymen's Association for the Purpose of Promoting and Encouraging the Dairying Interests of the State.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 335.

A Bill for an Act to Amend and Re-Enact Section 3134 of the Compiled Laws of the State of North Dakota of 1913.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 313.

A Bill for an Act to Amend and Re-Enact Sections 7173, 7174, 3307, 3308 and 3540, Relating to the Qualifications and Designation of Legal Newspapers and Legal Rates to Be Charged for Public Printing.

Was read the first and second time, and referred to the Committee on Public Printing.

House Bill No. 286.

A Bill for an Act to Amend and Re-Enact Section 10841 of the Compiled Laws of North Dakota for 1913, Relating to Accomplice; Evidence; Corroboration.

Was read the first and second time, and referred to the Committee on Judiciary.

House Bill No. 363.

A Bill for an Act to Amend and Re-Enact Sections 797 and 3188 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Advertising of Constitutional Amendments, and to Repeal Sections 3189 and 3190 of Said Compiled Laws.

Was read the first and second time, and referred to the Committee on Public Printing.

House Bill No. 269.

A Bill for an Act Relating to the Issuance of Permits for Breeding or Domestication of Certain Fur-Bearing Animals.

Was read the first and second time, and referred to the Committee on Game and Fish.

Mr. McBride moved that the Senate defer action on House Bill No. 226 until February 20, 1917.

Which motion prevailed.

Courtesies of the floor were extended to:

A. J. O'Shea, Fargo, North Dakota;

A. J. Wright, Oakes, North Dakota;

B. W. Taylor, Stanley, North Dakota;

J. R. Poupore, Grand Forks, North Dakota;

Tracy Bangs, Grand Forks, North Dakota;
John Lander, Heil, North Dakota;
Alex H. Wright, Oakes, North Dakota;
Mr. Boltcher, Elgin, North Dakota, and
R. B. Murphy, Michigan, North Dakota.

Mr. Jacobsen moved that the Senate do now take a recess until one o'clock P. M., February 19, 1917.

Which motion prevailed, and the Senate took a recess.

W. J. PRATER,
Secretary.

FORTY-EIGHTH DAY AFTER RECESS AND
FORTY-NINTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 19, 1917.

The Senate convened at 1 o'clock, the President presiding.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON AGRICULTURE

The Committee on Agriculture made the following report:

Mr. President:

Your Committee on Agriculture, to whom was referred:
Senate Bill No. 139.

A Bill for an Act to Provide for the Eradication of Certain Bushes and Hedges, Commonly Known as Barberry Bushes, in Order to Provide for the Control and Lessening of Damage by Rust to Wheat and Other Cereals and Grasses, Making an Appropriation for the Enforcement of This Act, and Providing Penalties.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 7, line 3, after the word "first" insert "day."

And when so amended recommend the same do pass.

A. J. KIRKEIDE,
Chairman.

Mr. Kirkeide moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC PRINTING

The Committee on Public Printing made the following report:

Mr. President:

Your Committee on Public Printing, to whom was referred:
Senate Bill No. 281.

A Bill for an Act to Amend and Re-Enact Section 937 of the Compiled Laws of North Dakota for the Year 1913, Relating to Political Advertising.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,
Chairman.

Mr. Murphy moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 155.

A Bill for an Act Prescribing That All Fees Collected by the State Board of Examiners Shall Be Paid Into the General Fund of the State of North Dakota; Prescribing That All Expenditures Hereinafter Appropriated for Shall Be in Accordance With Laws Now Governing Other State Expenditures and Appropriating \$12,000 to Pay the Expenses Incurred Under the Authority of the State Board of Examiners as set Forth in Sections 1357 and 1377, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Insert the enacting clause in original bill.

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Senate Bill No. 177.

A Bill for an Act to appropriate \$10,000.00 to Missouri Slope Agricultural and Fair Association at Mandan for the Fairs to Be Held in 1918 and 1919, as Authorized by Sections 1860 and 1866, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Insert enacting clause in original bill.

Also in title of printed bill strike out the figures "\$10,000.00" and insert the figures "\$5,000.00" in lieu thereof.

Also in printed bill in lines 4 and 5, Section 1, strike out the figures "\$5,000.00" wherever they occur and insert in lieu thereof the figures "\$2,500.00."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 166.

A Bill for an Act to Appropriate \$120,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of 1913 for North Dakota, and to Meet Other Requirements Prescribed by the Federal Statutes.

Have had the same under consideration and recommend that the same be amended as follows:

Insert enacting clause in original bill.

In printed bill strike out the figures "\$120,000.00" in title and insert the figures "\$70,000.00" in lieu thereof.

Also in printed bill, Section 1, line 3, strike out the figures "\$120,000.00" and insert in lieu thereof the figures "\$70,000.00."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 167.

A Bill for an Act to Appropriate \$1,000.00 for the Improvement of the Military Grounds at Devils Lake.

Have had the same under consideration and recommend that the same be amended as follows:

Insert enacting clause in original bill.

In printed bill, Section 1, line 3, strike out the phrase "\$500.00 annually," and insert the phrase "\$1,000.00 for the biennial period ending July 1, 1919."

Also add to the body of printed bill the sentence: "Provided that the expenditure of any sum of money in excess of fifty dollars (\$50.00) shall be advertised and let by contract."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 319.

A Bill for an Act to Amend and Re-Enact Section 11162 of the Compiled Laws for 1913, as Amended by Section 1, Chapter 160, Session Laws for 1915, Relating to Return of Fugitives From Justice.

Have had the same under consideration and recommend that the same be amended as follows:

In printed bill in Section 1, line 15, strike out the period (.) after the word "duties" and insert comma (,) and the following words: "provided, however, if such appointive agent is a salaried officer he shall receive only his actual traveling expenses."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON AGRICULTURE

The Committee on Agriculture made the following report:

Mr. President:

Your Committee on Agriculture, to whom was referred:

Senate Bill No. 260.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 81 of the Session Laws of 1915, Relating to the Dairy Department in the Department of Agriculture and Labor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. KIRKEIDE,
Chairman.

Mr. Kirkeide moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

Mr. President:

Your Committee on Counties, to whom was referred:

Senate Bill No. 239.

A Bill for an Act to Amend and Re-Enact Sections 624 and 627 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Commissioner of Noxious Weeds.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 1 of the printed bill, strike out the word and figures "and 627."

In Section 1, line 2 of the printed bill, strike out the word "are" and insert in lieu thereof the word "is."

In line 4, of Section 1 of the printed bill, after the word "appointed" strike out all of lines 4, 5, 6 and 7, and insert in lieu thereof the following: "Whenever the Board of County Commissioners of any County is petitioned by at least one-sixth of the voters in such county, said Board shall appoint some competent person in each commissioner's district of said county, who shall."

In line 9, of Section 1 of the printed bill strike out the word "township" and insert in lieu thereof the word "county."

In line 11, Section 1 of the printed bill, strike out the word "five" and insert in lieu thereof the word "four."

In line 13, Section 1 of the printed bill, strike out the word "ten" and insert in lieu thereof the word "five."

In line 18, Section 1 of the printed bill, after the words and figure "Article 28 of" and insert "Chapter 5 of the."

In line 1, Section 2 of the printed bill, after the word and figure "Section 2" insert the following: "AMENDMENT.) That Section 627 of the Compiled Laws of North Dakota for the year 1913 is hereby amended to read as follows: Section 627."

In line 4, Section 2 of the printed bill, after the word and figures "Article 28" insert the following: "Chapter 28 of the Political Code of said Compiled Laws."

And when so amended recommend the same do pass.

THOMAS PENDRAY,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

Senate Bill No. 312.

A Bill for an Act to Repeal Section 2118 of the 1913 Compiled Laws of North Dakota, Relating to Manner of Listing Property Subject to Taxation.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after "A Bill" and insert the following:

"For an Act to Amend and Re-Enact Section 2118 of the Compiled Laws of North Dakota for the Year 1913, Relating to a Manner of Listing Leased Property Subject to Taxation.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. Section 2118 of the Compiled Laws of the State of North Dakota for the year 1913, relating to the manner of listing leased property subject to taxation, is hereby amended and re-enacted to read as follows: Section 2118. CERTAIN PROPERTY HELD TO BELONG TO LESSEE OR EQUITABLE OWNER. Property held under a lease for a term of years or a contract for the purchase thereof, belonging to the state (except such state lands as have been leased for pasture or grazing purposes), or to any religious, scientific or benevolent society or institution, whether incorporated, or unincorporated, or to any corporation other than a

railroad corporation, whose property is not taxed in the same manner as other property, shall be considered for all purposes of taxation as the property of the person so holding the same.

Section 2. EMERGENCY. Whereas an emergency exists in that the preservation of the public peace, health and safety required that this law should be in effect in time for the 1917 assessment, therefore this act shall take effect and be in full force from and after its passage and approval."

And when so amended recommend the same do pass.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 302.

A Bill for an Act Providing for the Distribution of the State General, County General, County Bridge, County Road, School District, Township or Village Funds of Certain Revenue Collected From Tax Sales, Grain Tax and Personal Property Tax.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 242.

A Bill for an Act to Amend Sections 2242, 2244, 2245 and 2246, of the Compiled Laws of North Dakota for the Year 1913, Relating to Assessment of Railways and Persons Engaged in Carrying of Passengers in the State of North Dakota, and Providing That All Taxes Levied Upon Such Common Carriers and Persons Shall Be Levied and Collected for State and Other Purposes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 313.

A Bill for an Act to Amend Section 2141 and 2142 of the Compiled Laws of 1913, and Providing for the Transfer of Records and Papers Pertaining to Assessment and Taxation From the Office of the State Auditor to the Office of the State Tax Commission.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted:

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 214.

A Bill for an Act Providing for the Levy of a Wild Land Tax; Land Exempt Therefrom; Powers and Duties of Officials in Connection Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 125.

A Bill for an Act to Provide for an Excise Privilege Tax of One-Fiftieth of One Per Cent Upon the Authorized Capital Stock of Foreign Corporations, Prescribing the Manner of Levying Such Tax and Manner of Collecting the Same; Requiring Foreign Corporations to Report on Matters Pertaining to Such Tax and Prescribing the Duties of Public Officials with Relation Thereto.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 126.

A Bill for an Act to Provide a Corporate Excess Tax to Be Assessed Against Corporations Wherever Organized; Prescribing the Manner of Making Such Assessment; the Rate of Such Tax, and the Manner of Collecting the Same; Requiring Corporations to Report on Matters Pertaining to Such Tax, and Prescribing the Duties of Public Officials with Relation Thereto.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:
Senate Bill No. 208.

A Bill for an Act Relating to the Manufacture and Sale of Sleighs.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out Section 1 and insert in lieu thereof the following:

"On and after July 1, 1919, it will be unlawful for any person, firm or corporation in this state to sell or use on the public highways any sleighs less than four foot eight inches in width from center to center of runners.

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 122.

A Concurrent Resolution.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED
BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 128.

A Bill for an Act to Amend and Re-Enact Section 3372 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Duty of County Auditor.

Also Senate Bill No. 204.

A Bill for an Act to Amend and Re-Enact Section 3307 of the Compiled Laws of North Dakota for the Year 1913, Relating to Official Newspapers.

Also Senate Bill No. 175.

A Bill for an Act Making It the Duty of the Board of County Commissioners to Approve Bills Covering Expenses Incurred in the Arrest and Return of Fugitives From Justice for the County in Which Such Board May Have Jurisdiction; and Appropriating \$3,000.00 to Provide for the Payment of Such Expenses.

Also Senate Bill No. 142.

A Bill for an Act for the Purpose of Perpetuating the Testimony of Injured Persons in Actions and Proceedings in the Courts of the State.

Also Senate Bill No. 296.

A Bill for an Act to Amend and Re-Enact Section 964 of the Compiled Laws of North Dakota for the Year 1913, Re-

lating to Distribution of Election Ballots and Notice of Election.

Also Senate Bill No. 213.

A Bill for an Act Defining the Thirteenth Judicial District, and Providing for Holding Terms of Court Therein.

Also Senate Bill No. 292.

A Bill for an Act to Provide That the School Board of Any School District May Provide for the Teaching of a Modern Language in Any Common School Thereof.

Also Senate Bill No. 143.

A Bill for an Act to Amend and Re-Enact Section 7643 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Direction of Verdicts in the District Courts of the State.

Also Senate Bill No. 235.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

Also Senate Bill No. 254.

A Bill for an Act to Provide for the Payment of Expenses of District Judges When Acting Outside of Their Home Counties, and Making an Appropriation Therefor.

Also Senate Bill No. 232.

A Bill for an Act to Amend and Re-Enact Section 701 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Appointment of Deputies by County Officers.

Also Senate Bill No. 267.

A Concurrent Resolution Amending the Constitution of the State of North Dakota Empowering the State to Bond for Public Roads and Highways.

Also Senate Bill No. 315.

A Bill—A Concurrent Resolution—Appropriation to Meet a Deficiency for the Per Diem of Officers and Employees of the Senate and House of Representatives, Fifteenth Legislative Assembly.

Also Senate-Bill No. 113.

A Bill for an Act to Require All Newspapers, Journals, Magazines and Periodicals Printed, or Circulating in the State of North Dakota, Common Carriers of Intelligence; to Compel Them to Print Answers, Explanations and Justification of Person or Parties, Whenever, and as Often as Such Persons Are Ridiculed, Criticised, Insulted or Degraded by Printed Articles in Such Publication; to Regulate All Such Publications So as to Promptly Carry Out the Benefits and Provisions of This Act, and to Provide for the Recovery of Damages for the Publication of Injurious Articles.

Also Senate Bill No. 132.

A Bill for an Act to Reimburse Doctor E. F. Ladd, President of the Agricultural College of North Dakota for Expenses Incurred by Him in His Defense of Legal Actions Brought Against Him by Certain Corporations in Connection With His Enforcement of the Pure Food Laws of the State.

Also Senate Bill No. 90.

A Bill for an Act Locating the Asylum for the Insane Authorized by the Amendment to the Constitution of the State of North Dakota Which Was Approved at the Last General Election and Making an Appropriation Therefor.

Also Senate Bill No. 250.

A Bill for an Act Providing for the Building of Teacherages.

Also Senate Bill No. 317.

A Bill for an Act to Amend Section 11267 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Section 7 of Chapter 191 of the Session Laws of 1915, Relating to Extra "Good Time" Allowed Prisoners Confined in the Penitentiary.

Also Senate Bill No. 320.

A Concurrent Resolution Amending Section 183 of the Constitution of the State of North Dakota, Relating to Increasing the County Debt Limit for the Construction, Improvement and Maintenance of Public Highways.

Also Senate Bill No. 173.

A Bill for an Act Authorizing an Appropriation for Carrying Out the Provisions of Sections 711, 712 and 713 of Chapter 9 of the Compiled Laws of 1913 for North Dakota, Relating to the Employment of Public Accountants and the Establishment of a Uniform System of Bookkeeping.

Also Senate Bill No. 233.

A Bill for an Act Providing for the Issuance of License From the State Dairy Department Covering Dairy Products and Providing for Revocation of Licenses Issued by the Dairy Commissioner and Providing for the Fees and License, Renewals Thereof and the Payment of Fees Collected Therefor Into the State Treasury.

Also Senate Bill No. 92.

A Bill for an Act to Amend and Re-Enact Section 3208 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Location of County Seats.

Also Senate Bill No. 246.

A Bill for an Act to Amend Section 4013 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Appropriation of Moneys by Villages, Cities and Towns for Library Purposes.

Also Senate Bill No. 227.

A Bill for an Act Providing for the Taxation of Inheritance Devises, Bequests, Legacies and Gifts, and Fixing the Rate Thereof; and Providing for the Manner of Payment and Manner of Enforcing the Payment Thereof.

Also Senate Bill No. 298.

A Bill for an Act Providing for the Liquidation of State Banks and Trust Companies Under the Supervision of the State Banking Board, and Providing for the Appointment of Receivers; Providing for Their Compensation and the Expenses and Accounting of Such Liquidation; Payment of Dividends to Creditors and Other Matters Connected With Such Liquidation of Said Insolvent Associations.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

Mr. McGray moved that the Senate do now adjourn.
Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FORTY-NINTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 19, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Jackson.

Roll call.

All members present, except Messrs. Sandstrom and Thoreson.

Mr. Ployhar moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the forty-seventh day have carefully examined the same and recommend that the same be corrected as follows:

On page 62 in line 23 strike out words "and making an appropriation therefor" and insert in lieu thereof the words "at or near the city of Rugby, Pierce county."

On page 5 in line 7 strike out figures "90" and insert in lieu thereof figures "129."

On page 31 in line 40 strike out words "Mr. President."

On page 30 after line 45 add names "J. A. Englund" and "John A. Beck."

On page 31, between lines 50 and 51, insert the words "The President of the Senate voted aye."

On page 9 strike out lines 35, 36 and 37.

On page 51, line 13, strike out the name "Morkrid" and insert "Mortenson" in lieu thereof.

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON WAREHOUSE AND GRAIN
GRADING

The Committee on Warehouse and Grain Grading made the following report:

Mr. President:

Your Committee on Warehouse and Grain Grading, to whom was referred:

Senate Bill No. 253.

A Bill for an Act to Amend and Re-Enact Section 3112 of the Compiled Laws of North Dakota of 1913, Relating to Warehouse Receipts and What They Shall Contain.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. J. KIRKEIDE,
Acting Chairman.

Mr. Kirkeide moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 96.

A Bill for an Act to Establish a Law Uniform with the Law of Other States Authorizing Persons, Firms or Corporations Engaged in the Business of Storing Goods for Profit to Issue Warehouse Receipts on the Goods so Stored, and Prescribing the Conditions Upon Which Such Receipts Shall Be Issued, the Terms Thereof, the Obligations, Rights and Liabilities of Warehousemen, and Providing for the Negotiation and Transfer of Such Receipts and Penalties for the Violation of This Act, and Repealing Sections 3108, 3109, 3110, 3112, 3115, 10029, 10030, 10031 and 10033, of the Compiled Statutes of the State of North Dakota for the Year 1913, and All Other Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

By striking out the following in the title thereof: "and Repealing Sections 3108, 3109, 3110, 3112, 3115, 10029, 10030, 10031 and 10033 of the Compiled Statutes of the State of North Dakota for the Year 1913, and All Other Acts and Parts of Acts in Conflict Herewith," and placing after the word "Act" and before the word "and" in the title of the printed bill, a period(.).

And when so amended recommend the same do pass.

A. J. KIRKEIDE,
Acting Chairman.

Mr. Kirkeide moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

Mr. President:

Your Committee on Railroads, to whom was referred:

Senate Bill No. 86.

A Bill for an Act to Provide for the Accommodation and Protection of the Person or Persons Accompanying Live Stock Shipments, and Providing Penalty for Failure to Comply with the Provisions of This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion was lost.

REPORT OF SENATE COMMITTEE ON IRRIGATION AND DRAINAGE

The Committee on Irrigation and Drainage made the following report:

Mr. President:

Your Committee on Irrigation and Drainage, to whom was referred:

Senate Bill No. 311.

A Bill for an Act entitled "Act to Permit Townships Through Their Board of Supervisors to Build Drains Within the Township and Outlets Therefor Without the Township, and to Provide the Manner of Assessing the Costs Thereof and Provide for Its Payment.

Have had the same under consideration and recommend that the same do pass.

R. McCARTEN,
Chairman.

Mr. McCarten moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

Mr. President:

Your Committee on Ways and Means, to whom was referred:

Senate Bill No. 207.

A Bill for an Act Requiring the Owners of Personal Property to Notify the County Treasurer of the Sale of Such Property at Public Auction; Providing for the Collection of Their Personal Property Taxes, and Prescribing Dates of Auctioneers in Relation Thereto.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6 of the printed bill, after the word "sale," strike out the comma (,) and insert in lieu thereof a period (.); also strike out the words "by registered mail."

In line 9 of the printed bill strike out the words "by registered mail."

In Section 2 of the printed bill strike out all the balance of the section after the word "notify" in line 5 and insert in

lieu thereof the following: "the auctioneer or the clerk of such sale, the amount of any such personal taxes and it shall be the duty of the auctioneer or clerk to deduct such taxes from the proceeds of the sale and forward the same to the county treasurer."

That Section 3 be made to read as follows: "Any person violating any of the provisions of this act shall be subject to a fine of not to exceed five (\$5.00) dollars for each offense."

Also that Section 3 of the printed bill be designated as Section 4.

And when so amended recommend the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 304.

A Bill for an Act to Provide That Persons Sentenced for Offenses Against the Laws of the State of North Dakota or Against the City Ordinances of Cities, or Against the Ordinances of Villages, May Be Compelled to Perform Labor Upon the Highways and Public Streets.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 244.

A Bill for an Act Providing for a License Tax Upon Certain Persons, Firms, Companies, Associations and Corporations for the Privilege of Engaging in Business, Pursuing an Occupation or Profession, or Selling or Offering for Sale Any Article or Articles in This State and Fixing the Duties of Public Officials Therewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON TEMPERANCE

The Committee on Temperance made the following report:

Mr. President:

Your Committee on Temperance, to whom was referred:
Senate Bill No. 241.

A Bill, a Concurrent Resolution, Amending the Constitution of the State of North Dakota Relating to the Prohibition of Intoxicating Liquors.

Have had the same under consideration and recommend that the same be indefinitely postponed.

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 289.

A Bill for an Act Providing That Pool Halls Be Licensed by the Attorney General, Prescribing Conditions, Regulation, Penalty and Repeal of Laws in Conflict With This Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 270.

A Bill for an Act to Amend and Re-Enact Section 9208 of the Compiled Laws of North Dakota, 1913, Relating to Intoxication and Its Effect Upon Intent in Criminal Actions.

Have had the same under consideration and recommend that the same be indefinitely postponed.

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 183.

A Bill for an Act to Appropriate \$5,800.00 for the Payment of the Per Diem and Expenses of the Board of Experts, and the Salary and Other Expenses of the Field Officer, to Be Incurred Under Chapter 233 of the Session Laws of North Dakota for 1915.

Have had the same under consideration and recommend that the same be indefinitely postponed.

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 19, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate concurrent resolution relating to the Susan B. Anthony Woman Suffrage Amendment.

Very respectfully,
A. E. BOWEN,
Chief Clerk.

Also,
Mr. President:

I have the honor to transmit herewith:
House Bill No. 396.

A Bill for an Act Providing for the Disposition of Moneys Earned by Prisoners in the Penitentiary Which Have Been Left by Such Prisoners and Uncalled for.

Also House Bill No. 325.

A Bill for an Act Creating the Office of State Fire Marshal, Describing the Duties, and Providing a Fund for the Maintenance of Same; and to Repeal Article 11 of Chapter 4 of the Political Code of the Compiled Laws of North Dakota for the Year 1915, Being Sections 201 to 223, Inclusive, of Said Compiled Laws.

Also House Bill No. 340.

A Bill for an Act Defining the Crime of Using with Intent to Defraud Proceeds of Payment Made to a Contractor or Sub-Contractor on Any Improvement to Real Estate for Any Other Purpose Than the Payment of Labor, Material, Machinery or Fixtures, Performed or Furnished for Such Improvement While the Same Remains Unpaid for, as Larceny, and Defining the Penalty Therefor.

Also House Bill No. 301.

A Bill for an Act to Amend and Re-Enact Sections 877 and 1020 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Publication of the Abstracts of Votes.

Also House Bill No. 332.

A Bill for an Act to Amend and Re-Enact Sections 3169 and 3172 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Treatment of the Eyes of New-Born Infants.

Also House Bill No. 312.

A Bill for an Act to Amend Section 669 of the Compiled Laws of North Dakota for 1913, Relating to Local Officers' Bonds.

Also House Bill No. 284.

A Bill for an Act to Amend and Re-Enact Section 3695 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sidewalk Special Assessment Fund.

Also House Bill No. 376.

A Bill for an Act to Amend and Re-Enact Section 3188 of the Compiled Laws of North Dakota for the Year 1913, Relating to Published Amendments to the Constitution.

Also House Bill No. 126.

A Bill for an Act Defining the Crime of Swindling; Prescribing a Punishment Therefor; Providing the Method for Making Arrests for Violation Thereof; Providing for Ejection of Swindlers From Public Places and Conveyances; and Specifying the Class of Testimony Upon Which Convictions May Be Had.

Also House Bill No. 194.

A Bill for an Act Requiring an Instrument Affecting Real and Personal Property. Executed by or Taken in a Representative Capacity, to Identify the Beneficiary and Nature of the Trust.

Also House Bill No. 352.

A Bill for an Act Providing for the Calling in and the Payment of the Expenses of a Judge of Another Judicial District, for the Trial of Civil Actions in the District Court on the Grounds of Prejudice of the Trial Judge, and Providing for an Appropriation Therefor.

Also House Bill No. 393.

A Bill for an Act to Amend Section 4836, Revised Codes, 1913, Relating to the Purposes for Which Insurance Corporations May Be Formed in North Dakota.

Also House Bill No. 315.

A Bill for an Act Providing for Private Game Preserves.

Also House Bill No 351.

A Bill for an Act to Amend and Re-Enact Section 4767 of 1913 Compiled Laws, Relating to Side Tracks Adjacent to Coal Mines, and Providing for the Extension Thereof.

Also House Bill No. 253.

A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Also House Bill No. 366.

A Concurrent Resolution.

Also House Bill No. 356.

A Bill for an Act Appropriating the Sum of \$15,000 to Be Used by the Governor and Authorizing Him to Cause an Investigation to Be Made as to the Location and Cost of a State-Owned Flour Mill and State-Owned Packing Plant.

Also House Bill No. 355.

A Bill for an Act Appropriating Money for the Use of the Office of State Auditor Between the Following Dates, March 1, 1917, to July 1, 1917.

Also House Bill No. 371.

A Bill for an Act Making an Appropriation to Enable the State of North Dakota to Pay Its Pro Rata Share, to Cover the Expenses of the Governor's Conference, for the Year 1917 and 1918.

Also House Bill No. 124.

A Bill for an Act Relating to the Bonding of Collection Agencies, Fixing Amount and Time of Bond and Qualifications and Numbers of Sureties Thereon, Terms and Conditions Thereof and Prescribing Penalty for Failure to Comply With Provisions of Said Act.

Also House Bill No. 409.

A Concurrent Resolution.

Also House Bill No. 280.

A Bill for an Act Providing for Writs of Errors and Granting to the Supreme Court Power to Prescribe Rules Therefor.

Also House Bill No. 345.

A Bill for an Act Relating to Garnishment Proceedings in the District Court and County Court of Increased Jurisdiction; Providing for Witness Fees; Requiring the Filing of Summons and Affidavit; Prescribing the Manner and Claim for Exemptions.

Also House Bill No. 386.

Concurrent Resolution for an Amendment of the Constitution, Providing for Municipal Corporations, Their Incorporation and Powers.

Also House Bill No. 130.

A Bill for an Act to Provide, Under the Commission System of Municipal Government, for Civil Service Rules and Regulations for City Employees.

Also House Bill No. 398.

A Bill for an Act to Amend and Re-Enact Section 11265 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 5 of Chapter 191 of the Session Laws of North Dakota for the Year 1915, Relating to the Disposition of Moneys Earned by Prisoners in the State Penitentiary.

Also House Bill No. 390.

A Bill for an Act to Provide for the Arbitration by the Judge of the District Court of Differences Between Debtor and Creditor.

Also House Bill No. 359.

A Bill for an Act to Repeal Sections 917, 918 and 919 of the Compiled Laws of North Dakota for the Year 1913, Relating to Party Registration of Electors.

Also House Bill No. 397.

A Bill for an Act to Amend and Re-Enact Section 11230 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 189 of the Session Laws of North Dakota for the Year 1915, Relating to the Parole of Persons Confined in the Penitentiary.

Also House Bill No. 380.

A Bill for an Act to Regulate the Installation and Operation of Soda Water Fountains, and Requiring the Owners and Lessees of All Soda Water Fountains to Register the Same with the Food Commissioner and State Chemist.

Also House Bill No. 346.

A Bill for a Concurrent Resolution Amending the Constitution of North Dakota, Changing the Name of the State Reform School, Located at Mandan, to That of State Training School.

Also House Bill No. 373.

A Bill for an Act Providing for the Construction of the State Constitution of North Dakota so as to Make Operative and Self-Executing Paragraph 2 of Section 202.

Also House Bill No. 208.

A Bill for an Act Making an Appropriation for the Reimbursement of Elijah Boley.

Also House Bill No. 385.

A Bill for an Act Authorizing Cities Incorporated Under the Laws of This State to Regulate and Fix the Rate to Be Charged by Persons, Firms or Corporations Furnishing Water, Light, Telephone Service or Other Public Service or Utility to Such Cities and the Inhabitants Thereof.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE JUDICIARY COMMITTEE

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 120.

A Bill for an Act Providing for the Construction of the State Constitution of North Dakota, So as to Make Operative and Self-Executing Paragraph 2 of Section 202.

Have had the same under consideration, and a majority recommend that the same be amended as follows:

"An Act to Provide for Carrying Into Effect the Provisions of Paragraph 2 of Section 202 of the Constitution of North Dakota, Relating to Future Amendments Thereof by Initiative Petition, and Providing a Penalty for Violation Thereof.

"Section 1. All future and proposed amendments by initiative petition under paragraph 2 of Section 202 of the Constitution of North Dakota, except to remove any of the public institutions mentioned in Article 19 thereof, and amendments thereto, shall be by petition.

"Section 2. Such petitions must be filed with the secretary of state not less than one hundred eighty nor more than two hundred ten days before the general election at which such proposed amendments are to be submitted, and must contain the legible signatures in ink of twenty-five per cent or more of the legal voters in each of one-half or more of the counties in this state as shown by the whole number of votes cast for governor at the general election last preceeding the filing of the petition.

"Section 3. No one petition shall be circulated in more than one county in this state nor contain the names of voters who do not at the date of the signing of said petition reside in the county in which the petition is circulated, and no signature of any voter shall be appended to such petition more than two hundred ten days before the filing thereof with the secretary of state; and no such petition shall be entitled to be filed with the secretary of state until the same shall first have been presented to the county auditor of the county in which said petition was circulated, and attested to by him as having been presented to him, giving the name of the person presenting the same, the date of such presentation and his certificate attached thereto, that he has compared the number of signatures contained in said petition or petitions with the whole number of votes cast for governor in that county at the last preceeding general election, that the total number of signatures on said peti-

tion or petitions are equal to twenty-five per cent or more of the legal votes cast for governor at the general election last preceeding the presentation of said petition, and that in his best judgment each and all of the signatures in said petition or petitions are genuine, and that the respective signers thereto were, at the date of their respective signatures, legal voters in said county.

"Section 4. Every such proposed amendment shall be printed in the English language, and shall contain a true and correct copy of the section or sections of the constitution proposed to be amended, and parallel thereto the proposed amended section, with appropriate headings in black type designating the sections proposed to be amended and the proposed amended section. Such proposed amended sections shall show all changes, if any, and all new provisions in red ink.

"Section 5. Every such petition shall be printed in the English language, and immediately after the proposed amendment shall be the following language:

"State of North Dakota,

"County ofss.

"The undersigned, each for himself, does solemnly swear that at the date of his signature, as herein shown, he is a resident and legal voter of the voting precinct and township hereinafter set forth; that his age, postoffice address and length of residence in said voting precinct is truthfully stated, and that he personally signed his name to such initiative petition and personally filled in all places therein purported to be filled in by him; that before signing said petition he first read or had read to him the section of the constitution proposed to be amended as it appeared above his said petition and read or had read to him the proposed amendment thereto; that he knows the contents of both the section, or sections, of said constitution proposed to be amended and the contents of the proposed amendments thereto and knows the purpose or purposes of said amendment, or amendments, and does hereby petition that said proposed amendment, or amendments shall be submitted to the people of the State of North Dakota at the next general election.'

"Said oath shall be made and taken before a notary public in and for county in which the signer resides; and no initiative petition shall be circulated or signatures thereto obtained by any person except a notary public in and for the county in which such signatures are appended; and every notary public shall attach to each petition circulated by him his certificate certifying that each and all of the signers to said petition subscribed their names thereto in his presence at the date of their respective signatures, as shown in said petition; that before affixing their signatures to said petition each of said signers read or had read to him the sections of the constitution proposed to be amended and the proposed amendments thereto as appearing and printed in said petition; that each and every of said signatures are genuine, and voluntary. That portion of the petition reserved

for signatures and to be filled in by the signer shall be in the following form:

Date	Signature	Post Office Address	Voting Precinct	Township	Length of Resi- dence in Age Voting Precinct
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"Section 6. When such petition or petitions have been properly filed with the secretary of state, as hereinabove provided, and it appears from said petition, or petitions, and from the county auditor's certificates thereto attached that twenty-five per cent or more of the legal voters in each of one-half or more of the counties in this state, as shown by the whole number of votes cast for governor at the last preceding general election, have signed said petition, it shall be the duty of the secretary of state to cause to be published at length in parallel columns the section, or sections, of the constitution proposed to be amended and the proposed amended sections, with all changes in the existing sections, if any, and all new provisions proposed to be made shown in red ink, such publication to run for a period of three months previous to the general election at which the same is to be submitted, and otherwise to be in the manner now provided by law for the publication of proposed constitutional amendments originating in the legislature.

"Section 7. Any person signing any name other than his own to any such initiative petition, or any person signing such petition, who is not a qualified elector of this state and of the county and precinct in which he claims in his petition to be an elector, or who shall, for his signature thereto accept any money or other valuable consideration, or who shall sign his name to more than one such petition or more than once to any such petition, or any notary public circulating any such petition who shall in his certificate make any false statement, shall, upon conviction thereof, be fined not less than \$100.00 nor more than \$500.00 or be imprisoned in the state penitentiary for a term not to exceed five years, or both.

And when so amended recommend the same do pass.

M. L. McBRIDE,
Chairman.

FRANK E. PLOYHAR,
CHAS. E. ELLINGSON,
FRANK H. HYLAND,
G. W. HAGGART,
C. H. PORTER,
C. O. HECKLE,
H. P. JACOBSEN,
F. T. GRONVOLD,
ALBERT STENMO.

Mr. McBride moved that the report be adopted.

Also Senate Bill No. 120.

A Bill for an Act Providing for the Construction of the State Constitution of North Dakota, so as to Make Operative and Self-Executing Paragraph 2 of Section 202.

Have had the same under consideration and a minority recommend that the same do pass without amendments.

JAMES A. WENSTROM,
CHRIST LEVANG,
D. H. HAMILTON,
R. McCARTEN,
MORTEN MORTENSON,
T. N. PUTNAM.

Mr. McBride moved that the majority report on Senate Bill No. 120 be adopted.

Which motion was duly seconded.

Mr. Wentrom moved as an amendment that the minority report on Senate Bill No. 120 be substituted for the majority report.

Which was duly seconded.

Roll call was demanded.

Senate Bill No. 120.

A Bill for an Act Providing for the Construction of the State Constitution of North Dakota, so as to Make Operative and Self-Executing Paragraph 2 of Section 202.

The question being on the adoption of the minority report, amendment to Mr. McBride's motion offered by Mr. Wentrom, the roll was called and there were ayes, 20; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mostad
Cahill	King	Pendray
Drown	Levang	Putnam
Ettestad	McCarten	Sikes
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Carey	Kirkeide	Paulson
Ellingson	Kretschmar	Ployhar
Englund	Lindstrom	Porter
Gibbens	McBride	Rowe
Gronvold	McGray	Stenmo
Haggart	McLean	Young
Heckle	Murphy	Zieman

Absent and not voting:

Messrs.	Messrs.
Thoreson	Sandstrom

So the motion was lost.

The question being on the adoption of the majority report, the motion prevailed, and the report of the majority was adopted.

Also Senate Bill No. 119.

A Bill for an Act to Amend and Re-Enact Section 3188 of

the Compiled Laws of North Dakota for the Year 1913, Relating to Publishing Amendments to the Constitution.

Have had the same under consideration, and a majority recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

FRANK E. PLOYHAR,
CHAS. ELLINGSON,
FRANK H. HYLAND,
G. W. HAGGART,
C. H. PORTER,
H. P. JACOBSEN,
C. O. HECKLE,
F. T. GRONVOLD,
ALBERT STENMO,

Also Senate Bill No. 119.

A Bill for an Act to Amend and Re-Enact Section 3188 of the Compiled Laws of North Dakota for the Year 1913, Relating to Publishing Amendments to the Constitution.

Have had the same under consideration, and a minority recommend that the same do pass.

JAMES A. WENSTROM,
CHRIST LEVANG,
D. H. HAMILTON,
R. McCARTEN,
MORTEN MORTENSON,
T. N. PUTNAM.

Mr. McBride moved that the majority report be adopted.
Which motion was duly seconded.

Mr. Wenstrom moved as an amendment that the minority report be substituted for the majority report.

Which motion was lost.

The question being on the adoption of the majority report, the motion prevailed, and the report of the majority was adopted.

MOTIONS AND RESOLUTIONS

Mr. Hyland moved that Senate Bill No. 120 be indefinitely postponed.

Which motion prevailed.

Mr. McGray moved that Senate Bill No. 86 be re-referred to the Committee on Railroads.

Which motion was lost.

Mr. Wenstrom moved that the vote by which the Senate refused to permit the introduction of a bill with reference to a terminal elevator at Fairmount, be reconsidered and that the rules be suspended and that the bill be admitted.

Which motion prevailed, and the rules were suspended.

Mr. Lindstrom moved that Senate Bill No. 86 be placed upon the Calendar for its third reading and final passage.

Which motion prevailed.

SENATE RESOLUTION

Introduced by Mr. Heckle.

Resolved, By the Senate of North Dakota:

That there seems to be a divided opinion as to the constitutionality of House Bill No. 221, appropriating \$60,000.00 to the State Militia, provided said bill is enacted into a law.

Therefore we request that the Attorney General give his written opinion on same as to its constitutionality, provided same is enacted into a law, and that action on House Bill No. 221 be deferred until such opinion is received from the Attorney General.

Mr. Heckle moved the adoption of the resolution.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 288.

A Bill for an Act Relating to the Duties of Railway Employees and Peace Officers.

Also Senate Bill No. 100.

A Bill for an Act to Amend and Re-Enact Chapter 313 of the Session Laws of 1911, Being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the Year 1913, Relating to a Non-Partisan Tax Commission.

Also Senate Bill No. 240.

A Bill for an Act to Amend and Re-Enact Section 3695 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sidewalk Special Assessment Funds.

Also Senate Bill No. 84.

A Bill for an Act to Provide for the Erection of a Terminal Elevator at Fargo, North Dakota, Directing the Board of Railroad Commissioners to Have General Supervision of the Construction and Operation of Same, and Making an Appropriation Therefor.

Also Senate Bill No. 236.

A Bill for an Act to Amend and Re-Enact Section 589 of the Compiled Laws of North Dakota for the Year 1913, Relating to Powers and Duties of the State Board of Railroad Commissioners.

Also Senate Bill No. 234.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

Also Senate Bill No. 191.

A Bill for an Act Restricting and Prohibiting the Selling, Keeping for Sale, Prescribing and Having Possession of Certain Drugs; Providing a Penalty for Violations of the Act, and Relating to the Method of Enforcing and of Charging and Proving Violations of the Act.

Also Senate Bill No. 245.

A Bill for an Act Providing for the Registration of Architects and for Regulating the Practice of Architecture as a Profession in the State of North Dakota.

Also Senate Bill No. 159.

A Bill for an Act to Amend Section 5185 of the Compiled Laws of North Dakota for the Year 1913, Relating to Lists of Shareholders Kept by Banking Associations, and the Manner of Transferring Shares, and Providing for the Enforcement Thereof.

Also Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Removal of County Seats and Prescribing Vote Required for Removal of County Seats, in Counties Where County Seats Are Not Located on a Railroad.

Also Senate Bill No. 209.

A Bill for an Act Amending Section 11150 of the Compiled Laws of North Dakota for 1913, Relating to the Reward for the Apprehension of Criminals.

Also Senate Bill No. 85.

A Bill for an Act Amending Section 10136 of the 1913 Compiled Laws, Making It Unlawful to Receive, Carry or Deliver Any Intoxicating Liquors to or for Any Person Within or Into This State for Any Purpose, and Prescribing the Procedure for Enjoining Such Receipt, Carrying or Delivery of Intoxicating Liquors by an Action in Equity.

Also Senate Bill No. 222.

A Bill for an Act to Amend and Re-Enact Section 8771 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Property of the Estate of a Decedent to Pay the Allowance of Family, Debts, Charges of Administration and Legacies of Such Decedent.

Also Senate Bill No. 218.

A Bill for an Act Fixing the Limits of Composition for Butter; and Specifying the Form of Labeling or Marking; and Providing a Penalty for the Violation of the Statute.

Also Senate Bill No. 156.

A Bill for an Act to Appropriate \$50,000 Out of the Local Funds of the Mayville Normal School at Mayville, Either Accumulated or to Be Accumulated, Which May Under the Law Be Available, Which Sum (in Addition to the Appropriation of \$25,000 Named in the General Appropriations Bill), Shall Be Used in the Construction, Equipment and Furnishing of a New Dormitory; and Authorizing, Empowering and Directing the State Board of Regents to Expend From Any Local Funds of the Mayville Normal School, Either Accumulated or to Be Accumulated, Not to Exceed Such an Amount From Local Funds That May Under the

Law Be Available for the Purpose of Erecting, Equipping, and Furnishing a New Dormitory at the Mayville Normal School.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:

Mr. President:

Your Committee on Insurance, to whom was referred:
Senate Bill No. 135.

A Bill for an Act Permitting Co-Operative and Assessment Life Associations to Transact Business Within This State; Permitting Associations Operating on Such Plans to Transact Business in This State, and Providing a Method for Valuing Their Policies.

Have had the same under consideration and recommend that the same do pass.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Benson moved that Senate Bill No. 293 be re-referred to the Committee on Counties.

Which motion prevailed, and the bill was so re-referred.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:
Senate Bill No. 20.

A Concurrent Resolution Providing for Submitting to the Electors of the State of North Dakota the Proposition of Calling a Constitutional Convention to Revise the Constitution, Fixing the Time for the Election of Delegates to the Convention, Fixing the Time and Place for Holding Such Convention and Prescribing the Time and Manner of Ratifying the Revised Constitution.

Have had the same under consideration and a majority recommend that the same be indefinitely postponed.

C. O. HECKLE,
F. T. GRONVOLD,
FRANK H. HYLAND,
ALBERT STENMO,
CHRIST LEVANG,
D. H. HAMILTON,
FRANK E. PLOYHAR,
R. MCCARTEN,
JAMES A. WENSTROM.

Also Senate Bill No. 20.

A Concurrent Resolution Providing for Submitting to the Electors of the State of North Dakota the Proposition of Calling a Constitutional Convention to Revise the Constitution, Fixing the Time for the Election of Delegates to the Convention, Fixing the Time and Place for Holding Such Convention and Prescribing the Time and Manner of Ratifying the Revised Constitution.

Have had the same under consideration and a minority recommend that the same be amended as follows:

Introduced by Mr.

"A Bill for an Act Providing for the Submission to the People of the State of the Question Whether It Is the Desire of the People That a Constitutional Convention be Held for the Purpose of Formulating for Submission to the People a New Constitution, and Calling a Constitutional Convention Conditional Upon a Vote of the People Being Favorable to the Holding of Such Convention, Providing for the Manner of Submission of Such Question and for the Manner of Nominating and Electing Delegates to Such Convention, Fixing the Time for Holding of the Same, Providing the Qualifications and Number of Delegates to be Elected Thereto, and Providing for the Submission of Any Proposed Constitution—the Result of the work of Such Convention—to the People for Ratification at a Special Election, and Providing in All Things the Machinery for Calling, Holding and Conducting Such Convention, and the Submission of the Result of the Work of Such Convention to the People for Ratification; Protecting the Convention Against Lobbying and Providing Penalties for Lobbying.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. It is hereby made the duty of the Secretary of State to certify for submission to the electors of the State the question whether a Constitutional Convention shall be called to formulate a new Constitution for the State or to revise the existing Constitution, which certification shall be made at the time and in the same manner as he is required by law to certify to the election of officers of the various counties of the State, the names to appear upon the primary election ballot of the primary election of 1918 of candidates for nomination to the State Offices, which question so certified shall be in the following form: "Shall there be a Constitutional Convention to formulate and submit to the people for approval a new State Constitution or revision of the present Constitution?" Upon such question being so certified by the Secretary of State to the various officers charged with the duty of the preparation, printing and distribution of ballots for the said primary election, it shall be the duty of such officers to have prepared and distributed a separate ballot headed "Constitutional Convention ballot," the body of which said ballot shall be in the following form: first, immediately following the heading there shall be printed in bold-faced type near the top of the ballot the words, 'It is the duty of every elector to vote on this question; second, following such words shall appear in substance the following: "The Legislative Assembly having submitted to the people the question whether a Con-

stitutional Convention should be held, I vote upon such question as follows: third, following the last mentioned matter shall be the words 'For a Constitutional Convention' followed by a voting square, and on a separate line, the words 'Against a Constitutional Convention,' followed by a voting square; fourth, following the last mentioned matter shall appear the words, 'Vote by marking a cross in the square indicating your choice' for or against such Convention.'

"Section 2. Every elector applying for any nomination ballot at said primary election shall be given one of the said Constitutional Convention ballots by the precinct election officers, and at the time of giving the elector such ballot it is hereby made the duty of such officers to state to the elector that it is his duty under the law to vote on the question submitted to be voted on by said ballot. Such ballots shall be stamped and marked with the initials of the election officer in the same manner as is required as to other ballots, and the ballots when returned by the elector shall be deposited in the ballot box with the regular nomination ballots.

"The votes cast on the said question shall be canvassed and returned in all things the same as the votes cast for the candidates for nomination for State office, and the result of such votes shall be announced at the same time as the official count of the votes for the nomination for State offices and shall be made a matter of record in the office of the Secretary of State.

Section 3. At the said primary election there shall be nominated delegates to a Constitutional Convention, the nomination of which delegates is hereby made conditional upon the vote in favor of a Constitutional Convention being in the aggregate equal in number to a majority of all the electors voting for the nomination of candidates for Governor at the said primary election; and in case the proposition for the calling of such a Constitutional Convention does not receive a number of affirmative votes equal to a majority of all the votes cast at the said election for the candidates for nomination for the office of governor, then and in that case the nomination of such delegates to said primary election shall be null and void and for nothing holden, and all things in this Act provided for to be done subsequent to the canvass by the State Canvassing Board of the vote on the question of calling such Constitutional Convention shall be null and void and for nothing holden.

"Section 4. Subject to the condition that the proposition for holding a Constitutional Convention shall carry as hereinbefore provided for, there is hereby called a Constitutional Convention for the State of North Dakota to meet in the House Chamber in the Capitol Building at the City of Bismarck on the first Tuesday in June, 1919, which Constitutional Convention shall be made up of one delegate from each of the legislative districts of the state as now defined by law, five delegates at large from each Congressional district, and ten delegates at large from the State, and which delegates must possess the qualifications now required by law for members of the State Senate, and any disqualification now imposed by law upon persons holding any other office under the law of the State is hereby removed in so far as the right to be a delegate to such Convention is concerned.

"Section 5. Such Constitutional Convention, when convened, shall remain in session with adjournments from day to day until it shall have completed its work, but in no event to exceed a period of 45 days, except that if five days preceding the expiration of said 45 day period the said Convention shall certify to the Governor of the State that it is likely not to complete its work within the said 45 day period, the Governor may, by proclamation, extend the time of sitting of said Convention for an additional period of not to exceed five days.

"Section 6. Any person qualified for the office of a delegate to such Constitutional Convention may circulate a nomination petition which must in substance state that it is the desire of signers thereof that the name of the party in whose behalf such petition is circulated shall go upon the ballot at the primary election of 1918 to be voted for as a nominee for delegate to the Constitutional Convention, and it must be signed by the same number of persons and filed in the same manner as a petition for nomination for the office of a member of the Legislative Assembly if the party be a candidate from a legislative district, or signed in the same manner, and by the same number of persons, and filed in the same way, as the petition of a candidate for member of congress or state officer, if such person be a candidate for delegate at large from a congressional district or the state at large, but no fee shall be charged for the filing thereof, and said petition shall be entirely non-partisan and shall contain no statement of political affiliations of such candidate.

"Section 7. All of the officers within the State now charged by law with any duty in regard to the preparation, printing, distribution or other matters in connection with the several ballots for use at the said primary election of 1918 are hereby charged in the same way and to the same extent with the duty of preparing, printing, distributing and all other things necessary to have prepared and ready for use at the said primary election a special and separate non-partisan ballot to be used in voting for the nomination of delegates to the said Constitutional Convention, which ballots shall have arranged thereon in the same way as the names of candidates on the non-partisan Judicial ballots are required by law to be arranged, the names of all persons who have filed proper and sufficient petitions to entitle them to become candidates for delegates to such Constitutional Convention; and which ballot shall be arranged and prepared in the same general form as the other ballots at such general election are required by law to be prepared and arranged, and which ballot shall contain in bold-faced type upon its face the statement that the candidates whose names appear thereon are candidates for nomination to the office of delegate to the Constitutional Convention, conditional upon the proposition for a Constitutional Convention being carried by the vote of the people.

"The names of the candidates for nomination from the respective legislative districts shall appear only on the ballot for use in such district; the names of those from the congressional districts only on the ballots for use in such congressional district, and those from the State at large on the ballots for use throughout the whole State.

"The names of candidates for nomination from the legislative districts shall appear in one group, those from the congressional districts in another group, and those from the State at large in another group, and there shall be an appropriate statement in connection with each group stating how many names in that group are to be voted for.

"The votes cast at such election for candidates for nomination to the office of delegate to the Constitutional Convention shall be canvassed and returned in the same manner as the votes for candidates for nomination to the office of members of the Legislative Assembly, and the two candidates for such nomination in each Legislative district, and the ten from each congressional district and the twenty at large from the State, receiving the highest number of votes shall be the candidates to go on the ballot in the fall for election for the office of delegate to the State Convention from such legislative district. The names of the candidates from the respective legislative districts shall appear only on the ballots for use in that district; the names of the candidates at large from the several congressional districts shall appear only on the ballots to be used within such district; but the names of the candidates from the state at large shall appear on the ballots used throughout the entire state.

"The names of the candidates from the legislative districts shall appear on the ballot in one group, those from the congressional districts to be elected at large in another group, and those from the state at large in another group, and there shall be an appropriate statement printed in connection with each group stating how many names in that group are to be voted for, one, five and ten respectively.

"Section 8. In case the proposition for the holding of a Constitutional Convention shall carry as hereinbefore provided for, then at the general election of 1918, a special ballot shall be prepared in the same general manner and style as other ballots are prepared for such election, which shall be headed "Ballot for Delegates to the Constitutional Convention," and following such heading shall appear the words in bold-faced type, "It is the duty of every elector to vote hereon." And such ballots shall be handed to every elector who applies for any ballot at such general election, and which ballot shall be stamped and marked with the initials of the election officers as is provided for in the case of other ballots.

"Such ballots shall be canvassed and the vote returned in all things the same as the votes for State, District and Legislative officers, and a certificate of election issued to the candidate in each legislative district receiving the highest number of votes in the same manner as certificates are issued to Members of the Legislative Assembly and to the five candidates in each Congressional District, and the ten candidates at large over the State receiving the highest number of votes as to District and State officers.

It is hereby made the duty of all the various officers within the State charged with any duty as to the preparation, printing and distribution of other ballots for such election to do and perform all of the things in regard to such special ballots in the same way and to the same extent, to the end that such special ballots shall be prepared, printed and dis-

tributed for use at the said election in the same way that other ballots are prepared, printed and distributed for such election.

"Section 9. The delegates elected as aforesaid shall constitute such Constitutional Convention and at 2 o'clock p. m. of the first Tuesday in June, 1919, they shall assemble in the said House Chamber at the Capitol in the City of Bismarck, and shall be called to order by the Secretary of State, who shall preside over their deliberations until they shall have selected a president as hereinafter provided, and there shall thereupon be administered to the members of the said Constitutional Convention by one of the Judges of the Supreme Court the Constitutional oath.

"Immediately after the calling to order of the said Convention by the Secretary of State and the administration of such oath, the said Convention shall proceed to elect by majority vote one of its members as president, whose duty it shall be to preside over the deliberations of such Convention and to perform such duties as are ordinarily performed by the presiding officer of a deliberative body.

"The said Convention shall thereupon elect a secretary, who shall not be one of its members and who shall also take the Constitutional oath to act as such secretary.

"Both the president and secretary of such Convention are hereby authorized and empowered to administer oaths in regard to any matter, proceeding or investigation that may be before or concern the conduct of such Constitutional Convention.

"Section 10. When the said Convention shall be organized as aforesaid by the election of a president and secretary, it is hereby authorized and empowered to employ stenographers and other clerical help, and to provide for and employ a sergeant-at-arms and assistants thereto, and to obligate the State for the payment of the compensation of such employees, and to incur such incidental expenses as are necessary in the performance of its functions, and to obligate the State for the payment thereof.

"Such Constitutional Convention shall have power and authority to adopt and outline its own rules of procedure and to appoint, by its president or otherwise as it shall deem expedient, committees, and any member of any committee when presiding over the deliberations of such committee is hereby authorized and empowered to administer oaths in connection with any matter pending before such committee.

"Section 11. The said Convention, by its president and secretary, is hereby authorized and empowered to issue subpoenas to require persons to appear and produce books and documents before it or any of its committees from any point within the State; and it shall be no excuse for a refusal to obey such subpoena that witness fees or travelling expenses have not been paid or tendered in advance, and any party so subpoenaed not responding thereto shall be deemed guilty of contempt of such Convention, and in the case of the refusal of any person so subpoenaed to respond, jurisdiction is hereby conferred upon the District Court of Burleigh County, North Dakota, or the presiding Judge thereof, to issue a bench warrant for the person so refusing and to cause such person to be brought before such Court, there

to appear in response to such subpoena, or be punished as for contempt of Court, or both, in the discretion of the said Court or Judge.

"Section 12. It shall require three-fifths of the members so elected to such Convention to propose for ratification by the people either a new constitution or a revision of the constitution as then in effect.

"Section 13. When the said Convention has agreed upon either a new constitution or a revision of the existing constitution, three copies thereof shall be prepared and attached by the president and secretary of the Convention by the signatures of at least three-fifths of the members selected to said Convention. One copy shall be deposited with the Secretary of State, one copy with the State Auditor, and the third with the Governor, all to be scrupulously preserved as permanent records in the said several offices.

It shall be the duty of said Convention, through an appropriate committee or otherwise, at the time of completing a draft of a constitution or revision of the constitution, to prepare an appendix or explanation thereof, in which there shall be set forth in parallel columns, as far as can be practically done, the existing constitution and the said new proposed constitution, so arranged as to exhibit in the most convenient and plain manner possible and in close relation all important changes in the proposed constitution from the existing constitution, and in connection therewith to prepare a brief, concise statement of the purpose of each new or changed provision; the manner in which in the opinion of the Convention such new changes will operate, the purpose intended to be accomplished thereby, and the effect they will have when put into operation and the advantages claimed for them over the corresponding parts of the existing constitution, or the advantages expected from them, as new provisions not found at all in the existing constitution; a copy of which appendix, duly authenticated by the president and secretary of the convention, shall be filed in the office of the Secretary of State with the copy of the proposed constitution there filed.

"Section 14. Immediately after the filing with the Secretary of State of the new constitution or revision of constitution by the said Convention, a full and complete copy thereof, together with a statement of the date of submission thereof for exhibition at the special election, shall be printed once in each week for four consecutive weeks in one weekly newspaper in each of the several counties in the state; such paper in each county to be the paper of largest circulation in the said county, the question of such largest circulation to be determined by the Secretary of State upon the affidavit of the publishers of the various newspapers and such other proof as he shall see fit to require or take. In addition thereto there shall from time to time be printed by the Secretary of State in pamphlet form a sufficient number of copies of said appendix prepared by the Convention as aforesaid to supply the demands for distribution as hereinafter provided for.

"Such pamphlet shall bear on the first cover page in display type the title, 'Comparison of the old constitution and the proposed constitution, with explanations by the Conven-

tion." On the same page shall be printed a notice that the proposed constitution will be submitted for adoption or rejection at a special election to be held November, 1919.

"Upon request of any person it shall be the duty of the Secretary of State to furnish to such person such pamphlets in reasonable numbers, to be determined by the Secretary of State, but at least one copy thereof must be furnished, postage prepaid, to any person requesting the same.

"In addition thereto and for the purpose of giving further publicity to the said proposed constitution, the Secretary of State shall cause liberal quantities thereof to be sent to all County Auditors and County Superintendents of Schools, Sheriffs and Mayors of Cities within the State for distribution through the said counties. And it is hereby made the duty of every Sheriff to carry with him, by himself and his deputies, copies thereof upon all his travels through the county on business of the office of Sheriff, and to distribute the same in reasonable quantities to any person asking therefor, and to see that they are left in reasonable numbers in all public places in the vicinity of which he shall be; and it shall be the duty of each of the said County Auditors to see that the said copies are distributed in reasonable quantities to the various township, city and village clerks for further distribution among the people of such townships, cities and villages; and it shall be the duty of each of the said Superintendents of Schools to see that the said copies are furnished in reasonable numbers to the teachers of the various schools under his jurisdiction for distribution through the school children to the various homes; and it is made the duty of all Mayors to see that said copies are distributed throughout his City; and none of the officers aforesaid shall receive any compensation for their services in making such distribution.

"The Secretary of State shall further, upon the request of any Commercial Club or other society or organization, furnish to them any reasonable number of said copies free of charge, but at the expense of the applicant for transportation.

"Section 15. On the first Tuesday after the first Monday in the month of November, 1919, the question of the adoption of said proposed constitution shall be submitted to the electors of the State at a special election to be then holden in all the voting precincts of the State, and at which all persons qualified to vote for the office of Governor shall be qualified to vote. And there shall be prepared, printed and distributed, as ballots are prepared, printed and distributed for general elections for State officers, ballots in sufficient numbers to meet the needs of said special election, which ballot shall be headed "Constitutional ballot," and on which there shall appear on one line the words "For the adoption of the constitution," followed by the voting square, and on another line, "Against the adoption of the constitution," followed by the voting square, which lines shall alternate as to priority of position as names on a general election ballot are required to be alternated, and on the following line the words "Vote by making a cross mark in the square opposite your choice for or against the constitution."

"At such special election the Election Board that presided at the last preceding general election shall be the Board in each precinct to conduct such special election, and such

election shall be conducted under all the rules and regulations provided by law for the conduct of general elections, and the vote shall be canvassed and returned the same as the votes at a general election are canvassed and returned for State officers.

"It is hereby declared and made the duty of every elector of the State qualified to vote at such general election to vote thereat, and a poll-list shall be kept as provided by law at the election of all persons voting thereat, and as a penalty for any elector failing to vote at such special election he shall be excluded from voting at the next following primary and general election held in this State upon the challenge of any person, and it being made to appear by the poll-list that he so failed to vote at such special election.

"For the purpose of encouraging all electors to participate in such special election it is hereby declared that no business and no labor except business and labor of necessity shall be conducted within the State on said election day during the hours from the opening to the closing of the polls, and any person keeping open a place of business or doing business or performing labor—except business and labor of necessity—shall be deemed guilty of a misdemeanor.

"Section 16. The members of said Constitutional Convention shall receive as their compensation for attendance thereon the sum of ten dollars per day and, the further sum of ten cents per mile for each mile of travel by any ordinary and usual route, between their residence and the City of Bismarck.

"The secretary and such expert stenographers as may be employed by said Convention for the taking of its proceedings and debates shall be paid as and for their compensation the sum of fifteen dollars per day, and all other stenographers and employees shall be paid for their compensation the sum of five dollars per day.

"The office of the Secretary of State and the Board of Control shall furnish for the use of said Convention such supplies as it shall require, in the same manner that supplies are furnished for the sessions of the Legislative Assembly.

"In case the said Convention shall find it necessary to subpoena or otherwise bring before it witnesses, it shall have authority to obligate the State for the payment of witness fees and mileage to such witnesses at the same rate at which witnesses are paid in the District Courts of the State.

"The said Convention may incur such other and additional expense as from time to time becomes necessary in the orderly conduct of the business of such a deliberate assembly and has power to obligate the State for the payment thereof.

"Section 17. The mileage and per diem of the members of said Convention shall be paid at the end of the first twenty days and at the end of its session upon certification of the amount therefor by the president and secretary of such Convention to the State Auditor and by the issuance of his warrant in the usual form therefor.

"All other expenses of said Convention shall be certified from time to time by the president and secretary thereof to the auditing board of the State without further verifica-

tion or authentication, and shall be audited and ordered paid by such auditing board in the same manner as the other claims against the State are paid and audited.

"Section 18. All of the expenses of holding the said special election for the adoption or rejection of the said proposed constitution shall be paid by the several counties of the State in the same manner that the expenses of general elections are paid, and any additional expense of the primary and general election of 1918 on account of the submission of the question of holding a Convention, or nominating and electing delegates thereto, shall be paid by the several counties in like manner.

"Section 19. In making his certificates to the county auditors, preceding the primary and general elections of 1918, as provided by Sections 920 and 981 of the Compiled Laws of 1913, the Secretary of State shall include the appropriate facts of submission of the question of calling a Constitutional Convention, and the nomination or election, as the case may be, of delegates thereto, in all things the same as in the case of other officers, and in the appropriate notices of election provided for by law appropriate reference shall be made to such proposition, nomination, or election, as the case may be.

"Section 20. All provisions of the primary and general election law so far as can be made applicable are hereby declared to apply to all matters of election and voting provided for herein. For the purpose of carrying out the spirit of this act, it is hereby made the duty of the Secretary of state to exercise a supervisory direction over all officers of the State in any way charged with any duty in connection with the matter of elections, to advise and counsel with them, and it is made the duty of all such officers to advise and counsel with him and to abide his direction as to matters of form and detail connected with the matters herein provided for to bring about a uniform and orderly submission to the people of all questions.

"Section 21. Upon the canvass of the vote at the primary and general election, by the county canvassing board, the county auditors of the several counties of the State shall certify to the Secretary of State the result of the vote on the election or nomination of delegates, showing the vote received in each legislative district by each of the candidates for delegate from the legislative district, and in his county by each of the candidates for delegates at large from the congressional district and from the State at large. He shall likewise certify to the Secretary of State the total number of votes cast in his county at the special election for and against the adoption of the proposed new constitution.

"Section 22. As no State expense will be incurred hereunder until after the meeting of the next legislative session, all matters of appropriation for the expense of such Convention is expressly left to such Legislative Session.

"Section 23. If at such special election a majority of the votes cast are in favor of the adoption of the new constitution, proclamation thereof shall be made by the Governor and on January 1st, 1920, such proposed constitution shall become the constitution of the State of North Dakota.

"Section 24. For any remarks in the deliberations of such Constitutional Convention, or any of its committees, no member shall ever be called to account in any Court, but the same shall be absolutely privileged.

"Section 25. All the existing constitutional and statutory provisions of the laws of the State against bribery or members of the Legislative Assembly, and against lobbying in connection with the sessions of the Legislative Assembly shall be held to apply to such Convention and its members, and there is hereby conferred upon such Convention the same power to protect its deliberations and dignity, and to punish for contempt that is by law conferred upon the separate houses of the Legislative Assembly.

"Emergency."

And when so amended recommend the same do pass.

M. L. McBRIDE,
Chairman.

H. P. JACOBSEN,
H. W. ALLEN,
T. N. PUTNAM.

Mr. McBride moved that the report be adopted.

Which motion prevailed and the report of the committee was adopted.

Mr. Heckle moved that the majority report be adopted.

Which motion was duly seconded.

Mr. McBride moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Which motion was lost.

The question being on the adoption of the majority report, the motion prevailed, and the report of the majority of the committee was adopted.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 19, 1917.

Mr. President:

I have the honor to transmit herewith the following concurrent resolution, relating to a memorial to the President and Congress of the United States:

CONCURRENT RESOLUTION

Introduced by Messrs. Weber and Walton.

MEMORIAL

To the President and Congress of the United States:

WHEREAS, there is danger that the American nation, in spite of the neutrality of its people, is about to become involved in the European war of human slaughter;

AND WHEREAS it has become apparent that there is some invisible force carrying on a press propaganda to involve this nation in the European conflict; and whereas it

is apparent that the munition, armor and steel plants, and their allied interests, would be the gainers in such a conflict;

AND WHEREAS it is generally believed that the munition, armor and steel plants are the parties responsible for this propaganda:

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the Legislative Assembly of the State of North Dakota, the Senate concurring therein, that we respectfully petition the President and Congress of the United States to do everything in their power that can honorably be done. to avoid this nation being drawn into the European conflict of destruction.

And we respectfully petition the President and Congress of the United States, to endeavor to maintain absolute neutrality, with neither favor nor prejudice toward any of the unfortunate belligerent nations.

And be it further made known that it is our firm and unalterable purpose to support and stand by our nation in case of war, with our lives and our property.

And being mindful of the principles of equity, justice and freedom, upon which this government is founded, we do most earnestly recommend and request that the Congress of the United States authorize and empower the President, that so far as it is within their power, in case war becomes inevitable, to seize all the property useful and necessary to the government in carrying on the war, to be used during the war without compensation, and to be surrendered after the war to the owners; such property to include factories, ship yards, munition plants, armor plate mills, flour mills, arm factories, supplies and equipment, cloth factories, and such other property, and money, as the government may require, to the end that all our citizens, regardless of social position or economic advantage, shall contribute equally to the common need and common defense of our nation; so that the citizens of wealth may be enabled and compelled to contribute to the common welfare and need of their country on the same terms as the enlisted soldiers or sailors, who give their lives and their all.

This to be done only in case of war, under the provisions of martial law; and to the end that justice, equality and fraternity may be fostered and upheld as between our own people, in the conduct of the defense of our country's honor, our lives and our property.

Done this 19th day of February, 1917.

Which the House adopted, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Allen moved that the resolution be referred to an appropriate committee.

Which motion was duly seconded.

Mr. McCarten moved as an amendment that the resolution be adopted.

Which motion prevailed, and the resolution was adopted.

Mr. Kretschmar moved that the vote by which the motion was adopted be reconsidered.

Roll call was demanded.

The question being on the motion to reconsider the vote by which the resolution was adopted, the roll was called and there were ayes, 27; nays, 19; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Nelson, G. Forks
Carey	Kirkeide	Paulson
Ellingson	Kretschmar	Ployhar
Englund	Lindstrom	Porter
Gibbens	McBride	Putnam
Gronvold	McGray	Rowe
Haggart	McLean	Stenmo
Heckle	Murphy	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cahill	King	Mostad
Drown	Levang	Pendray
Ettestad	McCarten	Sikes
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Sandstrom	Thoreson

So the motion prevailed, and the vote was reconsidered.

Mr. Hyland moved that the resolution be referred to the Committee on Judiciary.

Which motion prevailed, and the resolution was so referred.

INTRODUCTION, FIRST AND SECOND READING OF
SENATE BILLS

Messrs. Carey and Nelson introduced:

Senate Bill No. 322.

* * * * *

Was read the first and second time, and referred to the Committee on Warehouse and Grain Grading.

Mr. Ployhar introduced:

Senate Bill No. 323.

* * * * *

Was read the first and second time and referred to the Committee on Military Affairs.

PRESENTATION OF PETITIONS AND COMMUNICATIONS
TELEGRAM

HILLSBORO, NORTH DAKOTA,

Hon. J. E. Paulson,
Bismarck, North Dakota.

In the name of the boys and girls of North Dakota we appeal to you to vote and work against House Bill No. 331 and Senate Bill No. 299.

MRS. FRANK WILSON,
And 31 Others.
8:30 P. M.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

Mr. President:

Your Committee on Railroads, to whom was referred:
Senate Bill No. 141.

A Bill for an Act Authorizing and Directing the Commissioners of Railroads of North Dakota to Compel All Railroads Operating Railway Trains Propelled by Steam, Electricity or Other Motive Power, Transporting Either Passengers or Freight, to Install and Maintain Such Safety Appliances on Their Right of Way, Roadbed, Track, Rolling Stock and Equipment as the Said Commissioners of Railroads Shall Order From Time to Time as Shall Best Guarantee the Safety of Persons and Property; Directing Said Railroad Companies to Set Aside a Sufficient Fund to Be Expended for Testing New and Useful Safety and Utility Appliances and Devices, and Providing Penalties for the Failure of Any Person, Persons or Corporations to Obey the Orders of Said Commissioners of Railroads.

Have had the same under consideration and a majority recommend that the same be indefinitely postponed.

HENRY McLEAN,
Chairman.

FRANK E. PLOYHAR,
P. J. MURPHY,
G. W. HAGGART,
JOHN A. BECK,
H. J. ROWE,
C. W. McGRAY,
J. A. ENGLUND,
T. N. PUTNAM,
E. M. NELSON.

Also Senate Bill No. 141.

A Bill for an Act Authorizing and Directing the Commissioners of Railroads of North Dakota to Compel All Railroads Operating Railway Trains Propelled by Steam, Electricity or Other Motive Power, Transporting Either Passengers or Freight, to Install and Maintain Such Safety Appliances on Their Right of Way, Roadbed, Track, Rolling Stock and Equipment as the Said Commissioners of Railroads Shall Order From Time to Time as Shall Best Guarantee the

Safety of Persons and Property; Directing Said Railroad Companies to Set Aside a Sufficient Fund to Be Expended for Testing New and Useful Safety and Utility Appliances and Devices, and Providing Penalties for the Failure of Any Person, Persons or Corporations to Obey the Orders of Said Commissioners of Railroads.

Have had the same under consideration and a minority recommend that the same do pass.

WM. ZIEMAN,
J. A. WENSTROM,
C. I. MORKRID,
THORWALD MOSTAD,
M. THORESON,
R. McCARTEN,
CHRIST LEVANG.

Mr. McLean moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Drown moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Which motion was lost.

The question being on the adoption of the majority report, the motion prevailed, and the majority report was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred: Senate Bill No. 278.

A Bill for an Act to Amend and Re-Enact Section 8601 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Payment of a Certain Sum to the Wife and Children of a Person Convicted and Sentenced to Confinement on a Charge of Desertion and Non-Support.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the title and insert the following in lieu thereof: "For an Act Repealing Section 9601 of the Session Laws of the State of North Dakota for the Year 1913. Be it enacted by the Legislative Assembly of the State of North Dakota. Section 1. That Section 9601 of the Compiled Laws of the State of North Dakota of the year 1913 is hereby repealed."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 122.

A Concurrent Resolution.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title in the printed bill by striking out the words "Concurrent Resolution" and striking out the balance of the bill and insert the following:

Senate Bill No. 122.

Introduced by Mr. McGray.

"WHEREAS, The street railroad of the City of Bismarck, which is owned and operated by the State of North Dakota, by an act of the Legislature, was built in the year 1904 at an approximate cost of \$19,000. and

"WHEREAS, It has cost the State of North Dakota approximately \$4,500.00 per annum to operate said street railroad, over and above the receipts received from same.

"WHEREAS, The further ownership and operating of said street railroad by the State of North Dakota will cost in the immediate future an additional expenditure on the part of the State of North Dakota of approximately \$30,000 to do the paving which the franchise under which the car line is operated provides for. It is merely a matter of a short time before a further expenditure of six or seven thousand dollars will be necessary to be made by the State of North Dakota to purchase a new car, as the present one is not suitable for the service, and is fully set forth in the budget committee report and recommendations made therein.

Section 1. Therefore, be it enacted by the Senate of the State of North Dakota and the House of Representatives concurring therein that the Board of Control is hereby authorized and directed to advertise and sell the said street railroad and the equipments thereto, to the highest bidder, for cash, unless the bid or bids made are wholly inadequate. The said Board of Control is to advertise in a newspaper published in the City of Bismarck or other cities of North Dakota, as they deem necessary.

Section 2. Authorizing authority of State Board of Control.

The Board of Control is to have full power to negotiate a sale of said hereinbefore mentioned street railroad and procure the best price possible for same, to and for the best interests of the State of North Dakota.

Emergency. Whereas it is necessary for the immediate preservation of the public peace, health and safety that this act shall become effective without delay, and for the further reason, to-wit, namely:

That it will be a great saving in expense to the State of North Dakota, and for the further reason that said street railroad and the equipments are fast depreciating in value.

Therefore this act shall become and be in effect and in force immediately upon its passage and approval by the Governor.

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 47.

A Bill for an Act Prohibiting Any Person Who Seeks Employment in This State From Making Any Misrepresentations Regarding His Affiliation With Certain Organizations to Any Person, Firm or Corporation Seeking to Employ Him, or From Whom He Seeks Employment, and Providing Penalty Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 4, printed bill, after the word "with" insert the following: "the Industrial Workers of the World or any auxiliary," and in same line strike out the word "any" and insert in lieu thereof "of that;" also after the word "organization" strike out the balance of the line.

In Section 1, line 8 of the printed bill after the word "organization" strike out the balance of the line.

In Section 2, line 4 of the printed bill, after the word "jail" insert the following: "or at hard labor in the streets or highways."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Murphy moved that House Bill No. 313 be messaged back to the House.

Which motion prevailed.

Mr. Rowe moved that Senate Bill No. 276 be re-referred to the Committee on Public Health.

Which motion prevailed, and the bill was so re-referred.

Mr. Jacobsen moved that the President appoint a committee of three to escort Colonel Fraine to a seat by the President.

Which motion prevailed, and the President appointed as such committee Messrs. Jacobsen, Paulson and Pendray.

Mr. Hyland moved that the Senate take a recess for the purpose of hearing Colonel Fraine speak.

Which motion prevailed, and the Senate took a recess.

AFTER RECESS

The Senate re-assembled, the President presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 298.

A Bill for an Act Providing for the Liquidation of State Banks and Trust Companies Under the Supervision of the State Banking Board, and Providing for the Appointment of

Receivers; Providing for Their Compensation and the Expenses and Accounting of Such Liquidation; Payment of Dividends to Creditors and Other Matters Connected With Such Liquidation of Said Insolvent Associations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McCarten	Rowe
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
McBride	Sandstrom	Thoreson

So the bill passed, and the title was agreed to.

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Removal of County Seats, and Prescribing Vote Required for Removal of County Seats in Counties Where County Seats Are Not Located on a Railroad.

Was read the third time.

Mr. Jacobsen offered the following amendment to Senate Bill No. 87.

After the word "railroad" in the sixth line of the amended bill as it appears in the Journal, insert the words "or navigable river."

Mr. Jacobsen moved the adoption of the amendment.

Which motion prevailed, and the amendment was adopted.

Mr. Ployhar offered the following amendment to the title of Senate Bill No. 87:

"For an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 117 of the Session Laws of North Dakota for 1915, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad or Navigable River, and Providing a Primary Election Thereon, and Prescribing the Number of Votes Required for Such Removal."

Mr. Ployhar moved the adoption of the amendment.

Which motion prevailed, and the amendment was adopted.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mostad
Beck	Hyland	Murphy
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkelde	Putnam
Drown	Kretschmar	Pendray
Ellingson	Levang	Ployhar
Englund	Lindstrom	Porter
Ettestad	McBride	Rowe
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	MeLean	Welford
Hamerly	Martin	Wenstrom
Hamilton	Morkrid	Young
Heckle	Mortenson	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Nelson, G. Forks	Sandstrom	Thoreson

So the bill passed as amended, and the title was agreed to.

Mr. Ellingson moved that the vote by which Senate Bill No. 87 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 90.

A Bill for an Act Locating the Asylum for the Insane Authorized by the Amendment to the Constitution of the State of North Dakota Which Was Approved at the Last General Election and Making an Appropriation Therefor.

Was read the third time.

Mr. Putnam moved that Senate Bill No. 90 be indefinitely postponed.

Which motion was lost.

Mr. Hemmingsen offered the following amendment to Senate Bill No. 90:

In line 1 strike out the word "Rugby" and in lieu thereof insert the word "Larimore" and strike the word "Pierre" wherever it occurs in the bill and insert the words "Grand Forks" in lieu thereof.

Mr. Hemmingsen moved the adoption of the amendment.

Which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 10; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Nelson, G. Forks
Beck	Levang	Nelson, Richland
Benson	Lindstrom	Paulson
Carey	McBride	Ployhar
Drown	McCarten	Porter
Ellingson	McGray	Rowe
Englund	McLean	Sikes
Ettestad	Martin	Stenmo
Gronvold	Morkrid	Welford
Haggart	Mortenson	Young
Heckle	Mostad	Zieman
Jacobsen	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hamerly	Hyland	Pendray
Hamilton	King	Putnam
Hemmingsen		Wenstrom
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Kretschmar	Thoregon
Gibbens	Sandstrom	

So the bill passed, and the title was agreed to.

Mr. Gronvold moved that the vote by which Senate Bill No. 90 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 246.

A Bill for an Act to Amend Section 4013 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Appropriation of Moneys by Villages, Cities and Towns for Library Purposes.

Was read the third time.

Mr. Ployhar moved that Senate Bill No. 246 be amended by striking out the word "Code" where it appears in line 11 of Section 4013 of the engrossed bill, and insert in lieu thereof of the word "Act."

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Ettestad	Hemmingsen
Beck	Gibbens	Hunt
Benson	Gronvold	Hyland
Cahill	Haggart	Jacobsen
Carey	Hamerly	King
Ellingson	Hamilton	Kirkeide
Englund	Heckle	Kretschmar

Messrs.	Messrs.	Messrs.
Mostad	Putnam	Levang
Murphy	Rowe	McBride
Nelson, G. Forks	Sikes	McGray
Paulson	Welford	McLean
Pendray	Wenstrom	Martin
Ployhar	Young	Morkrid
Porter	Zieman	Mortenson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Nelson, Richland	Stenmo
Lindstrom	Sandstrom	Thoreson
McCarten		

So the bill passed, as amended, and the title was agreed to.

Senate Bill No. 240.

A Bill for an Act to Amend and Re-Enact Section 3695 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sidewalk Special Assessment Funds.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mortenson
Beck	Hyland	Mostad
Benson	Jacobsen	Murphy
Cahill	King	Nelson, G. Forks
Carey	Kirkeide	Paulson
Drown	Kretschmar	Pendray
Englund	Levang	Ployhar
Ettestad	Lindstrom	Porter
Gibbens	McBride	Putnam
Gronvold	McCarten	Rowe
Haggart	McGray	Welford
Hamerly	McLean	Wenstrom
Heckle	Martin	Young
Hemmingsen	Morkrid	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Sandstrom	Stenmo
Hamilton	Sikes	Thoreson
Nelson, Richland		

So the bill passed, and the title was agreed to.

GENERAL ORDERS

Mr. Beck moved that Senate Bill No. 230 be recommended to pass and be placed upon the Calendar for third reading and final passage.

Which motion prevailed.

Mr. Welford moved that Senate Bill No. 256 be placed upon the Calendar for third reading and final passage.

Which motion prevailed.

Mr. Gibbens moved that Senate Bill No. 308 be placed upon the Calendar for third reading and final passage.

Which motion prevailed.

Mr. Gibbens moved that the Senate take a recess for ten minutes.

Which motion prevailed, and the Senate took a recess.

AFTER RECESS

The Senate reassembled, the President presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 218.

A Bill for an Act Fixing the Limits of Composition for Butter; and Specifying the Form of Labeling or Marking; and Providing a Penalty for the Violation of the Statute.

Was read the third time.

Mr. Hamilton moved that Senate Bill No. 218 be indefinitely postponed.

Which motion prevailed, and the bill was indefinitely postponed.

Senate Bill No. 173.

A Bill for an Act Authorizing an Appropriation for Carrying out the Provisions of Sections 711, 712 and 713 of Chapter 9 of the Compiled Laws of 1913 for North Dakota, Relating to the Employment of Public Accountants and the Establishment of a Uniform System of Bookkeeping.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mostad
Beck	Hyland	Murphy
Benson	Jacobsen	Nelson, G. Forks
Cahill	King	Nelson, Richland
Carey	Kirkeide	Pendray
Ellingson	Kretschmar	Ployhar
Englund	Levang	Porter
Ettestad	Lindstrom	Putnam
Gibbens	McBride	Rowe
Gronvold	McCarten	Sikes
Haggart	McGray	Stenmo
Hamerly	McLean	Welford
Hamilton	Martin	Wenstrom
Heckle	Morkrid	Young
Hemmingsen	Mortenson	Zieman

Those voting in the negative were:

Messrs.	Messrs.
Paulson	Drown

Absent and not voting:

Messrs.	Messrs.
Sandstrom	Thoreson

So the bill passed, and the title was agreed to.

Senate Bill No. 132.

A Bill for an Act to Reimburse Doctor E. F. Ladd, President of the Agricultural College of North Dakota for Expenses Incurred by Him in His Defense of Legal Actions Brought Against Him by Certain Corporations in Connection With His Enforcement of the Pure Food Laws of the State.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Nelson, Richland
Cahill	Kirkeide	Paulson
Carey	Kretschmar	Pendray
Drown	Levang	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Rowe
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Sandstrom	Thoreson

So the bill passed, and the title was agreed to.

Senate Bill No. 254.

A Bill for an Act to Provide for the Payment of Expenses of District Judges When Acting outside of Their Home Counties, and Making an Appropriation Therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Cahill	King	Nelson, Richland
Ellingson	Kirkeide	Paulson
Englund	Kretschmar	Ployhar
Gibbens	Lindstrom	Porter
Gronvold	McBride	Putnam
Haggart	McGray	Rowe
Hamerly	McLean	Stenmo
Heckle	Martin	Zieman
Hunt	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hemmingsen	Pendray
Carey	Levang	Welford
Drown	McCarten	Wenstrom
Ettestad	Morkrid	Young
Hamilton	Mortenson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Sandstrom	Sikes	Thoreson

So the bill passed, and the title was agreed to.

Senate Bill No. 175.

A Bill for an Act Making It the Duty of the Board of County Commissioners to Approve Bills Covering Expenses Incurred in the Arrest and Return of Fugitives From Justice for the County in Which Such Board May Have Jurisdiction; and Appropriating \$3,000.00 to Provide for the Payment of Such Expenses.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Mortenson
Beck	Hunt	Mostad
Benson	Hyland	Murphy
Cahill	Jacobsen	Nelson, G. Forks
Carey	King	Nelson, Richland
Drown	Kirkeide	Paulson
Ellingson	Kretschmar	Pendray
Englund	Levang	Ployhar
Ettestad	Lindstrom	Porter
Gibbens	McBride	Putnam
Gronvold	McCarten	Stenmo
Haggart	McGray	Welford
Hamerly	McLean	Wenstrom
Hamilton	Martin	Young
Heckle	Morkrid	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Rowe	Sikes	Thoreson
Sandstrom		

So the bill passed, and the title was agreed to.

Senate Bill No. 315.

A Bill—A Concurrent Resolution—Appropriation to Meet a Deficiency for the Per Diem of Officers and Employees of the Senate and House of Representatives, Fifteenth Legislative Assembly.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Mostad
Beck	Jacobsen	Murphy
Benson	King	Nelson, G. Forks
Cahill	Kretschmar	Nelson, Richland
Carey	Levang	Paulson
Ellingson	Lindstrom	Pendray
Englund	McBride	Ployhar
Ettestad	McCarten	Porter
Gibbens	McGray	Putnam
Gronvold	McLean	Rowe
Hamerly	Martin	Stenmo
Heckle	Morkrid	Welford
Hemmingsen	Mortenson	Zieman
Hunt		

Those voting in the negative were: Mr. Drown.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Sandstrom	Wenstrom
Hamilton	Sikes	Young
Kirkeide	Thoreson	

So the bill passed, and the title was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 315 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 315.

A Bill—A Concurrent Resolution—Appropriation to Meet a Deficiency for the Per Diem of Officers and Employees of the Senate and House of Representatives, Fifteenth Legislative Assembly.

The question being on the emergency clause on Senate Bill No. 315, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Lindstrom	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sikes
Gibbens	McLean	Stenmo
Gronvold	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Hamilton	Mostad	Young
Heckle	Murphy	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	McBride	Sandstrom
Levang	Martin	Thoreson

So the emergency clause passed.

Senate Bill No. 213.

A Bill for an Act Defining the Thirteenth Judicial District, and Providing for Holding of Terms of Court Therein.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Murphy
Beck	King	Nelson, G. Forks
Carey	Kirkeide	Paulson
Drown	Kretschmar	Pendray
Englund	Levang	Ployhar
Ettestad	Lindstrom	Porter
Gibbens	McBride	Putnam
Gronvold	McCarten	Rowe
Hamerly	McGray	Sikes
Hamilton	McLean	Stenmo
Heckle	Martin	Welford
Hemmingsen	Morkrid	Wenstrom
Hunt	Mortenson	Zieman
Hyland	Mostad	

Those voting in the negative were: Mr. Nelson of Richland.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Haggart	Thoreson
Cahill	Sandstrom	Young
Ellingson		

So the bill passed, and the title was agreed to.

Mr. Jacobsen moved that the vote by which Senate Bill No. 213 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 250.

A Bill for an Act Providing for the Building of Teacher-ages.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Haggart	Jacobsen
Benson	Hamerly	King
Cahill	Hamilton	Kirkeide
Carey	Heckle	Kretschmar
Ettestad	Hemmingsen	Levang
Gibbens	Hunt	Lindstrom
Gronvold	Hyland	McBride

Messrs.	Messrs.	Messrs.
McCarten	Murphy	Putnam
McLean	Nelson, G. Forks	Rowe
Martin	Nelson, Richland	Sikes
Morkrid	Pendray	Stenmo
Mortenson	Ployhar	Welford
Mostad	Porter	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	Paulson	Wenstrom
Englund		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	McGray	Thoreson
Ellingson	Sandstrom	Young

So the bill passed, and the title was agreed to.

Senate Bill No. 156.

A Bill for an Act to Appropriate \$50,000 Out of the Local Funds of the Mayville Normal School at Mayville, Either Accumulated or To Be Accumulated, Which May Under the Law Be Available, Which Sum (in Addition to the Appropriation of \$25,000 Named in the General Appropriations Bill), Shall Be Used in the Construction, Equipment and Furnishing of a New Dormitory; and Authorizing, Empowering and Directing the State Board of Regents to Expend From Any Local Funds of the Mayville Normal School Either Accumulated or to Be Accumulated, Not to Exceed Such an Amount From Local Funds That May Under the Law Be Available for the Purpose of Erecting, Equipping and Furnishing a New Dormitory at the Mayville Normal School.

Was read the third time.

Mr. Gibbens offered the following amendment to Senate Bill No. 156.

Strike out the words "Mayville Normal School" wherever they appear in the bill or title and insert in lieu thereof the words "State Normal School at Mayville."

Mr. Gibbens moved the adoption of the amendment.

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gronvold	Kirkeide
Beck	Haggart	Kretschmar
Benson	Hamerly	Levang
Cahill	Hamilton	Lindstrom
Carey	Heckle	McBride
Drown	Hemmingsen	McCarten
Ellingson	Hunt	McGray
Englund	Hyland	McLean
Ettestad	Jacobsen	Martin
Gibbens	King	Morkrid

Messrs.	Messrs.	Messrs.
Mortenson	Ployhar	Stenmo
Mostad	Porter	Welford
Murphy	Putnam	Wenstrom
Nelson, G. Forks	Rowe	Young
Paulson	Sikes	Zieman
Pendray		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Nelson, Richland	Sandstrom	Thoreson

So the bill passed as amended, and the title as amended was agreed to.

Mr. Hamilton moved that the vote by which Senate Bill No. 156 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Hamilton moved that Senate Bill No. 292 be indefinitely postponed.

Which motion was lost.

Senate Bill No. 292.

A Bill for an Act to Provide That the School Board of Any School District May Provide for the Teaching of a Modern Language in Any Common School Thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 25; nays, 20; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Kirkeide	Nelson, G. Forks
Ellingson	Kretschmar	Paulson
Englund	Lindstrom	Ployhar
Gibbens	McBride	Porter
Gronvold	McGray	Rowe
Haggart	McLean	Stenmo
Heckle	Mortenson	Young
Hyland	Murphy	Zieman
Jacobsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	Nelson, Richland
Benson	Hemmingsen	Pendray
Cahill	Hunt	Putnam
Carey	King	Sikes
Drown	Levang	Welford
Ettestad	McCarten	Wenstrom
Hamerly	Morkrid	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Sandstrom	Thoreson
Mostad		

So the bill passed, and the title was agreed to.

Mr. Kretschmar moved that the vote by which Senate Bill No. 292 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Welford moved that further consideration of Senate Bill No. 84 be laid over until the next legislative day.

Which motion prevailed, and the bill was laid over for one day.

Senate Bill No. 317.

A Bill for an Act to Amend Section 11267 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Section 7 of Chapter 191 of the Session Laws of 1915, Relating to Extra "Good Time" Allowed Prisoners Confined in the Penitentiary.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Nelson, G. Forks
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Englund	Levang	Porter
Ettestad	Lindstrom	Putnam
Gibbens	McBride	Rowe
Gronvold	McCarten	Sikes
Haggart	McGray	Welford
Hamerly	McLean	Wenstrom
Hamilton	Morkrid	Young
Heckle	Mortenson	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Sandstrom	Stenmo
Martin	Mostad	Thoreson

So the bill passed, and the title was agreed to.

Was read the third time.

Senate Bill No. 233.

A Bill for an Act Providing for the Issuance of License from the State Dairy Department Covering Dairy Products and Providing for Revocation of Licenses Issued by the Dairy Commissioner and Providing for the Fees and License, Renewals Thereof and the Payment of Fees Collected Therefor into the State Treasury.

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hunt	Nelson, Richland
Benson	Hyland	Paulson
Cahill	Jacobsen	Pendray
Carey	King	Ployhar
Drown	Kirkeide	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sikes
Gibbens	McCarten	Stenmo
Gronvold	McGray	Wenstrom
Hamerly	McLean	Young
Hamilton	Morkrid	Zieman
Heckle	Mortenson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Mostad	Thoreson
Kretschmar	Nelson, G. Forks	Welford
Martin	Sandstrom	

So the bill passed, and the title was agreed to.

Senate Bill No. 233.

A Bill for an Act Providing for the Issuance of License From the State Dairy Department Covering Dairy Products and Providing for Revocation of Licenses Issued by the Dairy Commissioner and Providing for the Fees and License, Renewals Thereof and the Payment of Fees Collected Therefor Into the State Treasury.

The question being on the emergency clause to Senate Bill No. 233, the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hunt	Nelson, G. Forks
Benson	Hyland	Nelson, Richland
Cahill	Jacobsen	Pendray
Carey	King	Ployhar
Drown	Kirkeide	Porter
Ellingson	Levang	Putnam
Ettestad	Lindstrom	Rowe
Gibbens	McBride	Sikes
Gronvold	McCarten	Stenmo
Haggart	McGray	Wenstrom
Hamerly	McLean	Young
Hamilton	Morkrid	Zieman
Heckle	Mortenson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Mostad	Thoreson
Kretschmar	Paulson	Welford
Martin	Sandstrom	

So the emergency clause passed.

Senate Bill No. 234.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mostad
Beck	Hyland	Murphy
Benson	Jacobsen	Nelson, G. Forks
Cahill	King	Nelson, Richland
Carey	Kirkeide	Paulson
Drown	Kretschmar	Pendray
Ellingson	Levang	Ployhar
Englund	Lindstrom	Porter
Ettestad	McBride	Putnam
Gibbens	McCarten	Rowe
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Welford
Hamilton	Morkrid	Young
Heckle	Mortenson	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Sandstrom	Thoreson	Wenstrom

So the bill passed, and the title was agreed to.

Senate Bill No. 234.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

The question being on the emergency clause to Senate Bill No. 234, the roll was called and there were ayes, 47; nays, 0; absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Welford
Hamerly	Martin	Wenstrom
Hamilton	Morkrid	Young
Heckle	Mortenson	Zieman
Hemmingsen	Mostad	

Absent and not voting:

Messrs. Sandstrom
 Messrs. Thoreson
 So the emergency clause passed.

Senate Bill No. 235.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
A. Ien	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kretschmar	Pendray
Drown	Levang	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Rowe
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zieman
Hemmingsen		

Absent and not voting:

Messrs. Kirkeide
 Messrs. Sandstrom
 Messrs. Thoreson
 So the bill passed, and the title was agreed to.

Senate Bill No. 235.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

The question being on the emergency clause to Senate Bill No. 235, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Haggart	McBride
Beck	Hamerly	McCarten
Benson	Hamilton	McGray
Cahill	Heckle	McLean
Carey	Hemmingsen	Martin
Drown	Hunt	Morkrid
Ellingson	Hyland	Mortenson
Englund	King	Mostad
Ettestad	Kretschmar	Murphy
Gibbens	Levang	Nelson, G. Forks
Gronvold	Lindstrom	Nelson, Richland

Messrs.	Messrs.	Messrs.
Paulson	Rowe	Wenstrom
Pendray	Sikes	Young
Porter	Stenmo	Zieman
Putnam	Welford	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Jacobsen	Ployhar	Thoreson
Kirkeide	Sandstrom	

So the emergency clause passed.

Senate Bill No. 100.

A Bill for an Act to Amend and Re-Enact Chapter 313 of the Session Laws of 1911 Being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the Year 1913, Relating to a Non-Partisan Tax Commission.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 15; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	Kirkeide	Paulson
Carey	Kretschmar	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Gibbens	McGray	Rowe
Gronvold	McLean	Stenmo
Haggart	Martin	Young
Heckle	Murphy	Zieman
Hyland	Nelson, G. Forks	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cahill	Hunt	Mortenson
Ettestad	King	Pendray
Hamerly	Levang	Sikes
Hamilton	McCarten	Welford
Hemmingsen	Morkrid	Wenstrom

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Mostad	Thoreson
Drown	Sandstrom	

So the bill passed, and the title was agreed to.

Senate Bill No. 100.

A Bill for an Act to Amend and Re-Enact Chapter 313 of the Session Laws of 1911, Being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the Year 1913, Relating to a Non-Partisan Tax Commission.

The question being on the emergency clause to Senate Bill No. 100, the roll was called and there were ayes, 29; nays, 15; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	Kirkeide	Paulson
Carey	Kretschmar	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Gibbens	McGray	Rowe
Gronvold	McLean	Stenmo
Haggart	Martin	Young
Heckle	Murphy	Zieman
Hyland	Nelson, G. Forks	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	King	Mostad
Hamerly	Levang	Pendray
Hamilton	McCarten	Sikes
Hemmingsen	Morkrid	Welford
Hunt	Mortenson	Wenstrom

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Drown	Thoreson
Cahill	Sandstrom	

So the emergency clause was lost.

Senate Bill No. 296.

A Bill for an Act to Amend and Re-Enact' Section 964 of the Compiled Laws of North Dakota for the Year 1913, Relating to Distribution of Election Ballots and Notice of Election.

Was read the third time.

Mr. Hyland moved that Senate Bill No. 296 be amended by inserting a semicolon after the word "and" in line 17 of Section 964 and insert in lieu thereof "in addition thereto he shall receive."

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Welford
Hamerly	Martin	Wenstrom
Hamilton	Morkrid	Young
Heckle	Mortenson	Zieman
Hemmingsen	Mostad	

Absent and not voting:

Messrs.	Messrs.
Sandstrom	Thoreson

So the bill passed as amended, and the title was agreed to.

Senate Bill No. 267.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Empowering the State to Bond for Public Roads and Highways.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Cahill	Jacobsen	Nelson, Richland
Carey	King	Pendray
Drown	Kirkeide	Ployhar
Ellingson	Kretschmar	Porter
Englund	Levang	Putnam
Ettestad	Lindstrom	Rowe
Gibbens	McBride	Sikes
Gronvold	McCarten	Stenmo
Haggart	McGray	Welford
Hamerly	McLean	Wenstrom
Hamilton	Martin	Young
Heckle	Morkrid	Zieman
Hemmingsen	Mortenson	

Those voting in the negative were: Mr. Paulson*

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Sandstrom	Thoreson
Mostad		

So the bill passed, and the title was agreed to.

Senate Bill No. 204.

A Bill for an Act to Amend and Re-Enact Section 3307 of the Compiled Laws of North Dakota for the Year 1913, Relating to Official Newspapers.

Was read the third time.

Mr. Jacobsen offered the following amendment to Senate Bill No. 204:

At the end of the bill strike out the period (.) and insert a comma (,) and add the following:

"Provided that where there are two or more newspapers at the county seat that newspaper which offers to publish all proceedings and other matters required to be published by such official paper at the lowest rates shall be designated as one of such official papers.

Mr. Jacobsen moved the amendment be adopted.

Which motion prevailed, and the bill was so amended.

Mr. Cahill offered the following amendment to Senate Bill No. 204:

Strike out the word "three in line 4 of Section 3307 and insert in lieu thereof the word "one," and at the end of the bill add the following: "And send a copy of all proceedings to each taxpayer."

Which motion was lost.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 26; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hyland	Paulson
Carey	Jacobsen	Pendray
Ellingson	Kretschmar	Porter
Englund	Lindstrom	Rowe
Gibbens	McBride	Stenmo
Gronvold	McGray	Wenstrom
Haggart	McLean	Young
Heckle	Martin	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Kirkeide	Nelson, Richland
Cahill	Levang	Ployhar
Drown	McCarten	Putnam
Ettestad	Morkrid	Sikes
Hamerly	Mortenson	Welford
Hamilton	Mostad	Zieman
King	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hunt	Sandstrom	Thoreson

So the bill passed, and the title was agreed to.

Senate Bill No. 320.

A Concurrent Resolution Amending Section 183 of the Constitution of the State of North Dakota, Relating to Increasing the County Debt Limit for the Construction, Improvement and Maintenance of Public Highways.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Morkrid
Beck	Hunt	Mortenson
Cahill	Hyland	Murphy
Carey	Jacobsen	Nelson, Richland
Drown	King	Ployhar
Ellingson	Kretschmar	Porter
Englund	Levang	Putnam
Ettestad	Lindstrom	Rowe
Gibbens	McBride	Sikes
Gronvold	McCarten	Stenmo
Haggart	McGray	Welford
Hamerly	McLean	Wenstrom
Heckle	Martin	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hamilton	Nelson, G. Forks	Paulson
Kirkeide	Pendray	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Sandstrom	Thoreson
Mostad		

So the bill passed, and the title was agreed to.

Senate Bill No. 79.

A Bill for an Act to Promote the Safety of Employees and Travelers Upon Railroads by Compelling Common Carriers by Railroad to Properly Man Their Trains.

Was read the third time.

Mr. Mostad asked a call of the Senate.

All members present, except Messrs. Thoreson and Sandstrom.

Mr. Hyland moved that business under a call of the Senate be dispensed with.

Which motion prevailed.

Mr. Hyland moved that Messrs. Sandstrom and Thoreson be excused.

Which motion prevailed and they were excused.

The question being on the final passage of the bill, the roll was called and there were ayes, 23; nays, 24; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	King	Mostad
Cahill	Levang	Pendray
Drown	Lindstrom	Putnam
Ettestad	McBride	Sikes
Hamerly	McCarten	Stenmo
Hamilton	Martin	Welford
Hemmingsen	Morkrid	Wenstrom
Hunt	Mortenson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Carey	Jacobsen	Paulson
Ellingson	Kirkeide	Ployhar
Englund	Kretschmar	Porter
Gibbens	McGray	Rowe
Gronvold	McLean	Young
Haggart	Murphy	Zleman

Absent and not voting:

Messrs.	Messrs.
Sandstrom	Thoreson

So the bill was lost.

Mr. McLean moved that the vote by which Senate Bill No. 79 was lost be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 159.

A Bill for an Act to Amend Section 5185 of the Compiled Laws of North Dakota for the Year 1913, Relating to Lists of Shareholders kept by Banking Associations, and the Manner of Transferring Shares, and Providing for the Enforcement Thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 12; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamerly	Mortenson
Beck	Hemmingsen	Mostad
Benson	King	Nelson, Richland
Cahill	Kirkeide	Paulson
Carey	Levang	Sikes
Drown	Lindstrom	Stenmo
Ellingson	McBride	Welford
Englund	McCarten	Wenstrom
Ettestad	Martin	Zieman
Gibbens	Morkrid	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Haggart	McGray	Porter
Heckle	McLean	Putnam
Hyland	Murphy	Rowe
Jacobsen	Pendray	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Kretschmar	Sandstrom
Hamilton	Nelson, G. Forks	Thoreson
Hunt	Ployhar	

So the bill passed, and the title was agreed to.

Mr. Ellingson moved that the vote by which Senate Bill No. 159 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 288.

A Bill for an Act Relating to the Duties of Railway Employees and Peace Officers.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 23; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Murphy
Beck	Hyland	Nelson, Richland
Carey	Kirkeide	Porter
Ellingson	Kretschmar	Putnam
Englund	McBride	Rowe
Gibbens	McGray	Young
Gronvold	McLean	Zieman
Haggart		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Jacobsen	Mostad
Cahill	King	Nelson, G. Forks
Drown	Levang	Paulson
Ettestad	Lindstrom	Pendray
Hamerly	McCarten	Sikes
Hamilton	Martin	Stenmo
Hemmingsen	Morkrid	Welford
Hunt	Mortenson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ployhar	Thoreson	Wenstrom
Sandstrom		

So the bill was lost.

Senate Bill No. 236.

A Bill for an Act to Amend and Re-Enact Section 539 of the Compiled Laws of North Dakota for the Year 1913, Relating to Powers and Duties of the State Board of Railroad Commissioners.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 23; nays, 17; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Nelson, Richland
Beck	Kretschmar	Paulson
Carey	Lindstrom	Porter
Englund	McBride	Putnam
Gibbens	McGray	Rowe
Haggart	McLean	Stenmo
Heckle	Murphy	Young
Hyland	Nelson, G. Forks	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mostad
Drown	King	Pendray
Ettestad	Levang	Sikes
Hamerly	McCarten	Welford
Hamilton	Morkrid	Zleman
Hemmingsen	Mortenson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Jacobsen	Sandstrom
Ellingson	Martin	Thoreson
Gronvold	Ployhar	Wenstrom

So the bill was lost.

Courtesies of the floor were extended to:

Barton W. Currie, Philadelphia, Pennsylvania;
 Mr. Hunt, La Moure;
 F. C. Johnson, Donnybrook, North Dakota;
 Henry Joster, Donnybrook, North Dakota;
 Knute Knutson, Donnybrook, North Dakota;

L. H. Avery, Donnybrook, North Dakota;
 John King, Donnybrook, North Dakota;
 John Clark, Donnybrook, North Dakota;
 C. J. De Vore, Donnybrook, North Dakota;
 Tom McGratis, Donnybrook, North Dakota;
 W. R. Wyatt, Kenmare, North Dakota;
 J. E. Fleckten, Kenmare, North Dakota;
 C. E. Gordon, Kenmare, North Dakota;
 Ed Cothey, Kenmare, North Dakota;
 Col. J. H. Fraine, Grafton, North Dakota;
 Don Carrol, Minot, North Dakota;
 B. Dickinson, Ryan, North Dakota;
 Mrs. Edgar Long,
 Mrs. Keif,
 Mr. Hughes,
 Mr. E. O. Emgersatten, Brocket, North Dakota, and
 Mr. R. J. Gardiner, Brocket, North Dakota.

Mr. Hyland moved that the Senate do now take a recess until 10:30 A. M., Tuesday, February 20, 1917.

Which motion prevailed, and the Senate took a recess.

W. J. PRATER,
 Secretary.

FORTY-NINTH DAY AFTER RECESS AND
 FIFTIETH DAY

SENATE CHAMBER,
 BISMARCK, NORTH DAKOTA,
 February 20, 1917.

The Senate convened at 10:30 o'clock, the President presiding.

REPORTS OF STANDING COMMITTEES

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 77.

A Bill for an Act Relating to Railroad Rates in This State and to Increase the Powers and Further Define the Duties of the Board of Railroad Commissioners in Relation to the Same and to Define, Prevent and Punish Unjust Discrimination in the Rates Charged for the Transportation of Freight on Railroads in This State, and Prohibiting Any Railroad Company Doing Business in This State, From Charging or Receiving Any Greater Compensation for the Transportation of a Like Kind or Class and Quantity of Property or Freight of Any Description for a Shorter Than for a Longer Distance Over the Same Line and Empowering and Directing the Board of Railroad Commissioners to Make and Promulgate a Schedule of Reasonable Maximum Rate of Charges for the Transportation of Freight and Cars and Vesting Said Board of Railroad Commissioners with Power of Classification of Freight and of Rates and Railroads and Prescribing a Mode of Procedure and Rules of Evidence in Relation Thereto and Providing Penalties and Punishments for Violations of the Provisions Thereof.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs to whom was referred Senate Bill No. 284.

A Bill for an Act to Establish a Warehouse and Grain Grading Commission, Prescribing the Duties of Such Commission, Prescribing Duties of Agricultural College in Relation Thereto, Fixing Penalties and Making an Appropriation Therefor.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

FRANK-H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 314.

A Bill for an Act Creating a Uniform State Grade for Wheat, Oats, Barley, Rye, Flax and All Other Grains, Seeds and Agricultural Products; Creating and Establishing the Office of State Inspector of Grades, Weights and Measures, and Providing for the Deputies; Fees for Same, and Providing for State Aid for marketing Facilities, and the Establishment of State-Owned Marketing Places, and Providing for Inspection of Licensed Warehouses by Competent Accountants and Expert Grainmen, and Authorizing the Employment of Such Accountants, and Making an Appropriation Therefor; and Providing Penalties for the Violation of Any of the Provisions of This Act.

Have had the same under consideration and recommend that the same be returned to the Senate without recommendation.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill 321.

* * * * *

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 77.

A Bill for an Act Relating to Railroad Rates in This State and to Increase the Powers and Further Define the Duties of the Board of Railroad Commissioners in Relation to the Same and to Define, Prevent and Punish Unjust Discrimination in the Rates Charged for the Transportation of Freight on Railroads in This State, and Prohibiting Any Railway Company Doing Business in This State, From Charging or Receiving Any Greater Compensation for the Transportation of a Like Kind or Class and Quantity of Property or Freight of Any Description for a Shorter Than for a Longer Distance Over the Same Line and Empowering and Directing the Board of Railroad Commissioners to Make and Promulgate a Schedule of Reasonable Maximum Rate of Charges for the Transportation of Freight and Cars and Vesting Said Board of Railroad Commissioners With Power of Classification of Freight and of Rates and Railroads and Prescribing a Mode of Procedure and Rules of Evidence in Relation Thereto and Providing Penalties and Punishments for Violations of the Provisions Thereof.

And the President signed the same in the presence of the Senate.

THIRD READING OF SENATE BILLS

Senate Bill No. 84.

A Bill for an Act to Provide for the Erection of a Terminal Elevator at Fargo, North Dakota, Directing the Board of Railroad Commissioners to Have General Supervision of the Construction and Operation of Same, and Making an Appropriation Therefor.

Was read the third time.

Mr. Allen asked a call of the Senate.

Mr. Allen moved that Messrs. Thoreson and Sandstrom be excused.

Which motion prevailed and they were excused.

Mr. Hyland moved that further business under a call of the Senate be dispensed with.

Which motion prevailed.

Mr. Hyland moved that further consideration of Senate Bill No. 84 be made a special order of business for 11:30 a. m., February 20, 1917.

Which motion prevailed.

Senate Bill No. 113.

A Bill for an Act to Require All Newspapers, Journals, Magazines and Periodicals, Printed or Circulating in the State of North Dakota, Common Carriers of Intelligence; to Compel Them to Print Answers, Explanations and Justifications of Persons or Parties, Whenever, and as Often as Such Persons are Ridiculed, Criticised, Insulted or Degraded by Printed Articles in Such Publication; to Regulate All Such Publication So as to Promptly Carry Out the Benefits and Provisions of This Act, and to Provide for the Recovery of Damages for the Publication of Injurious Articles.

Was read the third time.

Mr. Paulson moved that Senate Bill No. 113 be indefinitely postponed.

Which motion prevailed and the bill was indefinitely postponed.

Senate Bill No. 222.

A Bill for an Act to Amend and Re-Enact Section 8771 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Property of the Estate of a Decedent to Pay the Allowance of Family, Debts, Charges of Administration and Legacies of Such Decedent.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays 22; absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Nelson, G. Forks
Beck	Kretschmar	Nelson, Richland
Carey	Lindstrom	Ployhar
Ellingson	McGray	Porter
Englund	McLean	Putnam
Gronvold	Martin	Rowe
Haggart	Murphy	Stenmo
Heckle		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Drown	Levang	Sikes
Ettestad	McCarten	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	McBride	Thoreson
Hyland	Sandstrom	

So the bill was lost.

Mr. Jacobson moved that Senate Bill No. 232 be placed at the foot of the calendar.

Which motion was lost.

Senate Bill No. 232.

A Bill for an Act to Amend and Re-Enact Section 701 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Appointment of Deputies by County Officers.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 24; nays, 19; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Carey	Englund
Beck	Ellingson	Gronvold

Messrs.	Messrs.	Messrs.
Haggart	McLean	Pendray
Heckle	Martin	Ployhar
Jacobsen	Murphy	Porter
King	Nelson, G. Forks	Putnam
Kirkeide	Nelson, Richland	Rowe
McGray	Paulson	Stenmo

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hyland	Mostad
Drown	Lindstrom	Sikes
Ettestad	Levang	Welford
Hamerly	McCarten	Wenstrom
Hamilton	Morkrid	Young
Hemmingsen	Mortenson	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Kretschmar	Sandstrom
Gibbens	McBride	Thoreson

So the bill was lost.
Senate Bill No. 209.

A Bill for an Act Amending Section 11150 of the Compiled Laws of North Dakota for 1913, Relating to the Reward for the Apprehension of Criminals.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McCarten	Putnam
Englund	McGray	Rowe
Ettestad	McLean	Sikes
Gronvoid	Martin	Stenmo
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman

Those voting in the negative were:

Messrs.	Messrs.
Hamilton	Hunt

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	McBride	Thoreson
Kretschmar	Sandstrom	

So the bill passed and the title was agreed to.

Senate Bill No. 92.

A Bill for an Act to Amend and Re-Enact Section 3208 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Location of County Seats.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McCarten	Rowe
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Sandstrom	Thoreson
McBride		

So the bill passed and the title was agreed to.

Mr. Cahill moved that the vote by which Senate Bill No. 92 passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 128.

A Bill for an Act to Amend and Re-Enact Section 3372 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Duty of the County Auditor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamerly	McBride
Beck	Hamilton	McCarten
Benson	Heckle	McGray
Cahill	Hemmingsen	McLean
Carey	Hunt	Martin
Drown	Hyland	Morkrid
Ellingson	Jacobsen	Mortenson
Englund	King	Mostad
Ettestad	Kirkeide	Murphy
Gibbens	Kretschmar	Nelson, G. Forks
Gronvold	Levang	Nelson, Richland
Haggart	Lindstrom	Paulson

Messrs.	Messrs.	Messrs.
Pendray	Rowe	Wenstrom
Ployhar	Sikes	Young
Porter	Stenmo	Zieman
Putnam	Welford	

Absent and not voting:

Messrs.	Messrs.
Sandstrom	Thoreson

So the bill passed and the title was agreed to.
Senate Bill No. 191.

A Bill for an Act Restricting and Prohibiting the Selling, Keeping for Sale, Prescribing and Having Possession of Certain Drugs; Providing a Penalty for Violations of the Act, and Relating to the Method of Enforcement and of Charging and Proving Violations of the Act.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 4; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	King	Paulson
Benson	Kirkeide	Pendray
Cahill	Levang	Ployhar
Carey	Lindstrom	Porter
Ellingson	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sikes
Gibbens	McLean	Stenmo
Haggart	Martin	Welford
Hamerly	Morkrid	Wenstrom
Hemmingsen	Mortenson	Young
Hyland	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	Hunt	Zieman
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Mostad	Sandstrom
Heckle	Nelson, G. Forks	Thoreson
Kretschmar		

So the bill passed and the title was agreed to.

Senate Bill No. 191.

A Bill for an Act Restricting and Prohibiting the Selling, Keeping for Sale, Prescribing and Having Possession of Certain Drugs; Providing a Penalty for Violations of the Act, and Relating to the Method of Enforcing and of Charging and Proving Violations of the Act.

The question being on the emergency clause to Senate Bill No. 191, the roll was called and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, G. Forks
Beck	King	Nelson, Richland
Benson	Kirkeide	Paulson
Cahill	Levang	Pendray
Carey	Lindstrom	Ployhar
Ellingson	McBride	Porter
Englund	McCarten	Putnam
Ettestad	McGray	Rowe
Gibbens	McLean	Sikes
Haggart	Martin	Stenmo
Hamerly	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Murphy	Young
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	Hunt	Zieman
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Mostad	Thoreson
Kretschmar	Sandstrom	

So the emergency clause passed.

SPECIAL ORDER OF BUSINESS FOR 11:30 A. M.

Senate Bill No. 84.

A Bill for an Act to Provide for the Erection of a Terminal Elevator at Fargo, North Dakota, Directing the Board of Railroad Commissioners to Have General Supervision of the Construction and Operation of Same, and Making an Appropriation Therefor.

Was read the third time.

Mr. Hamilton moved that Senate Bill No. 84 be indefinitely postponed.

Roll call was demanded.

The question being on the motion of Mr. Hamilton to indefinitely postpone Senate Bill No. 84, the roll was called, and there were ayes, 15; nays, 32; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hamilton	Morkrid
Cahill	Hemmingsen	Mostad
Drown	Hunt	Pendray
Ettestad	Levang	Sikes
Hamerly	McCarten	Wenstrom

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Haggart	Lindstrom
Beck	Heckle	McBride
Carey	Hyland	McGray
Ellingson	Jacobsen	McLean
Englund	King	Martin
Gibbens	Kirkeide	Mortenson
Gronvold	Kretschmar	Murphy

Messrs.	Messrs.	Messrs.
Nelson, G. Forks	Porter	Welford
Nelson, Richland	Putnam	Young
Paulson	Rowe	Zieman
Ployhar	Stenmo	

Absent and not voting:

Messrs.	Messrs.
Sandstrom	Thoreson

So the motion was lost.

Mr. Hamilton offered the following amendment to Senate Bill No. 84:

In line 7 of Section 3, page 2, after the word "Act," strike out all down to the word "so" in line 9 of said section, and insert in lieu thereof the words "to issue bonds of the State."

Mr. Hamilton moved the adoption of the amendment.

Which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, G. Forks
Beck	King	Nelson, Richland
Carey	Kirkeide	Paulson
Ellingson	Kretschmar	Ployhar
Englund	Lindstrom	Porter
Gibbens	McBride	Putnam
Gronvold	McGray	Rowe
Haggart	McLean	Stenmo
Hamerly	Martin	Welford
Heckle	Mortenson	Young
Hyland	Murphy	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hemmingsen	Mostad
Cahill	Hunt	Pendray
Drown	Levang	Sikes
Ettestad	McCarten	Wenstrom
Hamilton	Morkrid	

Absent and not voting:

Messrs.	Messrs.
Sandstrom	Thoreson

So the bill passed and the title was agreed to.

Mr. Paulson moved that the vote by which Senate Bill No. 84 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 84.

A Bill for an Act to Provide for the Erection of a Terminal Elevator at Fargo, North Dakota, Directing the Board of Railroad Commissioners to Have General Supervision of the Construction and Operation of Same, and Making an Appropriation Therefor.

The question being on the emergency clause, the roll was called and there were ayes, 31; nays, 14; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Nelson, Richland
Beck	Kretschmar	Paulson
Ellingson	Lindstrom	Ployhar
Englund	McBride	Porter
Gibbens	McGray	Putnam
Gronvold	McLean	Rowe
Haggart	Martin	Stenmo
Heckle	Mortenson	Welford
Hyland	Murphy	Young
Jacobsen	Nelson, G. Forks	Zieman
King		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hamilton	Morkrid
Cahill	Hemmingsen	Pendray
Drown	Hunt	Sikes
Ettestad	Levang	Wenstrom
Hamerly	McCarten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Sandstrom	Thoreson
Mostad		

So the emergency clause was lost.

Honorable Members of the Senate:

This office is in receipt of a Senate resolution introduced by Mr. Heckle, reading as follows:

“Resolved by the Senate of North Dakota,

“That there seems to be a divided opinion as to the constitutionality of House Bill No. 221, appropriating \$60,000.00 to the State Militia, provided said bill is enacted into a law.

“Therefore, we request that the Attorney General give his written opinion on same as to its constitutionality, provided same is enacted into a law.”

House Bill No. 221 is an act to appropriate the sum of \$60,000.00 for the purpose of paying to each member of the First North Dakota Infantry in the active service of his country during the years 1916 and 1917, the sum of \$10.00 per month for each month of that service, in addition to the sum of fifty cents per day already paid by the federal government. The act excepts commissioned officers and those already receiving a sum equal to \$1.25 per day.

In its present form the bill does not purport in any way to grant pensions or to reimburse members of the regiment for hardships, disability, expenditure or loss of money, but it is purely and simply an act making a donation of additional pay.

Thus the present form of the bill directly raises the question of the constitutionality of acts granting bounties to soldiers subsequent to their term of service and in addition to the agreement for compensation under which they enlisted.

The provision of our constitution (Section 185) prohibiting donations to individuals or others are definite and explicit. Similar provisions are contained in the constitutions of many other states and the weight of authority appears to be that appropriations made for bounties to soldiers, after their terms of service, are donations and that their purpose, when made in such form, is not a public purpose.

139 Mass. 341.

62 Pa. 442.

A distinction is made, however, between bounties and pensions, and this distinction is quite clearly set out in 190 Mass. 613:

"It was held by our predecessors in this court, more than twenty years ago, when the events of the Civil War and the successful efforts of Massachusetts to fill its quota were comparatively fresh in their memories, that a statute, authorizing the town of Acton to pay bounties to soldiers who enlisted in a certain regiment in 1864, and were credited to the town, was unconstitutional. This was a unanimous decision, made with deliberation, after hearing arguments of counsel. With the changes that have since been made from time to time in the membership of the court, it never has been overruled or modified. It repeatedly has been referred to with approval in later decisions, and in the Opinion of the Justices, 186 Mass. 603, it was expressly reaffirmed. Notwithstanding an adverse dictum in one of the opinions, we do not understand that these decisions rest on the ground that the State cannot grant pensions as a reward for meritorious services, or to relieve those suffering from disease, wounds, or other disability, as a result of their exposure in war."

The distinction drawn between bounties and pensions as indicated in the above and other decisions seems to be that bounties are considered as additional pay or gifts and donations in addition to pay already received, while pensions are granted in recognition of services performed, hardship and physical disabilities. While the distinction may not seem vital it is nevertheless quite generally recognized by the courts.

In view of these facts I am unable to say that House Bill No. 221, in its present form, when enacted into law, would be constitutional.

It is my opinion that it could not be relied upon in its present form if its constitutionality were attacked.

Respectfully submitted,

D. V. Brennan,
Assistant Attorney General.

Mr. Jacobsen moved that the communication be received and printed in the Journal.

Which motion prevailed.

Mr. McGray moved that the Senate do now take a recess until 1:20 p. m., February 20, 1917.

Which motion prevailed and the Senate took a recess.

AFTER RECESS

The Senate re-assembled at 1:30 P. M., the President presiding.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON WAREHOUSE AND GRAIN GRADING

The Committee on Warehouse and Grain Grading made the following report:

Mr. President:

Your Committee on Warehouse and Grain Grading, to whom was referred:

Senate Bill No. 322.

* * * * *

Have had the same under consideration, and a majority recommend that the same do pass.

A. J. KIRKEIDE,
Acting Chairman.
F. T. GROVOLD,
A. S. GIBBENS,
THOMAS PENDRAY,
D. H. HAMILTON.

Also Senate Bill No. 322.

* * * * *

Have had the same under consideration, and a minority recommend that the same be indefinitely postponed.

WALTER WELFORD,
MORTEN MORTENSON,
CHRIST LEVANG.

Mr. Kirkeide moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Welford moved as an amendment that the minority report be substituted for the majority report.

Which motion was lost.

The question being on the adoption of the majority report, the motion prevailed, and the report of the majority of the committee was adopted.

Mr. Kirkeide moved that the rules be suspended, and that Senate Bill No. 322 be considered engrossed and be placed upon the calendar for third reading and final passage.

Which motion prevailed, and the rules were so suspended.

REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

Mr. President:

Your Committee on Counties, to whom was referred:

Senate Bill No. 293.

A Bill for an Act Relating to the Removal of County Seats, to Amend Chapter 117 of the Session Laws of North Dakota for the Year 1915, and to Repeal Sections 3233, 3234 of the Compiled Laws of North Dakota for the Year 1913 and Chapter 116 of the Session Laws of North Dakota for the Year 1915.

Have had the same under consideration, and a majority recommend that the same be amended as follows:

Strike out everything after the words "Section 2," on page 2 of the printed bill, down to "Section 3."

And in the title strike out the words "to Amend Chapter 117 of the Session Laws of North Dakota for the Year 1915."

And on page 2, line 15 of the printed bill, strike out the words "a majority" and insert in lieu thereof the words "fifty-five per cent."

And when so amended, recommend that the same do pass.

THOMAS PENDRAY,
Chairman.

A. J. KIRKEIDE,
THORWALD MOSTAD,
CHRIST LEVANG,
W. E. MARTIN.

Also Senate Bill No. 293.

A Bill for an Act Relating to the Removal of County Seats, to Amend Chapter 117 of the Session Laws of North Dakota for the Year 1915, and to Repeal Sections 3233, 3234 of the Compiled Laws of North Dakota for the Year 1913 and Chapter 116 of the Session Laws of North Dakota for the Year 1915.

Have had the same under consideration, and a minority recommend that the same be indefinitely postponed.

T. N. PUTNAM,
C. W. McGRAY,
H. P. JACOBSEN.

Mr. Pendray moved that the majority report be adopted.

Which motion was duly seconded.

Mr. McGray moved, as an amendment, that the minority report be substituted for the majority report.

Which motion was lost.

The question being on the adoption of the majority report, the motion prevailed and the report of the majority of the committee was adopted.

REPORT OF SENATE COMMITTEE ON MILITARY AFFAIRS

The Committee on Military Affairs made the following report:

Mr. President:

Your Committee on Military Affairs, to whom was referred: House Bill No. 311.

A Bill for an Act to Amend and Re-Enact Section 2360 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Duties of the Adjutant General.

Have had the same under consideration, and recommend that the same do pass.

C. O. HECKLE,
Chairman.

Mr. Heckle moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:
House Bill No. 168.

A Bill for an Act Authorizing State Aid for the Establishment, Construction, Maintenance and Repair of Public Roads and Bridges, Making Appropriation Therefor; Assenting to the Act of Congress (H. R. 7617) Approved July 11, 1916; Creating a State Highway Commission and Prescribing Its Duties; Prescribing the Duties and Fixing the Salary of the State Engineer in Connection Therewith; Providing for the Disposition of Fines and Penalties; Amending Sections 2976n, 2976o and 2976p of the Compiled Laws of North Dakota for the Year 1913, and Section 1946 of the Compiled Laws of North Dakota for the Year 1913, as Amended in Chapter 108 of the Session Laws of 1915; Repealing Sections 602 to 607 Inclusive of the Compiled Laws of North Dakota for the Year 1913, Emergency.

Have had the same under consideration, and recommend that the same be amended as follows:

In the printed bill, insert, after the word "Amending" in the title thereof, the words "and Re-Enacting."

In Section 2, line 14, after the word "manner," strike out the word "twenty-five" and insert in lieu thereof the word "ten."

In Section 2, line 17, after the word "and," strike out the word "seventy-five" and insert in lieu thereof the word "ninety."

In Section 4, line 10, strike out the word "his" and in lieu thereof insert the word "the," and after the word "judgment," insert the following: "of the several boards of county commissioners and the state highway commission."

In Section 4, line 11, after the word "roads," strike out the balance of line 11 and all of line 12 to the words "the system."

In Section 4, line 27, strike out the word "may" and insert in lieu thereof the word "shall."

In Section 5, line 14, strike out the figures "2,000" and insert in lieu thereof the figures "3,000."

In Section 5, line 18, strike out the figures "2,000" and insert in lieu thereof the figures "3,000."

In Section 5, line 23, strike out all of line 23 to the words "and if."

In Section 5, line 24, strike out the word "five" and insert in lieu thereof the word "fifteen."

In Section 5, line 27, after the word "received," insert the following: "which shall be in the county where the proposed improvement is to be made."

In Section 7, line 2, after the words "such highway," insert the following: "but the contract for bridges may be let separately."

In Section 11 of the printed bill, line 3, after the words "Section 2976n," strike out the remainder of the section and in lieu thereof insert the following:

"Disposition of License Money.) The secretary of state shall pay into the state treasury all moneys received by him under this act, which have been paid by owners of motor vehicles in any county, and shall file with the state treasurer and the state auditor verified statements of the amounts and

sources thereof and the amount to which each county is entitled under the provisions of this act. On the fifteenth day of every calendar month the state treasurer shall pay into the county treasury of each county, to the account of a special road maintenance fund as hereinafter provided, one-third of the moneys received by him from the Secretary of State under the provisions of this act, and shall credit the remaining two-thirds of the account of the state highway fund. Provided, however, that the state treasurer shall first deduct from all the moneys received by him from the secretary of state the cost of tags, clerk hire, printing, postage, express and other expenses, as estimated by the said secretary of state."

And when so amended, recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF THE SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

Mr. President:

Your Committee on Railroads, to whom was referred:

Senate Bill No. 291.

A Bill for an Act Defining the Duties of Railroads, Railroad Corporations and Common Carriers, Requiring Greater Publicity as to the Rates and Charges of Such Railroads, Railroad Corporations and Common Carriers; Requiring the Quotation of Rates in Writing, and Providing Penalties for Misquotation of Rates and Further Defining the Powers and Duties of the Board of Railroad Commissioners, Increasing Its Jurisdiction, and Conferring the Power to Suspend Advances in Rates, and Placing the Burden of Proof as to the Reasonableness of Rates Advanced After the Passage of This Act on the Common Carrier, and to Amend Sections 4709, 4711, 4724, 4729, 4741, 4743, 4744 and 4745, and to Repeal Sections 4725, 4726, 4727, 4731, 4732, 4740 and 4742 of the Compiled Laws of 1913.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 1 of the title insert the words "and re-enact" after the word "amend."

After the enacting clause in the printed bill insert the following:

"Section 1. Amendment. That Section 4709 of the Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:"

In line 32, page 2, Section 4709 of the printed bill, strike out the comma after the word "railroads" and insert in lieu thereof a period, and strike out the remainder of lines 32 and 33.

Before Section 4711 of the printed bill, insert the following:

"Section 2. Amendment. That Section 4711 of the Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:"

Before Section 4724, line 1, page 3 of the printed bill, insert the following:

"Section 3. Amendment. That Section 4724 of the Compiled Laws of North Dakota is hereby amended and re-enacted to read as follows:"

Before Section 4729, line 1, page 8 of the printed bill, insert the following:

"Section 4. Amendment. That Section 4729 of the Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:"

Before Section 4791, line 1, page 9 of the printed bill, insert the following:

"Section 5. Amendment. That Section 4791 of the Compiled Laws of North Dakota for the year 1913 is hereby amended and re-enacted to read as follows:"

On page 14 of the printed bill, insert a new section to read as follows:

"Section 6. Repeal. That Sections 4725, 4726, 4727, 4731, 4732, 4740, 4742 of the Compiled Laws of North Dakota for the year 1913 are hereby repealed.

And when so amended, recommend that the same do pass.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 98.

A Bill for an Act Amending Section 287 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of School Funds on Farm Lands.

Have had the same under consideration, and recommend that the same be amended as follows:

Amend the introductory clause by striking out the same and inserting in lieu thereof, the following: "Introduced by Messrs. Kirkeide, Cahill and Morkrid."

Strike out everything after the words "A Bill," and insert in lieu thereof the following: "For an Act to Amend and Re-Enact Section 287 of the Compiled Laws of North Dakota for the year 1913, Relating to the Investment of School Funds on Farm Lands.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. AMENDMENT.) That Section 287 of the Compiled Laws of North Dakota for the year 1913, be amended and re-enacted to read as follows:

Section 287. BOARD INVESTS FUNDS. COMPENSATION OF BOARD. CONDITION OF LOANS.) Said board shall have power, and it is made its duty from time to time to invest any money belonging to the permanent funds of the

common schools, university, school of mines, reform school, agricultural college and the school for the deaf and dumb, normal schools and other permanent funds derived from the sale of public land or from any other source, in bonds of school corporations or of counties, or of townships, or of municipalities within the state, bonds issued for the construction of drains under the authority of law within the state, bonds of the United States, bonds of the State of North Dakota, bonds of other states; provided, such states have never repudiated any of their indebtedness, or in first mortgage on farm lands in this state, not exceeding in amount one-third of the actual value of any subdivision on which the same may be loaned, such value to be determined by the board of appraisal of school lands; provided, at least one-third of the whole amount of the several permanent funds aforesaid as computed by the commissioner of university and school lands at the end of each fiscal year, shall be invested in first mortgages on cultivated farm lands in this state, if there is a sufficient demand for investment in such loans; provided, further, that for said services as such board of appraisal, the county auditor and county superintendent of schools shall receive only their necessary traveling expenses, but that the chairman of the board of county commissioners shall be entitled to the same mileage and per diem as when serving on the board of county commissioners. The first mortgages on farm lands in this state shall be made only in the manner following, to-wit:

1. The first mortgage on farm lands and each of them, shall run for a period of time not to exceed twelve years, and the funds so invested shall bear interest at the rate of five per cent per annum, payable annually to the county treasurer of the county in which such lands are located. For the first five years payments shall consist only of interest, paid annually, and commencing with the sixth year the interest shall be paid annually as above stated, and the borrower shall have his option of paying ten per cent or any multiple thereof of the principal at any interest bearing date, and the interest when paid shall be covered into and become a part of the interest and income fund.

2. That it shall be optional with the borrower to negotiate such loan as prescribed in subdivision one of this section, or as hereinafter provided. The first mortgage on farm loans may be made to run for a period of time not to exceed twenty-five years, and the fund so invested shall bear interest at five per cent on the amount due on the mortgage payable annually to the treasurer of the county in which such lands are located. Provided that where a loan is made for twenty-five years, five per cent of the principal shall be paid at the time and place, providing for the payment of the annual interest during the life of the loan, and until the principal has been fully paid. After five years, such mortgage may be satisfied by the payment of four per cent or any multiple of four per cent of the original amount due thereon without requiring the payment of any interest in advance.

3. First mortgage loans will only be made upon cultivated lands within the state and to persons who are actual residents thereof, and in no case on lands of which the appraised value is less than ten dollars per acre, and in sums not more than five thousand dollars, to any person, firm or corporation.

4. Any or all of said mortgages may be satisfied at any time after three years from the date when made on payment of the whole amount due thereon, provided, if the loan is sought to be paid off in full previous to the time specified for payment in the contract, then the party so paying said loan shall pay in addition to the principal and interest then due on said loan the interest on the principal for six months in advance of date of such payment. All proceedings in regard to investments in first mortgages as provided in this chapter shall conform to and be governed by the laws of the State of North Dakota in such case made and provided. Said board of university and school lands shall not purchase or approve the purchase of any bonds or mortgages except at a legal session thereof, not unless every member of the board is notified by the secretary of said board in time to be present at such meeting, and notified also that the question of purchasing or acting on a proposition for the purchase of certain bonds or mortgages is to be considered at the meeting, not unless a majority of all the members vote in favor of such a purchase, and the vote on the purchase of every bond and mortgage shall be taken by the yeas and nays and shall be duly recorded in the books of the board.

"Section 2. PROCEDURE IN NEGOTIATING AND COMPLETING A LOAN.) The borrower shall submit to the state land commissioner an application stating the amount he wishes to borrow and giving other information as to the land and character thereof on a blank, prepared and furnished by the Land Commissioner, together with an appraisal of the land signed by at least two members of the county board of appraisal and other information which may be required by the Land Commissioner to be furnished by said board. Such application and appraisal shall be presented to the board of university and school lands at their next meeting for consideration. Immediately after a loan is authorized the Land Commissioner shall notify the applicant in writing, stating the amount that will be loaned. If the amount is satisfactory to the applicant he shall present the attorney general of the state an abstract continued to date.

The Attorney General shall carefully examine same and ascertain the amount necessary to release each encumbrance, if any. The applicant shall also execute and deliver to the Attorney General, a mortgage and note executed by the owner of said premises, by wife or husband, as the case may be, with the State of North Dakota as mortgagee. The mortgage shall be recorded and abstract continued to a date subsequent. The Attorney General shall then certify in duplicate to the Land Commissioner and States Auditor as to the condition of the title and as to the amount or amounts necessary to release each encumbrance, and deliver the certificates, abstract, mortgage and note to the State Auditor. If the Attorney General finds the title satisfactory and that the encumbrances do not exceed the amount of the loan, he shall place the certificate and abstract before the state auditor, who shall draw his warrant in favor of the county treasurer of the county in which the loan is made for the amount of the loan. The county treasurer shall obtain and file with the proper county officers the releases necessary to release the land from all encumbrances, as stated in the certificate. The county treasurer shall also ascer-

tain the amount of the unpaid recording, appraisal, and abstract fees in connection with the loan, and file a statement of such fees with the State Auditor. The county treasurer shall then draw warrants disbursing the proceeds of the loan in the following manner:

First. To each of the parties holding an encumbrance against the property, if any, the amount thereof;

Second. The balance to the applicant, and shall cause all releases to be recorded and continued on the abstract and forward to the State Auditor, the abstract and all other instruments in connection with the loan."

And when so amended, recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Senate Bill No. 301.

A Bill for an Act Amending and Re-Enacting Section 696 of the Compiled Laws of North Dakota, 1913, Relating to Filling Vacancies.

Have had the same under consideration, and recommend that the same be amended as follows:

In Section 1 of the printed bill, strike out all of lines 6, 7, 8 and 9 and insert in lieu thereof the following: "1. In the office of State's Attorney in which a vacancy has occurred by reason of removal under Section 685 of the Compiled Laws of North Dakota for the year 1913, by the Board of County Commissioners by and with the advice and consent of the Governor."

And when so amended, recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Senate Bill No. 286.

A Bill for an Act to Establish a Farm Labor Employment Bureau, to Authorize and Empower Such Bureau to Make All Necessary Rules and Regulations for the Conduct of Its Business, to Prescribe the Duties of Its Officers, to Make Criminal Employment of Farm Labor Without Furnishing Information as to Rights Acquired by Employment Through Bureau and to Fix Penalty Therefor, to Define, Prescribe and Regulate Rights and Conditions Upon Which Farm Laborer's Lien May Be Filed and Procedure to Be Pursued in the Filing of Same, to Make Criminal Interfering with Farm Labor and Employment Thereof, and Prescribe Penalty Therefor, and to Repeal Sections 6857, 6858 and 6880 of the 1913 Compiled Laws of North Dakota.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 4 of the title of the printed bill, after the word "officers," strike out all of the remainder of the line; all of line 5 and line 6 up to and including the word "Therefor,"

In line 10 of the title, after the word "Penalty," strike out the remainder of the title.

In section 1, line 5, of the printed bill, after the word "state" insert the following: "as soon as possible after the taking effect of this act the Commissioner of Agriculture and Labor shall appoint a qualified elector of the state, who shall have had experience in actually managing and directing farm labor, who shall be manager of the North Dakota Farm Labor Employment Bureau. Said manager's term of office to be from the date of his appointment until the first Monday in January in the odd numbered year next after his appointment, and until his successor qualifies.

It shall be optional with the board of county commissioners of each of the counties in the state, at their first meeting, after the taking effect of this act, and at its January meeting thereafter, to appoint a qualified elector of the county as county manager of the Bureau, who shall hold office until the first Monday in January next after his appointment, unless sooner removed by the said board of county commissioners.

The manager of the State Bureau shall make monthly reports to the Commissioner of Agriculture and Labor, giving all data and information to the said Commissioner that said Commissioner shall deem necessary to be preserved in the permanent records in the office of said commissioner.

In Section 2, line 2 of the printed bill, strike out the word "shall."

In Section 2, line 3 of the printed bill, strike out the word "his" and insert the word "the"; and also strike out the word "each" and insert the word "any."

In Section 2, line 4 of the printed bill, strike out the words "outside his county seat."

In Section 4, line 10 of the printed bill, after the word "seat" insert the following words: "or such other place as designated by the County Commissioners."

In Section 5, line 12 of the printed bill, strike out the words "and wages."

In Section 7, line 3 of the printed bill, after the word "bureau" insert the following: "in any capacity;" and also strike out the words "in the capacity of."

In Section 7, line 4 of the printed bill, strike out the words "a farm laborer or as cook."

In Section 7, line 13 of the printed bill, after the word "employed," strike out the remainder of the line.

In Section 8, line 15 of the printed bill, strike out all thereof.

In Section 9, line 5 of the printed bill, after the word "mortgagee" insert the following: "and notify the employer immediately after filing said lien."

In Section 10, line 1 of the printed bill, after the word "by" insert the word "lien."

In Section 11, line 12 of the printed bill, after the word "therewith" insert the following: "said lien not to exceed the total amount of the threshing bill on said crops."

In Section 13, line 6 of the printed bill, after the period ".", add the following: "and notify the employer immediately after filing said lien."

In Section 15, of the printed bill, strike out all of lines 4 and 5 and line 6 up to and including the word "to."

In Section 15, line 9 of the printed bill, after the word "had" strike out the words: "or hiring employees."

In Section 15, line 12 of the printed bill, after the word "days" insert the following: "or at hard labor upon the public streets or highways for twenty days."

In Section 16, line 9 of the printed bill, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,000.00."

In Section 17, line 11 of the printed bill, strike out the word "each" and insert in lieu thereof the word "such."

In Section 17, line 31 of the printed bill, after the word "to" strike out the words "be held by" and insert the following: "be covered into the General Fund."

In Section 17 of the printed bill, strike out all of line 32 and 33 up to and including the period "."

In Section 17, line 35 of the printed bill, strike out the words "three thousand dollars" and insert in lieu thereof "two thousand four hundred dollars."

In Section 17, line 38 of the printed bill, after the period "." add the following: "Provided that said expenses shall not exceed the sum of fifteen hundred dollars in any one year."

In Section 18, line 1 of the printed bill, strike out the figures "\$5,000.00" and insert in lieu thereof "\$4,000.00;" also in same line after the word "annually" insert the following: "for the biennial period."

In Section 19, of the printed bill, strike out lines 4, 5, 6 and 7.

Strike out all of Section 20 of the printed bill, and insert in lieu thereof the following: "All rights to a lien herein provided shall not in any manner to abrogate the rights to a lien provided for in Chapter 98 of the Civil Code of the Compiled Laws of the State of North Dakota for the year 1913."

In Section 21, line 2 of the printed bill, after the words "preservation of the" insert the following: "Public peace, health and."

And when so amended recomend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON MILITARY AFFAIRS

The Committee on Military Affairs made the following report:

Mr. President:

Your Committee on Military Affairs, to whom was referred:
Senate Bill No. 323.

* * * * *

Have had the same under consideration, and recommend that the same do pass.

FRANK H. HYLAND,
Acting Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

Mr. President:

Your Committee on Elections, to whom was referred:
Senate Bill No. 282.

A Bill for an Act to Amend and Re-Enact Section 1014 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Duty of the Secretary of State to File and Publish Abstract of Votes.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

F. T. GRONVOLD,
Chairman.

Mr. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON COUNTIES

The Committee on Counties made the following report:

Mr. President:

Your Committee on Counties, to whom was referred:
Senate Bill No. 211.

A Bill for an Act to Amend Sections 3, 5 and 7 of Chapter 112 of the Session Laws of North Dakota for the Year 1915, Relating to Salaries of County Officials.

Have had the same under consideration, and recommend that the same be amended as follows:

In Section 1, lines 9 and 10 of the printed bill, strike out the word "sixteen" and insert in lieu thereof the word "fifteen."

Also in Section 3, line 12, strike out the word "six" and insert in lieu thereof the word "seven."

Also in lines 12, 13 and 14, strike out the following: "six hundred dollars in counties having a population exceeding six thousand and not exceeding seven thousand."

Also in Section 7 of the printed bill, in line 8, strike out the words "twelve hundred and twenty" and insert in lieu thereof the words "one thousand."

Also in line 10 of the same section, strike out the words "thirteen hundred fifty" and insert in lieu thereof the words "twelve hundred."

In line 12 of the same section, strike out the words "fifteen hundred" and insert in lieu thereof the words "thirteen hundred."

And also in line 13, strike out the word "sixteen" and insert in lieu thereof the word "fourteen."

In line 15, strike out the word "eighteen" and insert in lieu thereof the word "fifteen."

Also in line 17, strike out the words "one thousand nine hundred" and insert in lieu thereof the words "sixteen hundred."

Also in line 19, strike out the words "two thousand" and insert in lieu thereof the words "seventeen hundred."

Also in line 21, strike out the words "twenty-one hundred" and insert in lieu thereof the words "eighteen hundred."

Also in line 23, strike out the words "twenty-two hundred" and in lieu thereof insert the words "two thousand."

In line 28 and 29, strike out the words "thirteen hundred and fifty" and insert in lieu thereof the words "six hundred."

And when so amended, recommend that the same do pass.

THOMAS PENDRAY,
Chairman.

Mr. Pendray moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 263.

A Bill for an Act Converting the State Terminal Elevator Fund Back to the General Fund of the State.

Have had the same under consideration, and recommend that the same be amended as follows:

Strike out all of Section 1 and insert the following:

"SECTION 1. WHEREAS, by Section 2072 of the Compiled Laws of 1913 there was established a special fund known as the 'State Terminal Elevator Fund' which was designated to be used for the following and no other purposes, to-wit:

"For the erection, purchase, leasing, equipment, maintenance and operation of a terminal elevator system or systems in the State of Minnesota, or in the State of Wisconsin or in both said states, and for the operation of the same; and,

"WHEREAS, by Chapter 258 of the Session Laws of North Dakota for the year 1915, the levy theretofore existing for such terminal elevator fund was repealed; and thereunder there was made a special levy of the sum of one thousand dollars for the years 1915 and 1916 to be converted into a special fund to be known as the 'State Terminal Elevator Fund,' which shall be used for the following and no other purposes, viz., for the erection, purchase, equipment, maintenance and operation, and for investigation as to the practicability of a terminal elevator or elevators in the State of North Dakota, Minnesota, or Wisconsin; and,

"WHEREAS, It is deemed proper to designate by legislative action the purposes for which said Terminal Elevator Funds as above mentioned shall be used,

"Therefore, the said Terminal Elevator Funds shall be used for the following and no other purposes, viz.:

"For the erection, purchase, leasing, equipment, maintenance and operation of a terminal elevator system or systems in the State of North Dakota, in the State of Minnesota, or in the State of Wisconsin, or in all or any of said states, and for the operation of the same.

"SECTION 2. REPEAL. All acts or parts of acts in conflict with the provisions hereof are hereby repealed."

And when so amended, recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 85.

A Bill for an Act Amending Section 10136 of the 1913 Compiled Laws, Making It Unlawful to Receive, Carry or Deliver Any Intoxicating Liquors to or for Any Person Within or Into This State for Any Purpose, and Prescribing the Procedure for Enjoining Such Receipt, Carrying or Delivery of Intoxicating Liquors by an Action in Equity.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 34; nays, 13; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Carey	King	Pendray
Ellingson	Kirkeide	Ployhar
Ettestad	Kretschmar	Porter
Gibbens	Levang	Putnam
Gronvold	Lindstrom	Rowe
Haggart	McGray	Sikes
Hamerly	McLean	Stenmo
Heckle	Mortenson	Welford
Hemmingsen	Murphy	Wenstrom
Hunt		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beck	McBride	Mostad
Cahill	McCarten	Nelson, G. Forks
Drown	Martin	Young
Englund	Morkrid	Zieman
Hamilton		

Absent and not voting:

Messrs.	Messrs.
Sandstrom	Thoreson

So the bill passed, and the title was agreed to.

Mr. Hyland moved that the President appoint a committee of three, to act with a like committee of three from the House to consider the time to which recess shall be taken.

Which motion prevailed, and the President appointed as such committee Messrs. Hyland, Drown and Sikes.

Mr. Murphy moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FIFTIETH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 20, 1917.

The Senate convened at 2 o'clock P. M.; the President presiding.

Prayer was offered by the Chaplain, Rev. Jackson.

Roll call.

All members present, except Messrs. Sandstrom and Thoreson.

Mr. Cahill moved that all absent members be excused.

Which motion prevailed, and they were excused.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 20, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 404.

A Bill for an Act Making an Appropriation for Certain Outstanding Indebtedness Incurred for the Improvement of White Stone Battlefield.

Also House Bill No. 372.

A Bill for an Act Relating to the Validation of Certain Defective Proceedings in the Incorporation of Cities, and Relating to Defective Proceedings to Affect the Extension of the Limits Thereof.

Also House Bill No. 425.

A Bill—A Concurrent Resolution—For the Amendment of the Constitution, to Provide Methods for Future Amendment of the Constitution, Either by the Legislative Assembly or Direct Powers of the People at the Polls, and Limiting the Powers of Both.

Also House Bill No. 299.

A Bill for an Act to Establish a Revolving Fund in the Pure Food Department of the State, and Providing Regulations Therefor.

Also House Bill No. 260.

A Bill for an Act Validating Certain General and Special Elections in Villages, and Bonds and Warrants Issued by the Corporate Authorities Thereof in Pursuance of Such Elections.

Also House Bill No. 388.

A Bill for an Act to Amend and Re-Enact Section 10105 of the Compiled Laws of the State of North Dakota, 1913, Defining Intoxicating Liquors.

Also House Bill No. 428.

A Bill for an Act to Amend and Re-Enact Section 1240 of the Compiled Laws of 1913 of the State of North Dakota, Relating to Territory to Be Attached to Special School Districts.

Also House Bill No. 362.

A Bill for an Act to Amend and Re-Enact Section 1816 of the Compiled Laws of North Dakota for 1913, Prescribing the Manner of Payment of Appropriation for the State Educational Institutions for Maintenance and Other Purposes, and Defining the Powers and Duties of the Board of Regents so far as They May Pertain to the Disbursement of Appropriations.

Also House Bill No. 282.

A Bill for an Act to Amend and Re-Enact Section 10122 of the Compiled Laws of North Dakota for 1913, Relative to Prohibition.

Also House Bill No. 304.

A Bill for an Act Providing Funds for the School of Mines for Necessary Equipment and the Work and Maintenance of the Investigations and Tests of the Clays of the State to Show Their Value and Methods of Utilization for Industrial Purposes, and Making an Appropriation Therefor.

Also House Bill No. 247.

A Bill for an Act Relating to Ordinance Granting Franchise to Be Submitted to Popular Vote.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the forty-eighth day after recess have carefully examined the same, and recommend that the same be corrected as follows:

Page 5, in the last line, between "incorporated" and "or," insert "or unincorporated."

Page 11, add:

"W. J. PRATER,
"Secretary."

On page 11, at end of line 16, add name "Thoreson."

On page 21, in line 50, correct spelling of name to read "F. T. Gronvold."

On page 26, in line 45, strike out the word "Chairman."

On page 40, in line 9, strike out name "Henry McLean."

On page 44, strike out line 4.

On page 62, between lines 20 and 21, insert:

"Mr. Hyland moved that business under a call of the Senate be dispensed with.

"Which motion prevailed."

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

A petition against House Bill No. 331 and Senate Bill No. 299, signed by twenty persons, was received by Mr. Kirkeide.

REPORTS OF STANDING COMMITTEES

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 296.

A Bill for an Act to Amend and Re-Enact Section 964 of the Compiled Laws of North Dakota for the Year 1913, Relating to Distribution of Election Ballots and Notice of Election.

Also Senate Bill No. 204.

A Bill for an Act to Amend and Re-Enact Section 3307 of the Compiled Laws of North Dakota for the Year 1913, Relating to Official Newspapers.

Also Senate Bill No. 156.

A Bill for an Act to Appropriate \$50,000 Out of the Local Funds of the Mayville Normal School at Mayville, Either Accumulated or to Be Accumulated, Which May Under the Law Be Available, Which Sum (in Addition to the Appropriation of \$25,000 Named in the General Appropriations Bill), Shall Be Used in the Construction, Equipment and Furnishing of a New Dormitory; and Authorizing, Empowering and Directing the State Board of Regents to Expend From Any Local Funds of the Mayville Normal School, Either Accumulated or to be Accumulated, Not to Exceed Such an Amount From Local Funds That May Under the Law Be Available for the Purpose of Erecting, Equipping, and Furnishing a New Dormitory at the Mayville Normal School.

Also Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Frequency of Holding Elections for the Removal of County Seats, and Prescribing Vote Required for

Removal of County Seats in Counties Where County Seats Are Not Located on a Railroad.

And find the same correctly re-engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 155.

A Bill for an Act Prescribing That All Fees Collected by the State Board of Examiners Shall Be Paid Into the General Fund of the State of North Dakota; Prescribing That All Expenditures Hereinafter Appropriated for Shall Be in Accordance with Laws Now Governing Other State Expenditures, and Appropriating \$12,000 to Pay the Expenses Incurred Under the Authority of the State Board of Examiners as Set Forth in Sections 1357 and 1377, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 177.

A Bill for an Act to Appropriate \$10,000.00 to Missouri Slope Agricultural and Fair Association at Mandan for the Fairs to Be Held in 1918 and 1919, as Authorized by Sections 1860 and 1866, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 166.

A Bill for an Act to Appropriate \$120,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of 1913 for North Dakota, and to Meet Other Requirements Prescribed by the Federal Statutes.

Also Senate Bill No. 86.

A Bill for an Act to Provide for the Accommodation and Protection of the Person or Persons Accompanying Live Stock Shipments, and Providing Penalty for Failure to Comply with the Provisions of This Act.

Also Senate Bill No. 167.

A Bill for an Act to Appropriate \$1,000.00 for the Improvement of the Military Grounds at Devils Lake.

Also Senate Bill No. 319.

A Bill for an Act to Amend and Re-Enact Section 11162 of the Compiled Laws for 1913, as Amended by Section 1, Chapter 160, Session Laws for 1915, Relating to Return of Fugitives From Justice.

Also Senate Bill No. 239.

A Bill for an Act to Amend and Re-Enact Sections 624 and 627 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Commissioner of Noxious Weeds.

Also Senate Bill No. 312.

A Bill for an Act to Repeal Section 2118 of the 1913 Compiled Laws of North Dakota, Relating to Manner of Listing Property Subject to Taxation.

Also Senate Bill No. 208.

A Bill for an Act Relating to the Manufacture and Sale of Sleighs.

Also Senate Bill No. 311.

A Bill for an Act Relating to Drains, Drainage and Proceedings in Regard to Same.

Also Senate Bill No. 207.

A Bill for an Act Requiring the Owners of Personal Property to Notify the County Treasurer of the Sale of Such Property at Public Auction; Providing for the Collection of Their Personal Property Taxes, and Prescribing Dates of Auctioneers in Relation Thereto.

Also Senate Bill No. 135.

A Bill for an Act Permitting Co-Operative and Assessment Life Associations to Transact Business Within This State; Permitting Associations Operating On Such Plans to Transact Business in This State, and Providing a Method for Valuing Their Policies.

Also Senate Bill No. 278.

A Bill for an Act to Amend and Re-Enact Section 8601 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Payment of a Certain Sum to the Wife and Children of a Person Convicted and Sentenced to Confinement on a Charge of Desertion and Non-Support.

Also Senate Bill No. 47.

A Bill for an Act Prohibiting Any Person Who Seeks Employment in This State from Making Any Misrepresentations Regarding His Affiliation with Certain Organizations to Any Person, Firm or Corporation Seeking to Employ Him, or from Whom He Seeks Employment, and Providing Penalty Therefor.

Also Senate Bill No. 122.

A Concurrent Resolution.

Also Senate Bill No. 256.

A Bill for an Act Providing for a State Civil Service Commission. Prescribing the Duties Thereof; Providing for State and County Civil Service, and Making an Appropriation Therefor.

Also Senate Bill No. 230.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Create a Fund Which May Be Loaned for the Purpose of Erecting and Operating One or More Combined Elevators and Flour Mills Within the State of North Dakota, and to Levy a Tax Therefor.

Also Senate Bill No. 308.

A Concurrent Resolution Amending and Re-Enacting Section 185 of Article 12 of the Constitution of the State of North Dakota, Providing That the State May Extend Aid in the Establishment of Industrial Enterprises.

Also Senate Bill No. 120.

A Bill for an Act Providing for the Construction of the State Constitution of North Dakota, So as to Make Operative and Self-Executing Paragraph 2 of Section 202.

Also Senate Bill No. 139.

A Bill for an Act to Provide for the Eradication of Certain Bushes and Hedges, Commonly Known as Barberry Bushes, in Order to Provide for the Control and Lessening of Damage by Rust to Wheat and Other Cereals and Grasses, Making an Appropriation for the Enforcement of This Act and Providing Penalty.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 227.

A Bill for an Act Providing for the Taxation of Inheritance Devises, Bequests, Legacies and Gifts, and Fixing the Rate Thereof; and Providing for the Manner of Payment and Manner of Enforcing the Payment Thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 39; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	Mortenson
Beck	Heckle	Mostad
Benson	Hemmingsen	Murphy
Cahill	Hunt	Nelson, G. Forks
Carey	Hyland	Nelson, Richland
Drown	Jacobsen	Pendray
Ellingson	King	Porter
Englund	Kirkeide	Putnam
Ettestad	Levang	Sikes
Gibbens	Lindstrom	Stenmo
Gronvold	McCarten	Welford
Haggart	McGray	Wenstrom
Hamerly	McLean	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Paulson	Ployhar	Young
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Kretschmar	Morkrid	Sandstrom
McBride	Rowe	Thoreson
Martin		

So the bill passed, and the title was agreed to.

Senate Bill No. 245.

A Bill for an Act Providing for the Registration of Architects and for Regulating the Practice of Architecture as a Profession in the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 21; nays, 18; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Murphy
Beck	Hyland	Nelson, G. Forks
Cahill	Jacobsen	Nelson, Richland
Carey	King	Paulson
Englund	Levang	Ployhar
Gronvold	Lindstrom	Porter
Haggart	McLean	Putnam

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hemmingsen	Sikes
Drown	Hunt	Stenmo
Ellingson	Kirkeide	Welford
Ettestad	Morkrid	Wenstrom
Hamerly	Mortenson	Young
Hamilton	Pendray	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	McGray	Rowe
Kretschmar	Martin	Sandstrom
McBride	Mostad	Thoreson
McCarten		

So the bill was lost.

Senate Bill No. 143.

A Bill for an Act to Amend and Re-Enact Section 7643 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Direction of Verdicts in the District Courts of the State.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 35; nays, 5; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	Mortenson
Beck	Hemmingsen	Mostad
Benson	Hunt	Murphy
Cahill	Hyland	Nelson, G. Forks
Carey	Jacobsen	Ployhar
Drown	King	Porter
Ellingson	Kirkeide	Putnam
Englund	Lindstrom	Sikes
Ettestad	McCarten	Stenmo
Gronvold	McLean	Welford
Haggart	Martin	Wenstrom
Hamerly	Morkrid	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Heckle	Pendray	Zieman
Paulson	Young	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	McBride	Rowe
Kretschmar	McGray	Sandstrom
Levang	Nelson, Richland	Thoreson

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 20, 1917.

Mr. President:

I have the honor to inform you that the House has con-

curred in the Senate concurrent resolution, introduced by Senator McCarten, relating to the free distribution of seeds.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 142.

A Bill for an Act for the Purpose of Perpetuating the Testimony of Injured Persons in Actions and Proceedings in the Courts of the State.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mostad
Beck	Jacobsen	Murphy
Benson	King	Nelson, Richland
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Rowe
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Zieman
Hemmingsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hyland	Paulson	Young
Lindstrom		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Nelson, G. Forks	Thoreson
Gibbens	Sandstrom	

So the bill passed, and the title was agreed to.

Senate Bill No. 155.

A Bill for an Act Prescribing That All Fees Collected by the State Board of Examiners Shall Be Paid Into the General Fund of the State of North Dakota; Prescribing That All Expenditures Hereinafter Appropriated for Shall Be in Accordance with Laws Now Governing Other State Expenditures, and Appropriating \$12,000 to Pay the Expenses Incurred Under the Authority of the State Board of Examiners as Set Forth in Sections 1357 and 1377, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Welford
Hamerly	Martin	Wenstrom
Hamilton	Morkrid	Young
Heckle	Mortenson	Zieman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Mostad	Thoreson
McBride	Sandstrom	

So the bill passed, and the title was agreed to.

Senate Bill No. 177.

A Bill for an Act to Appropriate \$10,000.00 to Missouri Slope Agricultural and Fair Association at Mandan for the Fairs to Be Held in 1918 and 1919, as Authorized by Sections 1860 and 1866, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hunt	Nelson, G. Forks
Benson	Hyland	Nelson, Richland
Cahill	Jacobsen	Paulson
Carey	King	Pendray
Drown	Kirkeide	Ployhar
Ellingson	Kretschmar	Porter
Englund	Lindstrom	Putnam
Ettestad	McCarten	Rowe
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Welford
Hamilton	Morkrid	Young
Heckle	Mortenson	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Mostad	Thoreson
Levang	Sandstrom	Wenstrom
McBride		

So the bill passed, and the title was agreed to.

Senate Bill No. 166.

A Bill for an Act to Appropriate \$120,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of 1913 for North Dakota, and to Meet Other Requirements Prescribed by the Federal Statutes.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Welford
Hamilton	Martin	Wenstrom
Heckle	Morkrid	Young
Hemmingsen	Mortenson	Zieman
Hunt	Mostad	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Nelson, Richland	Thoreson
Hamerly	Sandstrom	

So the bill passed, and the title was agreed to.

Senate Bill No. 86.

A Bill for an Act to Provide for the Accommodation and Protection of the Person or Persons Accompanying Live Stock Shipments, and Providing Penalty for Failure to Comply with the Provisions of This Act.

Was read the third time.

Mr. Lindstrom offered the following amendment to Senate Bill No. 86:

In line 4 of Section 1 of the engrossed bill, strike out the word "ten" and insert in lieu thereof the word "twenty-five."

Mr. Lindstrom moved the adoption of the amendment.

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Drown	Hamerly
Beck	Ellingson	Hamilton
Benson	Englund	Heckle
Cahill	Ettestad	Hemmingsen
Carey	Haggart	Hunt

Messrs.	Messrs.	Messrs.
Hyland	McLean	Porter
Jacobsen	Morkrid	Putnam
King	Mortenson	Rowe
Kirkeide	Mostad	Sikes
Kretschmar	Murphy	Stenmo
Levang	Nelson, G. Forks	Welford
Lindstrom	Paulson	Wenstrom
McBride	Pendray	Young
McCarten	Ployhar	Zieman
McGray		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Martin	Sandstrom
Gronvold	Nelson, Richland	Thoreson

So the bill passed, and the title was agreed to.

Senate Bill No. 167.

A Bill for an Act to Appropriate \$1,000.00 for the Improvement of the Military Grounds at Devils Lake.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Kretschmar	Sandstrom
Hamerly	Nelson, Richland	Thoreson

So the bill passed, and the title was agreed to.

Senate Bill No. 319.

A Bill for an Act to Amend and Re-Enact Section 11162 of the Compiled Laws for 1913, as Amended by Section 1, Chapter 160, Session Laws for 1915, Relating to Return of Fugitives from Justice.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McBride	Putnam
Ettestad	McCarten	Rowe
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamilton	Martin	Welford
Heckle	Morkrid	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman

Those voting in the negative were: Mr. Englund

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Kretschmar	Sandstrom
Hamerly	Mortenson	Thoreson

So the bill passed, and the title was agreed to.

Senate Bill No. 312.

A Bill for an Act to Repeal Section 2118 of the 1913 Compiled Laws of North Dakota, Relating to Manner of Listing Property Subject to Taxation.

Was read the third time.

Mr. Paulson moved that Senate Bill No. 312 be indefinitely postponed.

Which motion prevailed, and the bill was indefinitely postponed.

Senate Bill No. 239.

A Bill for an Act to Amend and Re-Enact Sections 624 and 627 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Commissioner of Noxious Weeds.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 14; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	King	Pendray
Benson	Levang	Ployhar
Cahill	McBride	Putnam
Carey	McCarten	Rowe
Englund	McLean	Sikes
Hamerly	Mortenson	Stenmo
Heckle	Mostad	Welford
Hemmingsen	Murphy	Wenstrom
Hyland	Nelson, G. Forks	Zieman
Jacobsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	Hunt	Nelson, Richland
Ellingson	Kirkeide	Paulson
Ettestad	McGray	Porter
Gronvold	Martin	Young
Hamilton	Morkrid	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Sandstrom
Gibbens	Lindstrom	Thoreson
Haggart		

So the bill passed, and the title was agreed to.

Senate Bill No. 208.

A Bill for an Act Relating to the Manufacture and Sale of Sleighs.

Was read the third time.

Mr. Kirkeide moved that Senate Bill No. 208 be indefinitely postponed.

Roll call was demanded.

The question being on the motion to indefinitely postpone Senate Bill No. 208, the roll was called and there were ayes, 26; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Hemningsen	Murphy
Benson	Kirkeide	Paulson
Drown	Levang	Pendray
Englund	Lindstrom	Sikes
Ettestad	McCarten	Stenmo
Gronvold	McLean	Welford
Haggart	Morkrid	Young
Hamerly	Mortenson	Zieman
Hamilton	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Cahill	King	Ployhar
Carey	Kretschmar	Porter
Ellingson	McBride	Putnam
Heckle	McGray	Rowe
Hunt	Martin	Wenstrom
Hyland	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Sandstrom	Thoreson

So the motion prevailed, and the bill was indefinitely postponed.

Senate Bill No. 311.

A Bill for an Act Relating to Drains, Drainage and Proceedings in Regard to Same.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	Kirkelde	Paulson
Cahill	Kretschmar	Pendray
Carey	Levang	Ployhar
Drown	Lindstrom	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Rowe
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Welford
Heckle	Morkrid	Wenstrom
Hemmingsen	Mortenson	Young
Hunt	Murphy	Zieman

Those voting in the negative were: Mr. Ettestad.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	King	Sandstrom
Gibbens	Mostad	Thoreson
Hamilton		

So the bill passed, and the title was agreed to.

Mr. McCarten offered the following amendment to the emergency clause on Senate Bill No. 311:

In line 1 of Section 8, after word "Whereas" insert "it is necessary for the immediate peace, health and safety."

Mr. McCarten moved the adoption of the amendment.

Which motion prevailed, and the bill was so amended.

Senate Bill No. 311.

A Bill for an Act Relating to Drains, Drainage and Proceedings in Regard to Same.

The question being on the emergency clause to Senate Bill No. 311, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkelde	Ployhar
Drown	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gronvold	McCarten	Sikes
Haggart	McGray	Stenmo
Hamerly	McLean	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Martin	Sandstrom
Gibbens	Nelson, Richland	Thoreson
Kretschmar		

So the emergency clause passed as amended.

Senate Bill No. 207.

A Bill for an Act Requiring the Owners of Personal Property to Notify the County Treasurer of the Sale of Such Property at Public Auction; Providing for the Collection of Their Personal Property Taxes, and Prescribing Dates of Auctioneers in Relation Thereto.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Cahill	Kirkeide	Paulson
Carey	Kretschmar	Pendray
Drown	Levang	Ployhar
Englund	Lindstrom	Porter
Ettestad	McBride	Putnam
Gronvold	McCarten	Sikes
Haggart	McGray	Stenmo
Hamerly	McLean	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	King	Rowe
Ellingson	Martin	Sandstrom
Gibbens	Morkrid	Thoreson

So the bill passed, and the title was agreed to.

Senate Bill No. 135.

A Bill for an Act Permitting Co-Operative and Assessment Life Associations to Transact Business Within This State; Permitting Associations Operating on Such Plans to Transact Business in This State, and Providing a Method for Valuing Their Policies.

Was read the third time.

Mr. Jacobsen moved that Senate Bill No. 135 be indefinitely postponed.

Which motion was lost.

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 14; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	McGray
Beck	Hemmingsen	Martin
Benson	Hunt	Mortenson
Cahill	Hyland	Mostad
Carey	King	Pendray
Ellingson	Kirkeide	Putnam
Englund	Levang	Sikes
Ettestad	Lindstrom	Wenstrom
Hamerly	McCarten	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gronvold	Murphy	Rowe
Heckle	Nelson, G. Forks	Stenmo
Jacobsen	Paulson	Welford
McBride	Ployhar	Young
McLean	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Kretschmar	Sandstrom
Gibbens	Morkrid	Thoreson
Haggart	Nelson, Richland	

So the bill passed, and the title was agreed to.

Mr. Levang moved that the vote by which Senate Bill No. 135 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 278.

A Bill for an Act to Amend and Re-Enact Section 8601 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Payment of a Certain Sum to the Wife and Children of a Person Convicted and Sentenced to Confinement on a Charge of Desertion and Non-Support.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Paulson
Carey	Kretschmar	Pendray
Drown	Levang	Porter
Englund	Lindstrom	Putnam
Gronvold	McBride	Rowe
Haggart	McCarten	Sikes
Hamerly	McGray	Stenmo
Heckle	McLean	Welford
Hemmingsen	Mortenson	Wenstrom
Hunt	Mostad	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Kirkeide	Young
Hamilton	Martin	
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Cahill	Morkrid	Sandstrom
Ellingson	Nelson, Richland	Thoreson
Gibbens	Ployhar	

So the bill passed, and the title was agreed to.

Senate Bill No. 47.

A Bill for an Act Prohibiting Any Person Who Seeks Employment in This State From Making Any Misrepresentations Regarding His Affiliation With Certain Organizations to Aany Person, Firm or Corporation Seeking to Employ Him, or From Whom He Seeks Employment, and Providing Penalty Therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 32; nays, 11; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingson	Nelson, G. Forks
Beck	Hyland	Paulson
Cahill	Jacobsen	Pendray
Carey	Kirkeide	Ployhar
Ellingson	Kretschmar	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gronvold	McCarten	Stenmo
Haggart	McGray	Young
Hamerly	McLean	Zieman
Heckle	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	Levang	Sikes
Hamilton	Martin	Welford
Hunt	Mortenson	Wenstrom
King	Mostad	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Morkrid	Sandstrom
Gibbens	Nelson, Richland	Thoreson

So the bill passed, and the title was agreed to.

Mr. Kirkeide moved that the vote by which Senate Bill No. 47 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 122.

A Concurrent Resolution.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 15; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Paulson
Carey	Kirkeide	Ployhar
Ellingson	Kretschmar	Porter
Englund	Lindstrom	Putnam
Gibbens	McBride	Rowe
Grönvold	McGray	Stenmo
Haggart	McLean	Young
Heckle	Murphy	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cahill	Hunt	Mostad
Drown	King	Pendray
Ettestad	McCarten	Sikes
Hamilton	Martin	Welford
Hemmingsen	Mortenson	Wenstrom

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Morkrid	Sandstrom
Hamerly	Nelson, Richland	Thoreson
Levang		

So the bill passed, and the title was agreed to.

Mr. Paulson moved that the vote by which Senate Bill No. 122 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 256.

A Bill for an Act Providing for a State Civil Service Commission, Prescribing the Duties Thereof; Providing for State and County Civil Service, and Making an Appropriation Therefor.

Was read the third time.

Mr. McGray moved that Senate Bill No. 256 be indefinitely postponed.

Which motion was duly seconded.

Mr. Paulson asked a call of the Senate.

All members present, except Messrs. Sandstrom, Thoreson and Ellingson.

Mr. Drown moved that business under a call of the Senate be dispensed with.

Which motion prevailed.

Roll call was demanded.

The question being on the motion of Mr. McGray to indefinitely postpone Senate Bill No. 256, the roll was called and there were ayes, 27; nays, 19; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Englund	McBride	Putnam
Ettestad	McGray	Rowe
Gronvold	McLean	Stenmo
Haggart	Mostad	Young
Heckle	Murphy	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	King	Mortenson
Cahill	Levang	Nelson, G. Forks
Gibbens	Lindstrom	Pendray
Hamerly	McCarten	Sikes
Hamilton	Martin	Welford
Hemmingsen	Morkrid	Wenstrom
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Sandstrom	Thoreson

So the motion prevailed, and the bill was indefinitely postponed.

Mr. McGray moved that the vote by which Senate Bill No. 256 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Drown moved that Senate Bill No. 314 be made a special order of business for 10:30 A. M., February 21, 1917.

Which motion prevailed.

Mr. Zieman moved that the vote by which Senate Bill No. 236 was lost be reconsidered.

Which motion prevailed, and the vote was reconsidered.

Mr. Jacobsen moved that the vote by which Senate Bill No. 222 was lost be reconsidered.

Which motion prevailed, and the vote was reconsidered.

Mr. McCarten moved that the vote by which Senate Bill No. 245 was lost be reconsidered.

Which motion prevailed, and the vote was reconsidered.

Mr. McGray moved that the vote by which Senate Bill No. 288 was lost be reconsidered.

Which motion prevailed, and the vote was reconsidered.

MESSAGE FROM THE GOVERNOR

February 20, 1917.

To the Honorable Members of the Senate:

Gentlemen:

I have the honor to inform you that I have approved and

filed with the Secretary of State Senate Bill No. 105: An Act to Provide Aid for Soldiers of the North Dakota Regiment Who Have Been Stationed at the Mexican Border and Who Have No Employment Awaiting Them on Their Return, and Whose Condition Will Be Necessitous But for Such Aid; Describing the Duty of the Adjutant General and Clerks of Court, and Declaring an Emergency.

Also Senate Bill No. 81: An Act to Amend and Re-Enact Sections 9236, 9240 and 9242 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Sabbath Breaking.

Also Senate Bill No. 7: An Act Designating Temperance Day in the Public Schools of the State, and Requiring Instruction and Appropriate Exercises Relative to the History and Benefit of Prohibition Upon Said Day.

Also Senate Bill No. 18: An Act Relating to the Receipt and Filing by the Register of Deeds, of Mortgages and Assignments of Mortgages.

Very respectfully,

LYNN J. FRAZIER,
Governor.

THIRD READING OF SENATE BILLS

Senate Bill No. 230.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Create a Fund Which May Be Loaned for the Purpose of Erecting and Operating One or More Combined Elevators and Flour Mills Within the State of North Dakota, and to Levy a Tax Therefor.

Was read the third time.

Mr. McGray moved to amend Senate Bill No. 230 as follows:

Strike out all of line 10 of the printed bill after the word "such" and all of line 11, up to and including the word "and" and insert in lieu thereof the words "loanable amount in the aggregate."

Between lines 21 and 22 insert the words "or the Legislative Assembly may provide by law for the issuance of State bonds in any amount not exceeding one million five hundred thousand dollars for the purpose of creating such fund, said bonds to be created in conformity with the provisions of law as to time they may run, and establishing of sinking fund."

In-line 23 of the printed bill strike out the word "general" before the word "fund" and "of the state" after the word "fund" and insert in lieu thereof after the word "fund" the words "hereby created."

In line 24 of the printed bill strike out the words "shall be added to and become a" and insert in lieu thereof the words "and shall become."

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, G. Forks
Beck	King	Nelson, Richland
Benson	Kirkeide	Paulson
Carey	Kretschmar	Pendray
Ellingson	Levang	Ployhar
Englund	Lindstrom	Porter
Ettestad	McBride	Putnam
Gibbens	McGray	Rowe
Gronvold	McLean	Sandstrom
Haggart	Martin	Stenmo
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
McCarten	Sikes	
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Cahill	Hunt	Thoreson
Drown		

So the bill passed as amended, and the title was agreed to.

Senate Bill No. 308.

A Concurrent Resolution Amending and Re-Enacting Section 185 of Article 12 of the Constitution of the State of North Dakota, Providing That the State May Extend Aid in the Establishment of Industrial Enterprises.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 11; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	Mostad
Beck	Heckle	Nelson, Richland
Benson	Hemmingsen	Pendray
Carey	King	Putnam
Ellingson	Kirkeide	Rowe
Ettestad	Lindstrom	Sandstrom
Gibbens	McCarten	Sikes
Gronvold	Martin	Stenm
Haggart	Morkrid	Welford
Hamerly	Mortenson	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Englund	McLean	Ployhar
Hyland	Murphy	Porter
Levang	Nelson, G. Forks	Young
McGray	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Jacobsen	Thoreson
Drown	Kretschmar	Wenstrom
Hunt	McBride	

So the bill passed, and the title was agreed to.

Senate Bill No. 139.

A Bill for an Act to Provide for the Eradication of Certain Bushes and Hedges, Commonly Known as Barberry Bushes, in Order to Provide for the Control and Lessening of Damage by Rust to Wheat and Other Cereals and Grasses, Making an Appropriation for the Enforcement of This Act and Providing Penalties.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 39; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Mortenson
Beck	Hemmingsen	Mostad
Benson	Hunt	Murphy
Cahill	Hyland	Nelson, Richland
Drown	Jacobsen	Pendray
Ellingson	King	Porter
Englund	Kirkeide	Putnam
Ettestad	Levang	Rowe
Gibbens	Lindstrom	Sandstrom
Gronvold	McBride	Sikes
Haggart	McGray	Welford
Hamerly	McLean	Wenstrom
Hamilton	Morkrid	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Nelson, G. Forks	Stenmo	Young
Paulson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	McCarten	Ployhar
Kretschmar	Martin	Thoreson

So the bill passed, and the title was agreed to.

Senate Bill No. 139.

A Bill for an Act to Provide for the Eradication of Certain Bushes and Hedges, Commonly Known as Barberry Bushes, in Order to Provide for the Control and Lessening of Damage by Rust to Wheat and Other Cereals and Grasses, Making an Appropriation for the Enforcement of This Act and Providing Penalties.

The question being on the emergency clause to Senate Bill No. 139, the roll was called and there were ayes, 41; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Murphy
Beck	King	Nelson, G. Forks
Benson	Kirkeide	Nelson, Richland
Cahill	Kretschmar	Pendray
Carey	Levang	Ployhar
Ellingson	Lindstrom	Porter
Ettestad	McBride	Putnam
Gibbens	McCarten	Rowe
Gronvold	McGray	Sandstrom
Haggart	McLean	Sikes
Heckle	Martin	Welford
Hemmingsen	Morkrid	Wenstrom
Hunt	Mortenson	Zieman
Hyland	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Englund	Stenmo	Young
Paulson		
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Drown	Hamilton	Thoreson
Hamerly		

So the emergency clause passed.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

Mr. President:

Your Committee on Elections, to whom was referred:

Senate Bill No. 269.

A Bill for an Act to Amend and Re-Enact Section 1090 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Registration of Voters, and Prescribing Penalty for False Registration.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

For an act to amend and re-enact Sections 990 and 1090 of the Compiled Laws of North Dakota for the Year 1913, Relating to Elections, the Challenging of Voters, Their Registration and Prescribing Penalty for False Registration.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. Amendment). That section 990 of the Compiled Laws of North Dakota for the year 1913 is hereby amended to read as follows:

Section 990. Election Booths. False Swearing. Penalty). The inspectors of election shall provide in their respective polling places a sufficient number of booths or compartments which shall be furnished with such supplies and conveniences as to enable the voter conveniently to prepare

his ballot for voting, and in which electors may mark their ballots, screened from observation and a guard rail with an opening so constructed that only persons within such rail can approach within ten feet of the ballot boxes or booths or compartments herein provided for; provided, that the number of booths or compartments shall not be less than one for each fifty electors or fraction thereof, in the precinct. No election shall be held in a room in which spirituous or malt liquors are commonly sold. No more than one elector for each booth shall be permitted within the railing at any one time. One challenger appointed and designated from each of the political party organizations shall be entitled to stand at the opening of the railing at the outside. If any person offering to vote shall be challenged by one of such challengers or by any member of the board of election, such person shall, unless such challenge is withdrawn, stand outside and shall not vote unless he makes an affidavit that he is a legally qualified elector of the precinct, and any one who falsely swears in order to cast his vote shall be guilty of perjury, and upon conviction thereof shall be punished as prescribed in section 8702, chapter 12, penal code of the revised codes of 1905 (section 9375 herein). The expense of providing such booths or compartments and guard rails shall be a public charge and shall be provided for in the same manner as other election expenses. Provided, that in the case of challenges of absent voters the affidavit to be made by absent voters, specified in section 997, shall be received in lieu of affidavits required in the case of challenges of voters voting in person.

Section 2. Amendment.) That section 1090 of the Compiled Laws of North Dakota for the year 1913 is hereby amended to read as follows:

Section 1090. Registration of voters. When board shall meet.) The persons authorized by law or appointed pursuant to any village or city ordinance to act as judges of election in any village, city, ward or other election precinct in this state shall, together with the inspector of election for such precinct, constitute a board of registry for their respective precincts, and they shall meet on Tuesday, two weeks preceding any general election or annual city election, at nine o'clock a. m., and make a list, as hereinafter prescribed, of all persons qualified to vote at the ensuing election in such election precinct, which list when completed shall constitute and be known as the register of electors of such precinct. Any person who is a qualified voter may upon said day appear before the board and cause to be registered the name of any other qualified voter whose name for any reason has not been registered. Such person shall take an oath to the effect that he personally knows that such voter whose name he causes to be registered is qualified to vote in such election precinct, and in case he swears falsely he shall be guilty of the crime of perjury.

And when so amended recommend the same do pass.

F. T. GRONVOLD,
Chairman.

Mr. Gronvold moved that the report be adopted.

Which motion prevailed and the report of the committee was adopted.

Senate Bill No. 322.

* * * * *

Was read the third time.

Mr. Gronvold moved that further consideration of Senate Bill No. 322 be made a special order of business for 11 o'clock A. M., February 21, 1917.

Which motion was lost.

Call of the Senate.

Mr. Hyland moved that business under a call of the Senate be dispensed with.

Which motion prevailed.

Mr. Hyland moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION

In open session announcement was made that the Senate declined to confirm the appointment of F. E. Packard as member of the State Tax Commission.

Mr. Carey moved for a call of the Senate.

Which motion was lost.

Mr. Welford moved that further action on Senate Bill No. 322 be deferred until 10 o'clock, Wednesday morning, February 21, 1917.

Which motion prevailed.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

Mr. President:

Your Committee on Public Health, to whom was referred:

Senate Bill No. 238.

A Bill for an Act to Amend Chapter 236 of the Session Laws of the State of North Dakota for the Year 1915, and Creating a Board of Nurse Examiners, Providing for the Appointment of the Members of Such Board and for the Examination, Registration and Regulation of Nurses; and Providing for a Registration Fee and the Salaries and Expenses of Said Board of Nurse Examiners.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. J. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

The Senate returned to the fifth order of business.

PETITIONS AND COMMUNICATIONS

A petition against House Bill No. 331 and Senate Bill No. 299, signed by thirty-two persons, was received by Mr. Paulson.

Courtesies of the floor were extended to:

L. L. Twitchell, Fargo, North, Dakota;
Lieutenant Colonel Gilbert Grafton, Fargo, North Dakota;
Arthur White, Kramer, North Dakota, and
J. P. Brennan, Antler, North Dakota.

Mr. Hyland moved that the Senate do now take a recess until 9:45 o'clock A. M., February 21, 1917.

Which motion prevailed, and the Senate took a recess.

W. J. PRATER,
Secretary.

FIFTIETH DAY AFTER RECESS

FIFTY-FIRST DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 21, 1917.

The Senate convened at 9:45 A. M., pursuant to recess taken, the President presiding.

INTRODUCTION, FIRST AND SECOND READING OF
HOUSE BILLS

House Bill No. 124.

A Bill for an Act Relating to the Bonding of Collection Agencies, Fixing Amount and Time of Bond and Qualifications and Numbers of Sureties Thereon, Terms and Conditions Thereof, and Prescribing Penalty for Failure to Comply with Provisions of Said Act.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 126.

A Bill for an Act Defining the Crime of Swindling; Prescribing a Punishment Therefor; Providing the Method for Making Arrests for Violations Thereof; Providing for Ejection of Swindlers from Public Places and Conveyances; and Specifying the Class of Testimony Upon Which Convictions May Be Had.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 194.

A Bill for an Act Requiring an Instrument Affecting Real and Personal Property, Executed by or Taken in a Representative Capacity, to Identify the Beneficiary and Nature of the Trust.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 208.

A Bill for an Act Making an Appropriation for the Reimbursement of Elijah Boley.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 247.

A Bill for an Act Relating to Ordinance Granting Franchise to Be Submitted to Popular Vote.

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 260.

A Bill for an Act Validating Certain General and Special Elections in Villages, and Bonds and Warrants Issued by the Corporate Authorities Thereof in Pursuance of Such Elections.

Was read the first and second time and referred to the Committee on Education.

House Bill No. 280.

A Bill for an Act Providing for Writs of Error and Granting to the Supreme Court Power to Prescribe Rules Therefor.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 282.

A Bill for an Act to Amend and Re-Enact Section 10122 of the Compiled Laws of North Dakota for 1913, Relative to Prohibition.

Was read the first and second time and referred to the Committee on Temperance.

House Bill No. 284.

A Bill for an Act to Amend and Re-Enact Section 3695 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sidewalk Special Assessment Fund.

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 299.

A Bill for an Act to Establish a Revolving Fund in the Pure Food Department of the State, and Providing Regulations Therefor.

Was read the first and second time and referred to the Committee on Public Health.

House Bill No. 301.

A Bill for an Act to Amend and Re-Enact Sections 877 and 1020 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Publication of the Abstracts of Votes.

Was read the first and second time and referred to the Committee on Public Printing.

House Bill No. 304.

A Bill for an Act Providing Funds for the School of Mines for Necessary Equipment and the Work and Maintenance of the Investigations and Tests of the Clays of the State to

Show Their Value and Methods of Utilization for Industrial Purposes, and Making an Appropriation Therefor.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 312.

A Bill for an Act to Amend Section 669 of the Compiled Laws of North Dakota for 1913, Relating to Local Officers' Bonds.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 315.

A Bill for an Act Providing for Private Game Preserves.

Was read the first and second time and referred to the Committee on Game and Fish.

House Bill No. 325.

A Bill for an Act Creating the Office of State Fire Marshal, Describing the Duties, and Providing a Fund for the Maintenance of Same; and to Repeal Article 11 of Chapter 4 of the Political Code of the Compiled Laws of North Dakota for the Year 1915, Being Sections 201 to 223, Inclusive, of Said Compiled Laws.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 340.

A Bill for an Act Defining the Crime of Using with Intent to Defraud Proceeds of Payment Made to a Contractor or Sub-Contractor on Any Improvement to Real Estate for Any Other Purpose Than the Payment of Labor, Material, Machinery or Fixtures, Performed or Furnished for Such Improvement While the Same Remains Unpaid for, as Larceny, and Defining the Penalty Therefor.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 345.

A Bill for an Act Relating to Garnishment Proceedings in the District Court and County Court of Increased Jurisdiction; Providing for Witness Fees, Requiring the Filing of Summons and Affidavit; Prescribing the Manner and Claim for Exemptions.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 346.

A Bill for a Concurrent Resolution Amending the Constitution of North Dakota; Changing the Name of the State Reform School, Located at Mandan, to That of State Training School.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 351.

A Bill for an Act to Amend and Re-Enact Section 4767 of 1913 Compiled Laws, Relating to Side Tracks Adjacent to Coal Mines, and Providing for the Extension Thereof.

Was read the first and second time and referred to the Committee on Railroads.

House Bill No. 352.

A Bill for an Act Providing for the Calling in and the Payment of the Expenses of a Judge of Another Judicial District for the Trial of Civil Actions in the District Court on the Grounds of Prejudice of the Trial Judge, and Providing for an Appropriation Therefor.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 355.

A Bill for an Act Appropriating Money for the Use of the Office of State Auditor Between the Following Dates, March 1, 1917, to July 1, 1917.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 356.

A Bill for an Act Appropriating the Sum of \$15,000 to Be Used by the Governor, and Authorizing Him to Cause an Investigation to Be Made as to the Location and Cost of a State-Owned Flour Mill and State-Owned Packing Plant.

Was read the first and second time, and referred to the Committee on Appropriations.

House Bill No. 359.

A Bill for an Act to Repeal Sections 917, 918 and 919 of the Compiled Laws of North Dakota for the Year 1913, Relating to Party Registration of Electors.

Was read the first and second time and referred to the Committee on Elections and Election Privileges.

House Bill No. 362.

A Bill for an Act to Amend and Re-Enact Section 1816 of the Compiled Laws of North Dakota for 1913, Prescribing the Manner of Payment of Appropriation for the State Educational Institutions for Maintenance and Other Purposes, and Defining the Powers and Duties of the Board of Regents so far as They May Pertain to the Disbursement of Appropriations.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 366.

A Concurrent Resolution.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 371.

A Bill for an Act Making an Appropriation to Enable the State of North Dakota to Pay Its Pro Rata Share, to Cover the Expenses of the Governor's Conference, for the Year 1917 and 1918.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 372.

A Bill for an Act Relating to the Validation of Certain De-

fective Proceedings in the Incorporation of Cities, and Relating to Defective Proceedings to Affect the Extension of the Limits Thereof.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 373.

A Bill for an Act Providing for the Construction of the State Constitution of North Dakota so as to Make Operative and Self-Executing Paragraph 2 of Section 202.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 376.

A Bill for an Act to Amend and Re-Enact Section 3188 of the Compiled Laws of North Dakota for the Year 1913, Relating to Published Amendments to the Constitution.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 380.

A Bill for an Act to Regulate the Installation and Operation of Soda Water Fountains, and Requiring the Owners and Lessees of All Soda Water Fountains to Register the Same with the Food Commissioner and State Chemist.

Was read the first and second time and referred to the Committee on Public Health.

House Bill No. 385.

A Bill for an Act Authorizing Cities Incorporated Under the Laws of This State to Regulate and Fix the Rate to Be Charged by Persons, Firms or Corporations Furnishing Water, Light, Telephone Service or Other Public Service or Utility to Such Cities and the Inhabitants Thereof.

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 386.

Concurrent Resolution for an Amendment of the Constitution, Providing for Municipal Corporations, Their Incorporation and Powers.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 388.

A Bill for an Act to Amend and Re-Enact Section 10105 of the Compiled Laws of the State of North Dakota, 1913, Defining Intoxicating Liquors.

Was read the first and second time and referred to the Committee on Temperance.

House Bill No. 390.

A Bill for an Act to Provide for the Arbitration by the Judge of the District Court of Differences Between Debtor and Creditor.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 392.

A Bill for an Act to Amend and Re-Enact Section 1951 of

the Compiled Laws of the State of North Dakota for 1913, Relating to the Petitioning of the Board of County Commissioners for the Purchase and Erection of Bridges.

Was read the first and second time and referred to the Committee on Insurance.

House Bill No. 396.

A Bill for an Act Providing for the Disposition of Moneys Earned by Prisoners in the Penitentiary Which Have Been Left by Such Prisoners and Uncalled for.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 397.

A Bill for an Act to Amend and Re-Enact Section 11230 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 189 of the Session Laws of North Dakota for the Year 1915, Relating to the Parole of Persons Confined in the Penitentiary.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 398.

A Bill for an Act to Amend and Re-Enact Section 11265 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 5 of Chapter 191 of the Session Laws of North Dakota for the Year 1915, Relating to the Disposition of Moneys Earned by Prisoners in the State Penitentiary.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 404.

A Bill for an Act Making an Appropriation for Certain Outstanding Indebtedness Incurred for the Improvement of White Stone Battlefield.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 409.

A Concurrent Resolution.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 425.

A Bill, a Concurrent Resolution, for the Amendment of the Constitution to Provide Methods for Future Amendment of the Constitution, Either by the Legislative Assembly or Direct Powers of the People at the Polls, and Limiting the Powers of Both.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 428.

A Bill for an Act to Amend and Re-Enact Section 1240 of the Compiled Laws of 1913 of the State of North Dakota, Relating to Territory to Be Attached to Specil School Districts.

Was read the first and second time and referred to the Committee on Education.

House Bill No. 332.

A Bill for an Act to Amend and Re-Enact Sections 3169 and 3172 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Treatment of the Eyes of New-Born Infants.

Was read the first and second time and referred to the Committee on Public Health.

House Bill No. 253.

A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 130.

A Bill for an Act to Provide, Under the Commission System of Municipal Government, for Civil Service Rules and Regulations for City Employees.

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Rowe moved that the vote by which Senate Bill No. 238 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

SPECIAL ORDER OF BUSINESS, 10 O'CLOCK A. M.

Mr. Ployhar moved that the Senate defer action on Senate Bill No. 322 until 11:30 A. M., February 21, 1917.

Which motion prevailed.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 21, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 231.

A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs and Equipment Thereof.

Also House Bill No. 233.

A Bill for an Act Making an Appropriation to Indemnify Owners of Animals Infected With Bovine Tuberculosis.

Also House Bill No. 111.

A Bill for an Act Authorizing the Commissioner of Insurance to Fix Rates to Be Charged by Fidelity and Surety Companies, Providing for Appeal Therefrom, and Fixing Penalty for Violation Thereof.

Also House Bill No. 135.

A Bill for an Act to Amend and Re-Enact Section 4904 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Fidelity Insurance and Corporate Suretyship.

Also House Bill No. 298.

A Bill for an Act Relating to Railroad Rates in This State, for the Transportation of Freight, and Prescribing a Schedule and Classification of Freight and Rates in Relation Thereto, and Providing Penalties and Punishments for the Violation Thereof.

Also House Bill No. 136.

A Bill for an Act Providing That the Board of County Commissioners Shall Have General Supervision Over the Laying Out, Construction and Work on Highways, and Providing Compensation for Services so Rendered.

Also House Bill No. 431.

A Concurrent Resolution.

Also House Bill No. 118.

A Bill for an Act to Amend the Whole of Article 22 of 1913 Compiled Laws of the State of North Dakota. The Said Article to Be Known as the Child Labor Law.

Also House Bill No. 181.

A Bill for an Act to Amend and Re-Enact Section 2212 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 252 Laws of North Dakota for 1913, as Relating to the Duty of the County Auditor and the Requirement of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

Also House Bill No. 195.

A Bill for an Act to Prevent Unfair Discrimination by Railroad Companies in the Furnishing of Cars to the Different Elevator Companies, at Any Railroad Station in North Dakota, and Prescribing Penalties.

Also House Bill No. 95.

A Bill for an Act Providing for the Construction and Repair of Curbing in Cities and Providing for the Letting of Contracts and the Manner of Enforcing Payment for Curbing Built.

Also House Bill No. 427.

A Bill for an Act Relating to and Regulating the Use and Furnishing of Trading Stamps or Other Similar Schemes or Devices or Substitutes Therefor, for or With the Sale of Goods, Wares and Merchandise and Providing for a Penalty for the Violation Thereof.

Also House Bill No. 228.

A Bill for an Act Making an Appropriation for the Purpose of Securing Federal Aid for Road Purposes.

Also House Bill No. 274.

A Bill for an Act to Provide That Riparian Owners of Land Lying Adjacent to Non-Navigable Streams and Rivers Shall Prevent the Falling of Trees, Logs and Brush Into Such

Streams and Rivers, and Prescribing the Duties of County Commissioners in Relation Thereto.

Also House Bill No. 348.

A Bill for an Act Making Appropriation to Cover Necessary Expenses for Maintaining the State Tuberculosis Sanatorium to July 1, 1917.

Also House Bill No. 279.

A Bill for an Act to Amend and Re-Enact Sections 1431, 1432, 1433, 1434, 1435, 1436 and 1437, and to Repeal Sections 1430 and 1438 of the Compiled Laws of 1913, Relating to the Administration of and State Aid for Classified High Schools.

Also House Bill No. 245.

A Bill for an Act Transferring From the Funds Appropriated to the State Auditor's Department for Chief Clerk, Clerk and Bookkeeper, Clerk and Stenographer Under Subdivision 7 of Chapter 43 of the Session Laws of 1915, the General Budget, the sum of \$1,504.40, to a Contingent Fund for the State Auditor's Department, Being the Unexpended Appropriation on February 28, 1917, of \$180.00 for Chief Clerk, \$996.19 for Clerk and Bookkeeper, \$176.67 for Clerk and \$181.54 for Stenographer, With an Emergency Clause.

Also House Bill No. 317.

A Bill for an Act to Amend and Re-Enact Section 9691 of the Compiled Laws of North Dakota, 1913, Relating to Gambling Houses Declared to Be Public Nuisances and Providing Penalty for Maintaining Same.

Also House Bill No. 318.

A Bill for an Act Making an Appropriation to Cover Deficit in the Accounts of the Agricultural Sub-Experiment Station at Hettinger, Adams County, North Dakota.

Also House Bill No. 252.

A Bill for an Act Making an Appropriation for the Glanders and Durine Indemnity Fund. Amount Appropriated, \$62,016.

Also House Bill No. 400.

A Bill for an Act Defining Mutual Telephone Companies, Placing Same Under Control of Railroad Commissioners, and Providing for Certain Rules and Conditions Governing Same.

Also House Bill No. 415.

A Bill for an Act Making an Additional Appropriation for the Maintenance of the County Agricultural and Training Schools at Maddock, Benson County.

Also House Bill No. 200.

A Bill for an Act to Amend and Re-Enact Chapter 269 of the Laws of North Dakota for the Year 1915.

Also House Bill No. 412.

A Bill for an Act Authorizing, Empowering and Permitting the Inspection of the Public Records of This State by Its Citizens Without Charge.

Also House Bill No. 244.

A Bill for an Act to Amend and Re-Enact Section 1714 of the Compiled Laws of North Dakota for the Year 1913, Re-

lating to the Commitment of Feeble-Minded Persons to the Institution for the Feeble-Minded.

Also House Bill No. 217.

A Bill for an Act Making Appropriation for the Current and Contingent Expenses of the Institution for the Feeble-Minded at Grafton, and for Making Permanent Improvement and Additions Thereto.

Also House Bill No. 249.

A Bill for an Act Extending the Jurisdiction and Authority of the State Engineer, and Defining His Duties Hereunder, and in Relation to the Control of Flood Waters and Co-Operation in Relation Thereto with the Government of the United States, the State of Minnesota and the State of South Dakota.

Also House Bill No. 109.

A Bill for an Act Relating to the Compensation of Inmates of the State Reform School for Work Performed by Them, and Providing for the Disposition of Moneys Earned.

Also House Bill No. 420.

A Bill for an Act Making an Additional Appropriation for the Maintenance of the County Agricultural and Training School at Park River, Walsh County.

Also House Bill No. 157.

A Bill for an Act to Provide for Joint Action and Co-Operation Between the District Courts of This State Having Jurisdiction of Drainage Proceedings and Like Authorities of an Adjoining State or States with a View to Provide for the Joint and Equitable Drainage of Land Adjoining Boundary Waters or Water Courses, and for the Construction of Such Ditches, Dikes, Levees, Dams, Locks, Spillways or Other Structure Necessary to Secure the Control of Flood Waters Passing Into, Through, or from Such Boundary Waters, and to Provide for the Construction of Said Improvements by Assessments Upon Property Benefited Within the Limits of the States Affected in Proportion to the Benefits Received.

Also House Bill No. 224.

A Bill for an Act Making Appropriation for Public Printing.

Also House Bill No. 99.

A Bill for an Act Relating to the Incorporation of Co-Operative Associations, and the Fees to Be Paid Therefor, the Powers, Duties and Obligations Thereof.

Also House Bill No. 163.

A Bill for an Act to Amend and Re-Enact Sections 2093 and 2123 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Manner of Listing Property for Taxation Purposes.

Also House Bill No. 206.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Hospital for Insane, and for Making Permanent Improvements and Additions Thereto.

Also House Bill No. 203.

A Bill for an Act Providing for the Dragging of Roads and Levying a Tax Therefor, and Prescribing the Duties of County Commissioners, Township Supervisors and Township and District Overseers of Highways in Connection Therewith.

Also House Bill No. 245.

A Bill for an Act Transferring from the Funds Appropriated to the State Auditor's Department for Chief Clerk, Clerk and Bookkeeper, Clerk and Stenographer Under Subdivision 7 of Chapter 43 of the Session Laws of 1915, the General Budget, the Sum of \$1,504.40, to a Contingent Fund for the State Auditor's Department, Being the Unexpended Appropriation on February 28, 1917, of \$180.00 for Chief Clerk, \$996.19 for Clerk and Bookkeeper, \$176.67 for Clerk and \$181.54 for Stenographer, With an Emergency Clause.

Also House Bill No. 153.

A Bill for an Act to Amend and Re-Enact Section 4871 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Membership, Notice of Meetings and By-Laws of Domestic Mutual Insurance Companies.

Also House Bill No. 149.

A Bill for an Act to Amend and Re-Enact Sections 1122, 1125, 1127, 1135 and 1136 of the Compiled Laws of 1913, Relating to the Office of County Superintendent of Schools.

Also House Bill No. 150.

A Bill for an Act to Provide for the Examination and Certification of Teachers in the State of North Dakota, and to Repeal Sections 1357 to 1377 Inclusive, of the Compiled Laws of 1913.

Also House Bill No. 131.

A Bill for an Act Declaring Every Child to Be the Legitimate Child of Its Natural Parents, Making Such Child an Heir to Such Parents; and Providing the Procedure for Establishing Such Parentage.

Also House Bill No. 329.

A Bill for an Act to Provide That Examinations Shall Be Given in the Various Common and High Schools of the State in the Month of March of Each Year for the Purpose of Enabling Pupils Who Are Sufficiently Advanced in Their Studies to Be Promoted to a Higher Grade.

Also House Bill No. 268.

A Bill for an Act to Amend and Re-Enact Section 759 of the Compiled Laws of 1913, Relating to the Tenth Judicial District, and the Terms of Court Therein.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 315.

A Bill—A Concurrent Resolution—Appropriation to Meet a Deficiency for the Per Diem of Officers and Employees of the Senate and House of Representatives, Fifteenth Legislative Assmly.

Which the House has amended as follows:

In the title of the bill, after the word "Resolution" add the words "Appropriation to Meet a Deficiency for the Per Diem of Officers and Employees of the Senate and House of Representatives, Fifteenth Legislative Assembly."

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 99.

A Bill for 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, and to Provide for an Appropriation Therefor.

Have had the same under consideration, and recommend that the same be amended as follows:

In the printed bill, strike out everything after the words "A Bill" and insert the following in lieu thereof:

"For an Act Creating a State Board of Vocational Education, Prescribing the Duties of Said Board and Providing for Their Compensation, Providing for the Acceptance of the Benefits of an Act Passed by Congress of the United States for the Purpose of Promoting Vocational Education, and Appropriating Moneys for the Purposes of This Act.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. To meet the requirements of an Act passed by the Congress of the United States of America for the purpose of promoting vocational education in the schools of the various states, there is hereby created a board to be known as the 'State Board of Vocational Education,' which shall consist of three members to be appointed by the Governor, by and with the advice and consent of the Senate. Of the three persons so appointed, one shall be appointed to serve for a term ending July 1st, 1919; one for a term ending July 1st, 1921; and one for a term ending July 1st, 1923, the respective terms to be designated by the Governor. Upon the expiration of the terms of the three members first appointed, each successive member of said board shall be appointed, for a term of six years, except in a case of vacancy, when such appointment shall be for the unexpired term in which such vacancy shall

occur subject to confirmation by the Senate. If such appointment is made when the Legislature is not in regular session the appointee shall hold his office until the third Monday in January in the next session of the Legislature, when, if such appointment is not confirmed by the Senate, the office shall become vacant, and, on or before the last Monday in February the Governor, by and with the advice and consent of the Senate shall appoint a suitable person to fill such vacancy for the remainder of such term.

"Section 2. QUALIFICATIONS. The persons to be appointed members of the Board of Vocational Education shall be such as are known to be interested in the establishment and advancement of vocational education in North Dakota. No person appointed as a member of such board shall hold any other office under the laws of this State.

"Section 3. OATH; SALARY. Each member of said Board shall, within thirty days after notice of his appointment, and before entering upon the discharge of the duties of his office, take, subscribe and file with the Secretary of State the oath of office prescribed by law. Each of said members shall receive as compensation for his service the sum of five dollars per day for each day actually engaged in carrying out the provisions of this Act, together with necessary expenses.

"Section 4. ORGANIZATION; PLACE OF MEETING; DUTIES. The members first appointed shall meet at the Capitol in the City of Bismarck at a time to be fixed by the Governor, and shall organize by electing one member president, and one member secretary. They shall make and formulate the necessary rules of procedure for the conduct of their meetings, shall fix the time and place of meetings and shall prescribe the necessary rules and regulations with which the vocational schools of the State shall comply in order to receive the benefits of Federal and State aid as herein provided. It shall be the duty of the board to work for the encouragement and advancement of vocational education in the schools of the State, and in order to determine what schools are entitled to State and Federal aid the board may designate one of their members who shall visit the various schools of the State to ascertain whether such schools have the necessary teachers and equipment for efficient vocational training; or, if that be impracticable, the board may employ some competent and suitable person to visit said schools and make the necessary investigation. In case such person is appointed he shall report the result of his investigation to the president of the board. Such person shall receive the same compensation for his services as the members of the Board of Vocational Education. The board shall determine the amounts to which the various schools of the State are entitled under the provisions of this Act and it shall be the duty of the State Treasurer to pay to the proper officials of the School Boards or Board of Education having the control and management of such schools, the respective amounts to which they are entitled as indicated and ordered by the Board of Vocational Education.

"Section 5. The State Treasurer shall be the custodian of all moneys received from the Federal Government for the purpose of giving aid to the schools of the State for vocational education, and he shall pay such moneys, together with the amount appropriated by the State, to such schools as hereinbefore provided.

"Section 6. APPROPRIATION. For the purpose of securing the three classes of funds provided for in the Federal Act, the following sums are hereby appropriated out of any moneys in the State Treasury not otherwise appropriated:

"For the year ending June 30, 1917, the sum of seventeen thousand (\$17,000.00) dollars; for the year ending June 30, 1918, the sum of twenty-five thousand (\$25,000.00) dollars.

"For the purpose of paying the expenses and compensation of the members of the State Board of Vocational Education there is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, the further sum of two thousand five hundred (\$2,500.00) dollars, or so much thereof as may be necessary to pay the compensation and expenses of the members of the Board of Vocational Education and the member or person employed by the board to visit the various schools of the State. PROVIDED, however, that not more than three hundred dollars shall be expended annually to pay the compensation and expenses of said board while in attendance at meetings of the board, and not more than nine hundred fifty dollars annually to pay the compensation and expenses of the member of the board or person visiting the various vocational schools which are entitled to participate in the benefits of this Act."

And when so amended, recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

February 20, 1917.

Mr. Wm. Prater,

Secretary to the Senate,
Fifteenth Legislative Assembly,
Bismarck, North Dakota.

Dear Sir:

I am pleased to submit a copy of a concurrent resolution adopted by the Legislative Assembly of the State of New York, relating to the protection of migratory birds.

Will you please have the resolution brought to the attention of the Senate?

Very respectfully,

THOMAS HALL,
Secretary of State.
MANDAN, NORTH DAKOTA,
February 20, 1917.

Hon. J. I. Cahill,

Senate, Bismarck, North Dakota.

The North Dakota Live Stock Breeders Association hereby extend to the members of the North Dakota State Senate an invitation to attend their sale of horses and cattle, held at Mandan, February 21 and 22—horse sale, February 21, at 1 P. M.; cattle sale, February 22, at 1 P. M.

COMMITTEE.

A petition against an open Sunday signed by twelve persons was received by the Senate.

MOTIONS AND RESOLUTIONS

Mr. Gibbens moved that the Senate do now concur in the amendment made by the House to Senate Bill No. 315. Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 315.

A Bill—A Concurrent Resolution—Appropriation to Meet a Deficiency for the Per Diem of Officers and Employees of the Senate and House of Representatives, Fifteenth Legislative Assmblly.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Hunt	Nelson, Richland
Benson	King	Pendray
Cahill	Levang	Ployhar
Carey	Lindstrom	Porter
Drown	McBride	Putnam
Ellingson	McCarten	Rowe
Englund	McGray	Sandstrom
Ettestad	McLean	Stenmo
Gibbens	Martin	Welford
Haggart	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zieman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Gronvold	Kirkeide	Sikes
Hamerly	Kretschmar	Thoreson
Hyland	Nelson, G. Forks	

So the bill passed, and the title was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 315 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 315.

A Bill—A Concurrent Resolution—Appropriation to Meet a Deficiency for the Per Diem of Officers and Employees of the Senate and House of Representatives, Fifteenth Legislative Assembly.

The question being on the emergency clause, the roll was called, and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Hemmingsen	Nelson, Richland
Benson	King	Paulson
Cahill	Levang	Pendray
Carey	Lindstrom	Ploybar
Drown	McBride	Porter
Ellingson	McCarten	Putnam
Englund	McGray	Rowe
Ettestad	McLean	Sandstrom
Gibbens	Martin	Stenmo
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Hamilton	Mostad	Young
Heckle	Murphy	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, G. Forks
Gronvold	Kirkeide	Sikes
Hunt	Kretschmar	Thoreson
Hyland		

So the emergency clause carried.

SPECIAL ORDER OF BUSINESS—10:30 A. M.

Mr. Drown moved that the Senate defer action on Senate Bill No. 314 until 11 o'clock A. M., February 21, 1917.

Which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 245.

A Bill for an Act Transferring from the Funds Appropriated to the State Auditor's Department for Chief Clerk, Clerk and Bookkeeper, Clerk and Stenographer Under Subdivision 7 of Chapter 43 of the Session Laws of 1915, the General Budget, the Sum of \$1,504.40, to a Contingent Fund for the State Auditor's Department, Being the Unexpended Appropriation on February 23, 1917, of \$180.00 for Chief Clerk, \$996.19 for Clerk and Bookkeeper, \$176.67 for Clerk and \$181.54 for Stenographer, With an Emergency Clause.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 279.

A Bill for an Act to Amend and Re-Enact Sections 1431, 1432, 1433, 1434, 1435, 1436, and 1437, and to Repeal Sections 1430 and 1438 of the Compiled Laws of 1913, Relating to the Administration of and State Aid for Classified High Schools.

Was read the first and second time and referred to the Committee on Education.

House Bill No. 348.

A Bill for an Act Making Appropriation to Cover Necessary Expenses for Maintaining the State Tuberculosis Sanatorium to July 1, 1917.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 274.

A Bill for an Act to Provide That Riparian Owners of Land Lying Adjacent to Non-Navigable Streams and Rivers Shall Prevent the Falling of Trees, Logs and Brush Into Such Streams and Rivers, and Prescribing the Duties of County Commissioners in Relation Thereto.

Was read the first and second time and referred to the Committee on Irrigation and Drainage.

House Bill No. 157.

A Bill for an Act to Provide for Joint Action and Co-Operation Between the District Courts of This State Having Jurisdiction of Drainage Proceedings and Like Authorities of an Adjoining State or States with a View to Provide for the Joint and Equitable Drainage of Land Adjoining Boundary Waters or Water Courses, and for the Construction of Such Ditches, Dikes, Levees, Dams, Locks, Spillways or Other Structure Necessary to Secure the Control of Flood Waters Passing Into, Through, or From Such Boundary Waters, and to Provide for the Construction of Said Improvements by Assessments Upon Property Benefited Within the Limits of the States Affected in Proportion to the Benefits Received.

Was read the first and second time and referred to the Committee on Irrigation and Drainage.

House Bill No. 415.

A Bill for an Act Making an Additional Appropriation for the Maintenance of the County Agricultural and Training Schools at Maddock, Benson County.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 420.

A Bill for an Act Making an Additional Appropriation for the Maintenance of the County Agricultural and Training School at Park River, Walsh County.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 109.

A Bill for an Act Relating to the Compensation of Inmates of the State Reform School for Work Performed by Them, and Providing for the Disposition of Moneys Earned.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 249.

A Bill for an Act Extending the Jurisdiction and Authority of the State Engineer, and Defining His Duties Hereunder and in Relation to the Control of Flood Waters and Co-Operation in Relation Thereto with the Government of the United States, the State of Minnesota and the State of South Dakota.

Was read the first and second time and referred to the Committee on Irrigation and Drainage.

House Bill No. 217.

A Bill for an Act Making Appropriation for the Current and Contingent Expenses of the Institution for the Feeble-Minded at Grafton, and for Making Permanent Improvement and Additions Thereto.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 412.

A Bill for an Act Authorizing, Empowering and Permitting the Inspection of the Public Records of This State by Its Citizens Without Charge.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 200.

A Bill for an Act to Amend and Re-Enact Chapter 269 of the Laws of North Dakota for the Year 1915.

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Gibbens offered the following resolution:

Resolved, That it is deemed necessary to have in tabulated form a statement of the appropriations now made by the Senate and a report of all the balance of the appropriation bills, the same to be printed at once so each Senator can have same on his desk for reference.

Mr. Gibbens moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

Mr. Drown moved that the motion by which consideration of Senate Bill No. 314 was set for special order of business at 11 o'clock be reconsidered, and the bill put upon its third reading and final passage.

Which motion prevailed, and the bill was put upon its third reading and final passage.

Senate Bill No. 314.

A Bill for an Act Creating a Uniform State Grade for Wheat, Oats, Barley, Rye, Flax and All Other Grains, Seeds and Agricultural Products; Creating and Establishing the Office of State Inspector of Grades, Weights and Measures, and Providing for the Deputies; Fees for Same, and Providing for State Aid for Marketing Facilities, and the Establishment of State-Owned Marketing Places, and Providing for Inspection of Licensed Warehouses by Competent Accountants and Expert Grainmen, and Authorizing the Employment of Such Accountants, and Making an Appropriation Therefor; and Providing Penalties for the Violation of Any of the Provisions of This Act.

Was read the third time.

Mr. Drown moved that Senate Bill No. 314 be amended by striking out the words "September 15th" in line 7 of page 2 of the engrossed bill, and inserting in lieu thereof the words "August 1st."

Which motion prevailed, and the bill was so amended.

Mr. Kretschmar moved that Senate Bill No. 314 be amended by striking out lines 93 to 100, inclusive.

Which motion was lost.

Mr. Jacobsen offered the following amendment to Senate Bill No. 314:

In printed bill, in line 93, strike out word "shall" and insert in lieu thereof the word "may."

In line 94, strike out the word "appoint" and after the word "license," in line 95, insert "a," and after the words "deputy inspector," in line 95, insert the words "the buyer or agent of a."

Mr. Jacobsen moved the adoption of the amendment.

Which motion prevailed, and the bill was so amended.

Mr. Ployhar offered the following amendment to Senate Bill No. 314:

In printed bill, strike out all of line 2 and words "who shall be" in line 3; the word "in" in line 5, and in line 6, strike out the words "addition to his other compensation the sum of" and insert in lieu thereof "a salary."

Mr. Ployhar moved the adoption of the amendment.

Which motion was lost.

Mr. McCarten moved that the rules be suspended, and that Senate Bill No. 314 be considered engrossed and be put upon its third reading for final passage.

Which motion prevailed.

Mr. Gibbens offered the following amendment to Senate Bill No. 314:

On page 6, line 137, after the word "of," strike out the figures "\$50,000.00" and insert in lieu thereof "\$1,000.00."

Mr. Gibbens moved the adoption of the amendment.

Mr. Drown moved, as an amendment to the amendment, that the figures "\$1,000.00" be stricken out and the figures "\$10,000.00" inserted in lieu thereof.

Which motion prevailed, and the motion was so amended.

The question being on the amended amendment, the motion prevailed, and the bill was so amended.

Mr. Ployhar moved, as an amendment to Senate Bill No. 314:

That in line 6 of printed bill, strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,000.00."

Which motion was duly seconded.

Mr. Drown moved as an amendment, that the figures "\$1,000.00" be stricken out and the figures "\$1,500.00" inserted in lieu thereof.

Which motion was lost.

The question being on the original amendment, the motion prevailed, and the bill was so amended.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 34; nays, 13; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Hunt	Mostad
Benson	Jacobsen	Nelson, G. Forks
Cahill	King	Nelson, Richland
Carey	Kirkeide	Paulson
Drown	Levang	Pendray
Ellingson	Lindstrom	Sandstrom
Ettestad	McBride	Sikes
Gibbens	McCarten	Stenmo
Gronvold	Martin	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Zieman
Hemmingsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	McGray	Porter
Englund	McLean	Putnam
Haggart	Murphy	Rowe
Heckle	Ployhar	Young
Kretschmar		

Absent and not voting:

Messrs.	Messrs.
Hyland	Thoreson

So the bill passed and the title was agreed to.

Mr. Hamilton moved that the vote by which Senate bill No. 314 was passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 258.

A Bill for an Act Making an Appropriation for Agricultural Demonstration Work on the Grounds of Spirit Wood Lake Chautauqua Association in Stutsman County.

Have had the same under consideration, and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

"For an Act Authorizing and Directing the Director of the Agricultural Experiment Stations of the Agricultural College to Establish and Maintain a Demonstration Farm on the Grounds of the Spiritwood Lake Chautauqua Association in Stutsman County.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. The director of the agricultural experiment sta-

tions of the Agricultural College is hereby authorized and directed to establish and maintain an agricultural demonstration farm on the grounds of the Spiritwood Lake Chautauqua Association in Stutsman County, provided said grounds are made available for that purpose, in accordance with the provisions of Section 1623 of the Compiled Laws of 1913.

And when so amended, recommend that the same do pass.

A. S. GIBBENS,

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 21, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 117 of the Session Laws of North Dakota for 1915, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad or Navigable River, and Providing a Primary Election Thereon, and Prescribing the Number of Votes Required for Such Removal.

Which the House has amended as follows:

In the title of the bill, strike out the word "navigable," and insert in lieu thereof the word "interstate."

And that the bill be further amended as follows:

Strike out the word "navigable" and insert in lieu thereof the word "interstate."

Also, at the end of the bill add the following:

"The provisions as to petition, notice, ballot, etc., provided by law for election for the removal of county seats shall be applicable to the primary election herein provided for, as well as the general elections."

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Jacobsen moved that the Senate concur in the House amendment to Senate Bill No. 87.

Which motion prevailed, and the Senate concurred.

THIRD READING OF SENATE BILLS

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 117 of the Session Laws of North Dakota for 1915, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad or Navigable River, and Providing a Primary Election Thereon, and Prescribing the Number of Votes Required for Such Removal.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Nelson, G. Forks
Beck	Hunt	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McGray	Rowe
Ettestad	McLean	Sandstrom
Gronvold	Martin	Sikes
Haggart	Morkrid	Stenmo
Hamerly	Mortenson	Wenstrom
Hamilton	Mostad	Young
Heckle	Murphy	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	McBride	Thoreson
Hyland	McCarten	Welford
Kretschmar		

So the bill passed, as amended, and the title was agreed to.

Mr. Ellingson moved that the vote by which Senate Bill No. 87 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Gibbens moved that the rules be suspended, and that Senate Bill No. 258 be considered engrossed and be placed upon its third reading for final passage.

Which motion prevailed, and the rules were suspended.

Senate Bill No. 322.

* * * * *

Was read the third time.

Mr. Porter offered the following amendment to Senate Bill No. 322.

Strike out the first five lines in Section 1 and insert the following in lieu thereof:

“There is hereby created a commission which shall be known as the North Dakota Terminal Elevator Commission, which commission shall be composed of fifteen (15) members, of which the Governor, Attorney General and State Treasurer shall be ex-officio members of said board. The twelve (12) members of said board shall be appointed by the Governor, one from each of the twelve (12) Judicial Districts of the State.”

Mr. Porter moved the adoption of the amendment.

Which motion prevailed, and the bill was so amended.

Mr. Gronvold moved that Senate Bill No. 322 be amended as follows:

In Section 4, in line 4, strike out the figures "\$125,000.00" and insert in lieu thereof the figures "\$50,000.00"

Which motion was duly seconded.

Mr. McGray moved that the amendment be amended as follows:

Strike out the figures "\$50,000.00" and insert in lieu thereof the figures "\$100,000.00."

Which motion was lost.

The question being on the original amendment, the motion was lost.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 27; nays, 17; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Jacobsen	Paulson
Carey	Kirkeide	Pendray
Drown	Lindstrom	Ployhar
Ellingson	McBride	Porter
Englund	McGray	Putnam
Gibbens	Martin	Rowe
Haggart	Murphy	Sandstrom
Hamilton	Nelson, G. Forks	Stenmo
Heckle	Nelson, Richland	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	King	Mostad
Ettestad	Levang	Sikes
Gronvold	McCarten	Welford
Hamerly	McLean	Wenstrom
Hemmingsen	Morkrid	Young
Hunt	Mortenson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Thoreson
Cahill	Kretschmar	

So the bill, as amended, passed, and the title was agreed to.

Mr. Ployhar moved that the vote by which Senate Bill No. 322 passed-be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Gibbens moved that Senate Bill No. 258 be put upon its third reading for final passage.

Which motion prevailed.

Senate Bill No. 258.

A Bill for an Act Making an Appropriation for Agricultural Demonstration Work on the Grounds of Spirit Wood Lake Chautauqua Association in Stutsman County.

Was read the third time.

Mr. Ployhar moved that Senate Bill No. 258 be amended as follows:

In line 5, Section 1, after the word "county," insert the words "and others."

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Wenstrom
Haggart	Morkrid	Young
Hamerly	Mortenson	Zleman
Heckle	Mostad	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	McBride	Stenmo
Hamilton	Martin	Thoreson
Hunt	Nelson, Richland	Welford
Hyland	Rowe	

So the bill passed as amended, and the title was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 258 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Drown moved that Senate Bill No. 245 be placed on third reading and final passage.

Which motion prevailed, and the bill was placed upon its third reading.

Senate Bill No. 245.

A Bill for an Act Providing for the Registration of Architects and for Regulating the Practice of Architecture as a Profession in the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 31; nays, 11; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Lindstrom
Beck	Hemmingsen	McBride
Cahill	Hunt	McCarten
Carey	Jacobsen	McLean
Englund	King	Martin
Gronvold	Kirkeide	Mostad
Haggart	Kretschmar	Murphy

Messrs.	Messrs.	Messrs.
Nelson, G. Forks	Putnam	Stenmo
Paulson	Rowe	Wenstrom
Ployhar	Sandstrom	Zieman

Those voting in the negative were:

Porter

Messrs.	Messrs.	Messrs.
Benson	Morkrid	Sikes
Drown	Mortenson	Welford
Ettestad	Nelson, Richland	Young
Levang	Pendray	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Hamilton	McGray
Gibbens	Hyland	Thoreson
Hamerly		

So the bill passed, and the title was agreed to.

Mr. Drown moved that the vote by which Senate Bill No. 245 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Wenstrom moved that Senate Bill No. 291 be put upon its third reading for final passage.

Which motion prevailed.

Senate Bill No. 291.

A Bill for an Act Defining the Duties of Railroads, Railroad Corporations and Common Carriers, Requiring Greater Publicity as to the Rates and Charges of Such Railroads, Railroad Corporations and Common Carriers, Requiring the Quotation of Rates in Writing and Providing Penalties for Misquotation of Rates and Further Defining the Powers and Duties of the Board of Railroad Commissioners, Increasing Its Jurisdiction and Conferring the Power to Suspend Advances in Rates and Placing the Burden of Proof as to the Reasonableness of Rates Advanced After the Passage of This Act on the Common Carrier and to Amend Sections 4709, 4711, 4724, 4729, 4741, 4743, 4744 and 4745 and to Repeal Sections 4725, 4726, 4727, 4731, 4732, 4740, and 4742 of the Compiled Laws of 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 20; nays, 23; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Gronvold	Mostad
Cahill	Hamilton	Pendray
Carey	Hemmingsen	Putnam
Drown	Hunt	Sikes
Ellingson	McCarten	Welford
Ettestad	McLean	Wenstrom
Gibbens	Morkrid	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Ployhar
Beck	Levang	Porter
Englund	McBride	Rowe
Haggart	McGray	Sandstrom
Heckle	Mortenson	Stenmo
Jacobsen	Murphy	Young
King	Nelson, G. Forks	Zieman
Kirkeide	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamerly	Lindstrom	Nelson, Richland
Hyland	Martin	Thoreson

So the bill was lost.

Mr. Haggart moved that the vote by which Senate Bill No. 291 was lost be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Jacobsen explained his vote:

"Believing that this bill abolishes the special rate now provided in North Dakota for lignite coal and will be a detriment to the lignite coal industry of the state, I vote 'No.'"

Mr. Gronvold moved that Senate Bill No. 222 be put at the head of the Calendar.

Which motion prevailed.

Mr. Hunt moved that Senate Bill No. 293 be put at the head of the Calendar.

Which motion prevailed.

Mr. Beck moved that Senate Bill No. 293 be indefinitely postponed.

Which motion prevailed, and Senate Bill No. 293 was indefinitely postponed.

Mr. McGray moved that the vote by which Senate Bill No. 293 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Hamilton moved that Senate Bill No. 96 be put at the head of the Calendar.

Which motion prevailed.

Senate Bill No. 96.

A Bill for an Act to Establish a Law Uniform With the Law of Other States Authorizing Persons, Firms or Corporations Engaged in the Business of Storing Goods for Profit to Issue Warehouse Receipts on the Goods so Stored, and Prescribing the Conditions Upon Which Such Receipts Shall Be Issued, the Terms Thereof, the Obligations, Rights and Liabilities of Warehousemen, and Providing for the Negotiation and Transfer of Such Receipts and Penalties for the Violation of This Act, and Repealing Sections 3108, 3109, 3110, 3112, 3115, 10029, 10030, 10031 and 10033, of the Compiled Statutes of the State of North Dakota for the Year 1913, and All Other Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 33; nays, 6; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	Nelson, Richland
Beck	Hemmingsen	Pendray
Cahill	Hunt	Ployhar
Carey	Jacobsen	Porter
Drown	Kirkelide	Putnam
Ellingson	Levang	Sandstrom
Englund	Lindstrom	Sikes
Ettestad	McBride	Stenmo
Gibbens	McCarten	Welford
Gronvold	Mortenson	Wenstrom
Hamerly	Nelson, G. Forks	Zleman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Haggart	McGray	Paulson
Heckle	Murphy	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	McLean	Mostad
Hyland	Martin	Rowe
King	Morkrid	Thoreson
Kretschmar		

So the bill passed, and the title was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 96 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 222.

A Bill for an Act to Amend and Re-Enact Section 8771 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Property of the Estate of a Decedent to Pay the Allowance of Family, Debts, Charges of Administration and Legacies of Such Decedent.

Was read the third time.

Mr. Gronvold offered the following amendment to Senate Bill No. 222:

After the word "first" strike out the period (.) and add the following: "and the proceeds upon the sale of such real estate that was impressed with a homestead, after payment of taxes and incumbrances thereon, if any, shall be assigned to the person or persons that otherwise would have been entitled to the assignment thereof by law or will."

Which motion prevailed, and the bill was so amended:

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 23; nays, 14; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Ployhar
Ellingson	Kretschmar	Porter
Englund	McBride	Putnam
Gibbens	McGray	Sandstrom
Gronvold	Murphy	Sikes
Haggart	Nelson, G. Forks	Stenmo
Heckle	Paulson	Zieman
Jacobsen	Pendray	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	Hunt	Mortenson
Ettestad	King	Nelson, Richland
Hamerly	Levang	Welford
Hamilton	McCarten	Young
Hemmingsen	Morkrid	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	Hyland	Mostad
Benson	Lindstrom	Rowe
Cahill	McLean	Thoreson
Carey	Martin	Wenstrom

So the bill was lost.

Mr. Hunt moved that Senate Bill No. 211 be put at the head of the Calendar.

Which motion prevailed.

Mr. Allen moved that Mr. Hyland be excused from today's session.

Which motion prevailed, and Mr. Hyland was excused.

Senate Bill No. 98.

A Bill for an Act Amending Section 287 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of School Funds on Farm Lands.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, Richland
Beck	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McGray	Sikes
Gronvold	Morkrid	Stenmo
Haggart	Mortenson	Welford
Hamerly	Mostad	Wenstrom
Hamilton	Murphy	Young
Hemmingsen	Nelson, G. Forks	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	McCarten	Martin
Heckle	McLean	Thoreson
Hyland		

So the bill passed, and the title was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 98 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 211.

A Bill for an Act to Amend Sections 3, 5 and 7 of Chapter 112 of the Session Laws of North Dakota for the Year 1915, Relating to Salaries of County Officials.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 37; nays, 5; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	King	Pendray
Cahill	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McBride	Putnam
Englund	McGray	Rowe
Ettestad	McLean	Sandstrom
Haggart	Morkrid	Sikes
Hamerly	Mortenson	Stenmo
Hamilton	Mostad	Welford
Heckle	Murphy	Wenstrom
Hemmingsen	Nelson, G. Forks	Zieman
Hunt		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carey	Kirkeide	Young
Gronvold	Martin	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Kretschmar	Paulson
Gibbens	McCarten	Thoreson
Hyland		

So the bill passed, and the title was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 211 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 301.

A Bill for an Act Amending and Re-Enacting Section 696 of the Compiled Laws of North Dakota, 1913, Relating to Filling Vacancies.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 55; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Nelson, G. Forks
Beck	Hemmingsen	Nelson, Richland
Benson	Hunt	Pendray
Cahill	King	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Ellingson	McLean	Rowe
Englund	Martin	Sandstrom
Ettestad	Morkrid	Sikes
Gibbens	Mortenson	Wenstrom
Gronvold	Mostad	Zieman
Hamilton	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Haggart	McBride	Stenmo
Jacobsen	McGray	Welford
Kretschmar	Paulson	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamerly	Kirkeide	Thoreson
Hyland	McCarten	

So the bill passed, and the title was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 301 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 286.

A Bill for an Act to Establish a Farm Labor Employment Bureau, to Authorize and Empower Such Bureau to Make All Necessary Rules and Regulations for the Conduct of Its Business, to Prescribe the Duties of Its Officers, to Make Criminal Employment of Farm Labor Without Furnishing Information, as to Rights Acquired by Employment Through Bureau, and to Fix Penalty Therefor, to Define, Prescribe and Regulate Rights and Condition Upon Which Farm Laborer's Lien May Be Filed and Procedure to Be Pursued in the Filing of Same, to Make Criminal Interfering with Farm Labor and Employment Thereof, and Prescribe Penalty Therefor, and to Repeal Sections 6857, 6858 and 6880 of the 1913 Compiled Laws of North Dakota.

Was read the third time.

Mr. Welford moved that further consideration of Senate Bill No. 286 be indefinitely postponed.

Which motion was lost.

The question being on the final passage of the bill, the roll was called, and there were ayes, 35; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mortenson
Beck	Jacobsen	Murphy
Carey	King	Nelson, G. Forks
Drown	Kirkeide	Nelson, Richland
Ellingson	Kretschmar	Paulson
Englund	Levang	Ployhar
Ettestad	Lindstrom	Porter
Gibbens	McBride	Putnam
Gronvold	McGray	Rowe
Haggart	McLean	Sandstrom
Heckle	Martin	Zieman
Hemmingsen	Morkrid	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Pendray	Welford
Hamilton	Sikes	Wenstrom
McCarten	Stenmo	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Hyland	Thoreson
Hamerly	Mostad	

So the bill passed, and the title was agreed to.

Mr. Kirkeide moved that the vote by which Senate Bill No. 286 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 286.

A Bill for an Act to Establish a Farm Labor Employment Bureau, to Authorize and Empower Such Bureau to Make All Necessary Rules and Regulations for the Conduct of Its Business, to Prescribe the Duties of Its Officers, to Make Criminal Employment of Farm Labor Without Furnishing Information as to Rights Acquired by Employment Through Bureau, and to Fix Penalty Therefor, to Define, Prescribe and Regulate Rights and Condition Upon Which Farm Laborer's Lien May Be Filed and Procedure to Be Pursued in the Filing of Same; to Make Criminal Interfering with Farm Labor and Employment Thereof, and Prescribe Penalty Therefor, and to Repeal Sections 6857, 6858 and 6880 of the 1913 Compiled Laws of North Dakota.

The question being on the emergency clause, the roll was called, and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gibbens	Jacobsen
Beck	Gronvold	King
Cahill	Haggart	Kirkeide
Carey	Hamilton	Levang
Drown	Heckle	Lindstrom
Englund	Hemmingsen	McBride
Ettestad	Hunt	McCarten

Messrs.	Messrs.	Messrs.
Nelson, G. Forks	Sandstrom	McGray
Nelson, Richland	Sikes	McLean
Pendray	Stenmo	Martin
Ployhar	Welford	Morkrid
Porter	Young	Mortenson
Putnam	Zieman	Murphy
Rowe		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Hyland	Paulson
Ellingson	Kretschmar	Thoreson
Hamerly	Mostad	Wenstrom

So the emergency clause carried.

Senate Bill No. 323.

* * * * *

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Nelson, Richland
Beck	Hunt	Pendray
Benson	Jacobsen	Ployhar
Cahill	King	Porter
Carey	Kirkeide	Putnam
Drown	Levang	Rowe
Englund	Lindstrom	Sandstrom
Eftestad	McBride	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Murphy	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	McCarten	Nelson, G. Forks
Gibbens	McGray	Paulson
Hyland	Mostad	Thoreson
Kretschmar		

So the bill passed, and the title was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 323 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 263.

A Bill for an Act Converting the State Terminal Elevator Fund Back to the General Fund of the State.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 13; nays, 31; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	McLean	Ployhar
Englund	Martin	Porter
Gronvold	Murphy	Putnam
Haggart	Nelson, Richland	Rowe
Heckle		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beck	Jacobsen	Mostad
Benson	King	Nelson, G. Forks
Cahill	Kirkeide	Paulson
Carey	Kretschmar	Pendray
Drown	Levang	Sikes
Ellingson	Lindstrom	Stenmo
Ettestad	McBride	Welford
Hamerly	McCarten	Wenstrom
Hamilton	Morkrid	Young
Hemmingsen	Mortenson	Zieman
Hunt		

Absent and. not voting:

Messrs.	Messrs.	Messrs.
Gibbens	McGray	Thoreson
Hyland	Sandstrom	

So the bill was lost.

Mr. Jacobsen explained his voted on Senate Bill No. 263 as follows:

"As this tax was levied for a specific purpose, the money derived therefrom cannot now be diverted to any other purpose and consequently the act is unconstitutional, and I vote 'no.'"

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 21, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 138.

A Bill for an Act to Amend and Re-Enact Sections 4890 and 4891 of the Compiled Laws of North Dakota, for the Year 1913, Relating to the Consolidation and Re-Insurance of Domestic Insurance Companies, Transacting Business of Life, Accident or Health Insurance.

Also House Bill No. 424.

A Bill for an Act to Amend and Re-Enact Section 9 of Chapter 209 of the 1915 Session Laws of North Dakota, Relating to Telephone Companies.

Also House Bill No. 438.

A Concurrent Resolution for Amendment of the Constitution to Provide for Reserved Powers and Authority Over Legislation and Amendment of the Constitution by the People Directly at the Polls,

Also House Bill No. 435.

A Concurrent Resolution for Amendment to the Constitution of the State of North Dakota, Relating to the Voting Privileges of Members of Co-Operative Corporations.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 236.

A Bill for an Act to Amend and Re-Enact Section 589 of the Compiled Laws of North Dakota for the Year 1913, Relating to Powers and Duties of the State Board of Railroad Commissioners.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 29; nays, 14; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Nelson, Richland
Beck	Levang	Paulson
Ellingson	Lindstrom	Ployhar
Englund	McBride	Porter
Ettestad	McLean	Putnam
Gibbens	Martin	Rowe
Gronvold	Mortenson	Stenmo
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Jacobsen	Nelson, G. Forks	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hamilton	Pendray
Cahill	Hunt	Sikes
Carey	King	Welford
Drown	McCarten	Wenstrom
Hamerly	Morkrid	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Kretschmar	Sandstrom
Hyland	McGray	Thoreson

So the bill passed, and the title was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 236 passed, be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 269.

A Bill for an Act to Amend and Re-Enact Section 1090 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Registration of Voters and Prescribing Penalty for False Registration,

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 41; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hunt	Nelson, G. Forks
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McLean	Sikes
Gronvold	Martin	Stenmo
Hamerly	Morkrid	Young
Hamilton	Mortenson	Zieman
Heckle	Mostad	

Those voting in the negative were: Mr. Nelson of Richland.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	McGray	Welford
Hyland	Thoreson	Wenstrom
Kirkeide		

So the bill passed, and the title was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 269 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 21, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 192.

A Bill for an Act Entitled an Act to Amend and Re-Enact Section 5 of Chapter 179 of the Laws of 1907, as Amended by Chapter 176 of the Laws of 1909, Chapter 75 of the Laws of 1911, and Chapter 71 of the Laws of 1915, Same Being Section 3021 of the Revised Codes of 1905 and Known and Designated as Section 4059 of the Compiled Laws of 1913, Relating to Powers of Park Commission.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 288.

A Bill for an Act Relating to the Duties of Railway Employees and Peace Officers.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 24; nays, 22; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Nelson, Richland
Beck	Jacobsen	Ployhar
Carey	Kirkeide	Porter
Ellingson	Kretschmar	Putnam
Englund	McBride	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Stenmo
Haggart	Murphy	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	King	Mostad
Cahill	Lindstrom	Nelson, G. Forks
Drown	Levang	Pendray
Ettestad	McCarten	Sikes
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	Young
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hyland	Paulson	Thoreson

So the bill was lost.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON LIVE STOCK

The Committee on Live Stock made the following report:

Mr. President:

Your Committee on Live Stock, to whom was referred:

Senate Bill No. 130.

A Bill for an Act Relating to the Building of Dipping Tanks for Live Stock in Every Township.

Have had the same under consideration, and recommend that the same be amended as follows:

At the end of Section 3, strike out the period and insert in lieu thereof a semicolon and the following: "Such fees to be paid in cash."

Strike out all of Section 4.

In Section 5, strike out the figure "5" and insert in lieu thereof the figure "4."

In Section 6, strike out the figure "6" and insert in lieu thereof the figure "5."

And when so amended, recommend that the same do pass.

J. A. ENGLUND,
Chairman.

Mr. Englund moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

Senate Bill No. 51.

A Bill for an Act to Amend and Re-Enact Section 2095 of the Codified Laws of North Dakota for the Year 1913, Relating to Revenue and Taxation, and Fixing the Situs of Personal Property for Tax Purposes.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Englund moved that the rules be suspended and that Senate Bill No. 310 be considered engrossed and put upon third reading and final passage.

Which motion prevailed, and the bill was placed on third reading and final passage.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 230.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Create a Fund Which May Be Loaned for the Purpose of Erecting and Operating One or More Combined Elevators and Flour Mills Within the State of North Dakota, and to Levy a Tax Therefor.

Also Senate Bill No. 293.

A Bill for an Act Relating to the Removal of County Seats, to Amend Chapter 117 of the Session Laws of North Dakota for the Year 1915, and to Repeal Sections 3233, 3234 of the Compiled Laws of North Dakota for the Year 1913,

and Chapter 116 of the Session Laws of North Dakota for the Year 1915.

Also Senate Bill No. 291.

A Bill for an Act Defining the Duties of Railroads, Railroad Corporations and Common Carriers, Requiring Greater Publicity as to the Rates and Charges of Such Railroads, Railroad Corporations and Common Carriers; Requiring the Quotation of Rates in Writing, and Providing Penalties for Misquotation of Rates and Further Defining the Powers and Duties of the Board of Railroad Commissioners, Increasing Its Jurisdiction, and Conferring the Power to Suspend Advances in Rates, and Placing the Burden of Proof as to the Reasonableness of Rates Advanced After the Passage of This Act on the Common Carrier, and to Amend Sections 4709, 4711, 4724, 4729, 4741, 4743, 4744 and 4745, and to Repeal Sections 4725, 4726, 4727, 4731, 4732, 4740 and 4742 of the Compiled Laws of 1913.

Also Senate Bill No. 98.

A Bill for an Act Amending Section 287 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of School Funds on Farm Lands.

Also Senate Bill No. 301.

A Bill for an Act Amending and Re-Enacting Section 696 of the Compiled Laws of North Dakota, 1913, Relating to Filling Vacancies.

Also Senate Bill No. 286.

A Bill for an Act to Establish a Farm Labor Employment Bureau, to Authorize and Empower Such Bureau to Make All Necessary Rules and Regulations for the Conduct of Its Business, to Prescribe the Duties of Its Officers, to Make Criminal Employment of Farm Labor Without Furnishing Information as to Rights Acquired by Employment Through Bureau, and to Fix Penalty Therefor, to Define, Prescribe and Regulate Rights and Condition Upon Which Farm Laborer's Lien May Be Filed and Procedure to Be Pursued in the Filing of Same, to Make Criminal Interfering With Farm Labor and Employment Thereof, and Prescribe Penalty Therefor, and to Repeal Sections 6857, 6858 and 6880 of the 1913 Compiled Laws of North Dakota.

Also Senate Bill No. 323.

* * * * *

Also Senate Bill No. 263.

A Bill for an Act Converting the State Terminal Elevator Fund Back to the General Fund of the State.

Also Senate Bill No. 211.

A Bill for an Act to Amend Sections 3, 5 and 7 of Chapter 112 of the Session Laws of North Dakota for the Year 1915, Relating to Salaries of County Officials.

Also Senate Bill No. 269.

A Bill for an Act to Amend and Re-Enact Section 1090 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Registration of Voters, and Prescribing Penalty for False Registration.

Also Senate Bill No. 314.

A Bill for an Act Creating a Uniform State Grade for Wheat, Oats, Barley, Rye, Flax and All Other Grains, Seeds and Agricultural Products; Creating and Establishing the Office of State Inspector of Grades, Weights and Measures, and Providing for the Deputies; Fees for Same, and Providing for State Aid for Marketing Facilities, and the Establishment of State-Owned Marketing Places, and Providing for Inspection of Licensed Warehouses by Comptent Accountants and Expert Grainmen, and Authorizing the Employment of Such Accountants, and Making an Appropriation Therefor; and Providing Penalties for the Violation of Any of the Provisions of This Act.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 230.

A Concurrent Resolution, Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Create a Fund Which May Be Loaned for the Purpose of Erecting and Operating One or More Combined Elevators and Flour Mills Within the State of North Dakota, and to Levy a Tax Therefor.

And find the same correctly re-engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

AMENDED REPORT OF JOINT RULES COMMITTEE

Owing to the fact that the Appropriations Committees of the House and Senate have been unable to receive the budget report so as to get their appropriation bills prepared and passed on within the time designated by our joint rules; now, therefore, be it resolved, that the joint rules are hereby amended to the extent that said appropriation bills may be passed on by one House and sent to the other up to and including the fifty-fifth day of this session.

E. H. SIKES,
Chairman of Senate Committee.

M. A. HOGHAUG,
Chairman of House Committee.

Mr. Sikes moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Hamilton moved that the vote by which Senate Bill No. 222 was lost be reconsidered.

Which motion prevailed, and the vote was reconsidered.

THIRD READING OF SENATE BILLS

Senate Bill No. 130.

A Bill for an Act Relating to the Building of Dipping Tanks for Live Stock in Every Township.

Was read the third time.

• The question being on the final passage of the bill as amended, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting, in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Mostad
Beck	Hunt	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Stenmo
Gronvold	McLean	Welford
Haggart	Martin	Wenstrom
Hamerly	Morkrid	Young
Heckle	Mortenson	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Murphy	Sikes
Hyland	Paulson	Thoreson
Kretschmar		

So the bill passed, and the title was agreed to.

Mr. Gronvold moved that the vote by which Senate Bill No. 130 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Gronvold moved that Senate Bill No. 222 be put upon its third reading and final passage.

Which motion prevailed.

Senate Bill No. 222.

A Bill for an Act to Amend and Re-Enact Section 8771 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Property of the Estate of a Decedent to Pay the Allowance of Family, Debts, Charges of Administration and Legacies of Such Decedent.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 9; absent and not voting, 4.

Those voting, in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gibbens	Hemmingsen
Beck	Gronvold	Jacobsen
Cahill	Haggart	King
Ellingson	Hamilton	Kirkeide
Englund	Heckle	Levang

Messrs.	Messrs.	Messrs.
Lindstrom	Mortenson	Putnam
McBride	Mostad	Rowe
McCarten	Murphy	Sandstrom
McGray	Paulson	Stenmo
McLean	Pendray	Welford
Martin	Ployhar	Wenstrom
Morkrid	Porter	Zieman
Those voting in the negative were:		
Messrs.	Messrs.	Messrs.
Benson	Ettestad	Nelson, Richland
Carey	Hamerly	Sikes
Drown	Hunt	Young
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Hyland	Nelson, G. Forks	Thoreson
Kretschmar		

So the bill passed, and the title was agreed to.

Mr. Gronvold moved that the vote by which Senate Bill No. 222 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 21, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 241.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Reform School at Mandan, North Dakota, and for Making Permanent Improvements and Additions Thereto.

Also House Bill No. 358.

A Bill for an Act Making It the Duty of Every Person Taking a Crop Mortgage to Notify Every Manager of an Elevator Located Within a Distance of Twenty-five Miles from the Land on Which Such Crop Is Raised, and Prescribing Penalties.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,
A. E. BOWEN,
Chief Clerk.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Allen moved that the rules be suspended for the purpose of introducing a bill in reference to pension for members of the North Dakota National Guard.

Which motion prevailed, and the rules were suspended.

The Senate returned to the ninth order of business.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Heckle introduced:
Senate Bill No. 324.

* * * * *
Was read the first and second time and referred to the Committee on Military Affairs.

Mr. Jacobsen moved that the rules be suspended and that Senate Bill No. 324 be considered engrossed and be put upon its third reading for final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 324.

* * * * *
Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 15; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamerly	Morkrid
Beck	Hamilton	Mostad
Cahill	Heckle	Murphy
Carey	Jacobsen	Nelson, G. Forks
Ellingson	Levang	Nelson, Richland
Englund	Lindstrom	Pendray
Ettestad	McBride	Ployhar
Gronvold	McGray	Porter
Haggart	McLean	Sandstrom

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	King	Stenmo
Drown	Kirkeide	Welford
Gibbens	McCarten	Wenstrom
Hemmingsen	Rowe	Young
Hunt	Sikes	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hyland	Mortenson	Putnam
Kretschmar	Paulson	Thoreson
Martin		

So the bill passed, and the title was agreed to.

Mr. Murphy moved that the vote by which Senate Bill No. 324 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 324.

* * * * *
The question being on the emergency clause to Senate Bill No. 324, the roll was called and there were ayes, 29; nays, 14; absent and not voting, 6.

Those voting, in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamerly	Mortenson
Beck	Hamilton	Mostad
Benson	Heckle	Murphy
Cahill	Jacobsen	Nelson, G. Forks
Carey	Levang	Nelson, Richland
Ellingson	Lindstrom	Pendray
Englund	McBride	Ployhar
Ettestad	McGray	Porter
Gronvold	McLean	Sandstrom
Haggart	Morkrid	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	Kirkelde	Welford
Gibbens	McCarten	Wenstrom
Hemmingsen	Rowe	Young
Hunt	Sikes	Zieman
King	Stenmo	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hyland	Martin	Putnam
Kretschmar	Paulson	Thoreson

So the emergency clause was lost.

Mr. Jacobsen moved that the vote by which Senate Bill No. 293 was indefinitely postponed be reconsidered.

Roll call was demanded.

The question being on the motion to reconsider the vote by which Senate Bill No. 293 was indefinitely postponed, the roll was called and there were ayes, 20; nays, 25; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hamilton	McCarten
Cahill	Hemmingsen	Morkrid
Drown	Hunt	Mostad
Ellingson	King	Pendray
Ettestad	Kirkelde	Sikes
Gronvold	Levang	Wenstrom
Hamerly	Lindstrom	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	McGray	Porter
Beck	McLean	Putnam
Carey	Mortenson	Rowe
Englund	Murphy	Sandstrom
Gibbens	Nelson, G. Forks	Stenmo
Haggart	Nelson, Richland	Welford
Heckle	Paulson	Young
Jacobsen	Ployhar	Zieman
McBride		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hyland	Martin	Thoreson
Kretschmar		

So the motion was lost.

Mr. McBride moved that the vote by which the committee report to indefinitely postpone Senate Bill No. 238 was adopted be reconsidered.

Which motion was lost.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 21, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 234.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the School for the Deaf at Devils Lake, and for Making Permanent Improvements and Additions Thereto.

Also House Bill No. 384.

A Bill for an Act Requiring Every Motor Vehicle Operated on the Public Highway to Be Equipped with Lights Which Do Not Shed a Light of Such Brilliance, Intensity or Brightness as to Blind Persons Facing Such Lights, and Prescribing Penalties for Violation of This Act.

Also House Bill No. 418.

A Bill for an Act to Provide for an Implied Warranty in the Selling of Farm Machinery, and Providing That Promissory Notes Given in Payment for Same Shall Not Be Negotiable Except Upon a Condition Subsequent Containing a Statement of the Vendee That the Machinery is as Warranted.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Gibbens moved that the vote by which Senate Bills Nos. 227, 143, 142, 155, 177, 166, 86, 167, 319, 329, 311, 207, 278, Nos. 227, 143, 142, 155, 177, 166, 86, 167, 319, 239, 311, 207, 278, reconsider be laid on the table.

Which motion prevailed.

Mr. Paulson moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FIFTY-FIRST DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 21, 1917.

The Senate convened at 2 o'clock, the President presiding. Prayer was offered by the Chaplain, Rev. Hirsch.

Roll call.

All members present, except Mr. Thoreson.

Mr. Gronvold moved that the absent member be excused.

Which motion prevailed, and he was excused.

Mr. Heckle moved that the Senate do now take a recess for thirty minutes.

Which motion prevailed, and the Senate took a recess.

AFTER RECESS

The Senate re-assembled, the President presiding.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON HIGHWAYS, BRIDGES AND FERRIES

The Committee on Highways, Bridges and Ferries made the following report:

Mr. President:

Your Committee on Highways, Bridges and Ferries, to whom was referred:

House Bill No. 167.

A Bill for an Act Providing for Dealers' Motor Vehicle License Fee, and Amending Sections 2976e, 2976g, 2976h, 2976o and 2976p of the Compiled Laws of 1913, Relating to Motor Vehicle License Fees, Registration Tags, Display of Registration Tags, Disposition of License Money by Secretary of State, Claims for Moneys Expended, Expenditure of Moneys Received Under This Act, and Providing That License Fees, Excepting Dealers' License Fees, Shall Be in Lieu of All Other Taxes. Emergency.

Have had the same under consideration, and recommend that the same do pass.

CHAS. ELLINGSON,
Chairman.

Mr. Ellingson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Ellingson introduced the following concurrent resolution:

WHEREAS, The Congress of the United States having passed the Federal Aid Road Act (Public No. 156), which act appropriates the sum of \$75,000,000 to be expended in the several states of the Union during the next five years; and,

WHEREAS, Certain sums are available for highway construction in the State of North Dakota for such period; and,

WHEREAS, The Secretary of Agriculture has expressed a desire to co-operate with the State Highway Department of the State of North Dakota in every possible way in the construction of its highways during the said five years;

Be It Resolved, By Senate of the State of North Dakota, the House of Representatives concurring:

That we hereby express our purpose of co-operating with the United States Government during such five-year period, and we hereby pledge, in so far as we may, the good faith of the State of North Dakota to that end.

Mr. Ellingson moved that the resolution be adopted.

Which motion prevailed, and the resolution was adopted.

INTRODUCTION, FIRST AND SECOND READING OF
HOUSE BILLS

House Bill No. 224.

A Bill for an Act Making Appropriation for Public Printing.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 99.

A Bill for an Act Relating to the Incorporation of Co-operative Associations, and the Fees to Be Paid Therefor, the Powers, Duties and Obligations Thereof.

Was read the first and second time and referred to the Committee on Corporations Other Than Municipal.

House Bill No. 163.

A Bill for an Act to Amend and Re-Enact Sections 2093 and 2123 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Manner of Listing Property for Taxation Purposes.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 206.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Hospital for Insane, and for Making Permanent Improvements and Additions Thereto.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 245.

A Bill for an Act Transferring from the Funds Appropriated to the State Auditor's Department for Chief Clerk, Clerk and Bookkeeper, Clerk and Stenographer Under Subdivision 7 of Chapter 43 of the Session Laws of 1915, the General Budget, the sum of \$1,504.40, to a Contingent Fund for the State Auditor's Department, Being the Unexpended Appropriation on February 28, 1917, of \$180.00 for Chief Clerk, \$996.19 for Clerk and Bookkeeper, \$176.67 for Clerk and \$181.54 for Stenographer, With an Emergency Clause.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 203.

A Bill for an Act Providing for the Dragging of Roads and Levying a Tax Therefor, and Prescribing the Duties of County Commissioners, Township Supervisors and Township and District Overseers of Highways in Connection Therewith.

Was read the first and second time and referred to the Committee on Highways, Bridges and Ferries.

House Bill No. 149.

A Bill for an Act to Amend and Re-enact Sections 1122, 1125, 1127, 1135 and 1136 of the Compiled Laws of 1913, Relating to the Office of County Superintendent of Schools.

Was read the first and second time and referred to the Committee on Education.

House Bill No. 153.

A Bill for an Act to Amend and Re-Enact Section 4871 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Membership, Notice of Meetings and By-Laws of Domestic Mutual Insurance Companies.

Was read the first and second time and referred to the Committee on Insurance.

House Bill No. 150.

A Bill for an Act to Provide for the Examination and Certification of Teachers in the State of North Dakota, and to Repeal Sections 1357 to 1377 Inclusive, of the Compiled Laws of 1913.

Was read the first and second time and referred to the Committee on Education.

House Bill No. 131.

A Bill for an Act Declaring Every Child to Be the Legitimate Child of Its Natural Parents, Making Such Child an Heir to Such Parents; and Providing the Procedure for Establishing Such Parentage.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 329.

A Bill for an Act to Provide That Examinations Shall Be Given in the Various Common and High Schools of the State in the Month of March of Each Year for the Purpose of Enabling Pupils Who Are Sufficiently Advanced in Their Studies to Be Promoted to a Higher Grade.

Was read the first and second time and referred to the Committee on Education.

House Bill No. 268.

A Bill for an Act to Amend and Re-Enact Section 759 of the Compiled Laws of 1913, Relating to the Tenth Judicial District, and the Terms of Court Therein.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 400.

A Bill for an Act Defining Mutual Telephone Companies, Placing Same Under Control of Railroad Commissioners, and Providing for Certain Rules and Conditions Governing Same.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 252.

A Bill for an Act Making an Appropriation for the Glanders and Durine Indemnity Fund. Amount Appropriated, \$62,016.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 244.

A Bill for an Act to Amend and Re-Enact Section 1714 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Commitment of Feeble-Minded Persons to the Institution for the Feeble-Minded.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 318.

A Bill for an Act Making an Appropriation to Cover Deficit in the Accounts of the Agricultural Sub-Experiment Station at Hettinger, Adams County, North Dakota.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 181.

A Bill for an Act to Amend and Re-Enact Section 2212 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 252, Laws of North Dakota for 1915, as Relating to the Duty of the County Auditor and the Requirement of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 231.

A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs and Equipment Therefor.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 233.

A Bill for an Act Making an Appropriation to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 111.

A Bill for an Act Authorizing the Commissioner of Insurance to Fix Rates to Be Charged by Fidelity and Surety Companies; Providing for Appeal Therefrom, and Fixing Penalty for Violation Thereof.

Was read the first and second time and referred to the Committee on Insurance.

House Bill No. 135.

A Bill for an Act to Amend and Re-Enact Section 4904 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Fidelity Insurance and Corporate Suretyship.

Was read the first and second time and referred to the Committee on Insurance.

House Bill No. 298.

A Bill for an Act Relating to Railroad Rates in This State, for the Transportation of Freight, and Prescribing a Schedule and Classification of Freight and Rates in Relation Thereto, and Providing Penalties and Punishments for the Violation Thereof.

Was read the first and second time and referred to the Committee on Railroads.

House Bill No. 435.

A Concurrent Resolution for Amendment to the Constitution of the State of North Dakota, Relating to the Voting Privileges of Members of Co-Operative Corporations.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 424.

A Bill for an Act to Amend and Re-Enact Section 9 of Chapter 209 of the 1915 Session Laws of North Dakota, Relating to Telephone Companies.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 317.

A Bill for an Act to Amend and Re-Enact Section 9691 of the Compiled Laws of North Dakota, 1913, Relating to Gambling Houses Declared to Be Public Nuisances, and Providing Penalty for Maintaining Same.

Was read the first and second time and referred to the Committee on Temperance.

House Bill No. 118.

A Bill for an Act to Amend the Whole of Article 22 of 1913 Compiled Laws of the State of North Dakota, the Said Article to Be Known as the Child Labor Law.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 136.

A Bill for an Act Providing That the Board of County Commissioners Shall Have General Supervision Over the Laying Out Construction and Work on Highways, and Providing Compensation for Services so Rendered.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 431.

A Concurrent Resolution.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 427.

A Bill for an Act Relating to and Regulating the Use and Furnishing of Trading Stamps or Other Similar Schemes or Devices or Substitutes Therefor, for or with the Sale of Goods, Wares and Merchandise, and Providing for a Penalty for the Violation Thereof.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 228.

A Bill for an Act Making an Appropriation for the Purpose of Securing Federal Aid for Road Purposes.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 95.

A Bill for an Act Providing for the Construction and Repair of Curbing in Cities, and Providing for the Letting of Contracts and the Manner of Enforcing Payment for Curbing Built.

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 195.

A Bill for an Act to Prevent Unfair Discrimination by Railroad Companies in the Furnishing of Cars to the Different Elevator Companies, at Any Railroad Station in North Dakota, and Prescribing Penalties.

Was read the first and second time and referred to the Committee on Railroads.

House Bill No. 438.

A Concurrent Resolution for Amendment of the Constitution to Provide for Reserved Powers and Authority Over Legislation and Amendment of the Constitution by the People Directly at the Polls.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 138.

A Bill for an Act to Amend and Re-Enact Sections 4890 and 4891 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Consolidation and Re-Insurance of Domestic Insurance Companies, Transacting Business of Life, Accident or Health Insurance.

Was read the first and second time and referred to the Committee on Insurance.

House Bill No. 192.

A Bill for an Act Entitled an Act to Amend and Re-Enact Section 5 of Chapter 179 of the Laws of 1907, as Amended by Chapter 176 of the Laws of 1909, Chapter 75 of the Laws of 1911, and Chapter 71 of the Laws of 1915, Same Being Section 3021 of the Revised Codes of 1905 and Known and Designated as Section 4059 of the Compiled Laws of 1913, Relating to Powers of Park Commission.

Was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 358.

A Bill for an Act Making It the Duty of Every Person Taking a Crop Mortgage to Notify Every Manager of an Elevator Located Within a Distance of Twenty-Five Miles from the Land on DiwhichW such Cropxflozzzx:JSALH scribing Penalties.

Was read the first and second time and referred to the Committee on Warehouses and Grain Grading.

House Bill No. 241.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Reform School at Mandan, North Dakota, and for Making Permanent Improvements and Additions Thereto.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 234.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the School for the Deaf at Devils Lake, and for Making Permanent Improvements and Additions Thereto.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 384.

A Bill for an Act Requiring Every Motor Vehicle Operated on the Public Highway to Be Equipped with Lights Which Do Not Shed a Light of Such Brilliance, Intensity or Brightness as to Blind Persons Facing Such Lights, and Prescribing Penalties for Violation of This Act.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 418.

A Bill for an Act to Provide for an Implied Warranty in the Selling of Farm Machinery, and Providing That Promissory Notes Given in Payment for Same Shall Not Be Negotiable Except Upon a Condition Subsequent Containing a Statement of the Vendee That the Machinery Is as Warranted.

Was read the first and second time and referred to the Committee on Judiciary.

Courtesies of the floor were extended to:

H. R. Hartman, Page, North Dakota.

Mr. Kretschmar moved that the Senate do now adjourn.

Mr. Cahill moved as an amendment that when the Senate adjourn it stand adjourned until February 23, 1917, at 2 P. M. Which motion prevailed.

The question being on the motion to adjourn, as amended, the motion prevailed, and the Senate adjourned until 2 P. M., February 23, 1917.

W. J. PRATER,
Secretary.

FIFTY-THIRD DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 23, 1917.

The Senate convened at 2 o'clock, the President presiding.
Prayer was offered by the Chaplain, Rev. Hirsch.
Roll call.

All members present, except Mr. Drown.
Mr. Ployhar moved that the absent member be excused.
Which motion prevailed.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the forty-ninth day after recess and fiftieth day have carefully examined the same, and recommend that the same be corrected as follows:

On page 49, in line 21, strike out name "Benson" and insert in lieu thereof the name "Carey."

Page 12, line 31, between the words "the" and "committee," insert the words "majority of the."

On page 18, in line 49, strike out letter "s" at end of word "States."

On page 19, line 4, strike out word "said" and insert in lieu thereof the word "such."

On page 21, line 15, strike out "he" and insert in lieu thereof the word "be."

On page 24, line 8, add letter "s" to word "provision."

On page 28, between lines 3 and 4, insert "and find the same correctly re-engrossed."

"C. D. KING,
"Chairman.

"Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

On page 34, line 40, strike out name "Sandstrom" and insert in lieu thereof the name "Lindstrom."

Also do same in line 44.

On page 39, in line ..., strike out figures "41" and insert in lieu thereof "40."

On page 41, line 12, strike out figures "45" and insert in lieu thereof figures "47."

On page 43, in line 48, strike out word "message" and insert word "communication."

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the fiftieth day after recess and fifty-first day have carefully examined the same, and recommend that the same be corrected as follows:

On page 19, in line 44, strike out "\$1,500.55" and insert in lieu thereof the figures "\$1,500.00."

On page 32, line 15, correct spelling of "emergency."

On page 39, between lines 15 and 16, insert:

"Also Senate Bill No. 230.

"A Concurrent Resolution, Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Create a Fund Which May Be Loaned for the Purpose of Erecting and Operating One or More Combined Elevators and Flour Mills Within the State of North Dakota, and to Levy a Tax Therefor.

"And find the same correctly re-engrossed."

On page 44, between lines 32 and 33 insert:

"Mr. Gibbens moved that the vote by which Senate Bills Nos. 227, 143, 142, 155, 177, 166, 86, 167, 319, 239, 311, 207, 278, 230, 308 and 139 passed be reconsidered, and the motion to reconsider be laid on the table.

"Which motion prevailed."

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

A petition against House Bill No. 123, signed by ten persons, was received by Mr. Pendray.

BISMARCK,
February 23, 1917.

COMMUNICATION FROM THE ATTORNEY GENERAL

Hon. W. J. Prater,
Secretary of the Senate,
Bismarck.

My Dear Sir:

I hand you herewith a communication which please call to the attention of the members of the State Senate.

Very truly yours,

WILLIAM LANGER,
Attorney General.
BISMARCK,
February 16, 1917.

Hon. W. J. Prater,
Secretary of the Senate,
Bismarck.

Dear Sir:

OPINION

Your communication, consisting of a resolution passed by the Senate, requesting an opinion as to whether or not the act creating the Tax Commission is constitutional, received.

Before proceeding to a discussion of this subject, I wish to say that the act creating the Immigration Board, the State Board of Regents, the State Board of Control, and possibly other boards, are substantially like the act creating the State Tax Commission, that is the objection raised to everyone of these boards is that the acts creating them are in contravention to Sections 61 and 62 of the Constitution of the State of North Dakota.

Section 61 of the Constitution provides: "No bill shall embrace more than one subject, which shall be expressed in its title, but a bill which violates this provision shall be invalidated thereby only as to so much thereof as shall not be so expressed."

Section 62 of the Constitution provides: "The general appropriation bill shall embrace nothing but appropriations for the expenses of the executive, legislative and judicial departments of the State, interest on the public debt, and for public schools. All other appropriations shall be made by separate bills, each embracing but one subject."

It is claimed on behalf of those attacking the constitutionality of the act creating the State Tax Commission that this act contravenes Sections 61 and 62 of the Constitution, in that the act not only creates the office of Tax Commissioners, defines duties and powers, but also contains in the same legislative enactment an appropriation for the purpose of carrying into effect the provisions of the act, and in addition thereto contains an appropriation for the salary of the

Tax Commissioners, their secretary, appropriations for clerk hire, assistants and for traveling expenses.

The claim is made that under Section 62 all appropriations for either the Commissioners or their Secretary, or any of the other assistants mentioned, are invalid.

The States of Alabama, Arizona, Arkansas, Colorado, Illinois, Montana, Nebraska, New Mexico, Pennsylvania, West Virginia, California, Oklahoma and Wyoming have similar constitutional provisions as those contained in Sections 61 and 62. In some of the states this precise question has been attacked in the courts, and aside from the States of Illinois, the holdings have been practically uniform in sustaining that the act is constitutional.

In examining this question, I have been aided a great deal by a brief, which I have incorporated herein, filed by an attorney acting as *amicus curiae* in the case of James H. McGillic vs. L. B. Hanna, Governor of the State of North Dakota; R. F. Flint, Commissioner of Agriculture and Labor of the State of North Dakota; Thomas Hall, Secretary of State of the State of North Dakota; Henry J. Linde, Attorney General of the State of North Dakota, and W. H. Stutsman, President of the State Railroad Commission of the State of North Dakota, defendants. This case is more commonly known as the case involving the constitutionality of the act creating the State Board of Immigration, and was tried before Judge W. L. Nuessle of the Sixth Judicial District, who sustained the constitutionality of the act.

Because of the vast importance of this case and its effect upon not only the act creating the State Tax Commission, but also the other boards which I have mentioned, I have carefully examined the different briefs filed in the immigration case and a great many of the cases cited therein, and have come to the conclusion that the act creating the State Tax Commission is constitutional. Further on in this opinion, I have given the reasons therefor.

Judge Cooley, in his work on *Constitutional Limitations*, fifth edition, 173, says:

"It may therefore be assumed as settled that the purpose of these provisions was: First, to prevent 'hodge-podge' or 'log-rolling legislation;' second, to prevent surprise or fraud upon the legislature by means of provisions in bills of which the title gave no intimation, and which might therefore be overlooked, and carelessly and unintentionally adopted; and, third, to fairly apprise the people, through such publication of legislative proceedings as is usually made of the subjects of legislation that are being considered, in order that they may have opportunity of being heard thereon, by petition or otherwise, if they so desire."

The Supreme Court of the State of Michigan, in the case of *People vs. Mahaney*, 13 Mich. 494, in giving the reasons why these legislative enactments were passed, said:

"The history and purpose of this constitutional provision are too well understood to require any elucidation at our hands. The practice of bringing together in one bill subjects diverse in their nature,

and having no necessary connection with a view to combine in their favor the advocates of all and thus secure the passage of several measures, no one of which could succeed upon its own merits, was one both corruptive of the legislator and dangerous to the State. It was scarcely more so, however, than another practice, also intended to be remedied by this provision, but which, through dexterous management, clauses were inserted in bills of which the title gave no intimation, and their passage secured through legislative bodies whose members were not generally aware of their intention and effect. This clause was not designed to embarrass legislation by multiplying the number of bills, but it was intended to put an end to vicious legislation, which was little better than a fraud on the public, and to require that in every case the proposed measure should stand upon its own merits."

In the case of *Insurance Company vs. Mayor*, 8 N. Y., 211, the Supreme Court of New York said that the purpose was that neither the members of the Legislature nor the public should be misled by the title.

In the case of *Durkee vs. City of Janesville*, 26 Wis., 697, the Supreme Court of Wisconsin, through Judge Colt, said, in speaking of this constitutional provision, that the design and purpose of it is obviously to prevent the mischief of uniting together in the same bill various objects which had no necessary connection with each other, and in order to safeguard the Legislature and community affected by the law against surprise and imposition.

The Supreme Court of Iowa likewise passed upon the reasons of this constitutional provision in the case of *State vs. Judge*, 2 Iowa, 280, and used the following expression:

"The intention of the provision of the constitution was to prevent the union in the same act of incongruous matter, and of objects having no connection, no relation, and with this it was designed to prevent surprise in legislation, by having matter of one nature embraced in a bill whose title expressed another."

The citations on this subject are too numerous to be set out in a brief. I desire, however, to call attention to the following cases:

Ex parte Liddell, Cal. 29 Pac. 251;
Johnson vs. Harrison, Minn. 50 N. W. 923;
State vs. Morgan, S. D., 48 N. W. 314, 316;
State vs. Silver, Nevada, 227;
St. Louis vs. Tiefel, 42 Mo. 578;
Mayor vs. State, 4 Ga. 38;
Davis vs. State, 7 Md. 151.

THE BODY OF THE ACT MAY INCLUDE ANYTHING GERMANE TO THE TITLE.

The Constitution of Colorado provides: "No bill, except general appropriation bills, shall be passed containing more than one subject, which shall be clearly expressed in the title, etc." The Supreme Court of that state had occasion to pass upon the constitutionality of certain general statutes

enacted by the Legislature with the following title: "An act to regulate the use of water for irrigation, and providing for settling the priority of rights thereto, and for payment of the expenses thereof, and for payment of all costs and expenses incident to said regulation and use." In passing on this question in the case of Golden Canal Company vs. Bright, 8 Colo. 144, 6 Pac. 142, the court said:

"It requires no argument to demonstrate that a general law, intended to fully regulate the use of such water, would almost of necessity touch upon the subject of priority of right thereto; while, of course, the payment of expenses and costs in determining such priority of right, and in regulating such use, is a subject that would naturally be considered. So we do not think the title obnoxious to the objection that more than one subject is expressed therein."

Clare et al vs. People (Colo.) 10 Pac. 799, 802;
Stockman, Recorder vs. Brooks (Colo.) 28 Pac.
746;

In re Pratt (Colo.) 34 Pac. 680;
Molly Gibson etc. Co. vs. Sharpe (Colo.) 38 Pac.
850;

Jones vs. Aspen Hdw. Co. (Colo.) 40 Pac. 457;
Molly Gibson etc. Co. vs. Sharpe (Colo.) 47 Pac.
266;

Luddington et al., vs. Heilman (Colo.) 49 Pac.
377;

Frost vs. Pfeiffer et al. (Colo.) 58 Pac. 147;
Cordillo vs. People (Colo.) 58 Pac. 678;
Farm Investment Co. vs. Carpenter (Colo.) 61
Pac. 258;

Paterson vs. Watson (Colo.) 83 Pac. 958.

The Circuit Court of the United States in Greer vs. Board, 97 Federal 435, 437, in passing upon the Colorado Constitution, said:

"The alleged vice of the act is that it contained more than one subject, in that it embraced the subject of refunding county debts evidenced by bonds, and the subject of refunding county debts evidenced by judgments. If this is a vice, it is not perceived why a bill to enable the counties of the State to refund their debts evidenced by bonds alone would not be equally obnoxious to the prohibition of the Constitution; for the debt evidenced by each bond is a different debt and a different subject from that evidenced by every other bond in the same sense that a county debt evidenced by a judgment is a different subject from one evidenced by a bond. The deliberate enactments of Legislatures cannot be whistled down the wind on such frivolous pin points as this. The object of this constitutional provision was twofold. It was to prevent surreptitious legislation, the insertion of enactments in bills which were not indicated by their titles, and to forbid the treatment of incongruous subjects in the same act. It never was intended to prevent the Legislature from treating all the various branches of the same general subject in

one law, or from inserting in a single act all the legislation germane to its principal subject. *Travelers' Ins. Co. vs. Oswego Tp.*, 19 U. S. App. 321, 322, 7 C. C. A. 669, 676, and 59 Fed. 58, 64; *City of Omaha vs. Union Pac. Ry. Co.* 36 U. S. App. 615, 623, 20 C. C. A. 219, 223, and 73 Fed. 1013, 1017; *City of South St. Paul vs. Lamprecht Bros. Co.*, 31 C. C. A. 585, 587; 88 Fed. 449, 451; *Clare vs. People*, 9 Colo. 122, 125, 10 Pac. 799; *Erie Canal Co. vs. Bright*, 8 Colo. 144, 149, 6 Pac. 142; *People vs. Goddard*, 8 Colo. 432, 436; 7 Pac. 301; *Taber vs. Bank*, 27 U. S. App. 111, 10. C. C. A. 449 and 62 Fed. 383; *Johnson vs. Harrison* 47 Minn. 575, 577, 50 N. W. 923; *Montclair vs. Ramsdell*, 107 U. S. 147, 2 Sup. Ct. 391; *Cooley Const. Lim.* (sixth Ed.) pp. 169-172, and cases there cited. The general subject of the act of 1889 was the refunding of county debts. Judgments, bonds, and warrants are different forms of such debts; and the refunding of any or all county debts is but one general subject, and may well be embraced in a single act. The fact that but two branches of this general subject—the refunding of judgments and bonds—are treated in this act does not render it obnoxious to the inhibition of the constitution."

Baker vs. Kaiser, 126 Fed. 317, 322;
Farmers etc. Co. vs. Agric. Ditch Co. 22 Colo. 573,
 44 Pac. 444, 55 Am. St. Rep. 149.

Thus we see in the State of Colorado we have an unbroken line of decisions which will uphold the constitutionality of the Tax Commission law. The mere fact that there is an appropriate appropriation there to carry out the provisions of the act does not in any manner invalidate it, as such provisions are germane to the subject of the act, as no one would contend that officers should act without compensation.

We find the constitution of California provides as follows:

"Every act shall embrace but one subject, which subject shall be expressed in its title."

The Legislature of California passed an act entitled "An Act to establish a state reform school for juvenile offenders, and to make an appropriation therefor." The act was attacked as unconstitutional because it contained more than one subject. The court, in the case of *Ex Parte Liddell*, 93 Cal. 633, 29 Pac. 251, held the act valid. In passing upon the question the court said:

"In *Abell vs. Clark*, 84 Cal. 299, 24 Pac. Rep. 383, we held it was not necessary that the title of the act should embrace an abstract of its contents. The cases cited therein show that such is the view taken by the courts of other states; and on reflection, it must appear that this conclusion is based upon the soundest principles of constitutional construction. It certainly was not intended that the title should be a repetition of the provisions found in the body of the bill; the object was to prevent deception by the inclusion of matters incongruous with the subject

specified in the title. If the title contains a reasonable intimation of the matters under legislative consideration, the public cannot complain. It has always been the custom to state the subject of a bill in general terms, and with the fewest words, and the framers of the Constitution doubtless intended the Legislature to conform to that custom. *Mills vs. Charleton*, 29 Wis. 409; *Bright vs. McCullough*, 27 Ind. 226; *People vs. Mahaney*, 13 Mich. 494. Numerous provisions, having one general object fairly indicated by the title, may be united. *Montclair vs. Ramsdell*, 107 U. S. 147, 2 Sup. Ct. Rep. 391. When the general purpose of the act is declared, the details provided for the accomplishment of that purpose will be regarded as necessary incidents. So an act to incorporate a fireman's benevolent association may include provisions for levying a tax upon the income of a foreign insurance company for the benefit of the corporation (*Association vs. Lounsbury*, 21 Ill. 511), and it is held in many cases that an act entitled, in general terms, an act to incorporate a certain town, may lawfully provide all means necessary for the government of the town, including taxation, courts, defining misdemeanors, punishment of offenders, municipal improvements, etc. *State vs. Town of Union* 33 N. J. Law, 350; *Cooley Const. Lim.* p. 172, note 1.

"In applying these principles to the case before us, we find no ground for declaring the act unconstitutional. The title declares the act to be one for the establishment of a state reform school for juvenile offenders, and to make an appropriation therefor. It is not an act to erect a building in which a reform school is to be hereafter conducted, but it is an act to establish a school. There can be no school without pupils. It is not simply an act to establish a school, but a school for juvenile offenders. This is a clear indication of an intention to provide for an institution for a certain class of criminals—children who have offended against the laws of the State. No one can be condemned without a hearing. The title of the act necessarily implies, therefore, that some officers or tribunal shall hear and determine the question whether certain persons charged with crime shall be committed to a reform school, or treated as ordinary juvenile offenders are treated under the penal laws of the State. Any person of ordinary intelligence, reading the title of the act in question, would naturally be led to the inquiry, what juvenile offenders may be sent to this school, under what circumstances may they be committed to this institution, and who is to determine whether or not they should be sent there?

"The title of the act clearly shows what the Legislature intended to accomplish, and the provisions referred to simply conduce to that object; they are auxiliary to the promotive of the main purpose of the act, and have a 'necessary and natural connec-

tion' therewith. They are germane to the subject stated in the title of the act; there is no attempt to conceal the purpose or scope of the act, and no attempt in the act itself to blend diverse and independent subjects."

In the case of Los Angeles County vs. Spencer (Cal.), 59 Pac. 202, the court passed upon an act entitled "An act to protect and promote the horticultural interests of the State." This act contained a provision for the appointment of a horticultural commission, the length of terms of office, the manner of filling vacancies, defining the powers of the commission, fixing their compensation and providing for their removal. It also provides the expense for abating an insect pest to be a lien on the property benefited. The court held that it did not embrace more than one subject in the title.

The Legislature of the State of California passed an act in the year 1889 entitled "An act to establish a state reform school for juvenile offenders and to make an appropriation therefor." The body of the bill provided for the committal to said school of any boy or girl between the ages of ten and sixteen years who has been convicted of any offense punishable by imprisonment in the county jail, giving the court discretion to commit the offender to the jail, the court held that this law did not violate the constitution of California which provides that every act shall embrace but one subject, which subject shall be expressed in its title.

This case has been often quoted by the courts of California and remains today unreversed and uncriticized.

Kings County vs. Johnson (Cal), 37 Pac. 871;
 Gieske vs. San Joaquin Co. (Cal.), 42 Pac. 477;
 Ex Parte Nichols (Cal.), 43 Pac. 10;
 Los Angeles Co. vs. Spencer (Cal.), 59 Pac. 202;
 People vs. Linda etc. Dist. (Cal.), 61 Pac. 89;
 Carpenter vs. Furrey (Cal.), 61 Pac. 370;
 People vs. Mullenher (Cal.), 64 Pac. 300;
 Beach vs. von Detter (Cal.), 73 Pac. 188;
 Dyce vs. Sup. Court (Cal.), 74 Pac. 32;
 Law vs. City (Cal.), 77 Pac. 1016;
 Robinson vs. Kerrigan (Cal.), 90 Pac. 129;
 Skinner vs. Garnett etc. Co. (Cal.), 96 Fed. 738;
 People vs. Bank (Cal.), 97 Pac. 310;
 People vs. Sacramento (Cal.), 103 Pac. 213;
 Kaiser Land etc. Co. vs. Curry (Cal.), 103 Pac.
 349;
 Ex Parte Yun Quong (Cal.), 114 Pac. 837;
 Ex Parte Maginnis (Cal.), 181 Pac. 725;
 Moore vs. Williams (Cal.), 127 Pac. 511;
 Pritchard vs. Whitney (Cal.), 129 Pac. 992;
 In re Elliott's Estate (Cal.), 132 Pac. 441.

In the case of Beach, Constable vs. von Detten, County Auditor, California, supra, the court was called to pass on the constitutionality of an act amending fifty-eight sections of the county government act, the title of which was "An act to establish a uniform system of county and township government, approved April 1, 1897, by amending certain sections thereof, repealing certain other sections and adding certain sections thereto." Every section amended to was referred to in the body of the act by number, which was

followed by the words "It is hereby amended to read as follows." In the body was a section dealing with the salary of a constable. The court held the act not invalid as embracing more than one subject not expressed in its title.

The following is the syllabus in the case of *Robinson vs. Kerrigan*, *supra*:

"Act March 17, 1897 (St. 1897, p. 138, C. 110), "An act for the certification of land titles and the simplification of the transfer of real estate; does not violate Const. Art. 4 No. 24, requiring every act to embrace but one subject, which shall be expressed in its title, because the act makes it a felony to fraudulently procure a false certificate, because the county recorder is made registrar, because the registrar is prohibited from practicing law, etc.; all of such provisions being germane to the principal subject expressed in the title."

In the case of *Moore vs. Williams*, *supra*, the following is a portion of the syllabus:

"Const. Art. 1, Section 24, providing that every act shall embrace but one subject which shall be expressed in its title, was designed mainly to prevent Legislatures and the public from being entrapped by misleading titles to bills, whereby legislation relating to one subject might be obtained under the title relating to another, so that, where the provisions of the act are generally germane to the title, it will not be held violative to such provisions."

The State of South Dakota has a provision in its Constitution that "no law shall embrace more than one subject, which shall be expressed in its title." The Supreme Court of that State, in the case of *State vs. Morgan*, 2 S. D. 3, 48 N. W. 314, had occasion to pass upon this constitutional provision as applied to the title of Chapter 54 of the Session Laws of 1890, which is, "An act to authorize and regulate within the State the business of commercial agencies, credit companies and guaranty associations." It was contended that this act is unconstitutional because it embraced three distinct subjects, commercial agencies, credit companies and guaranty associations, and furthermore, that the act not only attempts to authorize and regulate the business of commercial agencies but also attempts to impose upon them a gross earnings tax and that the same is therefore in violation of the constitutional provisions above cited. The court held the law valid and in passing upon the same used the following language:

"The objections to an act upon the ground that it embraces more than one subject, and that it was not sufficiently expressed in its title, should be grave, and the conflict between the statute and constitution plain and manifest, before courts will be justified in declaring it unconstitutional and void."

This case has been the subject of court discussions in the State of South Dakota. It remains unreversed and uncriticized.

State vs. Ayers (S. D.) 66 N. W. 611;
Miles vs. Benton Twp. (S. D.) 76 N. W. 1005;

In re Kol (N. D.) 88 N. W. 275;
 Hickman vs. Hill (N. J.) 41 Atl. 943;
 Davenport vs. Elrod (S. D.) 107 N. W. 836.

In the case of Davenport vs. Elrod, supra, the Supreme Court of South Dakota was called upon to pass upon an act providing for a state capital commission, the same having been attacked as violating the above quotation of the South Dakota Constitution. The law provided for a state capital commission for the purpose of "procuring the erection and completion" of a building to be used for capitol purposes. It directs and authorizes the commission to procure the erection of a building. It empowers the commission to prepare the capitol grounds, to adopt plans and specifications, to employ an architect and to use funds derived from the sale of public lands and appropriates \$150,000.00 for such purposes. The act is entitled "An act relating to the creation of a state capitol commission to provide for the erection of a building for capitol purposes on block twenty-one in the Fourth Railway Addition in the town, now City of Pierre, in the County of Hughes, State of South Dakota, and to provide funds for that purpose." The court held that the act was not in violation of the constitutional amendment above cited. In passing upon the subject, the court said:

"The subject of the act was the construction of a building for the use of the state at the state capital. the use of funds derived from the sale of lands granted to the state for public buildings at the capital is a matter naturally and reasonably connected with the subject—a natural, reasonable and appropriate means of accomplishing the purpose of the act—and therefore germane to its title."

In the case of State vs. McPherson, supra, the South Dakota court was again called on to construe this constitutional provision. The title to the law was "An act to revise the laws authorizing the business of banking, providing for the organization and control of banks, and to establish a banking department for the supervision of such business." The body of the act contained appropriations for salaries and a penal provision. The defendant was arrested for violating the latter. In construing this statute in the light of the constitutional provision above quoted, the court held that the law was valid.

The constitution of the State of Iowa provides that anything which is germane to the title of an act may be expressed in it. Thus it will be noticed that the people of the State of Iowa have expressed in their constitution what the courts of twenty-seven other states have expressed by judicial construction. In the case of Schultz vs. Parker (Ia.) 139 N. W. 173, the Supreme Court of that state said:

"We have frequently held that the title of an act, though confined to general terms, is sufficient if it answers as a key to the subject matter of the act."

The constitution of Minnesota provides that "No law shall embrace more than one subject, which shall be expressed in the title. Chapter 46, Laws of 1899, entitled "An act to establish a Probate Code is not obnoxious to such constitu-

tional provision." In passing on this case the court said in the case of *Johnson vs. Harrison*, 27 Minn., 575, 50 N. W. 923, 28 Am. St. Rep. 382, that the title was broad enough to embrace all of the provisions of the probate code. The court made use of the following language:

"The large number of related or cognate matters often treated of under some comprehensive title, such as 'Criminal Code,' 'Penal Code,' Code of Civil Procedure,' 'Private Corporations,' 'Railway Corporations,' and the like, are familiar illustrations of what may be legitimately included in one act. Any construction of this provision of the constitution that would interfere with the very commendable policy of incorporating the entire body of statutory law upon one general subject in a single act, instead of dividing it into a number of separate acts, would not only be contrary to its spirit, but also seriously embarrassing honest legislation."

This case seems to stand as one of the principal cases upon the subject in the State of Minnesota, and has been cited with approval, not only in subsequent legislation upon the subject in the State of Minnesota, but in other states as well.

State vs. Starkey (Minn.) 52 N. W. 26;
In re City of Duluth (Minn.) 61 N. W. 679;
City vs. Board (Minn) 75 N. W. 906.

The Supreme Court of Minnesota in the case of *City vs. Board of County Commissioners*, supra, 82 N. W. 586, was again called upon to pass upon this constitutional provision and in doing so took occasion to use the following language:

"The generality of the title is no objection, if it be sufficient to give notice of the general subject of the general subject of the proposed legislation, and of the interests likely to be affected. So it has been held repeatedly that an act creating municipal corporation, and granting to it legislative, judicial, police, taxing and other ordinary powers, embraces but one subject; the separate provisions of the act covering these powers generally, as well as in detail, being simply parts of the whole, and absolutely essential to make a whole. To sum it all up 'It is certainly germane to the subject of incorporating a city, and to the subject of amending and consolidating the charter of a city, to provide for the details of the management of the affairs of the city, and to find named the agencies or channels through which it might act, and the method of raising money by taxation, and for the payment of the same by the county authorities to the city. The details of these transactions are not required to be set forth in the title of the act.'"

Likewise the Supreme Court of that State was called upon to pass again upon this subject in the case of *ex rel Olson et al., vs. Board of Control of State Institutions et al.*, supra, 88 N. W. 533. The legislature passed an act entitled "An

act to create a State Board of Control and to provide for the management and control of the charitable, reformatory and penal institutions of the State, and to make appropriation therefor, and to abolish the State Board of Corrections and Charities." The court held this law embraced but one subject. In setting forth the canons of statutory construction on this subject, the court said:

"That every law is presumed to be valid; that this provision of the constitution is to be liberally construed, and all doubts resolved in favor of the law; that the title should also be liberally construed, giving to its general words paramount weight; that it is not essential that the best or even accurate words in the title to be employed, but the remedy to be secured and mischief avoided furnishes the best test of its sufficiency to prevent such title from being made a cloak or artifice to distract attention from the substance of the act, provided the title be fairly suggestive, and not foreign to the purpose of the statute." (Syllabus.)

Continuing, the court, in summarizing its previous decisions, said:

"Every reasonable presumption should be in favor of the title, which should be more liberally construed than statutes giving to the general words in such title paramount weight. It is not essential that the best or even an accurate title be employed, if it be suggestive in any sense of the legislative purpose. The remedy to be secured and mischief avoided is the best test of the sufficient title which is to prevent it from being made a cloak or artifice to distract attention from the substance of the act itself. The title, if objected to, should be aided, if possible, by resort to the body of the act, to show that it was not intended by such title to mislead the legislature or the people, nor distract their attention from its distinctive measures. Throughout all the decisions it will be found that it is a regard for the law itself, rather than any puerile consideration for the title, which is made the essential object of judicial anxiety. A review of the cases where this court has set aside statutes because in violation of Section 27, Article 4, will show just that the act was in every respect (to adopt the language of Justice Flandrau in *Supervisors vs. Heenan*, supra) entirely foreign to the object expressed in the title, thus furnishing the evidence of such a fraud in securing its enactment that the law would never have received the sanction of the legislature had the members known the contents of the act.' No better test consistent with every subsequent decision on this subject can be made than by a correct answer to the question: Is this title in every respect so foreign to the purpose of this act, or some integral part of it, that it gives no intimation thereof? * * * The constitutional provision sounded a note of warning that has generally protected the people from legislative juggles, while the liberal interpretation since given

by this court has saved many wholesome laws that otherwise would have been defeated by a narrow view of its purpose. Legislators may not have become absolutely perfect and it may be that fraud will hereafter finesse into an act a 'woodchuck' which will be so apparent on judicial review as to require the court to nullify a result which never expressed the real legislative purpose."

The court held, after summing up the various decisions of the state, as well as other states, that the law was valid, in that it did not embrace more than one subject which was expressed in its title.

The constitution of the State of Illinois provides that "No act hereafter passed shall embrace more than one subject, and that shall be expressed in its title. But if any subject shall be embraced in an act which shall not be expressed in the title, such act shall be void only as to so much thereof as shall not be so expressed."

The Supreme Court of Illinois in the case of *People vs. McBride* 234 Ill., 146, had occasion to pass upon the local option statute which was comprehensive in its nature and included certain crimes and the punishment therefor. The act was entitled "An act to provide for the creation by popular vote of anti-saloon territory within which the sale of intoxicating liquor and the licensing of such sale shall be prohibited and for the abolition by like means of territory so created." Following is a portion of the syllabus:

"In determining the constitutionality of a statute the presumption is that the act is valid, and all doubts or uncertainties, arising either from the language of the constitution or the statute, must be resolved in favor of the statute, and courts will declare the statutes void only in case of a clear conflict with the constitution.

"It is the duty of the court to construe an act of the legislature so as to uphold its constitutionality if it can reasonably be done, and if its construction is doubtful the doubt should be resolved in favor of the law.

"That the title of an act expresses more than one subject does not render the act invalid if the act itself deals with but one subject, since the subject expressed in the title and not embraced in the act may be regarded as a surplusage.

"The provision of the constitution that no act shall embrace more than one subject and that shall be expressed in its title is intended only to prevent the incorporating in one act, of matters not related to the subject of the legislation, and of which the title gives no hint, and such provision is directed against the act itself and not against its title.

"The constitutional requirement that no act shall embrace more than one 'subject' does not mean one 'provision,' and any number of provisions may be contained in the act for the accomplishment of the legislative purpose, provided they are not inconsistent with or foreign to the general subject of the act and

legitimately tend to effectuate the object of the legislation."

The court, in determining that the law was valid, took occasion to use the following expression:

"The generality or comprehensiveness of the title is not misleading or deceptive and fairly directs the mind to the subject legislated upon. It is not required that the title should be either an abstract, a synopsis, or an index of the contents of the act. If such were the case the title would have to be as comprehensive as the act itself, and that is not the object of the constitution. In determining whether a provision is embraced within the title of an act a liberal construction is to be given to the constitution, and unless the act contains matters having no proper connection or relation to the title, it will not be void as to such matters. The constitution is obeyed if all the provisions relate to one subject indicated in the title, and are parts of it or incident to it or reasonably connected with it."

Burke vs. Monroe County, 77 Ill. 610;
People vs. Nelson, 133 Id. 565;
Ritichie vs. People, 155 Id. 98;
Hudnall vs. Ham, 172 Id. 76.

It was urged that because the law made provision for crimes and their punishment and that the same was not expressed in the title of the act, therefore the law was unconstitutional. In dealing with this phase of the case the court said:

"It is urged that to declare a forgery a criminal offense is to introduce a new crime, for the reason that the act does not include the intent to defraud or deceive. The answer is that the term itself embraces a fraudulent intent. It includes the making of a false written instrument for the purpose of fraud and deceit. But if the act does create a new offense the provision is within the general purpose of the act. The legislature and the people who adopt the act would naturally expect to find in the body of an act providing for an election the punishment of offenses such as are customarily included in election laws."

In an earlier case in Illinois entitled *Larned vs. Tiernan*, 110, Ill., 173, the court said:

"But there is a broader view than that which is taken by the courts, of this constitutional provision. It being a not uncommon one, it has been the subject of frequent adjudication, and has ever received a liberal construction. The decisions concur in laying down, substantially, the rule that inconsistency with that provision there may be included in an act any means which are reasonably adapted to secure the object indicated in the title.

Likewise the Supreme Court of New Jersey was called upon to pass upon this identical question in the case of *Hickman vs. State*, 62 N. J. L. 499, 41 Atla. 943. The con-

stitution of New Jersey provides that "Every law shall embrace but one subject and that shall be expressed in its title." The legislature passed an act entitled "An act to provide for the regulation and incorporation of insurance companies. 1. As to the insurance companies of other states doing business within this state. 2. As to the insurance companies of this state." The court held that this title warrants legislation regulating the business in the state of foreign insurance companies and the prosecution of their agents, for unlawfully transacting business in their behalf and that such legislation was not obnoxious to the constitutional provision. The court, in discussing the question, said:

"It is next contended that the prosecution of an individual for acting as agent of an interdicted company is not within the limits of the title of the act that authorizes it. The degree of particularity to be used in the title of a statute rests in legislative discretion. Provisions incidental to the general object expressed are permissible.

The constitution of the State of Oklahoma contains the same provision as the North Dakota constitution. The questions at bar came up before the Supreme Court of that state in the case of *Ex parte Powell*, 6 Oklahoma Cr. 495, 120 Pac. 1022. In this case the court had under consideration the following act of the legislature entitled "An act to define dependent, neglected and delinquent children, and to regulate the treatment, control and custody thereof by county courts." The constitution of the State of Oklahoma provides "Every act of the legislature shall embrace but one subject which shall be clearly expressed in its title." This law establishes a juvenile court. It contains penal provisions and complete court procedure, in addition to the definition of delinquency. The court held the law valid as not embracing more than one subject and cites the case of *Commonwealth vs. Fisher*, 213 Pac. 51, 62 Atl. 199.

The constitution of the State of New York provides that no local or private bill shall embrace more than one subject, which shall be expressed in the title. The Court of Appeals in the State of New York, in the case of *Brewster vs. City*, 19 N. Y. 116, had occasion to construe this section and in doing so made use of the following language:

"The first objection made to the constitutionality of the law, the validity of which is involved in the judgment appealed from, is that it embraces more than one subject, and that its subject is not expressed in its title. The constitution provides that no private or local bill, which may be passed by the legislature, shall embrace more than one subject, and that shall be expressed in its title. The title of the act is "An act for the relief of James Ley & Son." The substance of the act is that power is conferred on the common council of Syracuse to assess, collect and pay to James Ley & Son, contractors for the construction of a sewer in that city \$600.00 in addition to the contract price. This constitutes a single subject. The whole provision is framed to produce a

single result, the relief of James Ley & Son. The different steps by which this relief is to be brought about are not distinct subjects, but are minor parts of one general subject. This general subject is expressed in its title. The degree of particularity with which the title of an act is to express its subject, is not defined in the constitution, and rests in the discretion of the legislature. (Sun Mutual Insurance Company vs. New York, 4 Seld. 241.) An abstract of the law is not required in the title, and its actual subject is, in this law, clearly and appropriately expressed."

Later on in the case of Billings vs. Mayor, 68 N. Y. 416, the Court of Appeals of the State of New York, in passing upon a law entitled "An act to reorganize the local government of the City of New York" found that it did not contravene the constitution and used the following language:

"It does not seem to us unreasonable to hold that the legislature might, under the title of reorganizing the government of the city, not only create city offices and define their functions and compensation, but impose upon parties occupying such offices any disabilities or restrictions as to holding other offices which sound policy might be deemed to require, and might provide that the compensation allowed them as city officers should cover all services which they might be called upon to render to any other division of the state in consequence of being such city officers. And this is precisely what was done, for in addition to the provision above cited, Section 116 of the same charter provides that the annual salaries paid to such officers by the city shall be in full for all services rendered by them to the city or county, in any capacity whatever."

Likewise, in the case of Van Brunt et al., vs. Town of Flatbush, 128 N. Y. 50, the court was called upon again to construe this constitutional provision. In passing upon a law entitled "An act in relation to local improvements in the town of Flatbush and the acquisition of the rights of a plank-road company in said town," the court said:

"The section of the Constitution invoked by the plaintiffs to destroy this act has given the courts much trouble. They have been able to formulate no general rule that will solve all the cases coming under this section. Whether the title of an act will stand the test of this constitutional requirement depends generally upon the peculiar provisions of the act. Every provision contained in a private or local bill must be germane to and fairly connected with and tending to promote the subject expressed in the title. As said in Astor vs. Arcade Railway Company (113 N. Y. 93), 'when the subject is expressed, all matters fairly and reasonably connected with it, and all measures which will or may facilitate its accomplishment, are proper to be incorporated in the act, and are germane to the title.' The subject expressed

in the title, 'local improvements in the town of Flatbush,' clearly embraces the building and improvement of highways and construction of sewers. Sewers cannot be constructed in that town without an outlet, and the sewerage system would be imperfect and useless unless the sewerage can be carried to some point where it can be discharged. Hence the act authorizes the construction of a trunk sewer through the town of Flatlands to tide-water. We may assume from the provisions of the act, and from the names of the two towns that the most convenient, if not the only practical way to dispose of the sewerage is to conduct it to tide-water. The trunk sewer through Flatlands to be built and maintained by that town, and at its expense. The trunk sewer through Flatlands is such a necessary part of the sewerage system of Flatbush that it is in every sense germane to the subject expressed in the title of the act. The improvement is in Flatbush, and this trunk sewer is a necessary part of the improvement. The case of the People ex rel vs. Briggs (50 N. Y. 553), furnishes some authority for the conclusion we have reached on this branch of the case. We, therefore, see no reason to condemn the act on constitutional grounds."

In the case of Sweet vs. City of Syracuse et al., 129 N. Y. 316, 331, the court, in considering this same constitutional provision, said:

"The act does not offend against Section 16 of the article three of the constitution, which provides that no local or private bill shall embrace more than one subject, and that shall be expressed in the title. The title of the bill in question is 'An act to establish and maintain a water department in and for the city of Syracuse.' Under this title the legislature could properly insert not only every provision necessary for the organization of such a department as an official body, but also provisions conferring power upon that body to supply the city and the inhabitants with water. It could create the department and, in the same bill, prescribe its powers and duties with such particularity and detail as in its judgment might be deemed necessary, without offending against this clause of the constitution. It is necessary that the title be such as to fairly suggest or give a clue to the subject; but, when that is expressed, all matters fairly and reasonably connected with it, and all measures which will or may facilitate its accomplishment, are proper to be incorporated in the act and are germane to the title."

We could thus continue this brief indefinitely until the laws of all the states in the Union had been digested, and in doing so we would find authorities to sustain this position to be so numerous as to become embarrassing.

The first case passed upon by the Supreme Court of North Dakota involving the constitutionality of statutes when viewed with the light of Section 61 of the Constitution is the case of North Dakota ex rel., vs. Woodmansee, 1 N. D.

246. This action was brought in habeas corpus to free the defendant who was convicted under a law entitled "An act to provide for the organization and government of state banks." This act, among other things, prohibits all persons from doing a banking business in this state, except corporations which are organized under said law. The title makes no mention of the penal provisions under which defendant was found guilty and convicted. It was claimed that this law is in violation of Section 61 of the Constitution because it had more than a single subject, but the Supreme Court found that the penal provisions were germane to the question of the organization and government of state banks. In passing upon this subject the court used the following language:

"The relator further contends that said Section 27 is unconstitutional for the reason that it violates the provisions of Section 61 of the State Constitution, which reads as follows: 'No bill shall embrace more than one subject, which shall be expressed in its title; but a bill which violates this provision shall be invalidated thereby only as to so much thereof as shall not be so expressed.' Relator's contention is that Section 27, in prohibiting and punishing private banking, does not relate to the subject matter of the act as expressed in its title. There is absolutely nothing in this point. The subject of the law, as expressed in the title, is 'State Banks;' but that subject includes and comprehends not only state banks but all other banking in the state which is related to state banking. In creating state banks, and providing for their government, the law makes the business of banking a corporate franchise; and to prohibit and punish all other banking is, in our opinion, strictly auxiliary to that subject-matter. Similar constitutional provisions may be found in most, if not all, of the states, some of the states using the word "object" instead of subject, as it appears in our constitution. This provision is intended to forestall what Judge Cooley denominates 'log-rolling' legislation, and prevent legislation not fully understood by members of the legislature, as well as to prevent all surprises or misapprehensions on the part of the public. But it has been uniformly held that such provisions should receive a reasonable and not a technical construction, and that no matter should be held to invalidate a statute so long as such matter related exclusively to the same subject, or was germane to or auxiliary to the same. The provision has been before the court in numberless cases and while the construction has been uniform, the application has covered so wide a scope of legislation, and subjects so variant, that the cases seem confused and inconsistent, and no great benefit can arise from a citation of authorities."

Later on the Supreme Court of this state was called upon to interpret again this same section of the constitution in the case of *State vs. Haas*, 2 N. D. 202. The title to the law in question was "An act to prescribe the penalties for

the unlawful manufacture, sale and keeping for sale of intoxicating liquors, and to regulate the sale, barter and giving away of such liquors for medicinal, scientific and mechanical purposes." It was urged that it is not disclosed by this title that the act contains any penalty for selling liquor under which the defendant was arrested and convicted. The court held that the subject was the regulation of sale of intoxicants and the law was valid. In passing on the question the court said:

"It relates solely to the one subject of regulating the manufacture and sale of intoxicating liquors. A system which prohibits the sale for certain purposes, and permits a sale for certain other purposes, under specific restrictions and regulations, is a system whose single purpose and operation are the regulation of the sale of intoxicating liquors. Every provision of the law is subsidiary to and in furtherance of this great object. There is nothing in the law foreign to this single subject. All the provisions of it converge to this one point."

Likewise in the case of *Paine vs. Dickey County*, 8 N. D. 581, the court was again called upon to pass on this identical question. The legislature passed a law which was entitled "An act to prescribe the mode of making assessment and levy and collection of taxes and for other purposes thereto." This is a long law and contains 109 sections. Section 84 thereof contains a provision for repayment by the county to holders of tax sales certificates with ten per cent interest giving the right of action against the county. The court upheld the law, declaring section 84 was germane to the title, and used the following language:

"We see nothing in the provisions of Section 84 which is repugnant to the general purposes of the law or to its title. The capital purpose of the statute as a whole is to raise public funds by means of taxation. The processes of taxation embrace the assessment, levy and collection of taxes. The question to be decided then is, do the provisions of Section 84 relate to any feature or step in the processes of taxation as prescribed in the act. We are of the opinion that this question must receive an affirmative answer. One mode of collecting taxes upon land laid down in the statute is that of selling the land at public auction for delinquent taxes due thereon. But sales cannot be made without first finding purchasers, and, to do so, there must be some inducement held out to bidders sufficiently persuading to induce them to invest at tax sales. We think that the provisions of Section 84 which allow a purchaser at a tax sale to recover what he has invested, with a reasonable interest, in the event that the courts shall decide that the sale at which the money is paid was illegal and that the muniments of the title delivered to the purchaser are worthless, are such as are directly calculated to induce purchasers to come forward and bid at tax sales. Under these provisions the bidder is at least assured of a return of his principal, with fair interest added. This being

so, these statutory provisions are germane to the matter of collecting the taxes on land by means of a sale thereof. Such statutes or those having the same general purposes, are now quite commonly found in the laws of many states, and we think their chief object is to aid in collecting the revenue."

In the case of State vs. Home Society, 10 N. D. 493, a law was called into question with the following title "An act relating to societies organized for the purpose of securing homes for orphans, or abandoned, neglected or grossly ill-treated children, by adoption or otherwise, and providing rules for the regulation of the same. The act consists of six sections, including the supervision of such children, defines duties of officers, court procedure, witnesses, etc. The court held that the law contained but a single subject and in passing upon the matter the court said:

"All of these several provisions relate to and are directly in furtherance of a common and single purpose, namely the procuring of homes for children of the classes named. That is all that is necessary. The constitution only requires that the act shall contain a single subject or object of legislation, and that such subject or object shall be expressed in the title. It is not intended, neither is it required, that the separate means or instrumentalities necessary to accomplish the object of legislation shall be embodied in separate acts. Such a requirement would be absurd, rendering legislative acts fragmentary, and they would often fail of their intended effect, from the inherent difficulty of expressing the legislative will when restricted to such narrow bounds. The section of the constitution under consideration is found in the constitution of a majority of the states, and it is universally held, and we think necessarily, that an act which has but a single purpose and that purpose is expressed in its title, may embrace all matters which are naturally and reasonably included in it, and all measures which will or may facilitate the accomplishment of the purpose of the legislation. Such has been the uniform interpretation given by this court."

Again in the case of Erickson vs. Cass County, 11 N. D. 494, the court was called upon to pass upon the constitutionality of a law entitled "An act to provide for the establishment, construction and maintenance of drains in this state." There was an amendment which was entitled "An act to amend sections * * * and 1466 of the Revised Codes, relating to the establishment, construction and maintenance of drains." Section 1466, prior to its amendment, referred entirely to the duties of courts in actions to enjoin assessments or to annul drainage proceedings. As amended, there is added there to provisions by which drainage commissioners are authorized to establish drains upon the route of drains abandoned or declared invalid, to determine the extent of the benefit to the new drain of the services rendered, money expended and the work done under the invalid or abandoned proceedings, and to issue warrants therefor

to the extent of the benefit determined. We quote from the decision:

"It is patent that the provisions of Section 1466, prior to its amendment, were germane to the subject of legislation expressed in the title of the act of which it was a part. It is also equally apparent that the provisions added by the amendment also relate to that subject, to-wit, the 'establishment, construction and maintenance of drains in this state.' It is also apparent that the particular matters treated of in the original section and the amendment are not the same. The former relate to proceedings in court to contest assessment and to annul drainage proceedings. The latter relates to the location of new drains upon the route of void or abandoned drains, the determination of the extent to which the new drain is benefited by the proceedings under former drains and the payment for such benefits. From this dissimilarity in the provisions in the original section and the amendment, counsel for the appellants concludes that the amendment is invalid, and within the inhibition of Section 61 of the state constitution, which reads as follows: 'No bill shall embrace more than one subject, which shall be expressed in its title. * * *'" This section has been construed by this court in a number of cases, and its purposes and determination fully set forth. (Here the court inserts a number of decisions.) For the purpose of this case it is sufficient to say that the requirement that a bill shall embrace but one subject of legislation, and that that subject shall be expressed in the title of the bill, is mandatory, and to repeat the following language used by this court in *State vs. North Dakota Children's Home Soc.*, 10 N. D., 493, 88 N.W. 273, in referring to this section: "The constitution only requires that the act shall contain a single subject or object of legislation, and that subject or object shall be expressed in its title. It is not intended, neither is it required, that the separate means or instrumentalities necessary to accomplish the object of legislation shall be embodied in separate acts. "Such a requirement would be absurd, rendering legislative acts fragmentary, and they would often fail of their intended effect from the inherent difficulty of expressing the legislative will when restricted as to such narrow bounds". The title involved in this case is that of an amendatory and not an original act. Eliminating all reference to other sections amended by it, the title of the act is: "An act to amend Section 1466, Revised Codes, relating to the establishment, construction and maintenance of drains.

* * * "

"The purpose of Section 61, supra, is to limit the scope of every act to one subject of legislation, whether it be an original or an amendatory act, and we are unable to see that it is violated if the provisions of the amendment are germane to the subject of the act amended."

Again in the case of Powers Elevator Company vs. Pottner, 16 N. D. 359, we find the court called to pass upon the constitutionality of a law entitled: "An act regulating the filing and foreclosure of mechanic's liens upon lands held or occupied under a filing under any of the land laws of the United States." The body of the act contained a provision creating the lien. The contention was that the law was void because that feature was not expressed in the title. The court, in holding otherwise, used the following language:

"This section of the constitution has been construed by this court in several cases. In those cases several principles have been laid down as guides in the construction of the section that should be applied in this case: (1) The law will not be declared unconstitutional on account of the defect unless it is clearly so. (2) The title should be liberally construed, and not in a strict or technical manner. (3) If the provisions of the act are germane to the expressions of the title, the law will be upheld. (4) The object to be gained by the enactment and enforcement of the constitutional provision is to advise the legislature and the public of the substance of the act and to prevent surprise, fraud and the enactment of laws upon incongruous and independent matters under one title. (5) The section of the constitution is mandatory upon the legislature and upon the courts. Liberally construed we agree that the law is germane to and reasonably connected with what is expressed in the title of the act. The necessary implication connected with the idea of the filing and foreclosure of a mechanic's lien is that a lien is given by this law. The creation of a lien is not foreign or independent to the filing or foreclosure thereof. The words "filing and foreclosure" as used in the title, reasonably construed, mean the doing of everything necessary to perfecting the lien, and no lien can be filed or foreclosed that has not been or is not created by some provision of law, as there is nothing to file or foreclose. The broadest meaning that the words of a title are susceptible of may be given to them, and the law will not be declared invalid because the words are not well selected. The word 'filing' as commonly used in reference to liens, indicates the doing of everything essential to perfecting a claim for a lien authorized by law, and not the mere leaving of the affidavit and account in the office of the clerk. The technical meaning of the words of a title should not be taken as limiting the provisions of the law. The choice of the language is a matter of legislative discretion, and courts will not nullify the legislative will because the language is not well chosen, if upon any reasonable view the language expresses the subject. A person reading this title would not be justified in assuming that the act did not refer to the giving of a lien. The title suggests that the object of the law was to supplement the existing law relating to mechanics' liens by granting a lien where buildings are erected upon government lands, and authorizing a purchaser at a foreclosure

sale to remove it, to obviate the defect in the then existing statutes as construed by this court in *Gull River Lumber Co. vs. Briggs*, 9 N. D. 485, 84 N. W. 349.

In the case of *State vs. Burr*, 16 N. D. 581, we find the following language:

"As we deem it our duty to assume jurisdiction, it becomes necessary to determine what was the intention of the legislature in respect to the filling of the office in question, and, as preliminary to that question, we must determine whether Sections 4 and 5 of the act were constitutionally enacted and are a part thereof. The contention of the respondent is that said sections are foreign to the title of the act. As heretofore shown, the title of the act makes no express reference to the manner of filling of the office of Judge of the Ninth District, nor of any of the districts to which the act relates. It is claimed that the constitutional provision requiring the title of every act to express the subject thereof has been violated. Section 61, Article 2, of the Constitution, which contains this requirement has often been construed by this court. Prior adjudications as to the application of this constitutional requirement have resulted in establishing several fixed principles of construction of a general nature, among them the following: The title should be liberally, and not technically, construed. The construction should be reasonable. Conflict with the constitutional provision must appear clear and palpable, and, in case of doubt as to whether the subject is expressed in the title, the law will be upheld. Titles should be construed in connection with the law with the view of remedying the evil intended to be obviated by the constitution makers—that of preventing fraud or surprise upon the members of the legislature and the people by introducing provisions into the law independent of or foreign to the subject expressed in the title. If the subjects in the law are germane or reasonably connected with the subject expressed in the title, the constitutional requirement is sufficiently met. The provision is mandatory on the courts and on the legislature. With these principles of construction as established in the prior decisions of this court, we will consider whether the provision of the law that the first incumbent of the office is to be elected by popular will is expressed in the title as contemplated by Section 61, Chapter 2 of the Constitution. The title of the act is as follows: 'An act defining the boundaries of the Second, Eighth and Ninth Judicial Districts of the State of North Dakota, and providing for terms of court in said districts.' The general subject of this act plainly is the boundaries of the Second, Ninth and Eighth Judicial Districts, and connected therewith the matter of terms of court therein. What territory those districts shall contain is not expressed in the title, and need not be, as the words 'defining the boundaries' necessarily indicate that the body of

the act will determine that question. Nor does the title expressed when those districts shall become operative as separate judicial districts in the full sense of having a presiding judge for the Ninth Judicial District, nor how the judge of that district shall be chosen to the office, nor when such notice shall become effectual. We are convinced beyond any doubt, however, that the specification of those matters in the title is wholly unnecessary, and their absence from the title in no way nullifies any provisions of the law. The title of the act expresses the fact that the boundaries of a new judicial district are defined by the act. Under former laws there was no Ninth Judicial District, and the title of this act plainly specifies that a new district is to be defined. What counties shall comprise this district are subjects for the body of the act. When the law shall become effective is related to the subject, judicial districts, expressed in the title. It is always within the province of the legislature to declare in the body of the law when it shall go into effect, although the title may be silent on that subject. *Wright vs. Cunningham*, 115 Tenn. 445, 91 S. W. 293. This is a matter which one may reasonably and naturally expect to find in the body of the act. The title having expressed the facts that the law is to relate to the boundaries of the Ninth District and terms of court therein, a person reading it would naturally know therefrom that the appointment or election of a judge, and when the law is to become operative would be provided for by the act. When the district is to be fully operative by the appointment or election of a judge is a matter incidental to and closely connected with the defining of the boundaries thereof and fixing the terms of court therein. When the title appraises a person that the boundaries of a new district are defined, and when the first incumbent is to be chosen, and when the act becomes operative. Those matters are germane to the matters of the boundaries of the district and holding terms of court therein. The matter of filling the office of judge of the new district is closely connected with the subject expressed in the title, and is not foreign thereto, and is not an independent subject, and the act is not broader than the title. The appointment or election of a judge refers to the method of filling the office of judge for the new district of which the boundaries are defined, and is therefore the means or instrumentality of carrying into effect the subjects named in the title. It is not essential that the title shall be an index to the act, nor that all details of the act be therein enumerated."

* Likewise in the case of *State vs. Peake*, 18 N. D. 101, the court in passing upon this provision of the constitution, said:

"The question of the unconstitutionality of legislative acts by reason of the fact that the purpose or

subject of the act is not expressed in the title has been before this court in a number of cases. In 1907 certain rules or principles governing the construction of Section 61 of the State Constitution were formulated by this court in the case of Powers Elevator Company vs. Pottner, 16, N. D. 359, 113, N. W. 703. In the later case of State vs. Burr, 16 N. D. 571, 113 N. W. 705, these principles were further elaborated, and, as announced in these cases, have become a rule of construction on which the bar and parties generally in any manner affected by the operation of this constitutional provision are entitled to reply. A rule of construction so announced, and acted upon for such length of time that it may be said to be fairly settled, should not now be altered or lightly considered unless, in the view of the court as at present constituted, it is opposed to sound principle or better reason. These rules, while in a decided innovation upon the principles of construction followed in the earlier cases decided by this court, proceed upon a broad and liberal policy, and are supported by the great mass of later authority. They should, therefore, be applied to the determination of the point presented by this proceeding.

"Accordingly, the principles that will be followed as guides in the construction of Section 61 of the State Constitution are as follows: (1) The law will not be declared unconstitutional on account of the defect pointed out in the title, unless it is clearly so. (2) The title will be liberally construed, and not in a strict or technical manner. (3) If the provisions of the act are germane to the expressions of the title, the law will be upheld. (4) Conflict with the constitutional provision must be clear and palpable, and, in case of doubt as to whether the subject is expressed in the title, the law will be upheld."

* * * * *

"Under a broad and liberal construction, the words of the title, 'appointment to the various departments of the National Guard of the State of North Dakota,' express a purpose to prescribe a term of official service. The context indicates that the word 'appointments' is used in the sense of designation to or selection for public office. With this signification the word is used not only as meaning the office or service to which one is appointed, but 'as denoting the right or privilege conferred by an appointment.' Bouvier's Law Dict. As the very essence of the right and privilege conferred by an appointment to public office consists in its duration, or, in other words, its term or tenure, it follows that the subject of term of office is fairly included in a broad signification of the word 'appointment.' A person reading a title in which the words 'appointment to public office,' are used, will be appraised of and will naturally look for provisions of the act defining and regulating the term of office.

* * * * *

"Further than this, the subject, term of office, is not, in any sense, foreign to or independent of the purpose expressed by the title of the act. On the other hand, the subjects, appointment and term, when both considered in connection with public office, are so intimately related that the mind automatically reverts from one to the other. Therefore, those provisions of the act having reference to the term of office, whether or not arising by necessary implication from the expressions of the title, are so closely related or germane to it as to fall within the third principle of our rule of construction.

"The title should be construed in the light of the evident object and purpose of the act. Any provision of the act which operates to further the general purpose expressed in the title will be held to be germane to it."

"The object and purpose of the provision such as that contained in Section 61, Art. 2 of our Constitution, is to advise the legislature and public of the substance of proposed laws in advance of their passage, and thus prevent surprise, fraud, and the enactment of ill-considered legislation such as might result from grouping incongruous, foreign and independent matters under one title. The purpose of such a provision is salutary; but we agree that section of chapter 136, Laws, 1905, prescribing a term of office, is not violative of or in palpable conflict with the terms or purpose of the provision. It is sufficient if the title either by express words or by necessary or reasonable implication from the meaning of its terms, includes the subject and purposes of the act, and this, under the rule of construction adopted for our guidance, we believe it does. That such construction is not forced, strained, or in any sense peculiar to this court appears by reference to the following citations: (Numerous citations.)

Also in the case of State vs. Fargo Bottling Works Company, 19 N. D. 396, 408, the court said:

"This court has adopted rules of construction governing titles of amended or original acts where such objection is made, and these principles have been announced in several of its opinions. The rules announced by these cases, most clearly applicable to the points presented by this case, are 'the law will not be declared unconstitutional on account of the defect pointed out in the title unless it is clearly so and if the provisions of the act are germane to the expressions of the title, the law will be upheld.'"

* * * * *

"If the subject matter of Chapter 187 is germane to the subject of the law of 1890 and is fairly within the title of that act, its title is sufficient, whether or not it would be so standing alone. It is apparent without argument, we think, that a definition of the meaning of the term 'intoxicating liquors' is not only closely related to, but may be said to be a necessary

element of, a legislative act which purports to regulate the manufacture and sale of such liquors."

The legislature of this state passed an act entitled "An act to establish a mode of criminal procedure for the State of North Dakota." In the body of the law was a bastardy act, which provides for the making of a complaint by the mother for the arrest of the father, the state's attorney to prosecute, the proceedings to be in the name of the state, the defendant to be arrested and in lieu of bail to be imprisoned. If adjudged to be the father of the child and failure to obey the order of the court, he is committed to jail. The court held that this law was constitutional, that the same contained but one subject which was expressed in the title and that the details were necessary and did not need to be expressed in the title.

The last case which we find decided by the Supreme Court of this state, passing upon this subject is that of State vs. McGillic, 25 N. D. 27, 38. This decision is fully in accord with the former decisions, and in passing upon the question the court used the following language:

"Respondent also urges that the second portion of the statute, being that part thereof under which this information is framed, and concerning the otherwise permitting of a building to be used as a common nuisance, is unconstitutional as a violation of Section 61 of our State Constitution. Respondent contends that such portion of the act is broader than the title. He says that as the title concerns only the letting of a building or portion thereof knowingly for such unlawful purpose, it does not cover the portion of the statute aimed at, permitting such use other than by leasing. It is true that the first portion of the statute used the term 'letting' and has particular reference to the leasing of a building for such purpose, while the latter part of the statute also covers the permitting of such use otherwise than by leasing. But the whole matter is germane to the letting of a building for such unlawful purpose. The statute covers merely the different circumstances or methods whereby permission, by lease or otherwise, may be given by an owner, or a person in control, to another to occupy a building or portion thereof as a place within which to violate the prohibition laws. Unless a title must amount to an index of the statute, this must be held sufficient. 'If the legislature is fairly appraised of the general character of an enactment by the subject as expressed in its title, and all its provisions have a just and proper reference thereto, and are such as, by the nature of the subject so indicated, are manifestly appropriate in that connection, and as might reasonably be looked for in a measure of such character, then the requirement of the constitution is complied with. It matters not that the act embraces technically more than one subject, one of which only is expressed in the title, * * * so that they are not foreign and extraneous to each other, but 'blend' together in the common purpose evidently sought to be accomplished by the law.

These are the words of *State vs. Cassidy*, 22 Minn. 324, 21 Am. Rep. 765; and *Winters vs. Duluth*, 82 Minn. 127, 84 N. W. 789, which last named case is also on all fours with all of respondent's contentions. See also cases cited in *McKone vs. Fargo*, 24 N. D. 53, 138 N. W. 967, on pages 971, 972; and Lewis's *Sutherland*, Stat. Constr. Sec. 131. Clearly this statute refers to the single subject of making criminal the permitting of a building to be used for criminal purposes; and the title covering this purpose the act may contain any provisions germane to the subject expressed, or which are reasonably related or incidental thereto, or which may aid or facilitate the accomplishment of the purpose expressed in the title. Lewis's *Sutherland*, Stat. Constr. Sec. 145. Respondent cites no authorities, and we are satisfied none can be found supporting his contention, as the statute is not open to this attack."

Thus we find that there is accord in the decisions of the State of North Dakota, all of which point to the inevitable result that the Tax Commission law is constitutional.

I am therefore of the opinion that the law creating the State Tax Commission is constitutional.

Respectfully submitted,

WILLIAM LANGER,
Attorney General.

Mr. Rowe moved that the opinion be printed in the Journal.

Which motion prevailed, and the opinion was ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

House Bill No. 346.

A Bill for a Concurrent Resolution Amending the Constitution of North Dakota, Changing the Name of the State Reform School, Located at Mandan, to That of State Training School.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the enacting clause, and insert the following in lieu thereof:

"Be It Resolved, By the House of Representatives of the State of North Dakota, the Senate concurring:

And when so amended, recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

House Bill No. 437.

A Concurrent Resolution Relating to Establishing a National Park in the Fort Berthold Reservation.

Have had the same under consideration, and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 306.

A Bill for an Act to Amend and Re-Enact Section 7615 of the Compiled Laws of North Dakota for the Year 1913, Relating to Challenges to Jurors in Civil Actions, by Whom Made, and Number Allowed.

Have had the same under consideration and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 286.

A Bill for an Act to Amend and Re-Enact Section 10841 of the Compiled Laws of North Dakota for 1913, Relating to Accomplice; Evidence; Corroboration.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 62.

A Bill for an Act to Amend and Re-Enact Section 9017 of the Compiled Laws of North Dakota for the Year 1913, Relating to Actions, Where Commenced and Tried.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 335.

A Bill for an Act to Amend and Re-Enact Section 3134 of the Compiled Laws of the State of North Dakota of 1913.

Have had the same under consideration and recommend that the same be amended as follows:

At the beginning of line 1, printed bill, insert the words "Section 1."

In line 2 of the printed bill, before the word "For," insert the words "Section 3134. Fees. Payment."

And when so amended, recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORTS OF SELECT COMMITTEES

The Committee on Conference made the following report:

Mr. President:

Your Committee on Conference, to whom was referred:

House Bill No. 177.

A Bill for an Act to Amend and Re-Enact Section 3534 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Fees of Jurors.

Have had the same under consideration in conference, and recommend that the same be amended as follows:

In line 10 of the printed bill, strike out the word "one" and insert in lieu thereof the word "two."

MORTEN MORTENSON,
A. J. KIRKEIDE,
ALBERT STENMO,
Senate Committee.
A. L. MAXWELL,
A. A. LIEDERBACH,
F. W. MEES,
House Committee.

THIRD READING OF HOUSE BILLS

House Bill No. 177.

A Bill for an Act to Amend and Re-Enact Section 3534 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Fees of Jurors.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Ettestad	Hemmingsen
Beck	Gibbens	Hunt
Benson	Gronvold	Hyland
Cahill	Haggart	Jacobsen
Carey	Hamerly	King
Ellingson	Hamilton	Kirkeide
Englund	Heckle	Kretschmar

Messrs.	Messrs.	Messrs.
Levang	Mostad	Sandstrom
Lindstrom	Murphy	Sikes
McBride	Nelson, G. Forks	Stenmo
McCarten	Nelson, Richland	Thoreson
McGray	Pendray	Welford
McLean	Ployhar	Wenstrom
Martin	Porter	Young
Morkrid	Putnam	Zieman
Mortenson	Rowe	

Those voting in the negative were: Mr. Paulson.

Absent and not voting: Mr. Drown.

So the bill passed, as amended, and the title was agreed to.

Mr. Ployhar moved that the rules be suspended and House Bill No. 437 be put upon its third reading for final passage.

Which motion prevailed, and the rules were suspended.

House Bill No. 437.

A Concurrent Resolution Relating to Establishing a National Park in the Fort Berthold Reservation.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt	Murphy	

Absent and not voting:

Messrs.	Messrs.
Drown	Wenstrom

So the bill passed, and the title was agreed to.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Putnam moved that House Bill No. 39 be re-referred to the Committee on Temperance.

Which motion prevailed, and the bill was so re-referred.

Mr. Stenmo moved that House Bill No. 260 be re-referred to the Committee on Cities and Municipal Corporations.

Which motion prevailed, and the bill was so re-referred.

Mr. McGray moved that House Bill No. 400 be re-referred to the Committee on State Affairs.

Which motion prevailed, and the bill was so re-referred.

Mr. Gibbens moved that House Bill No. 81 be re-referred to the Committee on Education.

Which motion prevailed, and the bill was so re-referred.

Mr. Kretschmar moved that Senate Bill No. 173 be recalled from the House.

Which motion prevailed,

Mr. Jacobsen moved that House Bill No. 140 be recalled from the House.

Which motion prevailed.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 315.

A Bill—A Concurrent Resolution—Appropriation to Meet a Deficiency for the Per Diem of Officers and Employees of the Senate and House of Representatives, Fifteenth Legislative Assembly.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 315.

A Bill—A Concurrent Resolution—Appropriation to Meet a Deficiency for the Per Diem of Officers and Employees of the Senate and House of Representatives, Fifteenth Legislative Assembly.

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

HOUSE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 23, 1917.

Mr. President:

I have the honor to return herewith Senate Bill No. 173, which the Senate has requested returned.

Also return herewith House Bill No. 140, which the Senate has requested returned.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 99.

A Bill for 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 and to Provide for an Appropriation Therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkelde	Pendray
Carey	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Morkrid	Sikes

So the bill passed, and the title was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 99 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 99.

A Bill for 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 and to Provide for an Appropriation Therefor.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

The Senate turned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Jacobsen moved that the vote by which House Bill No. 140 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Jacobsen moved that House Bill No. 140 be re-referred to the Committee on Immigration.

Which motion prevailed, and the bill was so re-referred.

Mr. Kretschmar moved that the vote by which House Bill No. 173 passed be reconsidered.

Which motion prevailed.

Mr. Kretschmar moved that House Bill No. 173 be re-referred to the Committee on Appropriations.

Which motion prevailed, and the bill was so re-referred.

THIRD READING OF HOUSE BILLS

House Bill No. 226.

A Bill for an Act to Amend and Re-Enact Section 4565 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Dissolution of Corporations.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Cahill	Englund
Beck	Carey	Ettestad
Benson	Ellingson	Gronvold

Messrs.	Messrs.	Messrs.
Haggart	McBride	Ployhar
Hamerly	McCarten	Porter
Hamilton	McGray	Putnam
Heckle	McLean	Rowe
Hemmingsen	Martin	Sandstrom
Hunt	Mortenson	Sikes
Hyland	Mostad	Stenmo
Jacobsen	Murphy	Thoreson
Kirkeide	Nelson, G. Forks	Welford
Kretschmar	Nelson, Richland	Wenstrom
Levang	Paulson	Young
Lindstrom	Pendray	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	King	Morkrid
Gibbens		

So the bill passed, and the title was agreed to.

House Bill No. 77.

A Bill for an Act to Require Railroad Companies to Construct Cattleways in Certain Cases.

Was read the third time.

Mr. Allen moved that House Bill No. 77 be re-referred to the Committee on Railroads.

Which motion was duly seconded.

Mr. Hyland moved that House Bill No. 77 be indefinitely postponed.

Which motion was lost.

The question being on the motion to re-refer House Bill No. 77 to the Committee on Railroads, the motion prevailed, and the bill was so re-referred.

House Bill No. 106.

A Bill for an Act to Amend and Re-Enact Section 4777, Relating to the Construction of Transfer Facilities, Railroad Wyes and Connections Between Railroads.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Martin
Beck	Hunt	Morkrid
Benson	Hyland	Mortenson
Cahill	Jacobsen	Mostad
Carey	King	Murphy
Ellingson	Kirkeide	Nelson, G. Forks
Englund	Kretschmar	Nelson, Richland
Ettestad	Levang	Paulson
Gronvold	Lindstrom	Pendray
Haggart	McBride	Ployhar
Hamerly	McCarten	Porter
Hamilton	McGray	Putnam
Heckle	McLean	Rowe

Messrs.	Messrs.	Messrs.
Sandstrom	Thoreson	Young
Sikes	Welford	Zieman
Stenmo	Wenstrom	

Absent and not voting:

Messrs.	Messrs.
Drown	Gibbens

So the bill passed, and the title was agreed to.

House Bill No. 93.

A Bill for an Act Regulating Bail in Cases of Larceny of Horses or Cattle.

Was read the third time.

The question being on the final passage of the Bill, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Jacobsen	Pendray
Benson	King	Ployhar
Cahill	Kirkeide	Porter
Carey	Levang	Rowe
Ellingson	Lindstrom	Sandstrom
Englund	McBride	Sikes
Ettestad	McCarten	Stenmo
Gronvold	McLean	Thoreson
Haggart	Martin	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zieman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Kretschmar	Nelson, Richland
Gibbens	McGray	Putnam
Hunt	Nelson, G. Forks	

So the bill passed, and the title was agreed to.

House Bill No. 121.

A Bill for an Act to Repeal Chapter 234 of the Session Laws of North Dakota for the Year 1915, Relating to the State Board of Immigration.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Ettestad	Jacobsen
Beck	Hamerly	King
Benson	Hamilton	Kirkeide
Cahill	Heckle	Levang
Carey	Hemmingsen	McBride
Ellingson	Hyland	McCarten

Messrs.	Messrs.	Messrs.
McLean	Paulson	Stenmo
Martin	Pendray	Thoreson
Morkrid	Ployhar	Welford
Mortenson	Porter	Wenstrom
Mostad	Rowe	Young
Murphy	Sandstrom	Zieman
Nelson, G. Forks	Sikes	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Haggart	McGray
Englund	Hunt	Nelson, Richland
Gibbens	Kretschmar	Putnam
Gronvold	Lindstrom	

So the bill passed, and the title was agreed to.

Also House Bill No. 311.

A Bill for an Act to Amend and Re-Enact Section 2360 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Duties of the Adjutant General.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Ployhar
Cahill	Kirkelde	Porter
Carey	Lindstrom	Rowe
Ellingson	McCarten	Sandstrom
Englund	McLean	Sikes
Ettestad	Martin	Stenmo
Gibbens	Morkrid	Thoreson
Gronvold	Mortenson	Welford
Hamerly	Mostad	Wenstrom
Hamilton	Murphy	Young
Heckle	Nelson, G. Forks	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Kretschmar	McGray
Haggart	Levang	Pendray
Hunt	McBride	Putnam

So the bill passed, and the title was agreed to.

House Bill No. 168.

A Bill for an Act Authorizing State Aid for the Establishment, Construction, Maintenance and Repair of Public Roads and Bridges, Making Appropriation Therefor; Assenting to the Act of Congress (H. R. 7617) Approved July 11, 1916; Creating a State Highway Commission and Prescribing Its Duties; Prescribing the Duties and Fixing the Salary of the State Engineer in Connection Therewith; Providing for the Disposition of Fines and Penalties; Amending Sections 2976n, 2976o, and 2976p, of the Compiled Laws of North Dakota for

the Year 1213, and Section 1946 of the Compiled Laws of North Dakota for the Year 1913, as Amended in Chapter 108 of the Session Laws of 1915; Repealing Sections 602 to 607 Inclusive, of the Compiled Laws of North Dakota for the Year 1913. Emergency.

Was read the third time.

Mr. Welford moved that House Bill No. 168 be amended as follows:

In printed bill, on page 7, in line 8, strike out the words "five mills" and insert in lieu thereof the words "fifty cents on each \$100.00 valuation based on last prior valuation."

Which motion prevailed, and the bill was so amended.

Mr. McCarten moved that House Bill No. 168 be amended as follows:

Strike out all of Section 10 of the printed bill.

Which motion prevailed, and the bill was so amended.

Mr. McCarten moved that House Bill No. 168 be further amended by changing the numbers to conform to this amendment.

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Ellingson	Levang	Rowe
Englund	Lindstrom	Sandstrom
Ettestad	McBride	Sikes
Gibbens	McCarten	Stenmo
Gronvold	McLean	Thoreson
Haggart	Martin	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zieman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	McGray	Putnam
Hunt	Nelson, Richland	

So the bill passed, and the title was agreed to.

Mr. Ellingson moved that the vote by which House Bill No. 168 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 168.

A Bill for an Act Authorizing State Aid for the Establishment, Construction, Maintenance and Repair of Public Roads and Bridges, Making Appropriation Therefor; Assenting to the Act of Congress (H. R. 7617) Approved July 11, 1916; Creating a State Highway Commission and Prescribing Its Duties; Prescribing the Duties and Fixing the Salary of the State Engineer in Connection Therewith; Providing for the

Disposition of Fines and Penalties; Amending Sections 2976n, 2976o, and 2976p of the Compiled Laws of North Dakota for the Year 1913, and Section 1946 of the Compiled Laws of North Dakota for the Year 1913, as Amended in Chapter 108 of the Session Laws of 1915; Repealing Sections 602 to 607 Inclusive of the Compiled Laws of North Dakota for the Year 1913, Emergency.

The question being on the emergency clause, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Ellingson	Levang	Rowe
Englund	Lindstrom	Sandstrom
Ettestad	McBride	Sikes
Gibbens	McCarten	Stenmo
Gronvold	McLean	Thoreson
Haggart	Martin	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zleman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	McGray	Putnam
Hunt	Nelson, Richland	

So the emergency clause carried.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Martin offered the following resolution:

WHEREAS, Sections 9336 to 9338 of the Compiled Laws of North Dakota for 1913 provide that it be unlawful for any person to lobby within the Capitol Building; and,

WHEREAS, The Capitol Building is now infested with such individuals, and lobbying is being conducted openly and brazenly;

Now, Therefore, Be It Resolved, That the Sergeant-at-Arms be instructed to file complaint at once with the Attorney General against any individual so offending against the law.

Mr. Martin moved the adoption of the resolution.

Mr. Gibbens moved that the resolution be referred to an appropriate committee.

Which motion prevailed, and the resolution was referred to the Committee on Ways and Means.

The Senate turned to the sixteenth order of business.

THIRD READING OF HOUSE BILLS

House Bill No. 167.

A Bill for an Act Providing for Dealers' Motor Vehicle License Fee, and Amending Sections 2976e, 2976g, 2976h, 2976o and 2976p of the Compiled Laws of 1913, Relating to Motor Vehicle License Fees, Registration Tags, Display of Registration Tags, Disposition of License Money by Secretary of State, Claims for Moneys Expended, Expenditure of Moneys Received Under This Act, and Providing That License Fees, Excepting Dealers' License Fees, Shall Be in Lieu of All Other Taxes, Emergency.

Was read the third time.

Mr. Ellingson moved that House Bill No. 167 be amended as follows:

In Section 8, line 8 of the printed bill, strike out the words "five mills" and insert in lieu thereof "50 cents on each \$100.00 valuation based on last prior valuation."

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Levang	Porter
Ellingson	Lindstrom	Rowe
Englund	McBride	Sandstrom
Ettestad	McCarten	Sikes
Gibbens	McLean	Stenmo
Gronvold	Martin	Thoreson
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Hamilton	Mostad	Young
Heckle	Murphy	Zieman
Hemmingsen	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Kretschmar	Putnam
Hunt	McGray	

So the bill passed, as amended, and the title was agreed to.

Mr. Ellingson moved that the vote by which House Bill No. 167 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 167.

A Bill for an Act Providing for Dealers' Motor Vehicle License Fee, and Amending Sections 2976e, 2976g, 2976h, 2976o and 2976p of the Compiled Laws of 1913, Relating to Motor Vehicle License Fees, Registration Tags, Display of Registration Tags, Disposition of License Money by Secretary of

State, Claims for Moneys Expended, Expenditure of Moneys Received Under This Act, and Providing That License Fees, Excepting Dealers' License Fees, Shall Be in Lieu of All Other Taxes, Emergency.

The question being on the emergency clause, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Nelson, Richland
Beck	Hyland	Pendray
Benson	King	Ployhar
Cahill	Kirkeide	Porter
Carey	Levang	Rowe
Ellingson	Lindstrom	Sandstrom
Englund	McCarten	Sikes
Ettestad	McLean	Stenmo
Gibbens	Martin	Thoreson
Gronvold	Morkrid	Welford
Haggart	Mortenson	Wenstrom
Hamerly	Mostad	Young
Hamilton	Murphy	Zieman
Heckle	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Kretschmar	Paulson
Hunt	McBride	Putnam
Jacobsen	McGray	

So the emergency clause passed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 24.

A Bill for an Act to Amend and Re-Enact Section 2986 of the Compiled Laws of North Dakota for 1913, Relating to the Appointment of and the Duties of the Inspector of Hotels and Making the Duties of the Inspector the Work of the Food Commissioner at the Agricultural College.

And the President signed the same in the presence of the Senate.

THIRD READING OF HOUSE BILLS

House Bill No. 175.

A Bill for an Act Entitled an Act to Provide for the Creation, Organization, Government and Extension of Irrigation Districts.

Was read the third time.

Mr. Paulson moved that the Senate defer action on House Bill No. 175 until 2:30 P. M., February 24, 1917.

Which motion prevailed.

Courtesies of the floor were extended to:

J. A. Walter, Columbus, North Dakota;
 W. E. Burgett, Flaxton, North Dakota;
 Geo. K. Foster, Bismarck, North Dakota;
 Hon. Wm. G. Owens, Williston, North Dakota;
 Dr. F. T. Rucker, Mott, North Dakota;
 R. A. Grant, Mott, North Dakota;
 John Ehr, Minot, North Dakota;
 Axel Strom, Williston, North Dakota;
 J. G. Peffle, Fessenden, North Dakota;
 Aloys Wartner, Harvey, North Dakota;
 C. M. Bunton, Fessenden, North Dakota;
 E. O. Ophany, Klatin, North Dakota, and
 J. A. Wik, Towner, North Dakota.

Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
 Secretary.

FIFTY-FOURTH DAY

SENATE CHAMBER,
 BISMARCK, NORTH DAKOTA,
 February 24, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Hirsch.

Roll call.

All members present, except Mr. Kirkeide.

Mr. Hyland moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the fifty-third day have carefully examined the same, and recommend that the same be corrected as follows:

On page 32, in line 52, correct the spelling of the name "Stenmo."

On page 33, in line 3, strike out name "Stenmo" and insert name "McGray." Also strike out figures "260" and insert figures "400."

On page 39, between lines 47 and 48, insert "Mr. Ellingson moved that the vote by which House Bill No. 168 passed be reconsidered, and the motion to reconsider be laid on the table.

"Which motion prevailed."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
 Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 24, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 1.

A Bill for an Act Concerning the Registration of Land and the Titles Thereto in the State of North Dakota.

Also Senate Bill No. 48.

A Bill for an Act to Amend and Re-Enact Section 2115, Compiled Laws of North Dakota for the Year 1913, Relating to the Assessment of Bank Stock, and Revenue and Taxation.

Also Senate Bill No. 33.

A Bill for an Act to Amend Section 1146 of the Compiled Laws of North Dakota for 1913, Relating to Changing of School Boundaries.

Which the House has amended as follows:

Senate Bill No. 1.

A Bill for an Act Concerning the Registration of Land and the Titles Thereto in the State of North Dakota.

Amended as follows:

By striking out the word "two" in the second line of Section 78 of the engrossed Senate Bill No. 1, and by inserting in lieu of said word "two," the word "six."

And when so amended recommend the same do pass.

Senate Bill No. 48.

A Bill for an Act to Amend and Re-Enact Section 2115, Compiled Laws of North Dakota for the Year 1913, Relating to the Assessment of Bank Stock, and Revenue and Taxation.

Amended as follows:

In line 28 strike out the word "and" and substitute the word "stock" and add a comma.

Also after the word "surplus" strike out comma and insert words "and undivided profits."

After line 42 insert a new sentence as follows:

"The assessor shall retain one copy of the statement and schedule provided for in this section, and shall immediately forward the other to the Board of Tax Commissioners, and shall return the copy retained by him to the County Auditor with his returns thereto."

In line 16, following the word "statement," add the words "in duplicate."

Senate Bill No. 33.

A Bill for an Act to Amend Section 1146 of the Compiled Laws of North Dakota for 1913, Relating to Changing of School Boundaries.

Amended as follows:

In line 10 change the word "may" to "shall."

And when so amended recommend the same do pass.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 102.

A Bill for an Act to Amend Section 4380 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 121 of the Session Laws of 1915, Relating to Causes for Divorce.

Also Senate Bill No. 133.

A Bill for an Act to Amend and Re-Enact Section 2514 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Relief of Poor Persons.

Also Senate Bill No. 63.

A Bill for an Act to Amend and Re-Enact Section 4606 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Capital Stock of Co-Operative Associations.

Also Senate Bill No. 97.

A Bill for an Act Providing Method of Naming School Districts and of Changing the Names Thereof.

Also Senate Bill No. 121.

A Bill for an Act to Amend Section 1342 of the Compiled Laws of 1913 of the State of North Dakota, Relating to Compulsory Education.

Also Senate Bill No. 202.

A Bill for an Act to Amend Section 1717 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 4, Laws of 1915, Relating to the Support of Feeble-Minded Persons in the Institution for Feeble-Minded.

Also Senate Bill No. 88.

A Bill for an Act Relating to Settlements of Causes of Action for Damages Sustained Through Personal Injury and Contracts of Retainer Made Therefor.

Also Senate Bill No. 66.

A Concurrent Resolution.

Also Senate Bill No. 80.

A Bill for an Act to Amend and Re-Enact Section 8323 of the Compiled Laws of North Dakota for the Year 1913, Relating to Who May Bring Action for Death by Unlawful Act.

Also Senate Bill No. 145.

A Bill for an Act to Amend Section 2482 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Construction of Bridges and Culverts Across Drains.

Also Senate Bill No. 76.

A Bill for an Act to Amend and Re-Enact Section 773 of the Compiled Laws of North Dakota for 1913, Relating to the Calling in and Payment of the Expenses of District Judges Called to Sit in the Place of District or Supreme Court Judges Disqualified From Serving.

Also Senate Bill No. 62.

A Bill for an Act to Amend and Re-Enact Section 2038 of the Codified Laws of North Dakota for the Year 1913, Relating to Powers and Duties of the Tax Commissioners.

Also Senate Bill No. 55.

A Bill for an Act Relating to the Taxation of Personal Property for the Assessment of the Same; Prescribing the Manner of Making Such Assessment and Providing Penalty for the Failure to List Such Personal Property; Fixing a Rate and Providing for the Distribution of Such Tax, and Prescribing the Duties of Public Officers with Relation Thereto.

Also Senate Bill No. 19.

A Bill for an Act to Repeal Section 2263, 2264 and 2265 of the Compiled Laws of North Dakota for 1913, Relating to Taxation for the Promotion of Diversified Farming, and Providing for the Disposition of Accumulated Funds.

Also Senate Bill No. 228.

A Bill for an Act to Amend and Re-Enact Section 2588 of the Compiled Laws of North Dakota for the Year of 1913, as Amended by Section 1 of Chapter 264 of the Session Laws of North Dakota for the Year 1915, Relating to the Cost of Maintenance of Patients in the State Tuberculosis Sanatorium.

Also Senate Bill No. 212.

A Bill for an Act to Amend and Re-Enact Sections 284 and 288 of the Compiled Laws of 1913 of the State of North Dakota, Relating to the Duties of the Board of University and School Lands.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to transmit herewith:

House Bill No. 207.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Penitentiary, and for Making of Permanent Improvements and Additions Thereto.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to transmit herewith the following concurrent resolution:

House Bill No. 442.

A Concurrent Resolution.

Mr. Mees introduced the following Concurrent Resolution:

To the Honorable David F. Houston, Secretary of Agriculture of the United States, Washington, D. C.

WHEREAS, There has been manifested by the grain growers of the State of North Dakota a demand for a change in the present system of grain grading; and,

WHEREAS, The Honorable David F. Houston, Secretary of Agriculture of the United States ordered a number of hearings to be held on said subject; and,

WHEREAS, One of such hearings was held in the City of Fargo on the twentieth day of February, 1917; and,

WHEREAS, At the said hearing were present: Mr. C. J. Brand, representing the United States Department of Agriculture; Honorable John N. Hagan, Commissioner of Agriculture and Labor of the State of North Dakota; Dr. E. F. Ladd, President of the Agricultural College and State Chemist for North Dakota; A. O. Townley, representing forty thousand North Dakota farmers; C. J. Crites, sales manager of the Equity Co-Operative Exchange; A. G. Bemmels of the Bemmels Flour Mills of Lisbon; O. Brown and N. Malcolm, representing the Stark County Grain Growers Association; S. J. Nagel and O. McGrath, representing the Morton County Grain Growers Association; C. O. Kell, representing the Burleigh County Grain Growers Association, as well as many other individual farmers; and,

WHEREAS, At the said hearing it became apparent that the information secured by milling and baking tests at the Agricultural College Mill at Fargo, North Dakota, is not being considered in establishing grades of wheat by the United States Department of Agriculture; and,

WHEREAS, The proposed standards for grades of wheat to be established by the United States Department of Agriculture are eminently unreasonable, unfair and unjust for the reason that they impose a penalty upon the producers of wheat in North Dakota; and,

WHEREAS, The percentage permitted by the proposed standards of inseparable foreign material is entirely too low to permit of a proper and just grade; and,

WHEREAS, The aforesaid representatives of the people of North Dakota emphatically protested against said standards at said hearing;

Now, Therefore, Be It Resolved, By the House of Representatives of the State of North Dakota, the Senate concurring therein, that we emphatically protest against Table 1 on page 6 of Bulletin 19, issued by the United States Department of Agriculture from the Office of Markets and Rural Organization becoming the standard for grading wheat grown in North Dakota; and,

Be It Further Resolved, That we earnestly request the United States Department of Agriculture that the findings of Dr. E. F. Ladd, through a series of milling and baking tests, be a basis for establishing grades applicable to wheats grown in North Dakota; and,

Be It Further Resolved, That a copy of these resolutions be filed in the office of Secretary of State of North Dakota and that the Secretary of State be instructed to forward a copy to the Honorable David F. Houston, Secretary of Agriculture, Washington, D. C., and a copy be sent to each of the Senators and Representatives of the State of North Dakota in Congress assembled.

Which the House adopted, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Cahill moved that the resolution be adopted and printed in the Journal.

Which motion was duly seconded.

Mr. Ployhar moved as an amendment that the resolution be referred to an appropriate committee.

Which motion prevailed, and the resolution was referred to the Committee on Agriculture.

Mr. Hyland moved that the resolution be printed in the Journal.

Which motion prevailed.

PETITIONS AND COMMUNICATIONS

FARGO, NORTH DAKOTA,
February 22, 1917.

To the Honorable Members of the Senate:

Be It Resolved, That we, members of Fargo Typographical Union No. 186, unanimously indorse the passage of House Bill No. 385, governing the regulation and fixing of rates for water, light and telephone, etc., and, further, that we petition the Senate to that effect.

(Signed)

FARGO TYPOGRAPHICAL UNION No. 186,
(Per)

A. W. OLIVER,
President.

T. W. LEE,
Secretary.

February 22, 1917.
(SEAL)

FARGO, NORTH DAKOTA,
February 22, 1917.

Honorable Members North Dakota Senate:

Local Union No. 338, Plumbers and Steamfitters, of Fargo, North Dakota, goes on record as indorsing House Bill No. 385.

W. S. STEVENSON,
Financial Secretary Local No. 338.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:

House Bill No. 112.

A Bill for an Act to Amend Section 1456 of the Compiled Laws of the State of North Dakota of 1913, Relating to the Establishment, Maintenance, Improvements and Equipment of County Agricultural and Training Schools, and Providing Levies Therefor by County and State.

Have had the same under consideration and recommend that the same be amended as follows:

Change title to read:

"For an Act to Amend and Re-Enact Section 1456 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Joint Maintenance by County and State of County Agricultural and Training Schools."

Line 16 of the printed bill, strike out the comma after "necessary" and insert in lieu thereof a semicolon; strike out the word "and," and insert in lieu thereof "provided, that."

Line 17, after the word "levy," insert "and spread upon the tax roll."

Strike out everything after the word "equipment," in line 20 of the printed bill, and add: "; but levies for improvements or equipment shall not exceed the sum of five thousand dollars in any one year, without first having been submitted to a vote of the electors of such county as provided in Section 1455."

And when so amended, recommend the same do pass.

ALBERT STENMO,

Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 57.

A Bill for an Act to Amend and Re-Enact Section 8954 of the Compiled Laws of North Dakota, for the Year 1913, Relating to Costs in Actions Transferred From County Courts With Increased Jurisdiction to District Courts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. L. McBRIDE,

Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 131.

A Bill for an Act Declaring Every Child to Be the Legitimate Child of Its Natural Parents, Making Such Child an Heir to Such Parents; and Providing the Procedure for Establishing Such Parentage.

Have had the same under consideration and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 107.

A Bill for an Act Amending and Re-Enacting Section 7841 of the Code of Civil Procedure (1913 Compiled Laws), Specifying What Orders Made by the District Court Are Reviewable by the Supreme Court, and Fixing the Time When the Same Shall Be Heard Therein.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 194.

A Bill for an Act Requiring an Instrument Affecting Real and Personal Property, Executed by or Taken in a Representative Capacity, to Identify the Beneficiary, and Nature of the Trust.

Have had the same under consideration and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 409.

A Concurrent Resolution.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 435.

A Concurrent Resolution for Amendment to the Constitution of the State of North Dakota, Relating to the Voting Privilege of Members of Co-Operative Corporations.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

Mr. President:

Your Committee on Ways and Means, to whom was referred the Martin Resolution, with reference to lobbying, have had the same under consideration, and recommend that the same be adopted.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 340.

A Bill for an Act Defining the Crime of Using with Intent to Defraud Proceeds of Payment Made to a Contractor or Sub-Contractor on Any Improvement to Real Estate for Any Other Purpose Than the Payment of Labor, Material, Machinery or Fixtures, Performed or Furnished for Such Improvement While the Same Remains Unpaid for, as Larceny, and Defining the Penalty Therefor.

Have had the same under consideration and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 412.

A Bill for an Act Authorizing, Empowering and Permitting the Inspection of the Public Records of This State by Its Citizens Without Charge.

Have had the same under consideration and recommend that the same be amended as follows:

By adding thereto the following:

"Section 2. Any person in charge of such records, his deputies or clerks who shall refuse to permit such examination and inspection of the records and files in such office shall be guilty of a misdemeanor."

And when so amended recommend the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 312.

A Bill for an Act to Amend Section 669 of the Compiled Laws of North Dakota for 1913, Relating to Local Officers' Bonds.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill, after the word "amend," insert the words "and re-enact" and also in Section 1 of the bill, in line 2, after the word "amended," insert the words "and re-enacted."

And when so amended recommend the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 427.

A Bill for an Act Relating to and Regulating the Use and Furnishing of Trading Stamps or Other Similar Schemes or Devices or Substitutes Therefor, for or With the Sale of Goods, Wares and Merchandise and Providing for a Penalty for the Violation Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the last word in line 7 and the first four words in line 8 of the printed bill, namely the words: "any moneys, or credits, or."

Also in Section 1, in line 17, after the word "place," strike out the period and insert in lieu thereof a semicolon, and add the following:

"Provided that this act shall not apply to any person, firm or corporation, using or furnishing COUPONS, TICKETS, CERTIFICATES, CARDS or similar devices contained in or attached to the original package of said goods, wares, or merchandise by the manufacturer, jobber, distributor, or packer thereof and directly redeemable by the manufacturer, jobber, distributor, packer or retailer of such goods, wares or merchandise."

And when so amended recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

House Bill No. 109.

A Bill for an Act Relating to the Compensation of Inmates of the State Reform School for Work Performed by Them, and Providing for the Disposition of Moneys Earned.

Have had the same under consideration and recommend that the same be amended as follows:

In line 11 of the printed bill strike out the word "ten" and insert in lieu thereof the word "five;" also strike out the words "twenty-five" and insert in lieu thereof the word "fifteen."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 202.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Cost of Maintaining Patients in the Hospital for the Insane.

Have had the same under consideration and recommend that the same be amended as follows:

In line 5 of the printed bill strike out the word "trustee" and insert in lieu thereof the word "control."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 396.

A Bill for an Act Providing for the Disposition of Moneys Earned by Prisoners in the Penitentiary Which Have Been Left by Such Prisoners and Uncalled for.

Have had the same under consideration and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 397.

A Bill for an Act to Amend and Re-Enact Section 11230 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 189 of the Session Laws of North Dakota for the Year 1915, Relating to the Parole of Persons Confined in the Penitentiary.

Have had the same under consideration and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 127.

A Bill for an Act Providing for a State Transportation Officer, Relating to the Transportation of Prisoners and Patients to Institutions Under the Jurisdiction of the State

Board of Control and to Repeal Chapter 245 of the Session Laws of North Dakota for the Year 1915.

Have had the same under consideration and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 398.

A Bill for an Act to Amend and Re-Enact Section 11265 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 5 of Chapter 191 of the Session Laws of North Dakota for the Year 1915, Relating to the Disposition of Moneys Earned by Prisoners in the State Penitentiary.

Have had the same under consideration and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 182.

A Bill for an Act to Amend and Re-Enact Section 1828 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 78 of the Session Laws of 1915, Relating to the Use of Lignite Coal in the State and County Institutions and Schools; Providing a Penalty for the Violation of This Act.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 214.

A Bill for an Act to Amend and Re-Enact Section 7 of Chapter 209 of the Session Laws of 1915, Relating to Supervision and Accounting to Telephone Companies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 424.

A Bill for an Act to Amend and Re-Enact Section 9 of Chapter 209 of the 1915 Session Laws of North Dakota, Relating to Telephone Companies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 345.

A Bill for an Act Relating to Garnishment Proceedings in the District Court and County Court of Increased Jurisdiction; Providing for Witness Fees, Requiring the Filing of Summons and Affidavit; Prescribing the Manner and Claim for Exemptions.

Have had the same under consideration and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON CITIES AND MUNICIPAL CORPORATIONS

The Committee on Cities and Municipal Corporations made the following report:

Mr. President:

Your Committee on Cities and Municipal Corporations, to whom was referred:

House Bill No. 100.

A Bill for an Act to Amend Section 3969, Compiled Laws of 1913, Relating to Excluding Farm Lands From the Limits of Cities, Towns or Villages.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 287.

A Bill for an Act to Amend and Re-Enact Section 3740 of the Political Code of the State of North Dakota, Compiled Laws of 1913, Relating to Cities, Providing for Connections With Sewer and Other Mains, Cables and Conduits.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1 of the engrossed bill after the word "amended" insert the following: "and re-enacted."

And when so amended recommend the same do pass.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON HIGHWAYS

The Committee on Highways made the following report:

Mr. President:

Your Committee on Highways, to whom was referred:

House Bill No. 136.

A Bill for an Act Providing That the Board of County Commissioners Shall Have General Supervision Over the Laying Out, Construction and Work on Highways, and Providing Compensation for Services so Rendered.

Have had the same under consideration and recommend that the same be amended as follows:

By striking out evrything in the printed bill after the words "A Bill" and inserting in lieu thereof the following:

"For an Act Authorizing the Board of County Commissioners of Any County to Appoint One or More Members of the Board to Personally Supervise the Building or Repairing of Roads, Bridges, or Property Belonging to the County, and Fixing Their Compensation.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. That whenever the Board of County Commissioners of any County is required by law to lay out, oversee and supervise the building or repairing of roads and bridges, or the building or repairing of any property owned by the County, the Board may appoint or designate one or more members of the Board to personally lay out, oversee or supervise the building or repairing of any such roads, bridges or property of the County. Each Commissioner shall receive as compensation for his services the sum of five dollars per day and ten cents per mile for every mile necessarily traveled while engaged in the performance of duties herein mentioned.

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

And when so amended recommend the same do pass.

CHAS. ELLINGSON,
Chairman.

Mr. Ellingson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 203.

A Bill for an Act Providing for the Dragging of Roads and Levying a Tax Therefor, and Prescribing the Duties of County Commissioners, Township Supervisors and Township and District Overseers of Highways in Connection Therewith.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 2, after the word "tax," insert the words "each year."

And when so amended recommend the same do pass.

CHAS. ELLINGSON,
Chairman.

Mr. Ellingson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

INTRODUCTION, FIRST AND SECOND READING OF
HOUSE BILLS

House Bill No. 207.

A Bill for an Act Making Appropriations for the Current and Contingent Expenses of the State Penitentiary, and for Making of Permanent Improvements and Additions Thereto.

Was read the first and second time and referred to the Committee on Appropriations.

THIRD READING OF HOUSE BILLS

House Bill No. 346.

A Bill for a Concurrent Resolution Amending the Constitution of North Dakota, Changing the Name of the State Reform School, Located at Mandan, to That of State Training School.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, Richland
Beck	Hyland	Paulson
Benson	Jacobsen	Pendray
Cahill	King	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Ellingson	McBride	Rowe
Englund	McCarten	Sandstrom
Ettestad	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Kretschmar	Nelson, G. Forks
Kirkeide		

So the bill passed, and the title was agreed to.

House Bill No. 306.

A Bill for an Act to Amend and Re-Enact Section 7615 of the Compiled Laws of North Dakota for the Year 1913, Relating to Challenges to Jurors in Civil Actions, by Whom Made, and Number Allowed.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	King	Nelson, Richland
Beck	Kretschmar	Pendray
Benson	Levang	Ployhar
Carey	Lindstrom	Porter
Drown	McBride	Putnam
Ellingson	McCarten	Rowe
Ettestad	McGray	Sandstrom
Gronvold	McLean	Sikes
Haggart	Martin	Stenmo
Hamerly	Morkrid	Thoreson
Heckle	Mortenson	Welford
Hemmingsen	Mostad	Wenstrom
Hunt	Murphy	Young
Hyland	Nelson, G. Forks	Zleman
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Gibbens	Kirkelde
Englund	Hamilton	Paulson

So the bill passed, and the title was agreed to.

House Bill No. 335.

A Bill for an Act to Amend and Re-Enact Section 3134 of the Compiled Laws of the State of North Dakota of 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland.
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kretschmar	Ployhar
Carey	Levang	Porter
Drown	McBride	Putnam
Ellingson	McCarten	Rowe
Englund	McGray	Sandstrom
Ettestad	McLean	Sikes
Gronvold	Martin	Stenmo
Haggart	Morkrid	Thoreson
Hamerly	Mortenson	Welford
Heckle	Mostad	Wenstrom
Hemmingsen	Murphy	Young
Hunt	Nelson, G. Forks	Zleman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Kirkeide	Lindstrom
Hamilton		

So the bill passed, and the title was agreed to.

SPECIAL ORDER OF BUSINESS FOR 2:30 P. M.,
FEBRUARY 24, 1917

Mr. Welford moved that House Bill No. 175 be put upon its third reading and final passage.

Which motion prevailed.

House Bill No. 175.

A Bill for an Act Entitled An Act to Provide for the Creation, Organization, Government and Extension of Irrigation Districts.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Mortenson
Beck	Hunt	Mostad
Benson	Hyland	Nelson, G. Forks
Cahill	Jacobsen	Paulson
Carey	King	Pendray
Drown	Kretschmar	Putnam
Ellingson	Levang	Rowe
Englund	Lindstrom	Sandstrom
Ettestad	McBride	Sikes
Gronvold	McCarten	Stenmo
Haggart	McGray	Thoreson
Hamerly	McLean	Welford
Hamilton	Martin	Wenstrom
Heckle	Morkrid	Zieman

Those voting in the negative were:

Messrs.	Messrs.
Nelson, Richland	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Murphy	Porter
Kirkeide	Ployhar	

So the bill passed, and the title was agreed to.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. McCarten moved that the Senate concur in the House amendment to Senate Bill No. 1.

Senate Bill No. 1.

A Bill for an Act Concerning the Registration of Land and the Titles Thereto in the State of North Dakota.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kretschmar	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Ellingson	McCarten	Rowe
Englund	McGray	Sandstrom
Ettestad	McLean	Sikes
Gronvold	Martin	Stenmo
Haggart	Morkrid	Thoreson
Hamerly	Mortenson	Welford
Hamilton	Mostad	Wenstrom
Heckle	Murphy	Young
Hemmingsen	Nelson, G. Forks	Ziemann
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Kirkeide	McBride

So the bill passed, and the title was agreed to.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 24, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate amendments to House Bill No. 7.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to transmit herewith the following concurrent resolution:

A Concurrent Resolution.

Introduced by Mr. Hendrickson.

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

WHEREAS, It is only fitting and proper that the members of the Fifteenth Legislative Assembly and Lieutenant Governor should be given a copy of the Compiled Laws of North Dakota for 1913, also Session Laws of 1915 and 1917;

Now, Therefore, Be It Resolved, That the Secretary of State be instructed to furnish a copy of said Compiled Laws to each member of said Fifteenth Legislative Assembly, Provided, however, that hereafter no member of the Legislative Assembly shall receive more than one copy of the law, irrespective of the number of terms he may serve as a member.

Which the House adopted, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

MOTIONS AND RESOLUTIONS

Mr. Gronvold moved that House Bill No. 91 be recalled from the House.

Which motion prevailed.

Mr. Gronvold moved that House Bill No. 87 be recalled from the House.

Which motion prevailed.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON IRRIGATION AND DRAINAGE

The Committee on Irrigation and Drainage made the following report:

Mr. President:

Your Committee on Irrigation and Drainage, to whom was referred:

House Bill No. 157.

A Bill for an Act to Provide for Joint Action and Co-Operation Between the District Courts of This State Having Jurisdiction of Drainage Proceedings and Like Authorities of an Adjoining State or States with a View to Provide for the Joint and Equitable Drainage of Land Adjoining Boundary Waters or Water Courses, and for the Construction of Such Ditches, Dikes, Levies, Dams, Locks, Spillways or Other Structure Necessary to Secure the Control of Flood Waters Passing Into, Through, or From Such Boundary Waters, and to Provide for the Construction of Said Improvements by Assessments Upon Property Benefited Within the Limits of the States Affected in Proportion to the Benefits Received.

Have had the same under consideration, and recommend that the same do pass.

R. McCARTEN,
Chairman.

Mr. McCarten moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 249.

A Bill for an Act Extending the Jurisdiction and Authority of the State Engineer, and Defining His Duties Hereunder, and in Relation to the Control of Flood Waters and Co-Operation in Relation Thereto With the Government of the United States, the State of Minnesota and the State of South Dakota.

Have had the same under consideration, and recommend that the same do pass.

R. McCARTEN,
Chairman.

Mr. McCarten moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 274.

A Bill for an Act to Provide That Riparian Owners of Land Lying Adjacent to Non-Navigable Streams and Rivers Shall Prevent the Falling of Trees, Logs and Brush Into Such Streams and Rivers, and Prescribing the Duties of County Commissioners in Relation Thereto.

Have had the same under consideration and recommend that the same do pass.

R. MCCARTEN,
Chairman.

Mr. McCarten moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:
Senate Bill No. 99.

A Bill for 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, and to Provide for an Appropriation Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill, strike out everything after the words "A Bill" and insert the following in lieu thereof.

"For an Act Creating a State Board of Vocational Education, Prescribing the Duties of Said Board and Providing for Their Compensation, Providing for the Acceptance of the Benefits of an Act Passed by Congress of the United States for the Purpose of Promoting Vocational Education, and Appropriating Moneys for the Purposes of This Act.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. To meet the requirements of an Act passed by the Congress of the United States of America for the purpose of promoting vocational education in the schools of the various states, there is hereby created a board to be known as the "State Board of Vocational Education," which shall consist of three members to be appointed by the Governor, by and with the advice and consent of the Senate. Of the three persons so appointed, one shall be appointed to serve for a term ending July 1st, 1919; one for a term ending July 1st, 1921; and one for a term ending July 1st, 1923, the respective terms to be designated by the Governor. Upon the expiration of the terms of the three members first appointed, each successive member of said board shall be appointed, for a term of six years, except in a case of vacancy, when such appointment shall be for the unexpired term in which such

vacancy shall occur subject to confirmation by the Senate. If such appointment is made when the Legislature is not in regular session the appointee shall hold his office until the third Monday in January in the next session of the Legislature, when, if such appointment is not confirmed by the Senate, the office shall become vacant, and, on or before the last Monday in February the Governor, by and with the advice and consent of the Senate shall appoint a suitable person to fill such vacancy for the remainder of such term.

"Section 2. **QUALIFICATIONS.** The persons to be appointed members of the Board of Vocational Education shall be such as are known to be interested in the establishment and advancement of vocational education in North Dakota. No person appointed as a member of such board shall hold any other office under the laws of this State.

"Section 3. **Oath; Salary.** Each member of said Board shall, within thirty days after notice of his appointment, and before entering upon the discharge of the duties of his office, take, subscribe and file with the Secretary of State the oath of office prescribed by law. Each of said members shall receive as compensation for his services the sum of five dollars per day for each day actually engaged in carrying out the provisions of this Act, together with necessary expenses.

"Section 4. **ORGANIZATION; PLACE OF MEETING; DUTIES.** The members first appointed shall meet at the Capitol in the City of Bismarck at a time to be fixed by the Governor, and shall organize by electing one member president, and one member secretary. They shall make and formulate the necessary rules of procedure for the conduct of their meetings, shall fix the time and place of meetings and shall prescribe the necessary rules and regulations with which the vocational schools of the State shall comply in order to receive the benefits of Federal and State aid as herein provided. It shall be the duty of the board to work for the encouragement and advancement of vocational education in the schools of the State, and in order to determine what schools are entitled to State and Federal aid the board may designate one of their members who shall visit the various schools of the State to ascertain whether such schools have the necessary teachers and equipment for efficient vocational training; or, if that be impracticable, the board may employ some competent and suitable person to visit said schools and make the necessary investigation. In case such person is appointed he shall report the result of his investigation to the president of the board. Such person shall receive the same compensation for his services as the members of the Board of Vocational Education. The board shall determine the amounts to which the various schools of the State are entitled under the provisions of this Act and it shall be the duty of the State Treasurer to pay to the proper officers of the School Boards or Board of Education having control and management of such schools, the respective amounts to which they are entitled as indicated and ordered by the Board of Vocational Education.

"Section 5. The State Treasurer shall be the custodian of all moneys received from the Federal Government for the purpose of giving aid to the schools of the State for vocational education, and he shall pay such moneys, together with the

amount appropriated by the State to such schools as hereinbefore provided.

"Section 6. APPROPRIATION. For the purpose of securing the three classes of funds provided for in the Federal Act, the following sums are hereby appropriated out of any moneys in the State Treasury not otherwise appropriated:

For the year ending June 30, 1917, the sum of seventeen thousand (\$17,000.00) dollars; for the year ending June 30, 1918, the sum of twenty-five thousand (\$25,000.00) dollars.

For the purpose of paying the expenses and compensation of the members of the State Board of Vocational Education there is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, the further sum of two thousand five hundred (\$2,500.00) dollars, or so much thereof as may be necessary to pay the compensation and expenses of the members of the Board of Vocational Education and the member or person employed by the board to visit the various schools of the State. PROVIDED, however, that not more than three hundred dollars shall be expended annually to pay the compensation and expenses of said board while in attendance at meetings of the board, and not more than nine hundred fifty dollars annually to pay the compensation and expenses of the member of the board or person visiting the various vocational schools which are entitled to participate in the benefits of this Act.

And when so amended, recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mh. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Gronvold moved that the Senate concur in the House Amendment to Senate Bill No. 48.

Which motion prevailed.

Senate Bill No. 48.

A Bill for an Act to Amend and Re-Enact Section 2115, Compiled Laws of North Dakota for the Year 1913, Relating to the Assessment of Bank Stock, and Revenue and Taxation.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gronvold	King
Beck	Haggart	Kretschmar
Benson	Hamerly	Levang
Cahill	Hamilton	Lindstrom
Carey	Heckle	McCarten
Drown	Hemmingsen	McGray
Ellingson	Hunt	McLean
Englund	Hyland	Morkrid
Ettestad	Jacobsen	Mortenson

Messrs.	Messrs.	Messrs.
Mostad	Ployhar	Thoreson
Murphy	Porter	Welford
Nelson, G. Forks	Putnam	Wenstrom
Nelson, Richland	Rowe	Young
Paulson	Sikes	Zieman
Pendray	Stenmo	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	McBride	Sandstrom
Kirkeide	Martin	

So the bill passed, as amended, and the title was agreed to.

Mr. Drown moved that the Senate concur in the House amendment to Senate Bill No. 33.

Which motion prevailed.

Senate Bill No. 33.

A Bill for an Act to Amend Section 1146 of the Compiled Laws of North Dakota for 1913, Relating to Changing of School Boundaries.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Jacobsen	Pendray
Benson	King	Ployhar
Cahill	Kretschmar	Porter
Carey	Levang	Putnam
Drown	Lindstrom	Rowe
Ellingson	McCarten	Sandstrom
Englund	McLean	Sikes
Ettestad	Morkrid	Stenmo
Gronvold	Mortenson	Thoreson
Haggart	Mostad	Welford
Hamerly	Murphy	Wenstrom
Hamilton	Nelson, G. Forks	Young
Heckle	Nelson, Richland	Zieman
Hemmingsen		

Absent and not voting:

Gibbens	Kirkeide	McGray
Hunt	McBride	Martin

So the bill passed, as amended, and the title was agreed to.

Mr. Kretschmar moved that the Senate do now take a recess until 4 o'clock P. M.

Which motion prevailed, and the Senate took a recess.

AFTER RECESS

The Senate re-assembled, the President presiding.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:
Senate Bill No. 136.

A Bill for an Act to appropriate \$4,312,404.60 for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount, and the Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, in so far as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters, or Purposes, Provided for Herein.

Have had the same under consideration, and a majority recommend that the same be amended as follows:

That in line 1 of the title of the printed bill, the amount "\$4,312,404.60" be stricken out, and that the amount "\$3,372,534.13" be inserted in lieu thereof.

That in line 3, Section 1 of the printed bill, strike out the amount "\$4,312,404.60" and insert in lieu thereof "\$3,372,534.13."

Following after line 6, of Section 2 of the printed bill, insert Section 2-a.

"Section 2-a. The appropriation hereinafter made under subdivision 46 for the Minot Normal School, under the head of miscellaneous, covering addition to school grounds in the specific sum of \$13,470.00, shall be available as follows:

"The sum of \$4,350.00 for the fiscal period beginning July 1st, 1917, and ending July 1st, 1919; the sum of \$4,760.00 for the fiscal period beginning July 1st, 1919, and ending July 1st, 1921, and sum of \$4,360 for the fiscal period beginning July 1st, 1921, and ending July 1st, 1923."

At the end of line 13, page 2, of the printed bill, strike out the amount "\$650.00" and insert in lieu thereof the amount "\$500.00."

At the end of line 14, strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$1,250.00."

Insert line: "14-a. Deficiency available upon approval of this Act.....\$250.00."

At the end of line 16, strike out the amount "\$20,400.00" and insert in lieu of this amount \$20,750.00."

At the end of line 25, page 2, strike out the amount "\$400.00" and insert in lieu thereof the amount "\$500.00."

In line 28, page 2, strike out the words and figures "(5), \$900 per annum each" and, at the end of same line, strike out the figures "\$9,000.00" and insert in lieu thereof the amount "\$7,200.00."

At the end of line 29, page 2, strike out the amount "\$750.00" and insert in lieu thereof the amount "\$650.00."

In line 30, page 3, strike out the amount "\$500.00" and insert in lieu thereof the amount "\$400.00."

In line 31, strike out the amount "\$500.00" and insert in lieu thereof the amount "\$400.00."

In line 33, strike out the amount "\$1,500.00" and insert in lieu thereof the amount "\$900.00."

Strike out lines 35 and 36, and in line 37, after the word

"Express," insert the words "Telephone, Telegrams," and at the end of the line strike out the amount "\$425.00" and insert the amount "\$350.00."

In line 39, strike out the amount "\$77,625.00" and insert in lieu thereof the amount "\$74,500.00."

Strike out the whole of line 45.

At the end of line 49, strike out the amount "\$300.00" and insert in lieu thereof the amount "\$50.00."

At the end of line 51, strike out the amount "\$5,000.00" and insert in lieu thereof the amount "\$3,000.00."

Strike out lines 53 and 54, and in line 55, after the word "Drayage," insert the words "Freight and Express." Also strike out the amounts "\$10.00" and "\$60.00" and insert in lieu thereof the amount "\$25.00."

In line 57, strike out the amount "\$8,235.00" and insert in lieu thereof the amount "\$3,550.00."

At the end of line 69, page 4, strike out the amount "\$5,000.00" and insert in lieu thereof the amount "\$4,000.00."

At the end of line 71, strike out the amount "\$1,500.00" and insert in lieu thereof the amount "\$1,250.00."

At the end of line 72, strike out the amount \$1,200.00" and insert in lieu thereof the amount "\$1,000.00."

At the end of line 73, strike out the amount "\$1,500.00" and insert in lieu thereof the amount "\$1,250.00."

At the end of line 75, strike out the amount "\$16,000.00" and insert in lieu thereof the amount "\$11,000.00."

At the end of line 83, strike out the amount "\$56,740.00" and insert in lieu thereof the amount "\$50,040.00."

In line 92, page 5, after the word "Clerk," strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$1,200.00." and at the end of the same line, strike out the amount "\$2,000.00" and insert in lieu thereof the amount "\$2,400.00."

In line 104, strike out the amount "\$25,700.00" and insert in lieu thereof the amount "\$26,100.00."

In line 124, after the word "Actuary," strike out the words "Examiner, \$2,400 per annum" and insert in lieu thereof the words "and Expenses." At the end of the same line, strike out the amount "\$4,800.00" and insert in lieu thereof the amount "\$300.00."

In line 129, strike out the amount "\$1,100." and insert the amount "\$800.00" in lieu thereof.

In line 130, after the word "Supplies," strike out the words "\$250 per annum," and strike out the amount "\$500.00." and insert in lieu thereof the amount "\$300.00."

In line 131, after the word "Fixtures," strike out the words "\$500 per annum," and at the end of the same line, strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$600.00."

In line 132, strike out the amount "\$1,800," occurring after the word "Printing," and insert in lieu thereof the amount "\$1,250," and at the end of same line, strike out the amount "\$3,600.00" and insert in lieu thereof the amount "\$2,500.00."

Strike out lines 134 and 135, and in line 136, after the word

"Drayage," insert the words "Telephone and Telegrams," and also in the same line strike out the amount "\$250.00" and insert in lieu thereof the amount "\$200.00;" also at the end of the same line, strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$400.00."

At the end of line 138, strike out the amount "\$27,600.00" and insert in lieu thereof the amount "\$21,500.00."

On page 7, strike out line 144.

At the end of line 145, strike out the amount "\$400.00" and insert "\$300.00."

In line 149, strike out the amount "\$300.00" and insert in lieu thereof the amount "\$200.00."

Strike out lines 151 and 152, and in line 153, after the word "Express," insert the words "Telephone and Telegraph," and then strike out the amounts "\$10.00" and "\$235.00" and insert in lieu thereof the amount "\$235.00."

At the end of line 154, strike out the amount "\$800.00" and insert in lieu thereof the amount "\$600.00."

In line 156, strike out the amount "\$16,585.00" and insert in lieu thereof the amount "\$16,135.00."

That Subdivision 11, in the printed bill, be stricken out and in lieu thereof insert the following:

"SUBDIVISION 11, ATTORNEY GENERAL

Salary of Attorney General, \$3,600 per annum.....	\$ 7,200.00
Salary Assistants Attorney General (2) at \$2,500 each per annum.....	10,000.00

Clerk Hire:

One additional Assistant to Attorney General at \$2,000 per annum.....	4,000.00
One Chief Clerk at \$2,000 per annum.....	4,000.00
One Brief Clerk at \$2,000 per annum.....	4,000.00
Three Stenographers at \$1,200 per annum.....	7,200.00
Postage	350.00
Office Supplies	250.00
Furniture and Fixtures.....	300.00
Traveling Expenses	4,000.00
Legal Expense	10,000.00
Printing	2,000.00
Miscellaneous Expense:	
Telephone Rental and Tolls.....	450.00
Telegrams	150.00
Express	100.00

Total.....\$54,000.00"

In line 178, page 8, strike out the amount "\$2,400.00" where it occurs after the word "Deputy," and insert in lieu thereof the amount "\$1,800.00," and at the end of said line strike out the amount "\$4,800.00" and insert in lieu thereof the amount "\$3,600.00."

In line 179, after the word "Assistant," strike out the amount "\$2,100.00" and insert in lieu thereof the amount "\$2,000.00," and at the end of said line strike out the amount "\$4,200.00" and insert in lieu thereof the amount "\$4,000.00."

In line 180, after the word "Clerk," strike out the amount "\$1,500.00," and insert in lieu thereof the amount "\$1,000.00." At the end of said line strike out the amount "\$3,000.00" and insert in lieu thereof the amount "\$2,000.00."

In line 181, after the word "Clerk" strike out the amount \$1,200.00" and insert in lieu thereof the amount "\$900.00," and at the end of same line strike out the amount "\$2,400.00" and insert in lieu thereof the amount "\$1,800.00."

In line 182, after the word "Clerk" strike out the amount "\$1,080.00" and insert in lieu thereof the amount "\$900.00" at the end of same line strike out the amount "\$2,160.00" and insert in lieu thereof the amount "\$1,800.00."

Strike out line 183.

At the end of line 185 strike out the amount "\$300.00" and insert in lieu thereof the amount "\$250.00."

At the end of line 186 strike out the amount "\$300.00" and insert in lieu thereof the amount "\$250.00."

At the end of line 187, strike out the amount "\$3,000.00" and insert in lieu thereof the amount "\$2,000.00."

At the end of line 190 strike out the amount "\$6,000.00" and insert in lieu thereof the amount "\$5,000.00."

At the end of line 191 strike out the amount "\$1,500.00" and insert in lieu thereof the amount "\$500.00."

In line 199, at the end of the line, strike out the amount "\$46,600.00" and insert in lieu thereof the amount "\$38,700.00."

In line 206, page 9, strike out the word "Assistant" and insert the word "Chief," and strike out the amount "\$1,200.00" following the word "Clerk" and insert in lieu thereof the amount "\$1,500.00." Also at the end of same line strike out the amount "\$2,400.00" and insert in lieu thereof the amount "\$3,000.00."

Strike out all of line 208.

At the end of line 213 strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$2,000.00."

Insert line 213-a, "Deficiency available on approval of this act, \$250.00." Also insert line 213-b, "Maps, \$550.00."

At the end of line 220 strike out the amount "\$20,250.00" and insert in lieu thereof the amount "\$20,850.00."

In line 226, page 10, strike out the word "& Stenographer."

In line 227, after the word "Stenographer" strike out the amount "\$1,200.00" and insert in lieu thereof the amount "\$1,000.00." At the end of said line strike out the amount "\$2,400.00" and insert in lieu thereof the amount "\$2,000.00."

Strike out all of line 228.

At the end of line 229 strike out the amount "\$1,500.00," and insert in lieu thereof the amount "\$500.00."

At the end of line 231 strike out the amount "\$125.00," and insert in lieu thereof the amount "\$250.00."

At the end of line 232 strike out the amount "\$800.00" and insert in lieu thereof the amount "\$600.00."

At the end of line 233 strike out the amount "\$8,000.00" and insert in lieu thereof the amount "\$6,000.00."

At the end of line 240 strike out the amount "\$30,275.00" and insert in lieu thereof the amount "\$23,800.00."

At the end of line 251, page 11, strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$800.00."

In line 252, after the word "Supplies," insert the words "and Deficiency," and at the end of same line strike out the amount "\$3,000.00" and insert in lieu thereof the amount "\$350.00."

At the end of line 253 strike out the amount "\$500.00" and insert in lieu thereof the amount "\$200.00."

At the end of line 254 strike out the amount "\$6,000.00" and insert in lieu thereof the amount "\$5,000.00."

At the end of line 263 strike out the amount "\$500.00" and insert in lieu thereof the amount "\$750.00."

At the end of line 265 strike out the amount "\$39,400.00" and insert in lieu thereof the amount "\$38,200.00."

In line 274 strike out "Two (2)" and the word "clerks" and insert the word "clerk" in lieu thereof; also strike out the amount "\$1,500.00" where it occurs in said line and insert in lieu thereof the amount "\$1,800.00". Also at the end of the same line strike out the amount "\$6,000.00" and insert in lieu thereof the amount "\$3,600.00."

In line 279, after the word "Supplies," insert the words "and Deficit." At the end of the same line strike out the amount "\$500.00" and insert in lieu thereof the amount "\$600.00."

At the end of line 280 strike out the amount "\$300.00" and insert in lieu thereof the amount "\$600.00."

At the end of line 281 strike out the amount "\$3,300.00" and insert the amount "\$1,800.00."

At the end of line 282 strike out the amount "\$3,500.00" and insert the amount "\$2,500.00."

Strike out lines 284 and 285.

In line 286, after the word "Drayage" insert the words "Telephone and Telegrams" and also strike out the amounts "\$60.00" and "\$325.00" where they occur in said line, and insert in lieu thereof the amount "\$275.00."

Strike out line 287, and in line 288, after the word "Sale" insert the words "Advertising and Leasing." At the end of said line strike out the amount "\$5,000.00" and insert in lieu thereof the amount "\$6,000.00."

At the end of line 290 strike out the amount "\$2,500.00" and insert in lieu thereof the amount "\$2,000.00."

At the end of line 293 strike out the amount "\$52,560.00" and insert in lieu thereof the amount "\$44,910.00."

In line 298, after the word "Examiner" strike out the amount "\$2,000.00" and insert in lieu thereof the amount "\$2,500.00." At the end of said line strike out the amount "\$4,000.00" and insert in lieu thereof the amount "\$5,000.00."

In line 300 strike out the numeral "6" where it occurs before the word "Deputy" and insert in lieu thereof the numeral "8." At the end of said line strike out the amount "\$24,000.00" and insert in lieu thereof the amount "\$32,000.00."

Strike out lines 303 and 304.

At the end of line 310, page 13, strike out the amount "\$350.00" and insert in lieu thereof the amount "\$300.00."

At the end of line 312 strike out the amount "\$22,500.00" and insert in lieu thereof the amount "\$25,000.00."

Strike out all of lines 318, 319 and 320.

At the end of line 322 strike out the amount "\$88,900.00" and insert in lieu thereof the amount "\$95,550.00."

At the end of line 332 strike out the amount "\$2,870.00" and insert in lieu thereof the amount "\$1,320.00."

In line 334, page 14, after the word "Supplies" insert "and Deficit." Also at the end of same line strike out the amount "\$500.00" and insert in lieu thereof the amount "\$300.00."

At the end of line 335 strike out the amount "\$500.00" and insert in lieu thereof the amount "\$300.00."

Strike out all of line 337.

In line 338, after the word "Printing" insert "and Publishing Tax Laws;" and at the end of said line strike out the amount "\$2,000.00" and insert in lieu thereof the amount "\$2,500.00."

Strike out lines 340 and 341.

In line 342, after the word "Drayage," insert the words "Telephone and Telegrams" and also strike out the amounts "\$50.00" and "\$350.00" where they occur in said line, and insert in lieu thereof the amount "\$300.00."

At the end of line 343 strike out the amount "\$150.00" and insert in lieu thereof the amount "\$75.00."

At the end of line 345 strike out the amount "\$43,100.00" and insert in lieu thereof the amount "\$41,115.00."

In line 367, page 15, after the word "Librarian" strike out the amount "\$2,100.00" and insert in lieu thereof the amount "\$1,800.00." Also at the end of said line strike out the amount "\$4,200.00" and insert in lieu thereof the amount "\$3,600.00."

In line 369, after the word "Librarian," strike out the amount "\$1,400.00" and insert in lieu thereof the amount "\$1,200.00," and at the end of said line strike out the amount "\$2,800.00" and insert in lieu thereof the amount "\$2,400.00."

In line 370, after the word "Library" strike out the amount "\$1,200.00" and insert in lieu thereof the amount "\$1,140.00." Also at the end of the same line strike out the amount "\$2,400.00" and insert in lieu thereof the amount "\$2,280.00."

In line 371, after the word "Stenographer" strike out the amount "\$1,200.00" and insert in lieu thereof the amount "\$1,000.00." At the end of said line strike out the amount "\$2,400.00" and insert in lieu thereof the amount "\$2,000.00."

In line 372, after the word "Clerk" strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$720.00," and at the end of said line strike out the amount "\$2,000.00" and insert in lieu thereof the amount "\$1,440.00."

Strike out all of lines 373, 374, 375 and 376.

At the end of line 377 strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$300.00."

In line 378, after the word "Supplies" insert "and Deficit to July 1, 1917, available at once," and at the end of said line

strike out the amount "\$600.00" and insert in lieu thereof the amount "\$675.00."

At the end of line 379 strike out the amount "\$1,225.00" and insert in lieu thereof the amount "\$600.00."

At the end of line 380 strike out the amount "\$1,500.00" and insert in lieu thereof the amount "\$600.00."

In line 381, after the word "Expense" insert the words "Deficit to July 1, 1917, available at once," and also at the end of said line strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$900.00."

In line 383, at the end of said line, strike out the amount "\$1,150.00" and insert in lieu thereof the amount "\$600.00."

At the end of line 384 strike out the amount "\$12,000.00" and insert in lieu thereof the amount "\$6,000.00."

At the end of the line 385 strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$500.00."

At the end of line 386 strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$500.00."

At the end of line 387 strike out the amount "\$500.00" and insert in lieu thereof the amount "\$300.00."

Strike out all of line 388, page 16.

At the end of line 390 strike out the amount "\$39,775.00" and insert in lieu thereof the amount "\$23,195.00."

At the end of line 412 strike out the amount "\$3,000.00" and insert in lieu thereof the amount "\$1,500.00."

At the end of line 421, page 17, strike out the amount "\$26,735.00," and insert in lieu thereof the amount "\$25,235.00."

In line 401, after the word "Curator" strike out the amount "\$2,220.00" and insert in lieu thereof the amount "\$2,000.00," and at the end of same line strike out the amount "\$4,440.00" and insert in lieu thereof the amount "\$4,000.00."

In line 433, after the word "Librarian" strike out the amount "\$1,080.00" and insert in lieu thereof the amount "\$1,000.00." Also at the end of said line strike out the amount "\$2,160.00," and insert in lieu thereof the amount "\$2,000.00."

Strike out all of line 434 and all of line 437.

Strike out all of lines 443, 444, 445 and 446.

In line 447, after the word "Work" insert the following: "Attendance at Directors' Regular Meetings, Park Commissioners and State and National Meetings," and also at the end of said line strike out the amounts "\$1,225.00" and "\$1,692.00" and insert in lieu thereof the amount "\$1,250.00."

Strike out all of lines 450 and 451, page 18.

In line 452, after the word "Drayage" insert the words "Telephone and Telegrams" and also strike out the amounts "\$213.00" and "\$366.00" where they occur in said line, and insert in lieu thereof the amount "\$350.00."

At the end of line 453 strike out the amount "\$824.00" and insert in lieu thereof the amount "\$600.00."

At the end of line 455 strike out the amount "\$509.97" and insert in lieu thereof the amount of "\$510.00."

In line 457, at the end of the line, strike out the amount

"\$16,108.97" and insert in lieu thereof the amount "\$13,381.00."

In line 464, page 18, after the word "Expense" insert the words "and Deficit;" and also at the end of said line strike out the amount "\$1,600.00" and insert in lieu thereof the amount "\$1,350.00."

In line 466, after the word "Printing" insert the words "and Deficit;" also at the end of said line strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$1,600.00."

Strike out all of line 467.

At the end of line 472 strike out the amount "\$8,085.00" and insert in lieu thereof the amount "\$8,100.00."

In line 487, page 19, insert the following: "Unpaid Wash Bills, 1914.....\$200.00."

In line 488 strike out the amount "\$27,235.00" and insert in lieu thereof the amount "\$27,435.00."

At the end of line 494 strike out the amount "\$10,000.00" and insert in lieu thereof the amount "\$5,000.00."

In line 498 strike out the words..... insert in lieu thereof the amount "\$900.00."

At the end of line 499 strike out the amount "\$600.00" and insert in lieu thereof the amount "\$800.00."

At the end of line 500 strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$300.00."

At the end of line 501, page 20, strike out the amount "\$1,200.00 and insert in lieu thereof "\$500.00."

At the end of line 502 strike out the amount "\$8,000.00" and insert in lieu thereof "\$7,000.00."

At the end of line 509, strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$800.00."

At the end of line 511 strike out the amount "\$41,100.00" and insert in lieu thereof the amount "\$33,300.00."

At the end of line 515 strike out the amount "\$5,000.00" and insert in lieu thereof the amount "\$2,000.00."

Strike out all of lines 516-520, inclusive, and insert in lieu thereof the following: "Seventeen deputies.....\$21,600.00."

At the end of line 521 strike out the amount "\$500.00" and insert in lieu thereof the amount "\$400.00."

At the end of line 522 strike out the amount "\$3,750.00" and insert in lieu thereof the amount of "\$800.00."

At the end of line 523 strike out the amount "\$800.00" and insert in lieu thereof the amount "\$400.00."

At the end of line 524 strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$100.00."

At the end of line 531, page 21, strike out the amount "\$1,150.00" and insert in lieu thereof the amount "\$1,100.00."

At the end of line 532 strike out the amount "\$1,422.00" and insert in lieu thereof the amount "\$1,300.00."

At the end of line 536 strike out the amount "\$59,942.00" and insert in lieu thereof the amount "\$39,260.00."

In line 543, at the end of the line, strike out the amount "\$10,000.00" and insert in lieu thereof the amount "\$8,000.00."

At the end of line 546 strike out the amount "\$2,500.00" and insert in lieu thereof the amount "\$2,000.00."

At the end of line 547 strike out the amount "\$6,000.00" and insert in lieu thereof the amount "\$5,000.00."

At the end of line 548 strike out the amount "\$6,000.00" and insert in lieu thereof the amount "\$2,500.00."

At the end of line 553 strike out the amount "\$60,000.00" and insert in lieu thereof the amount "\$90,000.00."

Strike out all of lines 554 and 555.

At the end of line 557, page 22, strike out the amount "\$15,000.00" and insert in lieu thereof the amount "\$20,000.00."

At the end of line 559 strike out the amount "\$12,000.00" and insert the amount "\$7,000.00."

At the end of line 560 strike out the amount "\$6,000.00" and insert in lieu thereof the amount "\$5,000.00."

At the end of line 562 strike out the amount "\$279,900.00" and insert in lieu thereof the amount "\$247,400.00."

At the end of line 584 strike out the amount "\$6,000.00" and insert in lieu thereof the amount "\$2,000.00."

Strike out all of lines 589 to 596, inclusive, and insert in line 597 the words: "One caretaker at \$700 per annum. . . . \$1,400.00."

At the end of line 598 strike out "\$31,400.00" and insert in lieu thereof the amount "\$4,800.00."

At the end of line 602 strike out the amount "\$20,000.00" and insert in lieu thereof the amount "\$12,000.00."

At the end of line 605 strike out the amount "\$1,500.00" and insert in lieu thereof the amount "\$1,000.00."

Strike out all of lines 610 and 611.

At the end of line 612 strike out the amount "\$8,000.00" and insert in lieu thereof the amount "\$4,000.00."

At the end of line 614, page 24, strike out the amount "\$5,000.00" and insert in lieu thereof the amount "\$3,000.00."

At the end of line 619 strike out the amount "\$249,633.85" and insert in lieu thereof the amount "\$110,133.85."

At the end of line 638 strike out the amount \$70,000.00" and insert in lieu thereof the amount "\$50,000.00."

Strike out, on page 25, lines 640-646, inclusive.

At the end of line 689, page 26, strike out the amount "\$71,000.00" and insert in lieu thereof the amount "\$65,000.00."

At the end of line 692, strike out the amount "\$5,000.00" and insert in lieu thereof the amount "\$3,000.00."

In line 693, strike out the words "Engine and Dynamo" and insert in lieu thereof the words "Electrical Changes."

At the end of line 694, page 27, strike out the amount "\$1,500.00" and insert the amount "\$1,000.00."

At the end of line 695, strike out the amount "\$1,500.00" and insert the amount "\$1,000.00."

Strike out all of line 699, and in line 700, strike out the words "Administration Building" and insert in lieu thereof the words "A Building to be used for the purpose of physical education or administration as may be designated by the

Board of Regents." Also, at the end of said line, strike out the amount "\$65,000.00" and insert in lieu thereof the amount "\$50,000.00."

At the end of line 702, strike out the amount "\$5,000.00" and insert in lieu thereof the amount "\$4,000.00."

Strike out all of line 706, and in line 708, strike out the amount "\$272,868.28" and insert in lieu thereof the amount "\$137,868.28."

At the end of line 711, strike out the amount "\$46,340.00" and insert in lieu thereof the amount "\$45,000.00."

Strike out all of lines 713 and 714.

At the end of line 717, strike out the amount "\$1,500.00" and insert in lieu thereof the amount "\$1,000.00."

In line 716, strike out the amount "\$4,160.00" and substitute in lieu thereof the amount "\$750.00."

Strike out all of line 719.

At the end of line 720, strike out "\$2,000.00" and insert in lieu thereof "\$1,000.00."

At the end of line 722, page 28, strike out the amount "\$10,000.00" and insert the amount "\$7,500.00."

In line 724, strike out the amount "\$600.00" and insert in lieu thereof the amount "\$800.00."

After line 743, insert line: "743-a' Reconstruction of main building and construction of water softening plant. . \$5,000.00."

Also, insert line: "743-b. \$30,000.00."

In line 749, strike out the words "Remodeling Fire Escapes" and also the amount "\$2,000.00" and insert in lieu thereof the following: "Repairing Mechanical Art Building. . . \$400.00."

Insert line: "749-a. Three new boilers. . . . \$1,500.00."

At the end of line 851, page 29, strike out the amount "\$5,000.00" and insert in lieu thereof the amount "\$4,000.00."

At the end of line 753, strike out the amount "\$1,000.00" and insert in lieu thereof the amount "\$800.00," and insert line: "753-a. Gymnasium Equipment. . . . \$250.00."

At the end of line 758, strike out the amount "\$21,800.00" and insert in lieu thereof the amount "\$20,750.00."

Strike out all of line 755 following the number of the line, and insert in lieu thereof: "A storage room for coal. \$1,000.00."

At the end of line 770, strike out the amount "\$30,000.00" and insert in lieu thereof the amount "\$28,500.00."

At the end of line 773, insert the amount "\$35,000.00."

Strike out all of lines 774 to line 804, inclusive.

In line 805, insert the amount "\$2,027.00."

Strike out all of lines 806 to 828, inclusive.

At the end of line 829, insert the amount "\$2,569.00."

Strike out all of lines 830 to 850, inclusive.

In line 851, at the end of the line, insert the amount "\$1,350.00."

Strike out all of lines 852 to 863, inclusive.

In line 864, strike out the amount "\$136,238.50" and insert in lieu thereof the amount "\$40,946.00."

At the end of line 867, page 33, strike out the amount "\$40,000.00" and insert in lieu thereof the amount "\$20,000.00."

Strike out all of line 869.

Strike out all of line 874.

At the end of line 875, strike out the amount "\$10,000.00" and insert in lieu thereof the amount "\$15,000.00."

Strike out all of line 878, all of line 879.

At the end of line 883, strike out the amount "\$252,500.00" and insert in lieu thereof the amount "\$181,000.00."

In line 887, page 33, strike out the amount "\$3,000.00" and insert in lieu thereof the amount "\$5,000.00."

At the end of line 891, page 34, strike out the amount "\$12,000.00" and insert in lieu thereof the amount "\$20,000.00."

At the end of line 912, strike out the amount "\$20,000.00" and insert in lieu thereof the amount "\$26,000.00."

At the end of line 914, strike out the amount "\$5,000.00" and insert in lieu thereof the amount "\$7,000.00."

At the end of line 916, strike out the amount "\$112,000.00" and insert in lieu thereof the amount "\$120,000.00."

In line 937, page 35, strike out the word "and" following the number "1443" and insert a comma in place thereof, and, in the same line, immediately following the number "1445," insert the word "and 1446," and strike out the words "and to."

Strike out all of lines 938 and 939.

At the end of line 940, strike out the amount "\$20,000.00" and insert in lieu thereof the amount "\$25,000.00."

At the end of line 941, strike out the amount "\$100,000.00" and insert in lieu thereof the amount "\$80,000.00."

At the end of line 942, strike out the amount "\$360,000.00" and insert in lieu thereof the amount "\$120,000.00."

Strike out all of line 943.

At the end of line 945, strike out the amount "\$512,643.00" and insert in lieu thereof the amount "\$225,000.00."

In line 953, page 36, strike out the number "3" and the word "inspectors" and insert in lieu thereof the words "one inspector," and strike out the amount "\$2,400.00" and insert in lieu thereof the amount "\$2,000.00," and, at the end of said line, strike out the amount "\$14,400.00" and insert in lieu thereof the amount "\$4,000.00."

Strike out all of line 954.

In line 955, after the word "Expenses," strike out the numeral "3" and the word "inspectors" and insert in lieu thereof the words "one Inspector."

In line 956, strike out the word "each" and at the end of said line, strike out the amount "\$9,000.00" and insert in lieu thereof the amount "\$3,000.00."

Strike out all of lines 957 and 958.

At the end of line 960, strike out the amount "\$25,400.00" and insert in lieu thereof the amount "\$7,000.00."

In line 968, strike out the amount "\$2,400.00" and insert in lieu thereof the amount "\$2,000.00," and, at the end of said line, strike out the amount "\$4,800.00" and insert the amount "\$4,000.00."

In line 970, strike out the amount "\$2,000.00" and insert the amount "\$1,000.00." At the end of said line, strike out the amount "\$2,400.00" and insert in lieu thereof the amount "\$2,000.00."

In line 972, strike out the amount "\$7,200.00" and insert in lieu thereof the amount "\$6,000.00."

That Section 4 of the printed bill, be amended so as to read as follows:

"Section 4. Intent, Repeal, Purpose and Construction. It is the intent hereby to enact an exclusive General Appropriation Bill to cover conclusively the subjects and items herein stated for the specific periods of time herein covered; and to repeal any and all acts, or parts of acts, that may be in conflict herewith, for the periods of time herein specified, and if for any reason or cause, any specific appropriation here for any item or set of items should be held by the court or the courts to be unconstitution or illegal, or otherwise unavailable for any cause, such holding shall not affect or be construed to apply to the remaining items or appropriations herein."

And when so amended, recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Senate Bill No. 136.

A Bill for an Act to appropriate \$4,312,404.60 for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount, and the Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, in so far as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters, or Purposes, Provided for Herein.

Have had the same under consideration, and a minority recommend that the same be amended as follows:

In Subdivision 51, relating to the Dickinson Normal School, strike out all of lines 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882 and 883 and substitute in lieu thereof the following:

"For wing on Main Building.....	\$ 75,000
For maintenance	5,000
For Furniture and all Equipment.....	8,000
For Heating Plant	12,000
	\$100,000"

E. H. SIKES,
R. MCCARTEN,
JOHN W. BENSON,
C. I. MORRIS,
JAS. A. WENSTROM.

And when so amended, recommend that the same do pass.

Mr. Gibbens moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Sikes moved as an amendment that the minority report be adopted.

Which motion was duly seconded.

Roll call was demanded.

Mr. Jacobsen moved for a call of the Senate.

Which motion prevailed.

Mr. Jacobsen moved that business under the call of the Senate be dispensed with.

Which motion prevailed.

Mr. Jacobsen moved that the reports be printed in the Journal and that further consideration of the report be laid over until 1 P. M., February 26, 1917.

Which motion prevailed.

Mr. Allen moved that the Senate concur in the House resolution with reference to supplying members of the Legislature and Lieutenant Governor with Codes and Session Laws.

Which motion prevailed.

REPORT OF SENATE COMMITTEE ON WAREHOUSE AND GRAIN
GRADING

The Committee on Warehouse and Grain Grading made the following report:

Mr. President:

Your Committee on Warehouse and Grain Grading, to whom was referred:

House Bill No. 358.

A Bill for an Act Making It the Duty of Every Person Taking a Crop Mortgage to Notify Every Manager of an Elevator Located Within a Distance of Twenty-Five Miles from the Land on Which Such Crop Is Raised, and Prescribing Penalties.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3 of the amended bill, after the word "mortgage," insert the words "By registered mail or personal service."

And when so amended, recommend the same do pass.

MARTIN THORESON,
Chairman.

Mr. Thoreson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

Mr. President:

Your Committee on Public Health, to whom was referred:

House Bill No. 332.

A Bill for an Act to Amend and Re-Enact Sections 3169 and 3172 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Treatment of the Eyes of New-Born Infants.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. J. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC PRINTING

The Committee on Public Printing made the following report:

Mr. President:

Your Committee on Public Printing, to whom was referred: House Bill No. 117.

A Bill for an Act to Provide How North Dakota Blue Book or Legislative Manual Shall Be Printed.

Have had the same under consideration, and recommend that the same do pass.

P. J. MURPHY,
Chairman.

Mr. Murphy moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 115.

A Bill for an Act to Amend and Re-Enact Section 45, Relating to the Classes of Printing; Section 47, Relating to Proposals for Printing; Section 48, Relating to Maximum Prices for Composition, Press Work, Binding and Paper; Section 49, Relating to Paper, Price; Section 50, Relating to Proposals, How Made, Bond Required; Section 50, Relating to Bills to Be Printed, How, Calendar; Section 53, Relating to Journals to Be Printed, How; Section 54, Relating to Executive Documents, How Printed; Section 55, Relating to Laws, How Printed; Section 59, Relating to Number of Volumes to Be Printed and Style of Binding; Section 69, Laws Relating to, How Printed; and Section 72, Relating to Commissioners Having Charge of All Printing Paid for by the State. All Sections Above Cited Being Parts of the Law Relating to Public Printing, etc., and Are Included in the Compiled Laws of North Dakota for the Year 1913.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

P. J. MURPHY,
Chairman.

Mr. Murphy moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 300.

A Bill for an Act to Amend and Re-Enact Section 924 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Publicity Pamphlet and What It May Contain.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

P. J. MURPHY,
Chairman.

Mr. Murphy moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 301.

A Bill for an Act to Amend and Re-Enact Sections 877 and 1020 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Publication of the Abstracts of Votes.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

P. J. MURPHY,
Chairman.

Mr. Murphy moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

Mr. President:

Your Committee on Public Health, to whom was referred:
House Bill No. 299.

A Bill for an Act to Establish a Revolving Fund in the Pure Food Department of the State, and Providing Regulations Therefor.

And we herewith return the same without recommendation.

H. J. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC PRINTING

The Committee on Public Printing made the following report:

Mr. President:

Your Committee on Public Printing, to whom was referred:
House Bill No. 363.

A Bill for an Act to Amend and Re-Enact Sections 797 and 3188 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Advertising of Constitutional Amendments, and to Repeal Sections 3189 and 3190 of Said Compiled Laws.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

P. J. MURPHY,
Chairman.

Mr. Murphy moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

Mr. President:

Your Committee on Public Health, to whom was referred:
House Bill No. 380.

A Bill for an Act to Regulate the Installation and Operation of Soda Water Fountains, and Requiring the Owners and

Lessees of All Soda Water Fountains to Register the Same With the Food Commissioner and State Chemist.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 9, Section 3 of the printed bill, strike out the word "such" and insert in lieu thereof the word "the."

In line 5, Section 5 of the printed bill, after the word "imprisoned," insert the following words: "in the County Jail."

And when so amended, recommend that the same do pass.

H. J. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Courtesies of the floor were extended to:

M. F. Higgins, Banks, North Dakota;

J. L. Cashel, Jr., Grafton, North Dakota, and

New Rockford Gronvold, Rugby, North Dakota.

Mr. Rowe moved that the Senate do now take a recess until 1 P. M., February 26, 1917.

W. J. PRATER,
Secretary.

FIFTY-FIFTH DAY AFTER RECESS AND
FIFTY-SIXTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 26, 1917.

The Senate convened at 1 o'clock P. M., the President presiding.

REPORTS OF STANDING COMMITTEES

Mr. Gibbens moved the adoption of the majority report of the Committee on Appropriations on Senate Bill No. 136.

Which motion was duly seconded.

Mr. Sikes moved as an amendment that the minority report be adopted.

Which motion was duly seconded.

The question being on the motion to amend, the motion was lost.

Mr. Gibbens moved the adoption of the majority report.

Which motion prevailed, and the majority report was adopted.

Mr. Cahill moved to amend the committee report by striking out lines 14, 15 and 16, referring to subdivision 32, and insert the following: "Expenses, materials, supplies, salaries, \$7,100.00" and "Special appliances for testing, including coal, gas and clay appliances, \$4,000.00" and "Miscellaneous, \$500.00."

Which motion prevailed, and the bill was so amended.

Mr. Cahill moved to amend the committee report on Senate Bill No. 136 by striking out the following: "Strike out all of lines 610 and 611."

Which motion was lost.

Mr. Rowe moved to amend the committee report on Senate Bill No. 136 by striking out the following: "Strike out, on page 25, lines 640 to 646 inclusive."

Which motion prevailed, and the report was so amended. Mr. Gibben moved that the title to Senate Bill No. 136 be amended by striking out the figures "\$4,312,404.60" and inserting in lieu thereof "\$3,391,954.13," and that in Section 1, line 3, of the printed bill, strike out the figures "\$4,312,404.60," and insert in lieu thereof "\$3,391,954.13."

Which motion prevailed, and the bill was so amended.

Mr. Gibbens moved that the rules be suspended and Senate bill No. 136 be considered engrossed and be placed on its third reading for final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 136.

A Bill for an Act to Appropriate \$3,391,954.13 for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount, and the Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, in so far as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters, or Purposes, Provided for Herein.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Ycung
Hemmingsen	Mostad	Zieman

Absent and not voting: Mr. Thoreson.

So the bill passed, as amended, and the title, as amended, was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 136 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 136.

A Bill for an Act to appropriate \$3,391,954.13 for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount, and the Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, in so far as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters, or Purposes, Provided for Herein.

The question being on the emergency clause to Senate Bill No. 136, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt	Murphy	

Absent and not voting:

Messrs.	Messrs.
Drown	Thoreson

So the emergency clause passed.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred: Senate Bill No. 170.

A Bill for an Act Authorizing the North Dakota Historical Society to Take Charge of and Care for the Maintenance of North Dakota Historical Parks Located at Pembina, Fort Abercrombie, Walhalla and Fort Rice, and Appropriating the Sum of \$2,000 to Provide Funds for the Proper Maintenance of the Same.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill strike out the figures "\$2,000.00" in the title and insert in lieu thereof the figures "\$500.00."

Also in line 3 of Section 2 of printed bill strike out the figures "\$2,000.00" and insert the figures "\$500.00" in lieu thereof.

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Gibbens moved that the rules be suspended and Senate Bill No. 170 be considered engrossed and be placed upon its third reading for final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 170.

A Bill for an Act Authorizing the North Dakota Historical Society to Take Charge of, and Care for the Maintenance of North Dakota Historical Parks Located at Pembina, Fort Abercrombie, Walhalla and Fort Rice, and Appropriating the Sum of \$500.00 to Provide Funds for the Proper Maintenance of the Same.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman

Absent and not voting: Mr. Thoreson.

So the bill passed, as amended, and the title, as amended, was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 170 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Heckle moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FIFTY-SIXTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 26, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Hirsch.

Roll call.

All members present.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 26, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 74.

A Bill for an Act to Amend and Re-Enact Section 46 of Chapter 161 of the Session Laws of North Dakota for 1915, Relating to Beaver and Otter.

Also Senate Bill No. 189.

A Bill for an Act to Appropriate \$400.00 to Provide Funds for the Payment of Burial Expenses of Certain Inmates of the Reform School or Penitentiary, as Provided by Section 11302 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 187.

A Bill for an Act to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for 1915; and Making an Appropriation of \$25,000.00, Which Shall Be Known as the State Contingency Fund.

Also Senate Bill No. 184.

A Bill for an Act to Appropriate \$5,000.00 to Aid in the Educational Work Being Carried on by the North Dakota Anti-Tuberculosis Association, and the Prevention of the Spread of Tuberculosis, More Definitely Prescribed in Chapter 7 of the Session Laws of North Dakota for 1913.

Also Senate Bill No. 174.

A Bill for an Act Authorizing an Appropriation to Provide Funds for the Payment of Expenses Incurred in Actions Brought to Release Insane Persons, as Provided by Section 2562 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 140.

A Bill for an Act Providing for the Repairing, Refurnishing and Redecorating of the Senate Chamber of the State Capitol Building, and Making an Appropriation Therefor.

Also Senate Bill No. 172.

A Bill for an Act to Appropriate \$1,200 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons, Together with

Postage, Telegrams, Telephone Tolls, Printing and Other Necessary Expenses Incurred by Such Board, as Provided for in Section 11108 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 163.

A Bill for an Act to Appropriate Money for the Purpose of Providing a Book Credit to Be Used by the State Auditor and State Treasurer to Cover a Deficiency Appearing on July 1, 1915, in the Account Known as "Transportation Convicts to Penitentiary."

Also Senate Bill No. 148.

A Bill for an Act to Appropriate \$2,000 to Pay the Premium on the State Treasurer's Bond for the Term Covered by the Years 1919-1920, as Authorized Under Chapter 246 of the Session Laws of North Dakota for 1915.

Also Senate Bill No. 164.

A Bill for an Act to Appropriate Funds to Provide for the General Maintenance, and the Payment of Premiums at the North Dakota State Fair at Grand Forks in 1917, and at the North Dakota State Fair at Fargo in 1918, as Provided for in Sections 1847 to 1859 of the Compiled Laws of 1913 for North Dakota.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

COMMUNICATION FROM THE GOVERNOR

February 26, 1917.

To the Honorable Members of the Senate:

Gentlemen:

You are hereby informed that I have approved and filed with the Secretary of State:

Senate Bill No. 315.

A Concurrent Resolution, Appropriation to Meet a Deficiency for the Per Diem of Officers and Employees of the Senate and House of Representatives, Fifteenth Legislative Assembly.

Respectfully yours,

LYNN J. FRAZIER, *Gov.*
Governor.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the fifty-fourth day have carefully examined the same, and recommend that the same be corrected as follows:

On page 39 strike out lines 5 to 19, inclusive, and insert the same between lines 50 and 51, on page 35.

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also,

Mr. President:

Your Committee on Revision and Correction of the Journal of the fiftieth day have carefully examined the same, and recommend that the same be corrected as follows:

On page 44, in line 32, strike out the name "McGray" and insert in lieu thereof the name "Kretschmar."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

Mr. Martin presented the following communication:

Mr. President:

Referring to a resolution passed by this Honorable Body requesting the opinion of the Attorney General of the State as to the constitutionality of the act creating the State Tax Commission with reference to the placing of an appropriation in a bill with affirmative legislation, and the opinion of the Attorney General in response to such request printed in the Journal of the fifty-third day.

My object in asking for this information was for the purpose of determining the proper method of drawing appropriation bills under Section 62 of our State Constitution in order that the State might be saved the expense of an extra session, and to prevent important legislation enacted by this Legislature being held unconstitutional.

The State of Illinois only two years ago was required to have an extra session of the legislature to cure defects in appropriation bills which were improperly drawn under a similar provision of its constitution. In the case of Fergus vs. Russell, 110 N. E. 130, being an Illinois case, over a million and one-half of appropriations were declared illegal, the bills being drawn in conflict with the constitution of Illinois on this subject, an extra session was held to cure the defect.

The Colorado Supreme Court, in the case in re House Bill 168, 39 Pacific 1096, held, that an omnibus appropriation bill containing an appropriation for six different educational institutions which was made outside of the general appropriation bill, and identical with the bill passed by our Legislature at its last session in lieu of the mill tax for the different educational institutions was null and void under the provisions of the Colorado constitution identical with our Section 62, and any taxpayer could have attacked this bill successfully, and our educational institutions would have been compelled to have closed their doors, or an extra session would have been necessary to have re-enacted a proper appropriation bill for each institution, this bill is still open to attack and will be until July 1st.

After consulting with some good attorneys and an examination of the Attorney General's opinion, I am convinced that the question has been entirely evaded, from the fact that the Attorney General has failed to produce any original argument on the question and all of his authorities relate entirely to Section 61 of our Constitution only. A large number of the authorities cited are from states which have no provisions in their constitution similar or like our Section 62, and what few authorities are cited from states having a similar provision, as Colorado, for instance, the decisions cited do not construe statutes containing an appropriation of public funds. There is no question but that without Section 62 of the Constitution and under Section 61, anything that is germane to a subject may be placed in one bill; but by Section 62 of the Constitution the appropriation bills are taken out of this class.

This question has never been decided by our Supreme Court, although it was raised by the former Attorney General in the case of the Present Tax Commission vs. Carl O. Jorgenson; but there were other questions raised also and the court held against the Tax Commission on one of the other points raised, and ignored this question.

The present Attorney General's opinion on this subject is somewhat similar to an opinion given to a client by his attorney with reference to the definition as to the meaning of second degree burglary, the question being asked by the client as to such meaning, the attorney filed a very elaborate brief with his client and upon an examination of the authorities cited he had decided the meaning of second degree murder.

This is an important question and the Legislature is entitled to correct information on the subject. It is of vital importance to the tax payers of the State and for that reason I would request that this communication, together with the opinion of the former Attorney General Linde, or rather the brief of the former Attorney General on this subject, which was filed in the action in this State, be printed in the Journal for the information and guidance of this body.

Respectfully submitted,

W. E. MARTIN.

OPINION

In the case of the State of North Dakota ex rel. Frank E. Packard, as a member of the State Tax Commission, petitioner, vs. Carl O. Jorgenson, defendant, the Supreme Court of North Dakota held that the provision in the 1915 budget bill for the salary of one tax commissioner was a nullity, and of no force and effect on the ground that it was a mistake of the Legislature in not providing for an appropriation for the three State Tax Commissioners' salaries, thus leaving the salaries of the three commissioners provided for by the original tax commission act. The Supreme Court of this State in the case of State ex rel. Birdsell vs. Jorgenson, 25 N. D. 539, decided, that the fixing of the amount of salaries to be paid the tax commissioners in itself was an appropriation of the public revenues for the payment of such salaries, therefore, the original tax commission act, now contains the affirmative legislation of creating the tax commission defining its powers and duties and other matters besides containing an appropriation for the payment of the salaries of the tax

commissioners and is, therefore, void under Section 62 of our Constitution, all of the other appropriations excepting that for the salaries of the commission have been superceded by the 1915 budget law, and were, therefore, repealed by such budget bill, and held by the Supreme Court of this State in the Packard case, supra, to be specifically repealed. Had the budget bill been held by the Supreme Court to have repealed the original appropriation for salaries as provided for in the original act, then, and in that event, the original tax commission act would not be void as containing affirmative legislation with an appropriation of the public funds, as same would have been cured by the repeal in the budget law. But the Supreme Court of this State has held that an appropriation for salaries is still contained in the original act, therefore, it is void under Section 62 of our State Constitution.

Section 61 of the Constitution provides:

"No bill shall embrace more than one subject, which shall be expressed in its title, but a bill which violates this provision shall be invalidated thereby only as to so much thereof as shall not be so expressed."

Section 62 of the Constitution provides:

"The general appropriation bill shall embrace nothing but appropriations for the expenses of the executive, legislative and judicial departments of the state, interest on the public debt and for public schools; all other appropriations shall be made by separate bills, each embracing but one subject."

It is urged by the respondent in this case that the original tax commission act contravenes both Sections 61 and 62 of the Constitution of this State in that the act not only creates the office of the tax commission, defines its duties and powers, but also contains in the same legislative enactment an appropriation for the purpose of carrying into effect the provisions of the act, and, in addition thereto, according to the holding in the Birdsell case, it contains appropriations for the salary of the tax commissioners, the secretary, appropriation for clerk hire, assistants, experts and for traveling expense. This, we contend, is in violation of Section 62 in that it contains matters other than appropriations in the same legislative enactment. We contend that under Section 62 no appropriation is valid if it contains other matter than appropriations. Similar sections of the constitutions of other states have been so construed. The States of Alabama, Arkansas, California, Illinois, Pennsylvania, West Virginia, Montana, Wyoming, Oklahoma, Arizona, New Mexico, Colorado and Nebraska, we believe, and a couple of others, contain constitutional provisions similar to Sections 61 and 62 of the Constitution of this State. Sections 61 and 62 of the Constitution of North Dakota are intimately connected and, under a proper construction of the two sections, there can be but one general appropriation bill and no general legislation can be placed therein. A special appropriation bill, like the general bill, cannot contain general legislation, because its sole and only function is to deal with the appropriation of money. The manifest object of Section 62 is to separate general legislation from appropriations and to make the subject of appropriations an independent subject, which must stand alone without containing therein any affirm-

ative legislation. Without Section 62, and under Section 61, if standing alone, an appropriation bill might contain such legislation as would be germane to the subject, but Section 62, being necessarily a limitation on Section 61, makes appropriations a subject by itself, and to enact with it any affirmative legislation would make the act unconstitutional. A few states, like, for instance, Illinois and Nebraska, prohibit the placing of appropriations for salaries of state officers in a bill with affirmative legislation, while other states have extended this to a number of other items of appropriation, but under our Constitution there is no limit. It is plainly stated that all appropriations, other than the general appropriation bill, shall be made by separate bill, and each shall embrace but one subject which must necessarily be construed to mean that it shall embrace nothing on any other subject, thereby excluding all affirmative legislation, and, accordingly, requiring that all such legislation must be enacted by special bill containing no appropriations.

McDonald vs. Holmes, 19 N. D. 286.
 People vs. Mathews, 202 Ill. 389.
 People vs. Joyce, 246 Ill. 124.
 Opinion of Justices, 14 Fla. 283.
 Fergus vs. Russel, 110 N. E. 130 (Ill.)
 Hibbard vs. Cornell, 83 N. W. 72 (Neb.)
 Merrill vs. State, 91 N. W. 418 (Neb.)
 In re H. B. 168; 39 Pac. 1096 (Col.)
 People vs. Spruance, 8 Col. 319.
 Richardson vs. Spruance, 8 Col. 534.
 Delgrade vs. Sargent, 134 Pac. 218.

In the case of in re House Bill 168, supra, the court adopts this rule:

"Whether we construe 'each' as qualifying and referring to 'bill' or hold that 'each' refers to 'appropriation,' to which we express no opinion, the same conclusion follows."

Section 32 (our 62) was adopted not merely to make emphatic the exception found in Section 21 (our 61). Its special office is to guard against improper appropriations of the public revenue and to impose restrictions upon the manner of making the same, not contained in, and in addition to those found in Section 21 (our 61).

We ask the court especially to read carefully the case of Fergus vs. Russel, 110 N. E. 130. This is an Illinois case recently decided, and is practically the last word upon the subject of the construction of the constitutional provision similar to our Section 62. We call the court's especial attention to the language used in the opinion, beginning at the last part of page 136 and continuing on through page 137. A careful study of this part of this opinion will throw much light upon the subject involved, and since this is the last case, and since it reviews practically all of the Illinois cases on the same subject, as well as cases from other states, we especially urge the court to give it careful consideration.

In the case of People vs. Spruance, supra, the court uses this language:

"It is not the province of the general appropriation bill to enact affirmative legislation. Affirmative

legislation and special appropriations are otherwise provided for in the constitution."

In the case of Richardson vs. Spruance, supra, the court says:

"No separate bill for the support of this society has been passed or specific appropriation therefor made, and the petition fails, therefore, to show that the auditor has any authority to draw the warrant in question."

Article 4, Section 16, of the Constitution of Illinois provides:

"Bills making appropriations for the pay of members and officers of the General Assembly and for the salaries of officers of the government, shall contain no provisions on any other subject."

Quoting from the case of Ritchie vs. People, supra, in construing the above section of the Illinois constitution, the court says:

"The manifest intention of Section 16 was to make the subject of appropriation for the pay of members or officers of the government a separate and distinct subject. In a bill making appropriations for these objects every provision is unconstitutional which proposes to do anything besides making such appropriation. It does not follow that 'a specific provision for the payment of expenses, necessary, proper, incidental or growing out of the law itself, or which may be deemed needful in carrying it or its subject into execution would be void because such a provision being matter properly connected with the subject of the law as expressed in the title would not be prohibited by the title.' Re Revenue Law, 14 Florida 287. If it were not for Section 16 it might be said that the salaries of the inspectors were necessary expense incidental to the execution of the law, and properly included in the title, though not expressly named therein. But Sections 13 and 16 are in the same article of the constitution and both use the word 'subject,' which evidently has the same meaning in each. The question, therefore, whether the matter of the salaries of state officers is an independent subject is not a matter of construction because the constitution itself by the language used in Section 16 defines and sets apart appropriations for such salaries as a subject, which is distinct and separate from all others and cannot be included in any other. The design of that section was to enable the people to see clearly what and how much compensation their servants are receiving without being confused by a commingling of outside matters with appropriations therefor."

The Illinois court also said, in discussing the case of People vs. Joyce, supra:

"It is further insisted that the act is in contravention of Section 16 of Article 4 of the constitution * * *. The manifest object of this provision is to separate legislation from appropriation, in order that no officer's salary shall depend upon legislation, and no legislation upon the salary of any officer."

The entire court in this case agreed that if the subject of appropriation appeared both in the title and in the body of the act, the whole act would be void. A majority of the court, however, held that the appropriating part of said act should be stricken out, but that the entire act was not void for the reason that the word "provide" used in the title was not synonymous with word "appropriate."

The Supreme Court of Nebraska, in the case of Merrill vs. State, supra, has laid down the principle that affirmative legislation cannot be placed in a special appropriation bill. The provisions of the constitution of Nebraska, being the same as that of Illinois, which prohibits the placing of appropriations for the pay of members and officers of the Legislature and for salaries of officers of the government in a bill containing other provisions or other subjects.

The constitution of the State of North Dakota, by Section 62, goes farther and provides that appropriations for all purposes outside of the general appropriation bill shall be provided for by separate bills, each embracing but one subject. The Nebraska court eliminated the appropriation for the salary of a deputy food commissioner from the bill and held the rest valid on the grounds that elimination of the deputy food commissioner's salary would not make the act unenforceable, and that it was complete, symmetrical and perfect and operative by the food commissioner without the deputy food commissioner. The inference from the decision is: that had the bill contained an appropriation for the food commissioner and deputy food commissioner same would have to be stricken from the bill and it would make the act unenforceable and, therefore, void, which would be the case should the appropriation for all purposes be stricken from the Tax Commission bill.

The Supreme Court of Arkansas, in the case of State vs. Sloan, 66 Ark. 575, would seem at first to hold against the theory herein expressed; but analysis of the Sloan decision will show that it turned on the construction placed on Section 28 of their constitution, which is the same as Section 61, and that no construction was given or placed on Section 29 of the Arkansas Constitution, which is the same as our Section 62. The whole question there decided was that the unity of the subject of an appropriation bill was not broken by appropriating several sums for several specific objects which were necessary or convenient to the accomplishment of one general design.

In the case of State vs. Marron, 128 Pac. 485, N. M., the court said:

"What vice or evil can there be in making provisions in such an act which are incidental to the main fact of the appropriation? The limitation was imposed upon the main act of the appropriation and not the matters of detail connected with such an appropriation. The Legislature placed in the general appropriation bill a provision for the accounting for the money appropriated, such is not permanent legislation, it expires with the appropriation."

The court, in the above decision, practically decided that the affirmative legislation which was placed in the bill providing for the accounting for the money appropriated was

not affirmative legislation of a permanent nature; but that it expired at the end of the two years with the appropriation; but it is quite different in the case of creating an office, defining the duties and including other affirmative legislation and making an appropriation for two years to carry the act into effect, because the legislation in that case is permanent and does not expire with the appropriation.

The New Mexico Supreme Court plainly distinguishes the Marron case in the case of *State vs. Sargent*, 134 Pac. 220, quoting that court:

"Counsel for appellant argue that the paragraph antagonizes Section 16 of Article 4 of the constitution which prohibits GENERAL LEGISLATION IN APPROPRIATION BILLS. That the paragraph is general legislation of a permanent character seems to be clear, it provides for a certain disposition of moneys collected by the Insurance Department, which disposition of said moneys is to continue indefinitely. The permanent character of the provision takes it out of the doctrine of the Marron case and renders it clearly violative of the constitution."

Thus the New Mexico Supreme Court lays down the doctrine that permanent affirmative legislation cannot be placed in appropriation bills of any character.

It is the contention of the respondent, as was said by the Colorado court in *re H. B. 168*, supra, that Section 32 (our 62) of the Colorado constitution was adopted not merely to make emphatic the exception found in Section 21 (our 61). Its special office is to guard against improper appropriations of the public revenue, AND TO IMPOSE RESTRICTIONS UPON THE MANNER OF MAKING THE SAME NOT CONTAINED IN AND IN ADDITION TO THOSE FOUND IN SECTION 21 (our 61).

Under the above contention, it is our theory that Section 62 of our Constitution affects two distinct purposes with particular reference to bills purporting to carry appropriations. They are:

First. No bill other than a general appropriation bill may be passed containing appropriations for more than one object or purpose.

Second. No affirmative legislation may be placed in a bill carrying an appropriation. Affirmative legislation and appropriations are made two separate and distinct subjects. That said section makes the appropriation of money a distinct subject for legislation, and, as the Supreme Court of Illinois said in *People vs. Joyce*, supra, "The manifest object of this provision is to separate legislation from appropriation," it being designed to enable the people to see clearly how much of the public revenues are being set aside for particular purposes of government without being confused by a commingling of outside matters with appropriations therefor, and, further, to enable members of the Legislature to vote for a bill for the creation of an office and for other purposes independent of the amount of money appropriated, and to be able to cast his vote for an appropriation of moneys to carry it into effect independent of the principles involved in the creation and conduct of the office. In other words, a member of the Legislature might believe in the creation of a state tax com-

mission, but disagree with the amount of money to be appropriated carried in the bill, but in this situation, in order to vote against the appropriation, it would be necessary to vote against the entire bill, and, to our mind, one of the main purposes for the adoption of Section 62 of our Constitution was for the purpose of dividing the question, in order to enable a member to vote intelligently and according to his conscience and belief.

In attempting to answer the general proposition that this act contravenes Sections 61 and 62 of our Constitution, the argument has been advanced that numerous other laws affecting various departments of our state government would likewise be made inoperative; that confusion and disorganization would result.

That, however, simply amounts to begging the question. It in itself is no LEGAL reason why the court should disregard the Constitution, nor permit the Legislature to do so. No immediate confusion that could possibly result would be so far-reaching and so disastrous as would follow if the bars are let down.

Respectfully submitted,

HENRY J LINDE,
Attorney General.

FRANCIS J. MURPHY,
H. R. BITZING,

Assistant Attorneys General,
Attorneys for Respondent.

Mr. Martin moved that the opinion be printed in the Journal,

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 117 of the Session Laws of North Dakota for 1915, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad or Navigable River, and Providing a Primary Election Thereon, and Prescribing the Number of Votes Required for Such Removal.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:

Mr. President:

Your Committee on Insurance, to whom was referred:

House Bill No. 275.

A Bill for an Act Requiring Assessment, Accident and Health Insurance Companies, or Associations, to Make Deposit With the Commissioner of Insurance.

Have had the same under consideration and recommend that the same be amended as follows:

In line 10 of the printed bill strike out the words and figures "five thousand dollars "\$5,000.00" and insert in lieu thereof "ten thousand dollars "\$10,000.00."

And when so amended recommend the same do pass.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:

House Bill No. 81.

A Bill for an Act to Provide for Evening Schools, Where Necessary, for Adult and Other Persons, and to Appropriate Money Therefor.

Have had the same under consideration and recommend that the same do pass.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

House Bill No. 129.

A Bill for an Act Cancelling Uncollected Personal Property Taxes Assessed for 1910 and Prior Years, and Making It the Duty of the County Auditor From Time to Time to Cancel All Such Taxes Which Remain Uncollected for More Than Six Years After Being Delinquent.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

The Chairman of the Taxes and Tax Laws Committee returned two copies of House Bill No. 129.

Also House Bill No. 163.

A Bill for an Act to Amend and Re-Enact Sections 2093 and 2123 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Manner of Listing Property for Taxation Purposes.

Have had the same under consideration and recommend that the same do pass.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON HIGHWAYS, BRIDGES AND
FERRIES

The Committee on Highways, Bridges and Ferries made the following report:

Mr. President:

Your Committee on Highways, Bridges and Ferries, to whom was referred:

House Bill No. 431.

A Concurrent Resolution.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CHAS. ELLINGSON,
Chairman.

Mr. Ellingson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

Mr. President:

Your Committee on Railroads, to whom was referred:

House Bill No. 195.

A Bill for an Act to Prevent Unfair Discrimination by Railroad Companies in the Furnishing of Cars to the Different Elevator Companies, at Any Railroad Station in North Dakota, and Prescribing Penalties.

Have had the same under consideration and recommend that the same do pass.

HENRY MCLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:

House Bill No. 223.

A Bill for an Act Making an Appropriation for the Purpose of Paying Outstanding Bills for Expenses of Trustees of Schools of Forestry.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 252.

A Bill for an Act Making an Appropriation for the Glanders and Durine Indemnity Fund. Amount Appropriated, \$62,016.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 231.

A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs and Equipment Therefor.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 235.

A Bill for an Act Making an Appropriation for the Florence Crittenden Home at Fargo, North Dakota.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 239.

A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit Incurred for the Transportation of Inmates to the State Reform School.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 174.

A Bill for an Act to Repeal, Amend and Re-Enact Sections 1877, 1878, 1879 and 1880 of the Compiled Laws of North Dakota for the Year 1913, Relating to Farmers' Institutes and Providing an Appropriation Therefor.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 374.

A Bill for an Act Making an Appropriation to Enable the State of North Dakota to Pay Its Pro Rata Share, to Cover the Expenses of the Governor's Conference, for the Year 1917 and 1918.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 327.

A Bill for an Act Appropriating Money for the Benefit of the North Dakota Dairymen's Association for the Purpose of Promoting and Encouraging the Dairying Interests of the State.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 181.

A Bill for an Act to appropriate \$10,000 for Continuing the Armory Fund of the North Dakota National Guard as Stated in Section 2413 of the Compiled Laws of 1913 for North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also Senate Bill No. 210.

A Bill for an Act to Appropriate Funds for Repairing, Relaying and Paving the Space Between and Outside of the Rails, as Required by the Franchise Issued to the State by the City of Bismarck, Allowing the State of North Dakota to Operate a Street Car Line in the City of Bismarck; and Authorizing, Empowering and Directing the Board of Control of State Institutions to Take Charge of, and Cause Such Repairs and Improvements to Be Made.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:
House Bill No. 366.

A Concurrent Resolution.

Have had the same under consideration and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 280.

A Bill for an Act Providing for Writs of Error and Granting to the Supreme Court Power to Prescribe Rules Therefor.

Have had the same under consideration and recommend that the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 259.

A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages and Other Instruments in Writing and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Have had the same under consideration and recommend that the same be amended as follows:

In line 5, printed bill strike out the figures "1917" and insert in lieu thereof the figures "1916."

In line 8, printed bill, strike out the words "the territory of Dakota or."

And when so amended recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also a concurrent resolution from the House, introduced by Messrs. Weber and Walton.

Have had the same under consideration and recommend that the Senate do not concur.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Jacobsen moved that the vote by which the Senate adopted the report of the committee on the concurrent resolution from the House introduced by Messrs. Weber and Walton be reconsidered.

Which motion prevailed.

Mr. Cahill moved that the concurrent resolution introduced by Messrs. Weber and Walton be re-referred to the Committee on Federal Relations.

Which motion was lost.

Mr. McGray moved that the Senate do not concur in House concurrent resolution introduced by Messrs. Weber and Walton.

A roll call was demanded.

The question being on the motion to not concur in House concurrent resolution, the roll was called and there were ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	Kirkeide	Paulson
Carey	Kretschmar	Ployhar
Ellingson	McBride	Porter
Englund	McGray	Putnam
Gronvold	McLean	Rowe
Haggart	Murphy	Sandstrom
Heckle	Nelson, G. Forks	Young
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	King	Pendray
Cahill	Lindstrom	Sikes
Drown	Levang	Stenmo
Ettestad	McCarten	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	Zieman
Hunt	Mostad	

Absent and not voting: Mr. Gibbens.

So the motion prevailed.

Mr. Paulson moved that the vote by which the Senate refused to concur in House concurrent resolution be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 26, 1917.

Mr. President:

I have the honor to return herewith House Bills Nos. 87 and 91, which the Senate has requested returned.

Very respectfully,
A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

Mr. President:

Your Committee on Elections, to whom was referred:

House Bill No. 155.

A Bill for an Act to Amend and Re-Enact Sections 967 and 968 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Delivery of Poll Books and Ballot Boxes.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

F. T. GRONVOLD,
Chairman.

Mr. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 359.

A Bill for an Act to Repeal Sections 917, 918 and 919 of the Compiled Laws of North Dakota for the Year 1913, Relating to Party Registration of Electors.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

F. T. GRONVOLD,
Chairman.

Mr. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 156.

A Bill for an Act to Amend and Re-Enact Section 1008 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election Returns.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

F. T. GRONVOLD,
Chairman.

Mr. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 126.

A Bill for an Act Defining the Crime of Swindling; Prescribing a Punishment Therefor; Providing the Method for Making Arrests for Violations Thereof; Providing for Ejection of Swindlers From Public Places and Conveyances; and Specifying the Class of Testimony Upon Which Convictions May Be Had.

Have had the same under consideration, and recommend that the same be amended as follows:

Amend the title by striking out everything after the word "therefor."

In Section 1, line 6, printed bill, after the word "swindling," insert the words "and shall be fined not less than one hundred dollars nor more than five hundred dollars."

Also, strike out the words "and be" and insert in lieu thereof the word "or."

In line 7, strike out the words "state penitentiary" and insert in lieu thereof the words "county jail."

In line 8, strike out the word "one" and insert the words "thirty days" in lieu thereof.

Also, strike out the words "five years" and insert the words "one year, or by both such fine and imprisonment in the discretion of the trial court" in lieu thereof.

Strike out all of Sections 2, 3, 4 and 5.

And when so amended, recommend the same do pass.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 352.

A Bill for an Act Providing for the Calling in and the Payment of the Expenses of a Judge of Another Judicial District, for the Trial of Civil Actions in the District Court on the Grounds of Prejudice of the Trial Judge, and Providing for an Appropriation Therefor.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 124.

A Bill for an Act Relating to the Bonding of Collection Agencies, Fixing Amount and Time of Bond and Qualifications and Numbers of Sureties Thereon, Terms and Conditions Thereof, and Prescribing Penalty for Failure to Comply with Provisions of Said Act.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 390.

A Bill for an Act to Provide for the Arbitration by the Judge of the District Court of Differences Between Debtor and Creditor.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 386.

Concurrent Resolution for an Amendment of the Constitution, Providing for Municipal Corporations, Their Incorporation and Powers.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 425.

A Bill—A Concurrent Resolution—For the Amendment of the Constitution, to Provide Methods for Future Amendment of the Constitution, Either by the Legislative Assembly or Direct Powers of the People at the Polls, and Limiting the Powers of Both.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 438.

A Concurrent Resolution for Amendment of the Constitution to Provide for Reserved Powers and Authority Over

Legislation and Amendment of the Constitution by the People Directly at the Polls.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:

Mr. President:

Your Committee on Insurance, to whom was referred:

House Bill No. 88.

A Bill for an Act to Amend and Re-Enact Section 17, of Chapter 172, Laws of 1915.

Have had the same under consideration, and recommend that the same do pass.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 135.

A Bill for an Act to Amend and Re-Enact Section 4904 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Fidelity Insurance and Corporate Suretyship.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 154.

A Bill for an Act to Amend and Re-Enact Section 4844 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Payment of Dividends by Domestic Insurance Companies from Surplus Profits.

Have had the same under consideration, and recommend that the same do pass.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 393.

A Bill for an Act to Amend Section 4836. Revised Codes, 1913, Relating to the Purposes for Which Insurance Corporations May Be Formed in North Dakota.

Have had the same under consideration, and recommend that the same do pass.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 153.

A Bill for an Act to Amend and Re-enact Section 4871 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Membership, Notice of Meetings and By-Laws of Domestic Mutual Insurance Companies.

Have had the same under consideration, and recommend that the same do pass.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 111.

A Bill for an Act Authorizing the Commissioner of Insurance to Fix Rates to Be Charged by Fidelity and Surety Companies, Providing for Appeal Therefrom, and Fixing Penalty for Violation Thereof.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 110.

A Bill for an Act Authorizing the Commissioner of Insurance to Examine Fire Rating Bureaus; Forbidding Discriminatory Rates, and Requiring Written Variation to Be Filed; Requiring Fire Insurance Companies to Maintain or Be Member of Rating Bureau; Providing That Risks Be Inspected; Requiring Rating Agreements to Be Submitted to Commissioner of Insurance;- Also Providing for Review by Commissioner of Insurance of Rates Fixed by Bureau, and Proceedings Under Appeal From Orders of Commissioner, and Penalty for Violation Thereof. Exempting County Companies.

Have had the same under consideration, and a majority recommend that the same be indefinitely postponed.

JOHN E. PAULSON,
Chairman.

P. J. MURPHY,
C. H. PORTER,
M. L. MCBRIDE,
H. W. ALLEN.

Also House Bill No. 110.

A Bill for an Act Authorizing the Commissioner of Insurance to Examine Fire Rating Bureaus; Forbidding Discriminatory Rates, and Requiring Written Variation to Be Filed;

Requiring Fire Insurance Companies to Maintain or Be Member of Rating Bureau; Providing That Risks Be Inspected; Requiring Rating Agreements to Be Submitted to Commissioner of Insurance;- Also Providing for Review by Commissioner of Insurance of Rates Fixed by Bureau, and Proceedings Under Appeal From Orders of Commissioner, and Penalty for Violation Thereof. Exempting County Companies.

Have had the same under consideration, and a minority recommend that the same do pass.

OLE ETTESTAD,
CHRIST LEVANG,
R. McCARTEN,
CARROL D. KING.

Mr. Paulson moved that the report of the majority of the committee was adopted.

Which motion was duly seconded.

Mr. Morkrid moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Roll call was demanded.

Mr. McGray moved for a call of the Senate.

Which motion prevailed.

Mr. Cahill moved that business under a call of the Senate be dispensed with.

Which motion was lost.

Mr. Benson moved that business under a call of the Senate be dispensed with.

Which motion prevailed.

The question being on the adoption of the minority report on House Bill No. 110, the roll was called, and there were ayes, 24; nays, 25; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mortenson
Cahill	King	Mostad
Drown	Kirkelde	Pendray
Ellingson	Levang	Sandstrom
Ettestad	Lindstrom	Sikes
Hamerly	McCarten	Thoreson
Hamilton	Martin	Welford
Hemmingsen	Morkrid	Wenstrom

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Reck	Kretschmar	Ployhar
Carey	McBride	Porter
Englund	McGray	Putnam
Gibbens	McLean	Rowe
Gronvold	Murphy	Stenmo
Haggart	Nelson, G. Forks	Young
Heckle	Nelson, Richland	Zieman
Hyland		

So the motion was lost.

The question being on the adoption of the majority report to indefinitely postpone House Bill No. 110, the motion pre-

vailed, and the report of the majority of the committee was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 117 of the Session Laws of North Dakota for 1915, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad or Navigable River, and Providing a Primary Election Thereon, and Prescribing the Number of Votes Required for Such Removal.

And the President signed the same in the presence of the Senate.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred.

House Bill No. 400.

A Bill for an Act Defining Mutual Telephone Companies, Placing Same Under Control of Railroad Commissioners, and Providing for Certain Rules and Conditions Governing Same.

Have had the same under consideration, and a majority recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

H. P. JACOBSEN,
P. T. KRETSCHMAR,
FRANK E. PLOYHAR,
ALBERT STENMO,
H. W. ALLEN,
JOHN E. PAULSON,
OSCAR LINDSTROM,
C. O. HECKLE,

Also House Bill No. 400.

A Bill for an Act Defining Mutual Telephone Companies, Placing Same Under Control of Railroad Commissioners, and Providing for Certain Rules and Conditions, Governing Same.

Have had the same under consideration, and a minority recommend that the same do pass.

EDWARD HAMERLY,
MORTEN MORTENSON,
C. I. MORKRID,
L. P. SANDSTROM,

Mr. Hyland moved that the majority report be adopted.
Which motion was duly seconded.

Mr. Hamerly moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Roll call was demanded.

The question being on the motion to adopt the minority report on House Bill No. 400, the roll was called and there were ayes, 22; nays, 27; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mostad
Cahill	King	Pendray
Carey	Levang	Sandstrom
Drown	McCarten	Sikes
Ettestad	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Hemmingsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	Kirkelde	Paulson
* Ellingson	Kretschmar	Ployhar
Englund	Lindstrom	Porter
Gibbens	McBride	Putnam
Gronvold	McGray	Rowe
Haggart	McLean	Stenmo
Heckle	Murphy	Young
Hyland	Nelson, G. Forks	Zieman

So the motion was lost.

The question being on the adoption of the majority report, the motion prevailed, and the report of the majority of the committee was adopted.

Also House Bill No. 165.

A Bill, a Concurrent Resolution, Amending the Constitution of the State of North Dakota, Relating to the Investment of School Funds.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the word and figures "Section 162" and insert in lieu thereof the following:

"The moneys of the permanent school fund and other educational funds shall be invested only in bonds of school corporations or of counties, or of townships, or of municipalities within the state, bonds issued for the construction of drains under authority of law within the state, bonds of the United States, bonds of the state of North Dakota, or on first mortgages on farm lands in this state, not exceeding in amount one-half of the actual value of any subdivision on which the same may be loaned, such value to be determined by the board of appraisal of school lands."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 244.

A Bill for an Act to Amend and Re-Enact Section 1714 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Commitment of Feeble-Minded Persons to the Institution for the Feeble-Minded.

Have had the same under consideration and recommend that the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 74.

A Bill for an Act Making it Unlawful to Separate or Cause to Be Separated Any Child Under Six Months of Age from Its Mother for the Purpose of Placing Such Child in a Foster Home or Institution, or to Place, Receive or Retain Such Child in a Foster Home or Institution, and to Regulate the Manner Under Which It May Be Done, and to Provide a Penalty for Violation of Said Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 180.

A Bill for an Act Locating the Asylum for the Insane Authorized by the Amendment to the Constitution of the State of North Dakota Which Was Approved by the Electors of the State at the Last General Election, at or Near the City of Garrison, McLean County, and Making an Appropriation Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 96.

A Bill for an Act Amending Section 287 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of School Funds on Farm Lands.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 90.

A Bill for an Act to Amend and Re-Enact Sections 236 and 237 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 230 of the Session Laws of 1915, Relating to the Board of Control of State Institutions.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

The Chairman of the Committee on State Affairs returned two copies of House Bill No. 90.

MOTIONS AND RESOLUTIONS

Mr. Gronvold moved that the vote by which House Bill No. 91 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Gronvold moved that the vote by which House Bill No. 87 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Gronvold moved that House Bill No. 91 be re-referred to the Committee on Public Health.

Which motion prevailed, and the bill was so re-referred.

Mr. Gronvold moved that House Bill No. 87 be re-referred to the Committee on Public Health.

Which motion prevailed, and the bill was so re-referred.

Courtesies of the floor were extended to:

B. W. Shouweiler, Fairmount, North Dakota;

Frank McCann, Fairmount, North Dakota;

Peter Mergens, Fairmount, North Dakota;

Geo. Ballard, Fairmount, North Dakota;

L. Abbott, Fairmount, North Dakota;

John Allen, Fairmount, North Dakota;

Frank Putnam, Carrington, North Dakota;

L. R. Nastdohl, Rugby, North Dakota;

Paul Campbell, Rugby, North Dakota, and

Eric Dole, Rugby, North Dakota.

Mr. Jacobsen moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FIFTY-SEVENTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 27, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Hirsch.

Roll call.

All members present.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the fifty-sixth day have carefully examined the same and recommend that the same be corrected as follows:

After line 27 insert the following:

"Mr. Martin moved that the vote by which the report of the committee on House Bill No. 427 was adopted be reconsidered.

"Which motion prevailed, and the vote was reconsidered.

"Mr Martin moved that House Bill No. 427 be re-referred to the Committee on Judiciary.

"Which motion prevailed, and the bill was so re-referred."

And when so amended recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 27, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 153.

A Bill for an Act to Appropriate \$300 to Provide Funds for the Burial of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion, and Erection of Headstones Therefor, as Authorized by Sections 3181, 3182, 3183 and 3184 of the Compiled Laws of North Dakota for 1913.

Also Senate Bill No. 182.

A Bill for an Act to Appropriate \$9,380.21 to Be Used Only as Book Credit to Balance the Books of the State Auditor and the State Treasurer, and Wipe Out a Deficiency in the Public Printing Account Which Appears on the Books of the State Auditor and Treasurer July 1, 1915.

Also Senate Bill No. 194.

A Bill for an Act to Repeal Section 2155 of the Compiled Laws of North Dakota for 1913.

Also Senate Bill No. 131.

A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota, Relating to the Voting Privileges of Members of Co-operative Corporations.

Also Senate Bill No. 185.

A Bill for an Act to Appropriate \$1,000.00 to Provide Funds for the Enforcement of the Prevention of Cruelty to Animals Laws Under Sections 2670 and 2671 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 178.

A Bill for an Act to Appropriate \$1,040.00 for the Payment of \$10.00 per Sunday During the Biennium 1917-1919, as an Aid to the Society for the Friendless, Authorized Under Chapter 46 of the North Dakota Session Laws of 1911.

Also Senate Bill No. 318.

A Bill for an Act to Provide That Members of Co-Operative Corporations May Provide in Their Articles of Incorporation Limitations Upon the Voting Privileges of Members Thereof, Limitation as to the Ownership of Shares of Stock Therein, and Also for the Disposition of the Earnings of Such Corporations.

Also Senate Bill No. 314.

A Bill for an Act Creating a Uniform State Grade for Wheat, Oats, Barley, Rye, Flax and All Other Grains, Seeds and Agricultural Products; Creating and Establishing the Office of State Inspector of Grades, Weights and Measures, and Providing for the Deputies; Fees for Same, and Providing for State Aid for Marketing Facilities, and the Establishment of State-Owned Marketing Places, and Providing for Inspection of Licensed Warehouses by Competent Accountants and Expert Grainmen, and Authorizing the Employment of

Such Accountants, and Making an Appropriation Therefor; and Providing Penalties for the Violation of Any of the Provisions of This Act.

Also Senate Bill No. 149.

A Bill for an Act Prescribing That All Fees Collected by the State Board of Veterinary Medical Examiners Shall Be Paid Into the General Fund of the State of North Dakota; and Making an Appropriation of \$1,500 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 186.

A Bill for an Act to appropriate \$600.00 to Provide Funds for the Payment of the Cost of the Lists of New Taxable Lands in 1918 and 1919, as Prescribed by Section 2222, Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 188.

A Bill for an Act to appropriate \$1,500.00 to Provide Funds for the Payment of Fees and Expenses of Appraisers of Inheritances, Devises, Bequests, Legacies and Gifts, as Provided for in Section 8991 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 165.

A Bill for an Act to appropriate Money for the Care of Insane Patients at the Hospital for the Insane Charged to the State at Large, as Provided Under Sections 261 and 2576 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 183.

A Bill for an Act to appropriate \$5,800.00 for the Payment of the Per Diem and Expenses of the Board of Experts, and the Salary and Other Expenses of the Field Officer, to Be Incurred Under Chapter 233 of the Session Laws of North Dakota for 1915.

Also Senate Bill No. 275.

A Bill for an Act to Amend and Re-Enact Section 11226 of the Compiled Laws of North Dakota, Relating to the Discharge, Clothing and Employment of Prisoners Confined in the Penitentiary.

Also Senate Bill No. 273.

A Bill for an Act to Amend and Re-Enact Section 11215 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Diminution of Persons Sentenced for Good Conduct.

Also Senate Bill No. 199.

A Bill for an Act to Amend and Re-Enact Section 9567 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2, Chapter 201, Session Laws of 1915, Defining Rape in the Third Degree.

Also Senate Bill No. 98.

A Bill for an Act Amending Section 287 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of School Funds on Farm Lands.

Also Senate Bill No. 2.

A Concurrent Resolution Amending the Constitution of the State of North Dakota.

Also Senate Bill No. 265.

A Bill for an Act Relating to the Duty of the Clerk of District Court Regarding Filing Satisfactions and Mechanic's Liens and Providing the Penalty for a Violation Thereof.

Also Senate Bill No. 278.

A Bill for an Act to Amend and Re-Enact Section 8601 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Payment of a Certain Sum to the Wife and Children of a Person Convicted and Sentenced to Confinement on a Charge of Desertion and Non-Support.

Also Senate Bill No. 142.

A Bill for an Act for the Purpose of Perpetuating the Testimony of Injured Persons in Actions and Proceedings in the Courts of the State.

Also Senate Bill No. 217.

A Bill for an Act Entitled an Act Providing for the Establishment of Depositors Guarantee Fund to Guarantee Payment of General Deposits; and the Establishment of a Commission to Supervise and Control Such Fund; and Providing for the Liquidation of Insolvent Banks.

Also Senate Bill No. 215.

A Bill for an Act to Amend and Re-Enact Sections 3118, 3119, 3120, 3121 and 3122 of the Compiled Laws of North Dakota for 1913, Relating to Public Warehouses.

Also Senate Bill No. 85.

A Bill for an Act Amending Section 10136 of the 1913 Compiled Laws, Making It Unlawful to Receive, Carry or Deliver Any Intoxicating Liquors to or for Any Person Within or Into This State for any Purpose, and Prescribing the Procedure for Enjoining Such Receipt, Carrying or Delivery of Intoxicating Liquors by an Action in Equity.

Also Senate Bill No. 96.

A Bill for an Act to Establish a Law Uniform With the Law of Other States Authorizing Persons, Firms or Corporations Engaged in the Business of Storing Goods for Profit to Issue Warehouse Receipts on the Goods so Stored, and Prescribing the Conditions Upon Which Such Receipts Shall Be Issued, the Terms Thereof, the Obligations, Rights and Liabilities of Warehousemen, and Providing for the Negotiation and Transfer of Such Receipts and Penalties for the Violation of This Act, and Repealing Sections 3108, 3109, 3110, 3112, 3115, 10029, 10030, 10031 and 10033, of the Compiled Statutes of the State of North Dakota for the Year 1913, and All Other Acts and Parts of Acts in Conflict Herewith.

Also Senate Bill No. 277.

A Bill for an Act Regulating the Issuance of Marriage License When Either of the Applicants Therefor Have Been Granted a Decree of Divorce.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 172.

A Bill for an Act to Appropriate \$1,200 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons, Together With Postage, Telegrams, Telephone Tolls, Printing and Other Necessary Expenses Incurred by Such Board as Provided for in Section 11108 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 174.

A Bill for an Act Authorizing an Appropriation to Provide Funds for the Payment of Expenses Incurred in Actions Brought to Release Insane Persons, as Provided by Section 2562 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 184.

A Bill for an Act to Appropriate \$5,000.00 to Aid in the Educational Work Being Carried on by the North Dakota Anti-Tuberculosis Association, and the Prevention of the Spread of Tuberculosis, More Definitely Prescribed in Chapter 7 of the Session Laws of North Dakota for 1913.

Also Senate Bill No. 187.

A Bill for an Act to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for 1915; and Making an Appropriation of \$25,000.00, Which Shall Be Known as the State Contingency Fund.

Also Senate Bill No. 189.

A Bill for an Act to Appropriate \$400 to Provide Funds for the Payment of Burial Expenses of Certain Inmates of the Reform School or Penitentiary, as Provided by Section 11302 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 163.

A Bill for an Act to Appropriate Money for the Purpose of Providing a Book Credit to Be Used by the State Auditor and State Treasurer to Cover a Deficiency Appearing on July 1, 1915, in the Account Known as "Transportation Convicts to Penitentiary."

Also Senate Bill No. 164.

A Bill for an Act to Appropriate Funds to Provide for the General Maintenance, and the Payment of Premiums at the North Dakota State Fair at Grand Forks in 1917, and at the North Dakota State Fair at Fargo in 1918, as Provided for in Sections 1847 to 1859 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 133.

A Bill for an Act to Amend and Re-Enact Section 2514 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Relief of Poor Persons.

Also Senate Bill No. 121.

A Bill for an Act to Amend Section 1342 of the Compiled Laws of 1913 of the State of North Dakota, Relating to Compulsory Education.

Also Senate Bill No. 97.

A Bill for an Act Providing Method of Naming School Districts and of Changing the Names Thereof.

Also Senate Bill No. 88.

A Bill for an Act Relating to Settlements of Causes of Action for Damages Sustained Through Personal Injury and Contracts of Retainer Made Therefor.

Also Senate Bill No. 80.

A Bill for an Act to Amend and Re-enact Section 8323 of the Compiled Laws of North Dakota for the Year 1913, Relating to Who May Bring Action for Death by Unlawful Act.

Also Senate Bill No. 76.

A Bill for an Act to Amend and Re-Enact Section 773 of the Compiled Laws of North Dakota for 1913, Relating to the Calling in and Payment of the Expenses of District Judges Called to Sit in the Place of District or Supreme Court Judges Disqualified from Serving.

Also Senate Bill No. 66.

A Concurrent Resolution.

Also Senate Bill No. 48.

A Bill for an Act to Amend and Re-Enact Section 2115, Compiled Laws of North Dakota for the Year 1913, Relating to the Assessment of Bank Stock, and Revenue and Taxation.

Also Senate Bill No. 33.

A Bill for an Act to Amend Section 1146 of the Compiled Laws of North Dakota for 1913, Relating to Changing of School Boundaries.

Also Senate Bill No. 63.

A Bill for an Act to Amend and Re-Enact Section 4606 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Capital Stock of Co-Operative-Associations.

Also Senate Bill No. 148.

A Bill for an Act to Appropriate \$2,000.00 to Pay the Premium on the State Treasurer's Bond for the Term Covered by the Years 1919-1920, as Authorized Under Chapter 246 of the Session Laws of North Dakota for 1915.

Also Senate Bill No. 140.

A Bill for an Act Providing for the Repairing, Refurnishing and Redecorating of the Senate Chamber of the State Capitol Building, and Making an Appropriation Therefor.

Also Senate Bill No. 19.

A Bill for an Act to Repeal Sections 2263, 2264 and 2265 of the Compiled Laws of North Dakota for 1913, Relating to Taxation for the Promotion of Diversified Farming, and Providing for the Disposition of Accumulated Funds.

Also Senate Bill No. 212.

A Bill for an Act to Amend and Re-Enact Sections 284 and 288 of the Compiled Laws of 1913 of the State of North Dakota, Relating to the Duties of the Board of University and School Lands.

Also Senate Bill No. 202.

A Bill for an Act to Amend Section 1717 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 4, Laws of 1915, Relating to the Support of Feeble Minded Persons in the Institution for Feeble Minded.

Also Senate Bill No. 74.

A Bill for an Act to Amend and Re-Enact Section 46 of Chapter 161 of the Session Laws of North Dakota for 1915, Relating to Beaver and Otter.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 418.

A Bill for an Act to Provide for an Implied Warranty in the Selling of Farm Machinery, and Providing That Promissory Notes Given in Payment for Same Shall Not Be Negotiable Except Upon a Condition Subsequent Containing a Statement of the Vendee That the Machinery Is as Warranted.

Have had the same under consideration and a majority recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

F. T. GRONVOLD,
FRANK E. PLOYHAR,
CHAS. ELLINGSON,
JOHN E. PAULSON,
C. O. HECKLE,
G. W. HAGGART,
C. H. PORTER,
FRANK H. HYLAND.

Also House Bill 418.

A Bill for an Act to Provide for an Implied Warranty in the Selling of Farm Machinery, and Providing That Promissory Notes Given in Payment for Same Shall Not Be Negotiable Except Upon a Condition Subsequent Containing a Statement of the Vendee That the Machinery Is as Warranted.

Have had the same under consideration and a minority recommend that the same be amended as follows:

At the end of Section 3 add the following:

"Provided, however, the purchaser must use all reasonable diligence to discover whether such machinery complies with the warranties under which it is sold, and he must, on having reason to believe that the same does not comply with any of such warranties, give notice to the seller or agent or dealer through whom the machinery was bought. The time within which the buyer shall discover whether the machinery complies with the warranties and give such notice, may be limited by contract to not less than twenty days from the time of beginning to use such machinery in actual work, and no use thereof after giving such notice, while awaiting an attempt on the part of the seller to remedy defects, or at the request or direction of, or in connection with the seller, while the seller is attempting or pretending to make same comply with the warranties under which it is sold, shall be a waiver of any right of the buyer."

And when so amended recommend the same do pass.

R. McCARTEN,
JAMES A. WENSTROM,
MORTEN MORTENSON,
CHRIST LEVANG,
D. H. HAMILTON.

Mr. McBride moved that the majority report be adopted.

Which motion was duly seconded.

Mr. McCarten moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Roll call was demanded.

Mr. Lindstrom objected to the consideration of the reports at this time, and the reports were laid over for one day.

REPORT OF SENATE COMMITTEE ON BANKS AND BANKING

The Committee on Banks and Banking made the following report:

Mr. President:

Your Committee on Banks and Banking, to whom was referred:

House Bill No. 145.

A Bill for an Act to Amend and Re-Enact Section 5198 of the Compiled Laws of the State of North Dakota for the Year 1913, Authorizing and Restricting the Investment of Capital, Deposits and Surplus of Savings Banks.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,
Chairman.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 162.

A Bill for an Act to Amend and Re-Enact Section 3321 of the Compiled Laws of North Dakota for the Year 1913, Relating to Depositories of County Funds.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 185.

A Bill for an Act to Amend and Re-Enact Section 5155 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 56 of the Session Laws of North Dakota for the Year 1915, Relating to Capital Stock of State Banks.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 268.

A Bill for an Act to Amend and Re-Enact Section 759 of the Compiled Laws of 1913, Relating to the Tenth Judicial District, and the Terms of Court Therein.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 759 strike out the word "and" between the words "Adams" and "Golden Valley" and insert the words "and Slope" after the words "Golden Valley."

Strike out all of Section 8 and insert the following:

"8. The eighth subdivision consists of the county of Slope and two or more terms of court shall be held therein each year, at the county seat of said county, commencing at such time as the judge of said court shall direct."

And when so amended recommend the same do pass.

M. L. MCBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 188.

A Bill for an Act to Make Uniform the Laws of Sale of Goods.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 12, line 3, strike out the word "of" following the word "affirmation" and in lieu thereof insert the word "or."

In line 7 correct the spelling of the word "opinion."

In Section 13, line 1, strike out the word "warrants" and insert in lieu thereof the word "warranties." In the same section, line 11, strike out the word "of" following the word "charge" and insert in lieu thereof the word "or."

In Section 14 strike out lines 8 and 9.

In Section 16, line 7, should be "Section 47 (3)," not "Section 47, (3)."

In Section 19, line 29, should read "reasonable time. What is a reasonable time is a question of fact."

In Section 25, line 8, the first word should be "effect" not "affect."

In Section 53, line 10, strike out the word "to" following the word "right" and in lieu thereof insert the word "of."

In Section 56, line 8, before the words "By waiver thereof" insert "(c)."

In Section 62, line 3, omit the words "lien or" preceding the words "right of lien or stoppage in transitu."

In Section 70, lines 3 and 4, correct the spelling of the word "damages."

In Section 76, line 40, strike out the words "a bargain and sale as well as a sale and delivery" and insert the following: "their state or condition."

In Section 76, line 41, should read "Sale includes a bargain and sale as well as a sale and delivery."

In Section 77, line 4, should read "The following sections of the Compiled Laws of North Dakota (1913) are hereby repealed."

In Section 77, line 5, strike out "Sections 5888, Subdivision 4" and insert "Sections 5888 (4)."

In Section 77, line 9, after "6005" and before "7153" insert "6881, 6882, 6883, 6884, 6885."

And when so amended recommend the same do pass.

M. L. MCBRIDE,

Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 21.

A Bill for an Act to Prevent Any Foreclosure Proceeding Without First Giving Due Notice to the Mortgagor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

M. L. MCBRIDE,

Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 372.

A Bill for an Act Relating to the Validation of Certain Defective Proceedings in the Incorporation of Cities, and Relating to Defective Proceedings to Affect the Extension of the Limits Thereof.

Have had the same under consideration and recommend that the same do pass.

M. L. MCBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON TEMPERANCE

The Committee on Temperance made the following report:

Mr. President:

Your Committee on Temperance, to whom was referred:

House Bill No. 317.

A Bill for an Act to Amend and Re-Enact Section 9691 of the Compiled Laws of North Dakota, 1913, Relating to Gambling Houses Declared to Be Public Nuisances, and Providing Penalty for Maintaining Same.

Have had the same under consideration and recommend that the same do pass.

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 282.

A Bill for an Act to Amend and Re-Enact Section 10122 of the Compiled Laws of North Dakota for 1913, Relating to Prohibition.

Have had the same under consideration and recommend that the same be indefinitely postponed.

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 388.

A Bill for an Act to Amend and Re-Enact Section 10105 of the Compiled Laws of the State of North Dakota, 1913, Defining Intoxicating Liquors.

Have had the same under consideration and recommend that the same do pass.

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON IRRIGATION AND DRAINAGE

The Committee on Irrigation and Drainage made the following report:

Mr. President:

Your Committee on Irrigation and Drainage, to whom was referred:

House Bill No. 152.

A Bill for an Act to Amend and Re-Enact Sections 2464 and 2468 of the Compiled Laws of North Dakota for the Year 1913, Relating to Drainage.

Have had the same under consideration and a majority recommend that the same be amended as follows:

In line 74, Section 2464 of the printed bill, strike out the words "A majority" and insert in lieu thereof the words "two-thirds."

In line 22, Section 2468 of the printed bill, strike out the words "A majority" and insert in lieu thereof the words "two-thirds."

And when so amended recommend the same do pass.

R. MCCARTEN,
WALTER WELFORD,
CHAS. E. DROWN,
CHRIST LEVANG,
THORWALD MOSTAD.

Also House Bill No. 152.

A Bill for an Act to Amend and Re-enact Sections 2464 and 2468 of the Compiled Laws of North Dakota for the Year 1913, Relating to Drainage.

Have had the same under consideration and a minority recommend that the same be indefinitely postponed.

N. N. NELSON,
JOHN E. PAULSON,
E. M. NELSON.

Mr. McCarten moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Paulson moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Roll call was demanded.

Mr. Hyland moved that Mr. Martin be excused from voting on this motion.

Which motion prevailed, and Mr. Martin was excused.

The question being on the minority report to indefinitely postpone House Bill No. 152, the roll was called and there were ayes, 26; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Haggart	Kretschmar
Beck	Heckle	Lindstrom
Carey	Hyland	McBride
Englund	Jacobsen	McGray
Ellingson	Kirkeide	McLean

Messrs.	Messrs.	Messrs.
Murphy	Ployhar	Sandstrom
Nelson, G. Forks	Porter	Thoreson
Nelson, Richland	Putnam	Young
Paulson	Rowe	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Pendray
Cahill	King	Sikes
Drown	Levang	Stenmo
Ettestad	McCarten	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Zieman
Hemmingesen	Mostad	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Gronvold	Martin

So the bill was indefinitely postponed.

Mr. Paulson moved that the vote by which House Bill No. 152 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF SENATE COMMITTEE ON CITIES AND MUNICIPAL CORPORATIONS

The Committee on Cities and Municipal Corporations made the following report:

Mr. President:

Your Committee on Cities and Municipal Corporations, to whom was referred:

House Bill No. 60.

A Bill for an Act to Authorize and Empower Cities Operating Municipal Electric Light Plants or Water Systems to Sell Surplus Electricity or Water to Supply Manufacturing Plants and Other Buildings Outside of the City Limits.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 192.

A Bill for an Act Entitled an Act to Amend and Re-Enact Section 5, of Chapter 179 of the Laws of 1907, as Amended by Chapter 176 of the Laws of 1909, Chapter 75 of the Laws of 1911, and Chapter 71 of the Laws of 1915, Same Being Section 3021 of the Revised Codes of 1905 and Known and Designated as Section 4059 of the Compiled Laws of 1913, Relating to Powers of Park Commission.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6, page 3 of the engrossed bill, strike out the words "having a population of less than eighteen thousand."

And when so amended recommend the same do pass.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 95.

A Bill for an Act Providing for the Construction and Repair of Curbing in Cities and Providing for the Letting of Contracts and the Manner of Enforcing Payment for Curbing Built.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 200.

A Bill for an Act to Amend and Re-Enact Chapter 269 of the Laws of North Dakota for the Year 1915.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 260.

A Bill for an Act Validating Certain General and Special Elections in Villages, and Bonds and Warrants Issued by the Corporate Authorities Thereof in Pursuance of Such Elections.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 385.

A Bill for an Act Authorizing Cities Incorporated Under the Laws of This State to Regulate and Fix the Rate to Be Charged by Persons, Firms or Corporations Furnishing Water, Light, Telephone Service or Other Public Service or Utility to Such Cities and the Inhabitants Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 130.

A Bill for an Act to Provide, Under the Commission System of Municipal Government, for Civil Service Rules and Regulations for City Employees.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 247.

A Bill for an Act Relating to Ordinance Granting Franchise to Be Submitted to Popular Vote.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

House Bill No. 118.

A Bill for an Act to Amend the Whole of Article 22 of 1913 Compiled Laws of the State of North Dakota, the Said Article to Be Known as the Child Labor Law.

Have had the same under consideration and a majority recommend that the same be indefinitely postponed.

FRANK H. HYLAND,
Chairman.

H. W. ALLEN,
JOHN E. PAULSON,
N. N. NELSON,
FRANK E. PLOYHAR,
H. P. JACOBSEN.

Also House Bill No. 118.

A Bill for an Act to Amend the Whole of Article 22 of 1913 Compiled Laws of the State of North Dakota, the Said Article to Be Known as the Child Labor Law.

Have had the same under consideration and a minority recommend that the same do pass.

C. I. MORRIS,
C. D. KING.

Mr. Hyland moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Morkrid moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Roll call was demanded.

House Bill No. 118.

A Bill for an Act to Amend the Whole of Article 22 of 1913 Compiled Laws of the State of North Dakota, the Said Article to Be Known as the Child Labor Law.

The question being on the motion to adopt the minority report that House Bill No. 118 do pass, the roll was called and there were ayes, 21; nays, 27; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hamerly	Morkrid
Cahill	Hamilton	Mortenson
Carey	Hemmingsen	Mostad
Drown	Hunt	Pendray
Ellingson	King	Sikes
Ettestad	Levang	Welford
Haggart	McCarten	Wenstrom

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Lindstrom	Ployhar
Beck	Martin	Porter
Englund	McBride	Putnam
Gronvold	McGray	Rowe
Heckle	McLean	Sandstrom
Hyland	Murphy	Stenmo
Jacobsen	Nelson, G. Forks	Thoreson
Kirkeide	Nelson, Richland	Young
Kretschmar	Paulson	Zieman

Absent and not voting: Mr. Gibbens.

So the motion was lost.

The question being on the adoption of the majority report, the motion prevailed, and the report of the majority of the committee was adopted.

REPORT OF SENATE COMMITTEE ON CORPORATIONS OTHER THAN MUNICIPAL

The Committee on Corporations Other Than Municipal made the following report:

Mr. President:

Your Committee on Corporations Other Than Municipal, to whom was referred:

House Bill No. 113

A Bill for an Act to Amend and Re-Enact Section 4521 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Reinstatement of Corporations Failing to Report

Have had the same under consideration and recommend to the Secretary of State. that the same do pass.

CHAS. E. DROWN,
Chairman.

Mr. Drown moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

Mr. President:

Your Committee on Ways and Means, to whom was referred:

House Bill No. 384.

A Bill for an Act Requiring Every Motor Vehicle Operated on the Public Highway to Be Equipped With Lights Which Do Not Shed a Light of Such Brilliance, Intensity or Brightness as to Blind Persons Facing Such Lights, and Prescribing Penalties for Violation of This Act.

Have had the same under consideration, and recommend that the same be amended as follows:

By striking out everything after the words "A Bill" and insert in lieu thereof the following:

"For an Act Relating to Glaring Head Lights on Motor Vehicles and Prescribing Penalty for Violation.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. Glaring Headlights. It shall be unlawful to use a vehicle of any kind operated on the public highways of this state any lighting device of over four candle power equipped with a reflector, unless the same shall be so designed, deflected, or arranged that no portion of the beam of reflected light, when measured 75 feet or more ahead of the lamps, shall rise above 42 inches from the level surface on which the vehicle stands under all conditions of load. Spotlights shall not be used except when projecting their rays directly on the ground and at a distance not exceeding 30 feet in front of the vehicle.

"Section 2. Any person violating the provisions of this act shall upon conviction thereof be fined not less than ten nor more than twenty-five dollars."

And when so amended, recommend the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON LIVE STOCK

The Committee on Live Stock made the following report:

Mr. President:

Your Committee on Live Stock, to whom was referred:

House Bill No. 151.

A Bill for an Act to Amend Section 2702 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 263 of the Session Laws of North Da-

kota for the Year 1915, and to Amend Section 2706 of Said Compiled Laws, Relating to the Reimbursement and Indemnification of Owners of Tubercular Cattle.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

J. A. ENGLUND,
Chairman.

Mr. Englund moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

Mr. President:

Your Committee on Railroads, to whom was referred:

House Bill No. 298.

A Bill for an Act Relating to Railroad Rates in This State, for the Transportation of Freight, and Prescribing a Schedule and Classification of Freight and Rates in Relation Thereto, and Providing Penalties and Punishments for the Violation Thereof.

Have had the same under consideration, and a majority recommend that the same be indefinitely postponed.

HENRY MCLEAN,
Chairman.

H. J. ROWE,
FRANK E. PLOYHAR,
T. N. PUTNAM,
JOHN A. BECK,
C. W. McGRAY,
P. J. MURPHY,
G. W. HAGGART,
J. A. ENGLUND.

Also House Bill No. 298.

A Bill for an Act Relating to Railroad Rates in This State, for the Transportation of Freight, and Prescribing a Schedule and Classification of Freight and Rates in Relation Thereto, and Providing Penalties and Punishments for Violation Thereof.

Have had the same under consideration, and a minority recommend that the same do pass.

E. M. NELSON,
WM. ZIEMAN,
CHRIST LEVANG,
JAMES A. WENSTROM,
R. McCARTEN,
C. I. MORKRID,
M. THORESON.

Mr. McLean moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Levang moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Roll call was demanded.

The question being on the motion to adopt the minority report that House Bill No. 298 do pass, the roll was called, and there were ayes, 27; nays, 20; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hemmingsen	Mostad
Cahill	Hunt	Nelson, Richland
Carey	King	Pendray
Drown	Levang	Sandstrom
Ellingson	Lindstrom	Sikes
Ettestad	McCarten	Thoreson
Gronvold	Martin	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Ployhar
Beck	McBride	Porter
Englund	McGray	Putnam
Heckle	McLean	Rowe
Hyland	Murphy	Stenmo
Jacobsen	Nelson, G. Forks	Young
Kirkeide	Paulson	

Absent and not voting:

Messrs.	Messrs.
Gibbens	Haggart

So the minority report was adopted.

Mr. Levang moved that the vote by which the minority report on House Bill No. 298 was adopted be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

Mr. President:

Your Committee on Ways and Means, to whom was referred:

House Bill No. 248.

A Bill for an Act to Amend Section 303 of the Compiled Laws of North Dakota, Relating to Transient Merchants and Peddlers.

Have had the same under consideration, and recommend that the same be amended as follows:

By inserting after the first "and" in line 31 of the printed bill, the same being line 7, on page 2, of the engrossed bill, the following: "which bond shall be enforced in case of breach thereof by the."

And when so amended, recommend the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 362.

A Bill for an Act to Amend and Re-Enact Section 1816 of the Compiled Laws of North Dakota for 1913, Prescribing the Manner of Payment of Appropriation for the State Educational Institutions for Maintenance and Other Purposes, and Defining the Powers and Duties of the Board of Regents so far as They May Pertain to the Disbursement of Appropriations.

Have had the same under consideration, and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 116.

A Bill for an Act Providing for Term of Imprisonment in the Penitentiary. Persons Convicted and Sentenced Prior to the Taking Effect of This Act. Establishing Board of Criminal Anthropology, Duties, Parole. Rules. Breach of Parole, Recompitment, Compensation of Officers, and Repealing Sections 10943, 10945, 10946, 10948, 10949, R. C. 1913, as Amended by Chapter 233, Session Laws of 1915, Also Sections 11230, 11231, 11232, 11233, 11234, R. C. 1913, as amended by Chapter 189, Session Laws of 1915, and All Laws or Parts of Laws in Conflict Herewith.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON INSURANCE

The Committee on Insurance made the following report:

Mr. President:

Your Committee on Insurance, to whom was referred:

House Bill No. 196.

A Bill for an Act to Provide That Every Insurance Company Engaged in the Business of Insuring Crops Against Loss Unless an Adjustment Is Made Within Seven Days After the Loss Occurred.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 138.

A Bill for an Act to Amend and Re-Enact Sections 4890 and 4891 of the Compiled Laws of North Dakota, for the Year 1913, Relating to the Consolidation and Re-Insurance of

Domestic Insurance Companies, Transacting Business of Life, Accident or Health Insurance.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

JOHN E. PAULSON,
Chairman.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON RAILROADS

The Committee on Railroads made the following report:

Mr. President:

Your Committee on Railroads, to whom was referred:

House Bill No. 77.

A Bill for an Act to Require Railroad Companies to Construct Cattleways in Certain Cases.

Have had the same under consideration, and recommend that the same be amended as follows:

In Section 1, line 2 of the printed bill, strike out the words "or possessing."

In line 7, Section 1 of the printed bill, strike out the word "seven" and insert in lieu thereof the word "eight."

In line 8, Section 1 of the printed bill, after the word "grade," insert the following: "Provided that the owner and Railroad Company shall bear equal share of the cost of such cattle way."

In line 3, Section 2 of the printed bill, strike out the words "or person in possession."

In line 4, Section 2 of the printed bill, strike out the word "thirty" and insert the word "ten."

And when so amended, recommend the same do pass.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 43.

A Bill for an Act Providing That Every Railroad Corporation Shall Maintain Suitable Waiting Rooms for Men and Women in Towns, Villages and Cities Having a Population of Not Less Than Four Hundred.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 351.

A Bill for an Act to Amend and Re-Enact Section 4767 of 1913 Compiled Laws, Relating to Side Tracks Adjacent to

Coal Mines, and Providing for the Extension Thereof.

Have had the same under consideration, and recommend that the same do pass.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 184.

A Bill for an Act to Regulate the Shipment of Cases or Boxes, Containing Bottles, and Providing That Certain Additional Facts Be Contained in the Bill of Lading and Freight Receipt Therefor.

Have had the same under consideration, and recommend that the same do pass.

HENRY McLEAN,
Chairman.

Mr. McLean moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

Mr. President:

Your Committee on Public Health, to whom was referred:

House Bill No. 87.

A Bill for an Act to Require Any Person, Firm, or Corporation Having Charge of Any Depot, Hotel, Lodging House, Restaurant, Pool Hall, Barber Shop, or Public Place to Post in a Conspicuous Place Therein, Literature and Posters Prepared by the North Dakota Anti-Tuberculosis Association and to Prescribe Penalty for Violation Thereof.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. J. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 91.

A Bill for an Act Requiring Every Person Who Handles Meat in a Butcher Shop, Meat Market, or Place Where Meat Is Sold to Procure a Certificate of Health.

Have had the same under consideration, and recommend that the same be amended as follows:

In line 7, Section 1 of the printed bill, strike out the words "six months" and insert in lieu thereof the word "year."

And when so amended, recommend the same do pass.

H. J. ROWE,
Chairman.

Mr. Rowe moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

House Bill No. 101.

A Bill for an Act Creating a Commission Herein Designated as the Killdeer Mountain Park Commission for the Purpose of Investigation as to the Advisability and Cost of Purchasing by the State or Federal Government of the Killdeer Mountains, Dunn County, North Dakota, for the Purpose of Establishing There a Park and Game and Fish Preserve.

Have had the same under consideration, and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert the following in lieu thereof:

"For an Act Creating a Commission, Herein Designated as the Killdeer Mountain Park Commission; Describing the Duties of the Commission and Making an Appropriation Therefor.

PREAMBLE

"WHEREAS, The Killdeer Mountains are one the scenic splendors of the West; and,

"WHEREAS, The Killdeer Mountains are of national historic value, owing to the fact that one of the greatest Indian battles of the West was fought there; and,

"WHEREAS, The great agricultural State of North Dakota is lacking in scenic beauty and splendor; now, therefore,

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. That as soon as practical after the taking effect of this Act, the Governor shall appoint three residents of the State of North Dakota, who shall constitute a commission to be known as the Killdeer Mountain Park Commission.

"The duties of the said commission shall be to investigate the advisability of purchasing by the National Government and to map and estimate the cost of the region embraced in the Killdeer Mountains in Dunn County, North Dakota, being more minutely described as all of Sections 8, 9, 10, 15, 16, 17, 20, 21, 22, N. $\frac{1}{2}$ of Section 27, N. $\frac{1}{2}$ of Section 28, and all of Sections 29, 30, 31 and 32 in Township 146, North of Range 96 West of the Fifth Principal Meridian and so make a report thereon to the President of the United States, the Secretary of the Interior, the Commissioner of National Parks and to each of North Dakota's Representatives in the Senate and House of Representatives of the United States Congress.

"Section 2. There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, or as much thereof as may be necessary to carry out the provisions of this Act, the sum of Five Hundred Dollars (\$500.00)."

And when so amended, recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:

House Bill No. 428.

A Bill for an Act to Amend and Re-Enact Section 1240 of the Compiled Laws of 1913 of the State of North Dakota, Relating to Territory to Be Attached to Special School Districts.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2, after "amended" insert "and re-enacted."

In line 53, after the word "from" insert the word "which."

At the end of the printed bill add the following:

"Provided further, that in cities wherein a special school district has been or may hereafter be established under the provisions of this act, adjacent territory lying within the city limits of such city may be annexed to such special school district, for school purposes only, without the written application of the inhabitants of such adjacent territory so lying within the city limits in the manner herein provided."

Provided also that where a school district maintaining a school is adjacent to territory in which no school has been maintained for the past ten years, the county superintendent and county commissioners may, upon application made to them, attach such territory to the district in which a school is maintained.

And when so amended recommend the same do pass.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE GAME AND FISH COMMITTEE

The Committee on Game and Fish made the following report:

Mr. President:

Your Committee on Game and Fish, to whom was referred:

House Bill No. 315.

A Bill for an Act Providing for Private Game Preserves.

Have had the same under consideration and recommend that the same do pass.

L. P. SANDSTROM,
Chairman.

Mr. Sandstrom moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 269.

A Bill for an Act Relating to the Issuance of Permits for Breeding or Domestication of Certain Fur-Bearing Animals.

Have had the same under consideration and recommend that the same be amended as follows:

Line 2 of Section 1 of engrossed bill, strike out the word "commission" and insert in lieu thereof the word "board."

Line 3 of Section 1 of engrossed bill, strike out the word "commission" and insert in lieu thereof the word "board."

Thereafter, wherever in the engrossed bill the word "commission" occurs, strike it out and insert in lieu thereof the word "board."

L. P. SANDSTROM,

Chairman.

Mr. Sandstrom moved that the report be adopted.
Which motion prevailed, and the report of the committee was adopted.

And when so amended, recommend the same do pass.

REPORT OF SENATE COMMITTEE ON TEMPERANCE

The Committee on Temperance made the following report:

Mr. President:

Your Committee on Temperance, to whom was referred:

House Bill No. 39.

A Bill for an Act Providing Regulations for the Delivery, or Receipt and Possession for Delivery of Intoxicating Liquor, and Penalty.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3, Section 1 of the printed bill, after the word "liquor" insert the following: "for any purpose whatsoever, except that such liquors may be delivered or received or possessed for delivery by common carriers to registered pharmacists to be disposed of by them as provided by law; and."

In line 18, Section 2 of the printed bill, after the word "I" strike out the word "reside" and insert in lieu thereof the following: "am a registered pharmacist and conduct a drug store."

In line 18, Section 2 of the printed bill, after the word "at" insert the following: "Lot Block....., and Plat of the town, village or city of North Dakota."

Strike out all of line 19, Section 2 of the printed bill.

In line 20, Section 2 of the printed bill strike out the words "township and range);" also the words "my personal."

In line 20, Section 2 of the printed bill, after the word "for" insert the following: "sale by me as prescribed by law."

In line 21, Section 2 of the printed bill, strike out the words: "or immediate family use."

In line 24, Section 2 of the printed bill, after the word "Consignee" insert the following: "and registered pharmacist."

In line 3, Section 4 of the printed bill, after the word "liquor" insert the following: "to other than a registered pharmacist, or."

And when so amended recommend the same do pass.

T. N. PUTNAM,
Chairman.

Mr. Putnam moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Kirkeide moved that the Senate concur in the House concurrent resolution in relation to grading of grains.

Mr. Hyland objected to the consideration of the report at this time.

So the resolution was laid over for one day.

Mr. Welford moved that the vote by which House Bill No. 298 was reconsidered and the vote to reconsider laid on the table be reconsidered.

Which motion prevailed.

A CONCURRENT RESOLUTION

Introduced by Senator Jacobsen

WHEREAS, The Underwood amendment to the Internal Revenue Bill would practically remove all tax on oleomargarine, and

WHEREAS, Such reduction would react to the detriment of butter producers and creameries of this State,

Therefore, Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring, that we, the Legislative Assembly, do earnestly request our Senators and Representatives in Congress to use their vote and influence to defeat the proposed Underwood amendment reducing the tax on oleomargarine.

Be It Further Resolved, That in view of the fact that said amendment will be brought up for final consideration in the United States Senate at 5 o'clock P. M. on February 28, that the Secretary of State be authorized to transmit by wire copies of this resolution to the Senators and Representatives of North Dakota in Congress.

Mr. Jacobsen moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

The Senate Committee on State Affairs introduced, by request, the following concurrent resolution:

A Concurrent Resolution Petitioning the National Congress to Take Steps to Preserve the Timber and Game in the Killdeer Mountains, North Dakota, by the Establishment of a National Park, or National Forest Reserve.

WHEREAS, The Killdeer Mountains in Dunn County is one of the scenic wonders of the West—a region covered with natural timber and fruit-bearing shrubbery and abounding with springs and creeks, thus making an ideal home for deer, elk and antelope, and all kinds of wild game, of which many specimens still abound in the region; by damming the springs and creeks trickling down the hillsides and gullies, the region can be made ideal for the propagation of certain kinds of fish; and,

WHEREAS, The region is of national historical interest, particularly the Tah-kaho-kuty Mountain, from which a band of twelve thousand Indians were driven in July, 1864, by General Sully and his command of twenty-two hundred soldiers, many of whom were killed and buried and monuments erected over their graves by the National Government; this being one of the most decisive battles in determining whether the great plains of western North Dakota should be transformed into fertile farms or forever remain wilderness; and,

WHEREAS, A considerable portion of the land embraced in the Killdeer Mountains has already passed into the hands of private ownership, while other portions of the region have recently been filed on under the Enlarged Homestead Act; and,

WHEREAS, For want of protection of any kind the dense thickets of young and matured timber are rapidly being cut down and the rapidity with which all tillable land is being put under cultivation is increasing the value of the land embraced in the Killdeer Mountains for grazing purposes; now, therefore,

Be It Resolved, By the Senate of the Fifteenth Legislative Assembly of the State of North Dakota, the House of Representatives concurring therein:

That the Congress of the United States be asked to immediately take steps to protect the forests and scenic beauty of these Mountains by the establishment of a national park or forest reserve and that an effort be immediately made by the Department of the Interior to have other lands set aside for persons who have recently filed on land in the Killdeer Mountain region embracing in particular the following territory: All of Sections 8, 9, 10, 15, 16, 17, 20, 21, 22, N. $\frac{1}{2}$ 27, N. $\frac{1}{2}$ 28, all of Sections 29, 32, 31, 30, in Township 146, N. Range 96, W. 5 P. M.

Be It Further Resolved, That the Secretary of State be instructed to send a copy of these resolutions to the President of the United States, to the Secretary of the Interior, to the Commissioner of National Parks, to the Senate and House of Representatives of the Congress of the United States and to each of our Senators and Representatives in Congress.

Mr. Hyland moved the adoption of the resolution.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 112.

A Bill for an Act to Amend Section 1456 of the Compiled Laws of the State of North Dakota of 1913, Relating to the Establishment, Maintenance, Improvements and Equipment

of County Agricultural and Training Schools, and Providing Levies Therefor by County and State.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gronvoid	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman

Absent and not voting: Mr. Gibbens.

So the bill passed, and the title was agreed to.

Mr. Kirkeide moved that the vote by which House Bill No. 112 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 131.

A Bill for an Act Declaring Every Child to Be the Legitimate Child of Its Natural Parents, Making Such Child an Heir to Such Parents; and Providing for the Procedure for Establishing Such Parentage.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	King	Nelson, Richland
Beck	Kirkeide	Paulson
Benson	Kretschmar	Pendray
Cahill	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sandstrom
Haggart	McLean	Sikes
Hamerly	Martin	Stenmo
Hamilton	Morkrid	Thoreson
Heckle	Mortenson	Welford
Hemmingsen	Mostad	Wenstrom
Hunt	Murphy	Young
Hyland	Nelson, G. Forks	Zieman
Jacobsen		

Those voting in the negative were: Mr. Carey.

Absent and not voting:

Messrs.	Messrs.
Gronvold	Gibbens

So the bill passed, and the title was agreed to.

House Bill No. 194.

A Bill for an Act Requiring an Instrument Affecting Real and Personal Property, Executed by or Taken in a Representative Capacity, to Identify the Beneficiary and Nature of the Trust.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Englund	McBride	Sandstrom
Ettestad	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.
Gibbens	McCarten

So the bill passed, and the title was agreed to.

House Bill No. 340.

A Bill for an Act Defining the Crime of Using with Intent to Defraud Proceeds of Payment Made to a Contractor or Sub-Contractor on Any Improvement to Real Estate for Any Other Purpose Than the Payment of Labor. Material. Machinery or Fixtures, Performed or Furnished for Such Improvement While the Same Remains Unpaid for, as Larceny, and Defining the Penalty Therefor.

Was read the third time.

The question being on the final passage of the bill. the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Carey	Ettestad
Beck	Drown	Gronvold
Benson	Ellingson	Haggart
Cahill	Englund	Hamilton

Messrs.	Messrs.	Messrs.
Heckle	McGray	Ployhar
Hemmingsen	McLean	Porter
Hunt	Martin	Putnam
Hyland	Morkrid	Rowe
Jacobsen	Mortenson	Sikes
King	Mostad	Stenmo
Kirkeide	Murphy	Thoreson
Kretschmar	Nelson, G. Forks	Welford
Levang	Nelson, Richland	Wenstrom
Lindstrom	Paulson	Young
McBride	Pendray	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	McCarten	Sandstrom
Hamerly		

So the bill passed, and the title was agreed to.

House Bill No. 412.

A Bill for an Act Authorizing, Empowering and Permitting the Inspection of the Public Records of This State by Its Citizens Without Charge.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	King	Pendray
Benson	Kirkeide	Ployhar
Cahill	Kretschmar	Porter
Carey	Levang	Putnam
Drown	Lindstrom	Rowe
Ellingson	McBride	Sandstrom
Englund	McLean	Sikes
Ettestad	Martin	Stenmo
Gronvold	Morkrid	Thoreson
Haggart	Mortenson	Welford
Heckle	Mostad	Wenstrom
Hemmingsen	Murphy	Young
Hunt	Nelson, G. Forks	Zieman
Hyland	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Hamilton	McGray
Hamerly	McCarten	

So the bill passed, and the title was agreed to.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES, ..
BISMARCK, NORTH DAKOTA,
February 27, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate concurrent resolution, introduced by Sen-

ator Jacobsen, relating to the Underwood amendment to the internal revenue bill.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to inform you that the House has concurred in the Senate concurrent resolution relating to a national park in the Killdeer Mountains.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 172.

A Bill for an Act to Appropriate \$1,200 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons, Together With Postage, Telegrams, Telephone Tolls, Printing and Other Necessary Expenses Incurred by Such Board as Provided for in Section 11108 of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 174.

A Bill for an Act Authorizing an Appropriation to Provide Funds for the Payment of Expenses Incurred in Actions Brought to Release Insane Persons, as Provided by Section 2562 of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 184.

A Bill for an Act to Appropriate \$5,000.00 to Aid in the Educational Work Being Carried on by the North Dakota Anti-Tuberculosis Association, and the Prevention of the Spread of Tuberculosis, More Definitely Prescribed in Chapter 7 of the Session Laws of North Dakota for 1913.

Senate Bill No. 187.

A Bill for an Act to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for 1915; and Making an Appropriation of \$25,000.00, Which Shall Be Known as the State Contingency Fund.

Senate Bill No. 189.

A Bill for an Act to Appropriate \$400.00 to Provide Funds for the Payment of Burial Expenses of Certain Inmates of the Reform School or Penitentiary, as Provided by Section 11302 of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 163.

A Bill for an Act to Appropriate Money for the Purpose of Providing a Book Credit to Be Used by the State Auditor and State Treasurer to Cover a Deficiency Appearing on July 1, 1915, in the Account Known as "Transportation Convicts to Penitentiary."

Senate Bill No. 164.

A Bill for an Act to Appropriate Funds to Provide for General Maintenance, and Payment of Premiums at the North Dakota State Fair at Grand Forks in 1917, and at the North Dakota State Fair at Fargo in 1918, as Provided for in Sections 1847 to 1859 of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 133.

A Bill for an Act to Amend and Re-Enact Section 2514 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Relief of Poor Persons.

Senate Bill No. 121.

A Bill for an Act to Amend Section 1342 of the Compiled Laws of 1913 of the State of North Dakota, Relating to Compulsory Education.

Senate Bill No. 97.

A Bill for an Act Providing Method of Naming School Districts and of Changing the Names Thereof.

Senate Bill No. 88.

A Bill for an Act Relating to Settlements of Causes of Action for Damages Sustained Through Personal Injury and Contracts of Retainer Made Therefor.

Senate Bill No. 80.

A Bill for an Act to Amend and Re-Enact Section 8323 of the Compiled Laws of North Dakota for the Year 1913, Relating to Who May Bring Action for Death by Unlawful Act.

Senate Bill No. 76.

A Bill for an Act to Amend and Re-Enact Section 773 of the Compiled Laws of North Dakota for 1913, Relating to the Calling in and Payment of the Expenses of District Judges Called to Sit in the Place of District or Supreme Court Judges Disqualified from Serving.

Senate Bill No. 66.

A Concurrent Resolution.

Senate Bill No. 48.

A Bill for an Act to Amend and Re-Enact Section 2115, Compiled Laws of North Dakota for the Year 1913, Relating to the Assessment of Bank Stock, and Revenue and Taxation.

Senate Bill No. 33.

A Bill for an Act to Amend Section 1146 of the Compiled Laws of North Dakota for 1913, Relating to Changing of School Boundaries.

Senate Bill No. 63.

A Bill for an Act to Amend and Re-Enact Section 4606 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Capital Stock of Co-Operative Associations.

Senate Bill No. 148.

A Bill for an Act to Appropriate \$2,000 to Pay the Premium on the State Treasurer's Bond for the Term Covered by the Years 1919-1920, as Authorized Under Chapter 246 of the Session Laws of North Dakota for 1915.

Senate Bill No. 140.

A Bill for an Act Providing for the Repairing, Refurnishing and Redecorating of the Senate Chamber of the State Capitol Building, and Making an Appropriation Therefor.

Senate Bill No. 19.

A Bill for an Act to Repeal Sections 2263, 2264, and 2265 of the Compiled Laws of North Dakota for 1913, Relating to Taxation for the Promotion of Diversified Farming, and Providing for the Disposition of Accumulated Funds.

Senate Bill No. 212.

A Bill for an Act to Amend and Re-Enact Sections 284 and 288 of the Compiled Laws of 1913 of the State of North Dakota, Relating to the Duties of the Board of University and School Lands.

Senate Bill No. 202.

A Bill for an Act to Amend Section 1717 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Section 4, Laws of 1915, Relating to the Support of Feeble-Minded Persons in the Institution for Feeble-Minded.

Senate Bill No. 74.

A Bill for an Act to Amend and Re-Enact Section 46 of Chapter 161 of the Session Laws of North Dakota for 1915, Relating to Beaver and Otter.

And the President signed the same in the presence of the Senate.

THIRD READING OF HOUSE BILLS

House Bill No. 312.

A Bill for an Act to Amend Section 669 of the Compiled Laws of North Dakota for 1913, Relating to Local Officers' Bonds.

Was read the third time.

Mr. Ellingson offered the following amendment to House Bill No. 312:

Section 669, line 17, after the word "law," insert the following:

"Provided, however, that in case Chapter 62 of the Session Laws of North Dakota for the year 1915 shall become effective the provisions of this Act shall not be construed to conflict with the provisions thereof or as repealing said Chapter 62 of the Session Laws of 1915."

Mr. Ellingson moved that the amendment be adopted.

Which motion prevailed, and the amendment was adopted.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 35; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Ettestad	Jacobsen
Benson	Gronvold	King
Carey	Hamerly	Kirkeide
Drown	Hemmingsen	Kretschmar
Ellingson	Hunt	Levang
Englund	Hyland	Lindstrom

Messrs.	Messrs.	Messrs.
McBride	Paulson	Sikes
McGray	Pendray	Stenmo
Martin	Ployhar	Thoreson
Mortenson	Porter	Welford
Mostad	Putnam	Wenstrom
Nelson, Richland	Sandstrom	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	McLean	Young
Heckle	Rowe	Zieman
Murphy		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Hamilton	McCarten
Gibbens	Morkrid	Nelson, G. Forks
Haggart		

So the bill, as amended, passed, and the title was agreed to.
House Bill No. 109.

A Bill for an Act Relating to the Compensation of Inmates of the State Reform School for Work Performed by Them, and Providing for the Disposition of Moneys Earned.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Ellingson	McBride	Rowe
Englund	McLean	Sandstrom
Ettestad	Martin	Sikes
Gronvold	Morkrid	Stenmo
Haggart	Mortenson	Thoreson
Hamerly	Mostad	Welford
Heckle	Murphy	Wenstrom
Hemmingsen	Nelson, G. Forks	Young
Hunt	Nelson, Richland	Zieman
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	McCarten
Gibbens	Kretschmar	McGray

So the bill, as amended, passed, and the title was agreed to.
House Bill No. 202.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Cost of Maintaining Patients in the Hospital for the Insane.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	King	Pendray
Benson	Kirkeide	Ployhar
Cahill	Levang	Porter
Carey	Lindstrom	Putnam
Drown	McBride	Rowe
Ellingson	McGray	Sandstrom
Englund	McLean	Sikes
Ettestad	Martin	Stenmo
Gronvold	Morkrid	Thoreson
Haggart	Mortenson	Welford
Hamerly	Mostad	Wenstrom
Heckle	Murphy	Young
Hemmingsen	Nelson, G. Forks	Zieman
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Hunt	McCarten
Hamilton	Kretschmar	Nelson, Richland

So the bill passed, and the title was agreed to.

House Bill No. 396.

A Bill for an Act Providing for the Disposition of Moneys Earned by Prisoners in the Penitentiary Which Have Been Left by Such Prisoners and Uncalled for.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	King	Paulson
Benson	Kirkeide	Pendray
Cahill	Levang	Ployhar
Carey	Lindstrom	Porter
Drown	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sandstrom
Gronvold	McLean	Sikes
Haggart	Martin	Stenmo
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hyland	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Hunt	Thoreson
Gibbens	Kretschmar	

So the bill passed, and the title was agreed to.

MESSAGE FROM THE GOVERNOR

February 27, 1917.

To the Honorable Members of the Senate:

Gentlemen:

You are hereby informed that I have approved and filed with the Secretary of State:

Senate Bill No. 87.

A Bill for an Act to Amend and Re-Enact Section 3239 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 117 of the Session Laws of North Dakota for 1915, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad or Interstate River and Providing a Primary Election Thereon and Prescribing the Number of Votes Required for Such Removal.

Also Senate Bill No. 77.

A Bill for an Act Relating to Railroad Rates in This State and to Increase the Powers and Further Define the Duties of the Board of Railroad Commissioners in Relation to the Same and to Define, Prevent, and Punish Unjust Discrimination in the Rates Charged for the Transportation of Freight on Railroads in This State, and Prohibiting Any Railway Company Doing Business in This State, From Charging or Receiving Any Greater Compensation for the Transportation of a Like Kind or Class and Quantity of Property or Freight of Any Description for a Shorter Than for a Longer Distance Over the Same Line and Empowering and Directing the Board of Railroad Commissioners to Make and Promulgate a Schedule of Reasonable Maximum Rates of Charges for the Transportation of Freight and Cars and Vesting Said Board of Railroad Commissioners With Power of Classification of Freight and of Rates and Railroads and Prescribing a Mode of Procedure and Rules of Evidence in Relation Thereto and Providing Penalties and Punishments for Violations of the Provisions Thereof.

Respectfully yours,

LYNN J. FRAZIER,
Governor.

THIRD READING OF HOUSE BILLS

House Bill No. 397.

A Bill for an Act to Amend and Re-Enact Section 11230 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 189 of the Session Laws of North Dakota for the Year 1915, Relating to the Parole of Persons Confined in the Penitentiary.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Benson	Carey
Beck	Cahill	Drown

Messrs.	Messrs.	Messrs.
Englund	Lindstrom	Pendray
Ettestad	McBride	Ployhar
Gronvold	McCarten	Porter
Haggart	McGray	Putnam
Hamerly	McLean	Rowe
Hamilton	Martin	Sandstrom
Heckle	Morkrid	Sikes
Hemmingsen	Mortenson	Stenmo
Hyland	Mostad	Thoreson
Jacobsen	Murphy	Welford
King	Nelson, G. Forks	Wenstrom
Kirkeide	Nelson, Richland	Young
Kretschmar	Paulson	Zieman
Levang		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Gibbens	Hunt

So the bill passed, and the title was agreed to.

House Bill No. 127.

A Bill for an Act Providing for a State Transportation Officer, Relating to the Transportation of Prisoners and Patients to Institutions Under the Jurisdiction of the State Board of Control and to Repeal Chapter 245 of the Session Laws of North Dakota for the Year 1915.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	King	Paulson
Benson	Kirkeide	Pendray
Cahill	Kretschmar	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sikes
Gronvold	McGray	Sandstrom
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman
Hyland	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.
Ellingson	Gibbens

So the bill passed, and the title was agreed to.

House Bill No. 398.

A Bill for an Act to Amend and Re-Enact Section 11265 of the Compiled Laws of North Dakota for the Year 1913,

as Amended by Section 5 of Chapter 191 of the Session Laws of North Dakota for the Year 1915, Relating to the Disposition of Moneys Earned by Prisoners in the State Penitentiary.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	King	Paulson
Benson	Kretschmar	Pendray
Cahill	Lindstrom	Porter
Carey	McBride	Putnam
Drown	McCarten	Rowe
Englund	McGray	Sandstrom
Ettestad	McLean	Sikes
Gronvold	Martin	Stenmo
Hamerly	Morkrid	Thoreson
Hamilton	Mortenson	Welford
Heckle	Mostad	Wenstrom
Hemmingsen	Murphy	Young
Hyland	Nelson, G. Forks	Zieman
Jacobsen	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Haggart	Levang
Ellingson	Hunt	Ployhar
Gibbens	Kirkeide	

So the bill passed, and the title was agreed to.

COMMUNICATION FROM THE GOVERNOR

A sealed communication was received from the Governor.

Mr. Hyland moved that the sealed communication from the Governor be made a special order of business for 4:30 P. M., February 27, 1917, and the Sergeant-at-Arms be instructed to request the absent Senators to be in their seats at that time.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 345.

A Bill for an Act Relating to Garnishment Proceedings in the District Court and County Court of Increased Jurisdiction; Providing for Witness Fees; Requiring the Filing of Summons and Affidavit; Prescribing the Manner and Claim for Exemptions.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Sandstrom
Ettestad	McCarten	Rowe
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman

Absent and not voting: Mr. Gibbens.

So the bill passed, and the title was agreed to.

House Bill No. 287.

A Bill for an Act to Amend and Re-Enact Section 3740 of the Political Code of the State of North Dakota, Compiled Laws of 1913, Relating to Cities, Providing for Connections with Sewer and Other Mains, Cables and Conduits.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	King	Paulson
Benson	Kirkeide	Ployhar
Cahill	Kretschmar	Pendray
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Ellingson	McBride	Rowe
Englund	McCarten	Sandstrom
Ettestad	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman
Hyland	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.
Gibbens	Hamilton

So the bill passed, and the title was agreed to.

House Bill No. 203.

A Bill for an Act Providing for the Dragging of Roads and Levying a Tax Therefor, and Prescribing the Duties

of County Commissioners, Township Supervisors and Township and District Overseers of Highways in Connection Therewith.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman

Those voting in the negative were: Mr. Pendray.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Levang	Sikes

So the bill passed, and the title was agreed to.

House Bill No. 136.

A Bill for an Act Providing That the Board of County Commissioners Shall Have General Supervision Over the Laying Out, Construction and Work on Highways, and Providing Compensation for Services so Rendered.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Jacobsen	Pendray
Cahill	King	Ployhar
Carey	Kirkeide	Porter
Drown	Kretschmar	Putnam
Ellingson	McBride	Rowe
Englund	McCarten	Sandstrom
Ettestad	McGray	Stenmo
Gibbens	McLean	Thoreson
Gronvold	Martin	Welford
Heckle	Murphy	Wenstrom
Hemmingsen	Nelson, G. Forks	Young
Hunt	Nelson, Richland	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Lindstrom	Mortenson
Haggart	Levang	Mostad
Hamerly	Morkrid	Sikes
Hamilton		

So the bill, as amended, passed, and the title was agreed to.

House Bill No. 157.

A Bill for an Act to Provide for Joint Action and Co-Operation Between the District Courts of This State Having Jurisdiction of Drainage Proceedings and Like Authorities of an Adjoining State or States with a View to Provide for the Joint and Equitable Drainage of Land Adjoining Boundary Waters or Water Courses, and for Construction of Such Ditches, Dikes, Levies, Dams, Locks, Spillways or Other Structure Necessary to Secure the Control of Flood Waters Passing Into Through, or From Such Boundary Waters, and to Provide for the Construction of Said Improvements by Assessments Upon Property Benefited Within the Limits of the States Affected in Proportion to the Benefits Received.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Paulson
Beck	Hunt	Pendray
Benson	Hyland	Ployhar
Cahill	Jacobsen	Porter
Carey	King	Putnam
Drown	Kirkeide	Rowe
Ellingson	Kretschmar	Sandstrom
Englund	Levang	Sikes
Ettestad	Lindstrom	Stenmo
Gibbens	McGray	Thoreson
Gronvold	McLean	Welford
Haggart	Mortenson	Wenstrom
Hamerly	Murphy	Young
Hamilton	Nelson, G. Forks	Zieman
Heckle	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
McBride	Martin	Mostad
McCarten	Morkrid	

So the bill passed, and the title was agreed to.

House Bill No. 249.

A Bill for an Act Extending the Jurisdiction and Authority of the State Engineer, and Defining His Duties Hereunder, and in Relation to the Control of Flood Waters and Co-Operation in Relation Thereto with the Government of the United States, the State of Minnesota and the State of South Dakota.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Paulson
Beck	Hunt	Pendray
Canill	Hyland	Ployhar
Carey	Jacobsen	Porter
Drown	King	Putnam
Englund	Kretschmar	Rowe
Ellingson	Levang	Sandstrom
Ettestad	Lindstrom	Sikes
Gibbens	McBride	Stenmo
Gronvold	McCarten	Thoreson
Haggart	McGray	Welford
Hamerly	McLean	Wenstrom
Hamilton	Mortenson	Young
Heckle	Nelson, Richland	Zieman

Absent and not voting:

Messrs.	Messrs.	
Benson	Morkrid	Murphy
Kirkeide	Mostad	Nelson, G. Forks
Martin		

So the bill passed, and the title was agreed to.

House Bill No. 249.

A Bill for an Act Extending the Jurisdiction and Authority of the State Engineer, and Defining His Duties Hereunder, and in Relation to the Control of Flood Waters and Co-Operation in Relation Thereto with the Government of the United States, the State of Minnesota and the State of South Dakota.

The question being on the emergency clause, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	King	Paulson
Benson	Kirkeide	Pendray
Cahill	Kretschmar	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gronvold	McGray	Sikes
Hamerly	McLean	Stenmo
Hamilton	Martin	Thoreson
Heckle	Morkrid	Welford
Hemmingsen	Mortenson	Wenstrom
Hunt	Murphy	Young
Hyland	Nelson, G. Forks	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Haggart	Mostad
Gibbens		

So the emergency clause passed.

House Bill No. 274.

A Bill for an Act to Provide That Riparian Owners of Land Lying Adjacent to Non-Navigable Streams and Rivers Shall Prevent the Falling of Trees, Logs and Brush Into Such Streams and Rivers and Prescribing the Duties of County Commissioners in Relation Thereto.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Paulson
Beck	Hyland	Pendray
Benson	Jacobsen	Ployhar
Cahill	King	Porter
Carey	Kirkelde	Putnam
Drown	Kretschmar	Rowe
Ellingson	Levang	Sandstrom
Englund	McBride	Sikes
Ettestad	McCarten	Stenmo
Gibbens	McGray	Thoreson
Haggart	McLean	Welford
Hamerly	Murphy	Wenstrom
Hamilton	Nelson, G. Forks	Young
Heckle	Nelson, Richland	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Martin	Mortenson
Lindstrom	Morkrid	Mostad

So the bill passed, and the title was agreed to.

House Bill No. 358.

A Bill for an Act Making It the Duty of Every Person Taking a Crop Mortgage to Notify Every Manager of an Elevator Located Within a Distance of Twenty-Five Miles from the Land on Which Such Crop Is Raised, and Prescribing Penalties.

Was read the third time.

Mr. Beck moved that further consideration of House Bill No. 358 be indefinitely postponed.

Which motion prevailed, and the bill was indefinitely postponed.

House Bill No. 117.

A Bill for an Act to Provide How North Dakota Blue Book or Legislative Manual Shall Be Printed.

Was read the third time.

Mr. Allen offered the following amendment to House Bill No. 117:

After the word "LENGTH" at the end of the bill, preceding the emergency clause, change the period to a semicolon and add "Provided further, that said Blue Book shall be considered an executive document, and the printing of same shall come under state printing of the third class."

Mr. Allen moved that the amendment be adopted.

Which motion prevailed, and the amendment was adopted.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	King	Pendray
Benson	Kirkeide	Ployhar
Cahill	Kretschmar	Porter
Carey	Levang	Putnam
Drown	Lindstrom	Rowe
Englund	McBride	Sandstrom
Ettestad	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggard	McLean	Thoreson
Hamerly	Mortenson	Welford
Hamilton	Mostad	Wenstrom
Heckle	Murphy	Young
Hemmingsen	Nelson, G. Forks	Zieman
Hunt	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Hyland	Morkrid
Gibbens	Martin	

So the bill passed, and the title was agreed to.

House Bill No. 330.

A Bill for an Act to Regulate the Installation and Operation of Soda Water Fountains, and Requiring the Owners and Lessees of All Soda Water Fountains to Register the Same with the Food Commissioner and State Chemist.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 25; nays, 15; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Hamilton	Mortenson
Benson	Heckle	Mostad
Carey	Hemmingsen	Pendray
Drown	Hunt	Putnam
Ellingson	King	Sandstrom
Englund	Levang	Sikes
Ettestad	McBride	Stenmo
Gronvold	McCarten	Wenstrom
Hamerly		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	McLean	Ployhar
Haggart	Murphy	Porter
Hyland	Nelson, G. Forks	Thoreson
Jacobsen	Nelson, Richland	Young
McGray	Paulson	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Kretschmar	Morkrid
Gibbens	Martin	Rowe
Kirkelde	Lindstrom	Welford

So the bill passed, and the title was agreed to.

Mr. Rowe moved that the vote by which House Bill No. 380 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 228.

A Bill for an Act to Amend and Re-Enact Section 2588 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 264 of the Session Laws of North Dakota for the Year 1915, Relating to the Cost of Maintenance of Patients in the State Tuberculosis Sanatorium.

Also Senate Bill No. 62.

A Bill for an Act to Amend and Re-Enact Section 2088 of the Codified Laws of North Dakota for the Year 1913, Relating to Powers and Duties of Tax Commissioners.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF HOUSE BILLS

House Bill No. 275.

A Bill for an Act Requiring Assessment Accident and Health Insurance Companies, or Associations, to Make Deposit With the Commissioner of Insurance.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Rowe
Ellingson	McBride	Sandstrom
Englund	McCarten	Sikes
Ettestad	McGray	Stenmo
Gronvold	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Kretschmar	Nelson, Richland
Haggart	Morkrid	Putnam

So the bill passed, and the title was agreed to.

House Bill No. 81.

A Bill for an Act to Provide for Evening Schools, Where Necessary, for Adult and Other Persons, and to Appropriate Money Therefor.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Jacobsen	Pendray
Benson	King	Ployhar
Cahill	Kirkeide	Porter
Carey	Levang	Putnam
Drown	McBride	Rowe
Ellingson	McCarten	Sandstrom
Englund	McGray	Sikes
Ettestad	McLean	Stenmo
Gronvold	Martin	Thoreson
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Hamilton	Mostad	Young
Heckle	Murphy	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Kretschmar	Nelson, Richland
Hunt	Lindstrom	Nelson, G. Forks

So the bill passed, and the title was agreed to.

Mr. Ployhar moved that the vote by which House Bill No. 81 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 163.

A Bill for an Act to Amend and Re-Enact Sections 2093 and 2123 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Manner of Listing Property for Taxation Purposes.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Jacobsen	Pendray
Benson	King	Ployhar
Cahill	Kirkelde	Porter
Carey	Levang	Putnam
Drown	Lindstrom	Rowe
Ellingson	McBride	Sandstrom
Englund	McCarten	Sikes
Ettestad	McGray	Thoreson
Gronvold	McLean	Wenstrom
Haggart	Morkrid	Welford
Hamilton	Mostad	Young
Heckle	Murphy	Zieman
Hemmingsen	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Kretschmar	Nelson, Richland
Hamerly	Martin	Stenmo
Hunt	Mortenson	

So the bill passed, and the title was agreed to.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 228.

A Bill for an Act to Amend and Re-Enact Section 2588 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 264 of the Session Laws of North Dakota for the Year 1915, Relating to the Cost of Maintenance of Patients in the State Tuberculosis Sanatorium.

Senate Bill No. 62.

A Bill for an Act to Amend and Re-Enact Section 2088 of the Codified Laws of North Dakota for the Year 1913, Relating to Powers and Duties of the Tax Commissioners.

House Bill No. 177.

A Bill for an Act to Amend and Re-Enact Section 3534 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Fees of Jurors.

House Bill No. 25.

A Bill for an Act Fixing the Situs Within the State for Purposes of Taxation, of Certain Property Arising Out of Business Transactions Within This State.

House Bill No. 93.

A Bill for an Act Regulating Bail in Cases of Larceny of Horses or Cattle.

House Bill No. 121.

A Bill for an Act to Repeal Chapter 234 of the Session Laws of North Dakota for the Year 1915, Relating to the State Board of Immigration.

House Bill No. 7.

A Bill for an Act to Amend Section 7754 and Section 7758 of the Compiled Laws of North Dakota, 1913, Relating to the Redemption From Sales of Real Property Under Execution and Mortgage Foreclosure Sales.

House Bill No. 226.

A Bill for an Act to Amend and Re-Enact Section 4565 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Dissolution of Corporations.

And the President signed the same in the presence of the Senate.

Mr. Jacobsen moved that the Senate do now take a recess for ten minutes.

Which motion prevailed, and the Senate took a recess.

· AFTER RECESS

The Senate re-assembled, the President presiding.

Mr. Hyland moved that the Senate do now go into executive session.

Which motion prevailed.

OPEN SESSION

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:
House Bill No. 233.

A Bill for an Act Making an Appropriation to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3 of engrossed bill, strike out the figures "\$15,000.00" and insert in lieu thereof the phrase "\$30,000.00 for the biennium 1917-1919."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 213.

A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Have had the same under consideration, and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 404.

A Bill for an Act Making an Appropriation for Certain Outstanding Indebtedness Incurred for the Improvement of White Stone Battlefield.

Have had the same under consideration, and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that he report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 241.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Reform School at Mandan, North Dakota, and for Making Permanent Improvements and Additions Thereto.

Have had the same under consideration, and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 208.

A Bill for an Act Making an Appropriation for the Reimbursement of Elijah Boley.

Have had the same under consideration, and recommend that the same be amended as follows:

In the title of printed bill, strike out the word "Elijah" and insert in lieu thereof the word "Alphonso."

Also in Section 1, lines 4 and 5 of printed bill, strike out the word "Elijah" wherever it occurs and insert in lieu thereof the word "Alphonso."

And when so amended, recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 206.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Hospital for Insane, and for Making Permanent Improvements and Additions Thereto.

Have had the same under consideration, and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 348.

A Bill for an Act Making an Appropriation to Cover Necessary Expenses for Maintaining the State Tuberculosis Sanatorium to July 1, 1917.

Have had the same under consideration, and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 304.

A Bill for an Act Providing Funds for the School of Mines for Necessary Equipment and the Work and Maintenance of the Investigations and Tests of the Clays of the State to Show Their Value and Methods of Utilization for Industrial Purposes; and Making an Appropriation Therefor.

Have had the same under consideration, and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 236.

A Bill for an Act Making an Appropriation for the Purpose of Encouraging Immigration.

Have had the same under consideration, and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 292.

A Bill for an Act Making an Appropriation to Provide for Compensation and Expenses of the Board of Trustees of the State Live Stock Sanitary Board.

Have had the same under consideration, and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 217.

A Bill for an Act Making Appropriation for the Current and Contingent Expenses of the Institution for the Feeble-Minded at Grafton, and for Making Permanent Improvement and Additions Thereto.

Have had the same under consideration, and recommend that the same be amended as follows:

In the engrossed bill, Section 5, item 2, strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$6,000.00."

Also in Section 5 of engrossed bill, after the word "Total," strike out the figures "\$5,500.00" and insert the figures "\$7,500.00" in lieu thereof.

Also in last line of engrossed bill, strike out the figures "\$106,100.00" and insert in lieu thereof the figures "\$108,100.00."

And when so amended, recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 218.

A Bill for an Act Making an Appropriation for the Maintenance, Improvement and Repairs, New Buildings, Equipment, and Permanent Additions Thereto, for the North Dakota Tuberculosis Sanitarium at Dunseith.

Have had the same under consideration, and recommend that the same be amended as follows:

In the engrossed bill, under Section 4, Equipment, strike out the word "Plumbing" and insert the word "Pumping."

Also in engrossed bill, Section 4, item 7, after the words "Local Telephone System," strike out the figures "\$75.00" and insert in lieu thereof the figures "\$500.00."

Also in "Total Equipment," line 17, Section 4 of the engrossed bill, strike out the figures "\$12,100.00" and insert "\$12,525.00."

Also in last line of engrossed bill, strike out figures "\$90,640.00" and insert in lieu thereof the figures "\$91,065.00."

(Emergency.) Whereas it will be impossible to properly maintain the State Tuberculosis Sanatorium until July 1st, 1917, on the funds appropriated by the Fourteenth Legislative Assembly;

"Therefore it is necessary for the public peace, health and safety that that portion of this Act appropriating Fifteen Thousand Dollars (\$15,000.00), to cover the deficit in main-

tenance of said institution, go into instant operation upon its passage and approval by the Governor."

And when so amended, recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:
House Bill No. 279.

A Bill for an Act to Amend and Re-Enact Sections 1431, 1432, 1433, 1434, 1435, 1436 and 1437, and to Repeal Sections 1430 and 1438 of the Compiled Laws of 1913, Relating to the Administration of and State Aid for Classified High Schools.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF HOUSE BILLS

Mr. Cahill moved that the vote by which House Bill No. 385 was indefinitely postponed be reconsidered.

Roll call was demanded.

The question being on the motion to reconsider vote by which House Bill No. 385 was indefinitely postponed, the roll was called, and there were ayes, 20; nays, 29; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hemmingsen	Mortenson
Cahill	Hunt	Mostad
Drown	King	Pendray
Ettestad	Levang	Sikes
Haggart	McCarten	Welford
Hamerly	Martin	Wenstrom
Hamilton	Morkrid	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Ployhar
Beck	Kretschmar	Porter
Carey	Lindstrom	Putnam
Ellingson	McBride	Rowe
Englund	Murphy	Sandstrom
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Heckle	Nelson, G. Forks	Young
Hyland	Nelson, Richland	Zieman
Jacobsen	Paulson	

So the motion was lost.

Mr. Paulson moved that the vote by which the motion to reconsider the vote by which House Bill No. 385 was indefinitely postponed was lost be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. McGray moved that the vote by which House Bill No. 386 was indefinitely postponed be reconsidered, and the motion to reconsider be laid upon the table.

Which motion prevailed.

House Bill No. 195.

A Bill for an Act to Prevent Unfair Discrimination by Railroad Companies in the Furnishing of Cars to the Different Elevator Companies, at Any Railroad Station in North Dakota, and Prescribing Penalties.

Was read the third time.

Mr. Pendray offered the following amendment:

In line 6 on page 2 of the printed bill strike out the word "five" and insert in lieu thereof the word "ten."

Mr. Pendray moved that the amendment be adopted.

Which motion prevailed, and the amendment was adopted.

Mr. McGray moved that further consideration of House Bill No. 195 be indefinitely postponed.

Which motion was lost.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 31; nays, 17; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Hamilton	Morkrid
Benson	Hemmingsen	Mortenson
Cahill	Hunt	Mostad
Carey	Jacobsen	Pendray
Drown	King	Sandstrom
Ellingson	Kirkeide	Sikes
Englund	Levang	Thoreson
Ettestad	Lindstrom	Welford
Gibbens	McCarten	Wenstrom
Gronvold	McLean	Zieman
Hamerly		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Murphy	Porter
Haggart	McGray	Putnam
Heckle	Nelson, G. Forks	Rowe
Hyland	Nelson, Richland	Stenmo
Kretschmar	Paulson	Young
McBride	Ployhar	

Absent and not voting: Mr. Martin.

So the bill, as amended, passed, and the title was agreed to. Mr. Cahill moved that the vote by which House Bill No. 195 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 223.

A Bill for an Act Making an Appropriation for the Purpose of Paying Outstanding Bills for Expenses of Trustees of Schools of Forestry.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, Richland
Beck	Hyland	Paulson
Benson	Jacobsen	Pendray
Cahill	King	Ployhar
Carey	Kretschmar	Porter
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Englund	McBride	Sandstrom
Ettestad	McGray	Sikes
Gibbens	McLean	Stenmo
Gronvold	Morkrid	Thoreson
Haggart	Mortenson	Welford
Hamerly	Mostad	Wenstrom
Hamilton	Murphy	Young
Heckle	Nelson, G. Forks	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kirkeide	Martin	McCarten

So the bill passed, and the title was agreed to.

House Bill No. 252.

A Bill for an Act Making an Appropriation for the Glanders and Durine Indemnity Fund. Amount Appropriated \$62,016.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Englund	McBride	Sandstrom
Ettestad	McGray	Sikes
Gibbens	McLean	Stenmo
Gronvold	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mostad	Wenstrom
Heckle	Mortenson	Zieman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	McCarten	Young
Hunt	Pendray	

So the bill passed, and the title was agreed to.

House Bill No. 235.

A Bill for an Act Making an Appropriation for the Florence Crittenden Home at Fargo, North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McGray	Sandstrom
Gibbens	McLean	Sikes
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	McCarten	Stenmo
Hamilton		

So the bill passed, and the title was agreed to.

House Bill No. 239.

A Bill for an Act Making Appropriation to Provide for the Payment of Deficit Incurred for the Transportation of Inmates to the State Reform School.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gronvold	Kretschmar
Beck	Haggart	Levang
Benson	Hamerly	Lindstrom
Carey	Heckle	McBride
Drown	Hemmingsen	McGray
Ellingson	Hyland	McLean
Englund	Jacobsen	Martin
Ettestad	King	Morkrid
Gibbens	Kirkeide	Mortenson

Messrs.	Messrs.	Messrs.
Mostad	Ployhar	Stenmo
Murphy	Porter	Thoreson
Nelson, G. Forks	Putnam	Welford
Nelson, Richland	Rowe	Wenstrom
Paulson	Sandstrom	Young
Pendray	Sikes	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Hunt	McCarten
Hamilton		

So the bill passed, and the title was agreed to.

House Bill No. 174.

A Bill for an Act to Repeal, Amend and Re-Enact Sections 1877, 1878, 1879 and 1880 of the Compiled Laws of North Dakota for the Year 1913, Relating to Farmers' Institutes and Providing an Appropriation Therefor.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	King	Nelson, G. Forks
Beck	Kirkeide	Pendray
Cahill	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Ettestad	McGray	Sandstrom
Gibbens	McLean	Sikes
Haggart	Martin	Stenmo
Hamerly	Morkrid	Thoreson
Hamilton	Mortenson	Welford
Hemmingsen	Mostad	Wenstrom
Hyland	Murphy	Zieman
Jacobsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Rowe
Carey	Nelson, Richland	Young
Englund	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	McBride	McCarten
Hunt		

So the bill passed, and the title was agreed to.

House Bill No. 371.

A Bill for an Act Making an Appropriation to Enable the State of North Dakota to Pay Its Pro Rata Share, to Cover the Expenses of the Governor's Conference, for the Year 1917 and 1918.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Ellingson	McBride	Rowe
Englund	McLean	Sandstrom
Ettestad	McGray	Sikes
Gibbens	Martin	Stenmo
Gronvold	Morkrid	Thoreson
Haggart	Mortenson	Welford
Hamerly	Mostad	Wenstrom
Hamilton	Murphy	Young
Heckle	Nelson, G. Forks	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hunt	Kretschmar	McCarten

So the bill passed, and the title was agreed to.

Mr. Hyland moved that the vote by which House Bill No. 174 passed be reconsidered.

Mr. Gibbens moved that the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 231.

A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs and Equipment Therefor.

Was read the third time.

Mr. Gibbens moved that House Bill No. 231 be amended as follows:

In line 30, Section 1 of the engrossed bill, the figures "\$63,716" be stricken out and the figures "\$54,950" be inserted in lieu thereof.

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Ettestad	Hunt
Beck	Gibbens	Hyland
Benson	Gronvold	Jacobsen
Cahill	Haggart	King
Carey	Hamerly	Kirkeide
Drown	Hamilton	Kretschmar
Ellingson	Heckle	Levang
Englund	Hemmingsen	Lindstrom

Messrs.	Messrs.	Messrs.
McBride	Nelson, Richland	Sikes
McGray	Paulson	Stenmo
McLean	Pendray	Thoreson
Martin	Ployhar	Welford
Morkrid	Porter	Wenstrom
Mostad	Putnam	Young
Murphy	Rowe	Zieman
Nelson, G. Forks	Sandstrom	

Absent and not voting:

Messrs.	Messrs.
Mortenson	McCarten

So the bill passed, as amended, and the title was agreed to.

House Bill No. 327.

A Bill for an Act Appropriating Money for the Benefit of the North Dakota Dairymen's Association for the Purpose of Promoting and Encouraging the Dairying Interests of the State.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Englund	McBride	Sandstrom
Ettestad	McGray	Sikes
Gibbens	McLean	Stenmo
Gronvold	Martin	Thoreson
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Hamilton	Mostad	Young
Heckie	Murphy	Zieman
Hemmingsen	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.
Hunt	McCarten

So the bill passed, and the title was agreed to.

Mr. Jacobsen moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION

Mr. Jacobsen moved that House Bill No. 291 be made a special order of business for 2:30 P. M., February 28, 1917.

Which motion prevailed.

Mr. Jacobsen moved that the Senate do now take a recess until 1 o'clock P. M., February 28, 1917.

Which motion prevailed.

W. J. PRATER,
Secretary.

FIFTY-SEVENTH DAY AFTER RECESS AND
FIFTY-EIGHTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 28, 1917.

The Senate convened at 1 o'clock P. M., the president presiding.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON SCHOOL AND PUBLIC LANDS

The Committee on School and Public Lands made the following report:

Mr. President:

Your Committee on School and Public Lands, to whom was referred:

House Bill No. 191.

A Bill for an Act to Amend and Re-Enact Section 336 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Leasing of School Lands, and Providing for the Appraisal and Sale of Improvements Thereon, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN A. BECK,
Acting Chairman.

Mr. Beck moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 144.

A Bill for an Act Withdrawing From Sale Certain School Lands in Dunn County, North Dakota.

Have had the same under consideration and recommend that the same do pass.

JOHN A. BECK,
Acting Chairman.

Mr. Beck moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:
House Bill No. 245.

A Bill for an Act Transferring from the Funds Appropriated to the State Auditor's Department for Chief Clerk, Clerk and Bookkeeper, Clerk and Stenographer Under Sub-division 7 of Chapter 43 of the Session Laws of 1915, the General Budget, the Sum of \$1,504.40, to a Contingent Fund for the State Auditor's Department, Being the Unexpended Appropriation on February 28, 1917, of \$180.00 for Chief Clerk, \$996.19 for Clerk and Bookkeeper, \$176.67 for Clerk and \$181.54 for Stenographer, with an Emergency Clause.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

The Chairman of the Committee on Appropriations returned two copies of House Bill No. 245.

Also House Bill No. 378.

A Bill Making an Appropriation for the Office of the State Board of Railroad Commissioners, for an Act Appropriating Money for the Use of the Board of Railroad Commissioners Between the Following Dates, to-wit: February 6, 1917, and June 30, 1917, Both Dates Inclusive.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 253.

A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 240.

A Bill for an Act Making an Appropriation to Pay the Deficit in the Current Appropriation for Expenses of the Stallion Registration Board.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 318.

A Bill for an Act Making an Appropriation to Cover Deficit in the Accounts of the Agricultural Sub-Experiment Station at Hettinger, Adams County, North Dakota.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 207.

A Bill for an Act Making Appropriations for the Current and Contingent Expenses of the State Penitentiary, and for Making of Permanent Improvements and Additions Thereto.

Have had the same under consideration and recommend that the same be amended as follows:

Emergency.) Whereas, it was impossible to properly maintain the State Penitentiary from January 1, 1917, until March 20, 1917, on the funds appropriated by the Fourteenth Legislative Assembly, and it is necessary for the public peace, health and safety that suitable funds be provided at once. Therefore that portion of this act making appropriation of \$25,500.00 for deficit to July 1, 1917, shall go into instant operation upon its passage and approval by the Governor.

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 55.

A Bill for an Act to Appropriate Money to the Agricultural College for the Purpose of Making Studies and Investigations with Cereals, and to Be Used for Other Purposes.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

House Bill No. 119.

A Bill for an Act to Amend and Re-Enact Section 2141 of the Compiled Laws of North Dakota for 1913, Relating to the State Board of Equalization, Prescribing Its Powers and Duties, and Providing Rules for Equalization.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. Martin offered the following resolution:

WHEREAS, There is serious doubt as to the constitutionality of House Bill No. 427,

Therefore, Be It Resolved, That the Senate request from the Attorney General his opinion as to the constitutionality of said measure.

Mr. Martin moved that the resolution be adopted.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

House Bill No. 125.

A Bill for an Act to Amend and Re-Enact Section 2223 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Redemption of Land Sold for Taxes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 181.

A Bill for an Act to Amend and Re-Enact Section 2212 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 252, Laws of North Dakota for 1915, as Relating to the Duty of the County Auditor and the Requirement of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 120.

A Bill for an Act Creating a State Board of Levy and Defining Its Powers and Duties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 58.

A Bill for an Act to Amend Chapter 168 of the Session Laws of 1915, Relating to the Payment of Highway Taxes.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert the following:

"For an Act to Amend and Re-Enact Section 1990p of the Compiled Laws of North Dakota for the Year 1913 as amended by Chapter 168 of the Session Laws for the Year 1915, Relating to Payment of Highway Taxes.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. Amendment.) Section 1990p of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 168 of the Session Laws for the year 1915, is hereby amended and re-enacted to read as follows:

"Section 1990p. Road Tax. How Paid.) Any taxpayer in any township, who so elects, shall notify the township overseer of highways before May 1st of his intention to work out his road tax, and the township overseer shall file a list of such names with the township clerk before May 15th. Provided, that in unorganized territory the district overseer of highways or the deputy county superintendent of highways shall file said list with the county auditor. Said taxpayers shall then be employed on the highways at the time and place at which the district overseer or the deputy county superintendent of highways shall designate. The compensation for this labor shall be paid as provided in Section 2012 and Section 2016 of the Compiled Laws of North Dakota for the year 1913; provided further, that in organized townships the township road overseer, and in unorganized territory the district road overseer or deputy county superintendent of highways shall certify to the county auditor on or before November 1st of each year the amount of taxes worked out by each taxpayer, and the county auditor shall at once credit each taxpayer with the amount of the taxes so worked out.

And when so amended recommend the same do pass.

H. W. ALLEN,
Chairman.

Mr. Allen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred: House Bill No. 234.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the School for the Deaf at Devils Lake, and for Making Permanent Improvements and Additions Thereto.

Have had the same under consideration and recommend that the same be amended as follows:

In the engrossed bill, Section 1, under "Improvements and Repairs" insert a new line "Repairs to New Building..... \$1,000."

Also strike out figures "\$4,000" after "total improvements and repairs," and insert in lieu thereof the figures "\$5,000."

Also in subdivision 2, after "new building" insert a new line "Machine shed.....\$300." Also in same subdivision, after "total buildings" strike out the figures "\$300" and insert in lieu thereof "\$600."

Also in subdivision 3, under "Equipment," strike out the following words: Domestic Science Equipment.....\$500." Also in same subdivision strike out "Sewing Department Equipment.....\$200." Also in next line strike out "Industrial Training Equipment.....\$500." And insert in lieu thereof the words: "Equipment for Domestic Science, Sewing and Industrial Training Departments.....\$2,500." Also in same subdivision, after "Total Equipment" strike out the figures \$3,150" and insert in lieu thereof the figures "\$4,450."

Also in subdivision 4, under "Miscellaneous," strike out lines 1, 2, 3, 4 and 5, down to "Total Improvements and Repairs, etc.," and insert in lieu thereof the words: "Purchasing Real Estate and Perfecting Water Supply.....\$7,000."

Also in Section of the engrossed bill strike out the figures "\$14,450" and insert in lieu thereof "\$17,050."

Also strike out figures "\$14,450" in the last line of the engrossed bill and insert in lieu thereof the figures "\$17,050."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON WAYS AND MEANS

The Committee on Ways and Means made the following report:

Mr. President:

Your Committee on Ways and Means, to whom was referred:

House Bill No. 137.

A Bill for an Act to Amend Section 1833 of the Compiled Laws of 1913, Relating to Allowances and Payment of Estimates Upon Contracts for the Construction of Public Buildings.

Have had the same under consideration and recommend that the same do pass.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 325.

A Bill for an Act Creating the Office of State Fire Marshal, Describing the Duties, and Providing a Fund for the Maintenance of Same; and to Repeal Article 11 of Chapter 4 of the Political Code of the Compiled Laws of North Dakota for the Year 1915, Being Sections 201 to 223, Inclusive, of Said Compiled Laws.

Have had the same under consideration and recommend that the same be indefinitely postponed.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 78.

A Bill for an Act Creating an Industrial Insurance Department, Defining Its Powers and Duties, Making an Appropriation for Its Administration, Providing for the Creation and Disbursement of Funds for the Compensation and Care of Workmen Injured in Hazardous Employment, and, Except in Certain Specified Cases, Abolishing the Doctrine of Negligence as a Ground for the Recovery of Damages Against Employers, and Depriving the Courts of Jurisdiction of Such Controversies.

Have had the same under consideration and recommend that the same be referred to a Committee of the Whole Senate.

H. P. JACOBSEN,
Chairman.

Mr. Jacobsen moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 427.

A Bill for an Act Relating to and Regulating the Use and Furnishing of Trading Stamps or Other Similar Schemes or Devices or Substitutes Therefor, for or with the Sale of Goods, Wares and Merchandise, and Providing for a Penalty for the Violation Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out the last word in line 7 and the first four words in line 8 of the printed bill, namely the words "any moneys, or credits, or."

Also in Section 1, in line 17, after the word "place" strike out the period and insert in lieu thereof a semicolon (;) and add the following:

"Provided that this act shall not apply to using or furnishing COUPONS, TICKETS, CERTIFICATES, CARDS or similar devices contained in or attached to the original package of said goods, wares, or merchandise, by the manufacturer, jobber, distributor, or packer thereof, and directly redeemable by the manufacturer, jobber, distributor, packer, or retailer of such goods, wares, or merchandise."

And when so amended recommend the same do pass.

M. L. MCBRIDE,
Chairman.

Mr. McBride moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON CORPORATIONS OTHER THAN MUNICIPAL

The Committee on Corporations Other Than Municipal made the following report:

Mr. President:

Your Committee on Corporations Other Than Municipal, to whom was referred:

House Bill No. 99.

A Bill for an Act Relating to the Incorporation of Co-Operative Associations, and the Fees to be Paid Therefor, the Powers, Duties and Obligations Thereof.

Have had the same under consideration and recommend that the same do pass.

CHAS. E. DROWN,
Chairman.

Mr. Drown moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON PUBLIC HEALTH

The Committee on Public Health made the following report:

Mr. President:

Your Committee on Public Health, to whom was referred:

House Bill No. 123.

A Bill for an Act Regulating and Licensing the Manufacture, Labeling, Sale and Advertising of Patent and Proprietary Medicines, Fraudulent Therapeutic Appliances and Devices, and for Other Purposes.

Have had the same under consideration and the majority recommend that the same be indefinitely postponed.

J. A. ENGLUND,
E. M. NELSON,
F. T. GRONVOLD,
CHAS. E. DROWN,
ALBERT STENMO.

Also House Bill No. 123.

A Bill for an Act Regulating and Licensing the Manufacture Labeling, Sale and Advertising of Patent and Proprietary Medicines, Fraudulent Therapeutic Appliances and Devices, and for Other Purposes.

Have had the same under consideration and the minority recommend that the same do pass.

CARROL D. KING,
J. P. HEMMINGSEN,
CHAS. ELLINGSON,
H. J. ROWE.

Mr. Englund moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Rowe moved as an amendment that the minority report be substituted for the majority report.

Which motion was lost.

The question being on the motion to adopt the majority report, the motion prevailed, and the report of the majority of the committee was adopted.

Mr. Englund moved that the vote by which House Bill No. 123 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 366.

A Concurrent Resolution.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 38; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gibbens	King
Beck	Gronvold	Kirkeide
Benson	Haggart	Levang
Cahill	Hamerly	Lindstrom
Carey	Hamilton	McBride
Drown	Heckle	McCarten
Ellingson	Hemmingesen	McGray
Englund	Hunt	Martin
Ettestad	Jacobsen	Morkrid

Messrs.	Messrs.	Messrs.
Mortenson	Pendray	Stenmo
Mostad	Ployhar	Wenstrom
Nelson, G. Forks	Porter	Zieman
Nelson, Richland	Sikes	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hyland	Paulson	Rowe
McLean	Putnam	Young
Murphy		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	Thoreson	Welford
Sandstrom		

So the bill passed, and the title was agreed to.

House Bill No. 280.

A Bill for an Act Providing for Writs of Error and Granting to the Supreme Court Power to Prescribe Rules Therefor.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Levang	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Rowe
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Heckle	Mostad	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	Sandstrom	Welford

So the bill passed, and the title was agreed to.

House Bill No. 259.

A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages, and Other Instruments in Writing and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	King	Paulson
Benson	Kirkeide	Pendray
Cahill	Levang	Ployhar
Carey	Lindstrom	Porter
Drown	McBride	Putnam
Ellingson	McCarten	Rowe
Ettestad	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Welford
Heckle	Mostad	Zieman
Hemmingsen	Murphy	Young
Hyland	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Hunt	Sandstrom
Gibbens	Kretschmar	

So the bill passed, and the title was agreed to.

House Bill No. 126.

A Bill for an Act Defining the Crime of Swindling; Prescribing a Punishment Therefor; Providing the Method for Making Arrests for Violations Thereof; Providing for Ejection of Swindlers from Public Places and Conveyances; and Specifying the Class of Testimony Upon Which Convictions May Be Had.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Kretschmar	Sandstrom

So the bill passed, and the title was agreed to.

House Bill No. 88.

A Bill for an Act to Amend and Re-Enact Section 17 of Chapter 172, Laws of 1915.

Was read the third time.

Mr. Welford moved that further consideration of House Bill No. 88 be laid over for the present.

Which motion prevailed.

House Bill No. 154.

A Bill for an Act to Amend and Re-Enact Section 4844 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Payment of Dividends by Domestic Insurance Companies from Surplus Profits.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt	Murphy	

Absent and not voting:

Messrs.	Messrs.
Gibbens	Sandstrom

So the bill passed, and the title was agreed to.

House Bill No. 393.

A Bill for an Act to Amend Section 4836, Revised Codes, 1913, Relating to the Purposes for Which Insurance Corporations May Be Formed in North Dakota.

Was read the third time.

Mr. Allen moved that House Bill No. 393 be amended by inserting the words "so far as they" after the word "in" in line 1 of Section 2.

Which motion prevailed and the bill was so amended.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Levang	Porter
Drown	McBride	Putnam
Ettestad	McCarten	Rowe
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Kretschmar	Nelson, G. Forks
Englund	Lindstrom	Sandstrom
Gibbens	Martin	Thoreson

So the bill, as amended, passed, and the title was agreed to.

House Bill No. 153.

A Bill for an Act to Amend and Re-Enact Section 4871 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Membership, Notice of Meetings and By-Laws of Domestic Mutual Insurance Companies.

Was read the third time.

The question being on the final passage of the bill the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, Richland
Beck	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Levang	Porter
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Heckle	Morkrid	Thoreson
Hamerly	Mortenson	Welford
Hamilton	Murphy	Young
Hemmingsen	Nelson, G. Forks	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Kretschmar	Mostad
Ellingson	Lindstrom	Putnam
Gibbens	Martin	Wenstrom

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 28, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 307.

A Bill for an Act to Require That All Contracts for the Furnishing of Gasoline, Kerosene, Distillate and Lubricating Oils Used by the Various State Offices, State Departments and State Institutions Shall Be Let to the Lowest Competitive Bidder.

Also Senate Bill No. 213.

A Bill for an Act Defining the Thirteenth Judicial District, and Providing for Holding Terms of Court Therein.

Also Senate Bill No. 292.

A Bill for an Act to Provide That the School Board of Any School District May Provide for the Teaching of a Modern Language in Any Common School Thereof.

Also Senate Bill No. 114.

A Bill for an Act to Amend and Re-Enact Section 9233 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports Prohibited on Sunday.

Also Senate Bill No. 47.

A Bill for an Act Prohibiting Any Person Who Seeks Employment in This State From Making Any Misrepresentations Regarding His Affiliation With Certain Organizations to Any Person, Firm or Corporation Seeking to Employ Him, or From Whom He Seeks Employment, and Providing Penalty Therefor.

Also Senate Bill No. 159.

A Bill for an Act to Amend Section 5185 of the Compiled Laws of North Dakota for the Year 1913, Relating to Lists of Shareholders Kept by Banking Associations, and the Manner of Transferring Shares, and Providing for the Enforcement Thereof.

Also Senate Bill No. 258.

A Bill for an Act Making an Appropriation for Agricultural Demonstration Work on the Grounds of Spirit Wood Lake Chautauqua Association in Stutsman County.

Also Senate Bill No. 73.

A Bill for an Act, Entitled an Act Reinstating and Validating the Charters of Corporations That Have Been Cancelled for Failure to Make Reports as Required by and Under Section 4146 of the Revised Code of 1905 (Section 4518, Compiled Laws of 1913).

Also Senate Bill No. 268.

A Bill for an Act to Amend and Re-Enact Sections 719 and 720 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Salaries and Expenses of the Supreme Court Judges.

Also Senate Bill No. 167.

A Bill for an Act to Appropriate \$1,000.00 for the Improvement of the Military Grounds at Devils Lake.

Also Senate Bill No. 254.

A Bill for an Act to Provide for the Payment of Expenses of District Judges When Acting Outside of Their Home Counties, and Making an Appropriation Therefor.

Also Senate Bill No. 100.

A Bill for an Act to Amend and Re-Enact Chapter 313 of the Session Laws of 1911, Being Article 4 of Chapter 34 of the Compiled Laws of North Dakota for the Year 1913, Relating to a Non-Partisan Tax Commission.

Also Senate Bill No. 143.

A Bill for an Act to Amend and Re-Enact Section 7643 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Direction of Verdicts in the District Courts of the State.

Also Senate Bill No. 128.

A Bill for an Act to Amend and Re-Enact Section 3372 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Duty of the County Auditor.

Also Senate Bill No. 54.

A Bill for an Act to Provide for an Annual State Conference of Tax Officials of the State of North Dakota.

Also Senate Bill No. 295.

A Bill for an Act to Amend Sections 9658 and 9659 of the Compiled Laws of 1913, Relating to the Crime of Vagrancy.

Also Senate Bill No. 247.

A Bill for an Act to Amend and Re-Enact Section 4 of Chapter 179 of the Session Laws of North Dakota for 1915, Relating to Compensation of Juvenile Commissioners.

Also Senate Bill No. 204.

A Bill for an Act to Amend and Re-Enact Section 3307 of the Compiled Laws of North Dakota for the Year 1913, Relating to Official Newspapers.

Also Senate Bill No. 71.

A Bill for an Act Relating to Exchange in Any Note, Bond, Mortgage or Other Evidence of Debt.

Also Senate Bill No. 38.

A Bill for an Act to Amend and Re-Enact Sections 5151 and 5153 of the Revised Code of 1913, Being Sections 1 and 3 of Chapter 52, Laws of 1913, Relating to Corporations Having Banking Powers, Defining What Per Cent of the Capital Stock and Surplus of Such Corporation May Be Used for Real Estate, Banking House, Furniture and Fixtures, and Defining the Penalties for Violation Thereof.

Also Senate Bill No. 101.

A Bill for an Act to Designate the Venue of Civil Actions Commenced in County Courts With Increased Jurisdiction.

Also Senate Bill No. 319.

A Bill for an Act to Amend and Re-Enact Section 11162 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 160 of the Session Laws of North Dakota for the Year 1915, and to Amend Section 11163 of the Compiled Laws of North Dakota for the Year 1913, All Relating to the Return of Fugitives from Justice.

Also Senate Bill No. 251.

A Bill for an Act to Amend and Re-Enact Section 4 of Chapter 112 of the 1915 Session Laws of the State of North Dakota, Relating to Salary and Expenses of the County Superintendent of Schools.

Also Senate Bill No. 106.

A Bill for an Act Providing Penalties for Defacing, Removing or Destroying Identification Marks on Motor Vehicles with the Intent of Concealing or Misrepresenting the Identity or Ownership of the Same.

Also Senate Bill No. 179.

A Bill for an Act to Appropriate \$300.00 Annually for 1918 and 1919 to Aid the North Dakota State Poultry Association in Holding Poultry Exhibitions, as Authorized Under Sections 5117 to 5120, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 226.

A Bill for an Act to Amend and Re-Enact Section 8359 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Service of Citations Issuing Out of Probate Court.

Also Senate Bill No. 196.

A Bill for an Act to Amend and Re-Enact Section 10521 of the Compiled Laws of North Dakota for 1913, Relating to Time of Commencing Criminal Actions.

Also Senate Bill No. 197.

A Bill for an Act to Amend and Re-Enact Section 10605 of the Compiled Laws of North Dakota for 1913, Relating to Preliminary Examinations.

Also Senate Bill No. 223.

A Bill for an Act to Amend and Re-Enact Sections 551, 552 and 557 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Qualifications and Issuing of Certificates to Certified Public Accountants of This State; and Providing Penalties for the Violation of the Provisions of the Accountancy Laws of North Dakota.

Also Senate Bill No. 56.

A Bill for an Act Providing for Taxation of Real Estate Mortgages and Relating to Taxation and Revenue.

Also Senate Bill No. 52.

A Bill for an Act to Amend and Re-Enact Sections 2165 and 3646 of the Codified Laws of the State of North Dakota for the Year 1913, Relating to Revenue and Taxation, and the Abatement of Taxes.

Also Senate Bill No. 109.

A Bill for an Act to Require Railroad Companies to Install and Maintain Stock Scales in Railroad Stock Yards at All Stations or Points From Which Fifty Car Loads or More of Stock Were Shipped During the Year 1916; Requiring the Appointment of a Competent Weighmaster, and Prescribing Penalties for Violation of This Act, and Defining Powers of Railroad Commissioners.

Also Senate Bill No. 34.

A Bill for an Act to Amend Section 5149 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Organization of State Banks and to Define the Powers and Duties of the State Banking Board and State Examiner in Relation to the Location and Establishment of Such Banks.

Also Senate Bill No. 4.

A Bill for an Act Amending Section 185 of the Constitution of the State of North Dakota, Relating to Loans, Giving Credit or Aid, by the State or Its Political Subdivisions, and to Agricultural Loans, Popularly Known as Rural Credits.

Also Senate Bill No. 26.

A Concurrent Resolution Amending Section 56 of the Constitution of the State of North Dakota, Relating to the Length of the Legislative Session.

Also Senate Bill No. 27.

A Concurrent Resolution Amending Section 55 of the Constitution of the State of North Dakota, Relating to the Frequency of Legislative Sessions.

Also Senate Bill No. 29.

A Bill for an Act to Amend Section 1383 of the Compiled Laws of 1913, Relating to Branches to Be Taught in the Common Schools.

Also Senate Bill No. 32.

A Bill Amending Sections 150 and 173 of the Constitution of the State of North Dakota, Relating to the Election and Duration of Terms of Office of County Officers.

Also Senate Bill No. 60.

A Bill for an Act to Amend Section 2, Chapter 245, of the Laws of 1911, Otherwise Known as Section 4671, Compiled Laws of North Dakota, 1913.

Also Senate Bill No. 61.

A Bill for an Act to Amend and Re-Enact Section 4700 of the Compiled Laws of North Dakota for 1913, Concerning Railroads and Clearance of Obstructions Thereon.

Which the House has indefinitely postponed.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

House Bill No. 165.

A Bill, a Concurrent Resolution, Amending the Constitution of the State of North Dakota, Relating to the Investment of School Funds.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gronvold	McCarten	Sikes
Haggart	McGray	Stenmo
Hamerly	McLean	Thoreson
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Beck	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Martin	Welford
Hunt	Pendray	

So the bill passed, and the title was agreed to.

House Bill No. 244.

A Bill for an Act to Amend and Re-Enact Section 1714 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Commitment of Feeble-Minded Persons to the Institution for the Feeble-Minded.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Nelson, Richland
Cahill	Kirkeide	Paulson
Carey	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Pendray	Welford

So the bill passed, and the title was agreed to.
Mr. Jacobsen moved that the Senate do now adjourn.
Which motion prevailed, and the Senate adjourned.

W. J. PRATER,
Secretary.

FIFTY-EIGHTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
February 28, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Hirsch.

Roll call.

All members present.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the fifty-seventh day, have carefully examined the same and recommend that the same be corrected as follows:

On page 15, in line 41, strike out the name "N. W. Nelson."

Page 33, in line 35, strike out figures "667" and insert in lieu thereof the figures "669."

On page 48, between lines 30 and 31 insert:

"Which motion prevailed."

On page 59, line 4, strike out figures "10" and insert in lieu thereof the figure "1."

That the Journal of the third day be corrected as follows:

First page, strike out the words "and Doorkeeper" before the name "Sigur Robertson."

Strike out the words "voucher clerk and bookkeeper," before the name "Mrs. S. A. Hogue," and insert in lieu thereof the following: "Pay roll clerk, \$5.00 per day."

On page 2, strike out on line 2, the words "Bill Clerk" and insert in lieu thereof the words "Assistant Journal Clerk."

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 28, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 132.

A Bill for an Act to Reimburse Dr. E. F. Ladd for Expenses Incurred in Défense of Legal Actions Brought Against Him by Certain Corporations in Connection with His Enforcement of the Pure Food Laws of the State.

Also Senate Bill No. 175.

A Bill for an Act Making It the Duty of the Board of County Commissioners to Approve Bills Covering Expenses Incurred in the Arrest and Return of Fugitives From Justice for the County in Which Such Board May Have Jurisdiction, and Appropriating \$3,000.00 to Provide for the Payment of Such Expenses.

Also Senate Bill No. 104.

A Bill for an Act to Amend and Re-Enact Section 1980 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Purchase of Road Machinery.

Also Senate Bill No. 239.

A Bill for an Act to Amend and Re-Enact Sections 624 and 627 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Commissioner of Noxious Weeds.

Also Senate Bill No. 108.

A Bill for an Act to Amend and Re-Enact Section 2728 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Appraisement of Animals Killed or Destroyed, According to Law, for Being Affected with the Disease Known as Glanders.

Also Senate Bill No. 152.

A Bill for an Act to Appropriate \$40,450 for the Department of Agricultural Extension of the North Dakota Agricultural College, for Agricultural Work During the Years 1917 and 1918 as Outlined in the Federal Smith-Lever Act.

Also Senate Bill No. 139.

A Bill for an Act to Provide for the Eradication of Certain Bushes and Hedges, Commonly Known as Barberry Bushes, in Order to Provide for the Control and Lessening of Damage by Rust to Wheat and Other Cereals and Grasses, Making an Appropriation for the Enforcement of This Act, and Providing Penalties.

Also Senate Bill No. 250.

A Bill for an Act Providing for the Building of Teacher-

ages.

Also Senate Bill No. 177.

A Bill for an Act to Appropriate \$10,000.00 to Missouri Slope Agricultural and Fair Association at Mandan for the Fairs to Be Held in 1918 and 1919, as Authorized by Sections 1860 and 1866, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 112.

A Bill for an Act Providing for the Appointment of a Special Administrator for the Purpose of Releasing a Mortgage or Judgment Against a Deceased Person Which Has Been Satisfied But Not Discharged of Record.

Also Senate Bill No. 324.

A Bill for an Act Making an Appropriation for Additional Pensions for Members of the First North Dakota Infantry in the Service of Their Country During the Years 1916 and 1917, and Providing a Method of Payment.

Also Senate Bill No. 198.

A Bill for an Act to Enable the North Dakota Agricultural Experiment Station to Devise, Demonstrate and Put in Operation Methods for the Destruction of Wolves, Coyotes and Other Noxious Predatory Animals; to Make Appropriation Therefor; and Repealing Sections 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655 and 2656 of the Compiled Laws of North Dakota for 1913, Together With All Acts and Parts of Acts in Conflict Herewith.

Also Senate Bill No. 209.

A Bill for an Act Amending Section 11150 of the Compiled Laws of North Dakota for 1913, Relating to the Reward for the Apprehension of Criminals.

Also Senate Bill No. 235.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

Also Senate Bill No. 317.

A Bill for an Act to Amend Section 11267 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Section 7 of Chapter 191 of the Session Laws of 1915, Relating to Extra "Good Time" Allowed Prisoners Confined in the Penitentiary.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 78.

A Bill for an Act to Require All Public Service Corporations Doing Business Within This State to Pay Their Employees at Least Semi-Monthly, the Wages Earned by Them to Within Fifteen (15) Days of the Date of Such Payment, Unless Prevented by Inevitable Casualty, and Providing Penalty in Case of Default.

Which the House has amended as follows:

In the title of bill, after the word "Corporations," insert "and any other public service corporation."

In Section 1, on line 1, after the word "Corporation," insert "any other public service corporation."

In Section 2, on line 2, after the word "Corporation," insert "or any other public service corporation."

Also Senate Bill No. 137.

A Bill for an Act to Amend and Re-Enact Section 9238 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports on the First Day of the Week.

Which the House has amended as follows:

At the end of the bill add the following clause: "Provided also that no games of baseball shall take place where the contesting teams play for a money consideration, or where entrance fee is charged spectators."

Also Senate Bill No. 46.

A Bill for an Act to Amend and Re-Enact Sections 33 and 52 of Chapter 161 of the Session Laws of North Dakota for the Year 1915, Relating to the Season for Killing Game Birds.

Which the House has amended as follows:

Strike out everything after the word "follows" in line 3 of Section 1, and that there be substituted therefor the following:

"No person shall hunt, take, kill, ship or convey, or cause to be shipped or transported by common or private carrier, to any person, either within or without the state, expose for sale, sell to anyone, or have in possession with intent to sell, or have in possession, or under control at any one time, turtle dove, snipe, prairie chicken, curlew, plover, pinnated, white-breasted or sharp-tailed grouse, wild duck of any variety, wild goose of any variety, or aquatic fowl, or any part thereof, within the boundary limits of the State of North Dakota, except:

"FIRST, That any turtle dove, snipe, prairie chicken, curlew, plover or woodcock may be killed or had in possession between the 16th day of September and the 16th day of October, both inclusive; provided that no prairie chickens, pinnated, white-breasted and sharp-tailed grouse shall be hunted and killed in the years 1917 and 1918.

"SECOND, That any wild duck of any variety, or any wild goose or brant of any variety may be killed and had in possession between the 16th day of September and the 1st day of December, both inclusive. After the 16th day of September, 1918, it shall be lawful to kill and have in possession crane of any variety, or swan, between the 16th day of September and the 1st day of December, both inclusive.

"No person shall hunt on the premises of another without permission from the owner.

"Any person violating the provisions of this section shall be punished by a fine of not less than \$25.00 nor more than \$50.00 for each bird, and cost of prosecution, or by imprisonment in the county jail for not less than twenty days, nor more than thirty days, or by both fine and imprisonment, in the discretion of the court, for each and every bird killed or destroyed contrary to the provisions of this section.

"Section 2. That Section 52 of Chapter 161 of the Session Laws of North Dakota for the year 1915 be amended and re-enacted to read as follows:

"No person shall in any one day take, catch, kill or destroy to exceed five each pinnated grouse(prairie chicken), sharp-tailed grouse (white-breasted) grouse, turtle dove, plover of

any variety, or five of the same combined, or have in possession at any one time to exceed ten of each, or all combined; nor more than fifteen each of wild duck of any variety, wild geese of any variety, rails, woodcock or snipe of any variety, or of the same combined, or have in possession at any time to exceed thirty each, or all of the same combined.

"Any person violating the provisions of this section shall, upon conviction, be punished by a fine of not less than \$25.00, nor more than \$50.00, for each and every bird, and cost of prosecution, or by imprisonment in the county jail for not less than twenty days nor more than thirty days, or by both such fine and imprisonment, in the discretion of the court, for each and every bird so killed or destroyed, or had in possession contrary to the provisions of this section.

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

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORT OF SENATE COMMITTEE ON CITIES AND MUNICIPAL
CORPORATIONS

The Committee on Cities and Municipal Corporations made the following report:

Mr. Speaker:

Your Committee on Cities and Municipal Corporations, to whom was referred:

House Bill No. 295.

A Bill for an Act to Amend and Re-Enact Section 3686 of the Compiled Laws of North Dakota of 1913, as Amended by Chapter 73 of the Laws of 1915, Relating to Taking and Purchasing Private Property by Cities.

Have had the same under consideration, and recommend that the same do pass.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 294.

A Bill for an Act to Amend and Re-Enact Section 3799 of the Compiled Laws of North Dakota for 1913, Relating to Ordinances Under the Commission System of Government.

Have had the same under consideration, and recommend that the same do pass.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:

House Bill No. 225.

A Bill for an Act Making Appropriation to Provide Funds for Payment of Per Diem and Expenses of the North Dakota Budget Board.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 415.

A Bill for an Act Making an Additional Appropriation for the Maintenance of the County Agricultural and Training Schools at Maddock, Benson County.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 356.

A Bill for an Act Appropriating the Sum of \$15,000 to Be Used by the Governor and Authorizing Him to Cause an Investigation to Be Made as to the Location and Cost of a State-Owned Flour Mill and State-Owned Packing Plant.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 222.

A Bill for an Act Providing for the Transportation of Prisoners and Insane Patients.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:

House Bill No. 146.

A Bill for an Act to Create the Office of President Emeritus of the Agricultural College at Fargo, North Dakota, and

Electing John H. Worst Thereto, and Providing the Salary Therefor.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 147.

A Bill for an Act to Amend and Re-Enact Sections 1105, 1107, 1108, 1111, 1113, 1116, 1120, and Repeal Section 1119 of the Compiled Laws of 1913 of the State of North Dakota, Relating to the Office of Superintendent of Public Instruction.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON WAREHOUSE AND GRAIN
GRADING

The Committee on Warehouse and Grain Grading made the following report:

Mr. President:

Your Committee on Warehouse and Grain Grading, to whom was referred:

House Bill No. 238.

A Bill for an Act to Provide for the Issuance of Warehouse Certificates on Packing House Products.

Have had the same under consideration, and recommend So the bill passed, the title was agreed to.

MARTIN THORESON,
Chairman.

Mr. Thoreson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 418.

A Bill for an Act to Provide for an Implied Warranty in the Selling of Farm Machinery, and Providing That Promissory Notes Given in Payment for Same Shall Not Be Negotiable Except Upon a Condition Subsequent Containing a Statement of the Vendee That the Machinery Is as Warranted.

Have had the same under consideration, and a majority recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

F. T. GRONVOLD,
FRANK E. PLOYHAR,
CHAS. ELLINGSON,
JOUN E. PAULSON,
C. O. HECKLE,
G. W. HAGGART,
C. H. PORTER,
FRANK H. HYLAND.

Also House Bill No. 418.

A Bill for an Act to Provide for an Implied Warranty in the Selling of Farm Machinery, and Providing That Promissory Notes Given in Payment for Same Shall Not Be Negotiable Except Upon a Condition Subsequent Containing a Statement of the Vendee That the Machinery Is as Warranted.

Have had the same under consideration, and a minority recommend that the same be amended as follows:

At end of Section 3 add the following:

"Provided, however, the purchaser must use all reasonable diligence to discover whether such machinery complies with the warranties under which it is sold, and he must, on having reason to believe that the same does not comply with any of such warranties, give notice to the seller or agent, or dealer through whom the machinery was bought. The time within which the buyer shall discover whether the machinery complies with the warranties and give such notice, may be limited by contract to not less than twenty days from the time of beginning to use such machinery in actual work, and no use thereof after giving such notice while awaiting an attempt on the part of the seller to remedy defects, or at the request or direction of, or in connection with the seller, while the seller is attempting or pretending to make same comply with the warranties under which it is sold, shall be a waiver of any right of the buyer."

And when so amended, recommend the same do pass.

R. McCARTEN,
JAMES A. WENSTROM
MORTEN MORTENSON,
CHRIST LEVANG,
D. H. HAMILTON.

Mr. McBride moved that the majority report be adopted.

Which motion was duly seconded.

Mr. McCarten moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Roll call was demanded.

The question being on the motion to adopt the minority report, recommending House Bill No. 418 pass as amended, the roll was called, and there were ayes, 21; nays, 24; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mostad
Cahill	King	Nelson, G. Forks
Drown	Levang	Pendray
Ettestad	McCarten	Sikes
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Hemmingsen	Mortenson	Wenstrom

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Kirkeide	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Gibbens	McGray	Rowe
Gronvold	McLean	Sandstrom
Haggart	Murphy	Young
Heckle	Nelson, Richland	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Kretschmar	Stenmo
Jacobsen		

So the motion was lost.

The question being on the adoption of the majority report, the motion prevailed, and the report of the majority of the committee was adopted.

Mr. Paulson moved that the vote by which House Bill No. 418 was indefinitely postponed be reconsidered, and the motion to reconsider be laid upon the table.

Which motion prevailed.

Mr. Jacobsen objected to the consideration of the committee reports on House Bill No. 376, so the committee reports were laid over for one day.

Mr. Jacobsen objected to the consideration of the committee reports on House Bill No. 373, so the reports were laid over for one day.

Mr. Paulson moved that further consideration of House Bill No. 299 be indefinitely postponed.

Which motion prevailed, and the bill was indefinitely postponed.

Mr. Jacobsen moved that House Bill No. 268 be placed at the foot of the Calendar.

Which motion prevailed, and the bill was put at the foot of the Calendar.

House Bill No. 188.

A Bill for an Act to Make Uniform the Laws of Sale of Goods.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 34; nays, 13; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Murphy
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Paulson
Carey	Kirkelde	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Rowe
Englund	McBride	Sandstrom
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Mortenson	Welford
Heckle	Mostad	Zieman
Hemmingsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Martin	Putnam
Hamerly	MoKrid	Skes
Hamilton	Nelson, Richland	Wenstrom
Hyland	Pendray	Young
McCarten		

Absent and not voting:

Messrs.	Messrs.
Cahill	Lindstrom

So the bill passed, as amended, and the title was agreed to.

Mr. Paulson moved that the vote by which House Bill No. 188 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 372.

A Bill for an Act Relating to the Validation of Certain Defective Proceedings in the Incorporation of Cities, and Relating to Defective Proceedings to Affect the Extension of the Limits Thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 38; nays, 9; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Levang	Ployhar
Beck	Lindstrom	Porter
Benson	McBride	Putnam
Carey	McCarten	Rowe
Englund	McGray	Sandstrom
Gibbens	McLean	Skes
Gronvold	Martin	Stenmo
Haggart	Mostad	Thoreson
Heckle	Murphy	Welford
Jacobsen	Nelson, G. Forks	Wenstrom
King	Nelson, Richland	Young
Kirkelde	Paulson	Zieman
Kretschmar	Pendray	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cahill	Hamerly	Hunt
Drown	Hamilton	Morkrid
Ettestad	Hemmingsen	Mortenson

Absent and not voting:

Messrs.	Messrs.
Ellingson	Hyland

So the bill passed, and the title was agreed to.

House Bill No. 317.

A Bill for an Act to Amend and Re-Enact Section 9691 of the Compiled Laws of North Dakota, 1913, Relating to Gambling Houses Declared to Be Public Nuisances and Providing Penalty for Maintaining Same.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 41; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Nelson, G. Forks
Beck	Hunt	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	Kirkelde	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Stenmo
Gronvold	McLean	Welford
Haggart	Morkrid	Wenstrom
Hamerly	Mortenson	Zieman
Heckle	Murphy	

Those voting in the negative were:

Messrs.	Messrs.
Martin	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	King	Sikes
Hyland	Mostad	Thoreson

So the bill passed, and the title was agreed to.

House Bill No. 60.

A Bill for an Act to Authorize and Empower Cities Operating Municipal Electric Light Plants or Water Systems to Sell Surplus Electricity or Water to Supply Manufacturing Plants and Other Buildings Outside of the City Limits.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hunt	Nelson, G. Forks
Benson	Hyland	Nelson, Richland
Cahill	Jacobsen	Paulson
Carey	King	Pendray
Drown	Kirkeide	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Stenmo
Gronvold	McGray	Welford
Haggart	McLean	Wenstrom
Hamerly	Martin	Young
Hamilton	Mortenson	Zieman
Heckle	Mostad	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	Putnam	Thoreson
Morkrid	Sikes	

So the bill passed, and the title was agreed to.

House Bill No. 388.

A Bill for an Act to Amend and Re-Enact Section 10105 of the Compiled Laws of the State of North Dakota, 1913, Defining Intoxicating Liquors.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 38; nays, 3; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Paulson
Beck	Hyland	Pendray
Benson	King	Ployhar
Cahill	Kirkeide	Porter
Carey	Levang	Putnam
Ellingson	McBride	Rowe
Englund	McCarten	Sandstrom
Ettestad	McGray	Sikes
Gibbens	McLean	Stenmo
Hamerly	Mortenson	Welford
Hamilton	Murphy	Wenstrom
Heckle	Nelson, G. Forks	Zieman
Hemmingsen	Nelson, Richland	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	Martin	Young

Absent and not voting:

Gronvold	Kretschmar	Mostad
Haggart	Lindstrom	Thoreson
Jacobsen	Morkrid	

So the bill passed, and the title was agreed to.

House Bill No. 388.

A Bill for an Act to Amend and Re-Enact Section 10105 of the Compiled Laws of the State of North Dakota, 1913, Defining Intoxicating Liquors.

The question being on the emergency clause, the roll was called, and there were ayes, 35; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamilton	Murphy
Benson	Heckle	Nelson, G. Forks
Beck	Hemmingsen	Nelson, Richland
Cahill	Hyland	Pendray
Carey	King	Ployhar
Ellingson	Kirkeide	Porter
Englund	Levang	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McGray	Stenmo
Gronvold	McLean	Welford
Haggart	Mortenson	Wenstrom
Hamerly	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	Lindstrom	Thoreson
Jacobsen	McCarten	Young
Kretschmar	Martin	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hunt	Paulson	Sikes
Morkrid	Putnam	

So the emergency clause carried.

House Bill No. 192.

A Bill for an Act Entitled an Act to Amend and Re-Enact Section 5, of Chapter 179 of the Laws of 1907, as Amended by Chapter 176 of the Laws of 1909, Chapter 75 of the Laws of 1911, and Chapter 71 of the Laws of 1915, Same Being Section 3021 of the Revised Codes of 1905 and Known and Designated as Section 4059 of the Compiled Laws of 1913, Relating to Powers of Park Commission.

Mr. Hyland moved to amend House Bill No. 192 as follows:

Change the title to read:

"For an Act Entitled an Act to Amend and Re-Enact Chapter 71 of the Laws of 1915, Relating to Powers of Park Commission."

Strike out all of the first five lines of Section 1, except the following:

"Section 1. That Chapter 71 of the Laws of 1915, Relating to powers of Park Commission, be amended and re-enacted to read as follows:"

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt		

Those voting in the negative were: Mr. Drown
Absent and not voting:

Messrs.	Messrs.
Martin	Putnam

So the bill passed, as amended, and the title, as amended, was agreed to.

Mr. Jacobsen moved that the Senate request the return from the House of the House concurrent resolution with reference to Codes and Session Laws.

Which motion prevailed.

House Bill No. 95.

A Bill for an Act Providing for the Construction and Repair of Curbing in Cities, and Providing for the Letting of Contracts, and the Manner of Enforcing Payment for Curbing Built.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 36; nays, 8; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Nelson, G. Forks
Beck	Kretschmar	Paulson
Carey	Levang	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Gibbens	McCarten	Rowe
Gronvold	McGray	Sandstrom
Haggart	McLean	Sikes
Heckle	Martin	Thoreson
Hyland	Mortenson	Welford
Jacobsen	Mostad	Young
King	Murphy	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hamilton	Morkrid
Ettestad	Hemmingsen	Nelson, Richland
Hamerly	Hunt	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Pendray	Wenstrom
Drown	Stenmo	

So the bill passed, the title was agreed to.

House Bill No. 200.

A Bill for an Act to Amend and Re-Enact Chapter 269 of the Laws of North Dakota for the Year 1915.

Was read the third time.

Mr. Allen moved that House Bill No. 200 be amended by inserting after the figures "1913" in line 5, Section 1 of the engrossed bill, the following: "As amended by Chapter 269, Session Laws of 1915."

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt	Murphy	

Absent and not voting:

Messrs.	Messrs.
Drown	Pendray

So the bill passed, as amended, and the title was agreed to.

House Bill No. 260.

A Bill for an Act Validating Certain General and Special Elections in Villages, and Bonds and Warrants Issued by the Corporate Authorities Thereof in Pursuance of Such Elections.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	King	Nelson, Richland
Benson	Kirkeide	Paulson
Cahill	Jacobsen	Ployhar
Carey	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Kretschmar	Sikes
Haggart	Pendray	

So the bill passed, and the title was agreed to.
House Bill No. 260.

A Bill for an Act Validating Certain General and Special Elections in Villages, and Bonds and Warrants Issued by the Corporate Authorities Thereof in Pursuance of Such Elections.

The question being on the emergency clause, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	King	Nelson, Richland
Benson	Kirkeide	Paulson
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McGray	Sandstrom
Gibbens	McLean	Sikes
Gronvold	Martin	Stenmo
Hamerly	Morkrid	Thoreson
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Welford
Hemmingsen	Murphy	Young
Hunt	Nelson, G. Forks	Zieman
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	Haggart	McCarten
Cahill	Jacobsen	Pendray

So the emergency clause was passed.
House Bill No. 113.

A Bill for an Act to Amend and Re-Enact Section 4521 of the Compiled Laws of North Dakota for the Year 1913, Re-

lating to the Reinstatement of Corporations Failing to Report to the Secretary of State.

Was read the third time.

Mr. McBride offered the following amendment to House Bill No. 113:

Strike out of the printed bill all of line 8 after the word "time" and all of line 9 before the word "be."

Mr. McBride moved that the amendment be adopted.

Which motion prevailed, and the amendment was adopted.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamerly	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt		

So the bill, as amended, passed, and the title was agreed to.

House Bill No. 384.

A Bill for an Act Requiring Every Motor Vehicle Operated on the Public Highway to Be Equipped With Lights Which Do Not Shed a Light of Such Brilliance, Intensity or Brightness as to Blind Persons Facing Such Lights, and Prescribing Penalties for Violation of This Act.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 35; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	King	Murphy
Beck	Kirkeide	Ployhar
Benson	Kretschmar	Porter
Cahill	Levang	Putnam
Carey	Lindstrom	Sandstrom
Drown	McBride	Sikes
Englund	McCarten	Stenmo
Hamerly	McLean	Thoreson
Hemmingsen	Martin	Welford
Hunt	Morkrid	Wenstrom
Hyland	Mortenson	Zieman
Jacobsen	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ellingson	Heckle	Pendray
Ettestad	Nelson, G. Forks	Rowe
Gibbens	Nelson, Richland	Young
Hamilton	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gronvold	Haggart	McGray

So the bill passed, and the title was agreed to.

Mr. McLean moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION

In open session announcement was made of the confirmation of the appointment as members of the State Board of Education of President Crane of the Minot State Normal School, President Smith of the Bottineau State School of Forestry, County Superintendent C. E. Cavette of Ransom County, Dr. A. A. Whittemore of Bowman County, all for the term of two years, beginning the first Tuesday in April, 1917.

In open session announcement was made of the confirmation as president of the State Board of Health of Dr. C. J. McGurran of Devils Lake, for the term of two years, beginning the first Tuesday in April, 1917.

THIRD READING OF HOUSE BILLS

Mr. Hyland moved that action on House Bill No. 298 be made a special order of business for 3 o'clock March 1, 1917.

Which motion prevailed.

House Bill No. 248.

A Bill for an Act to Amend Section 303 of the Compiled Laws of North Dakota, Relating to Transient Merchants and Peddlers.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Haggart	Lindstrom
Beck	Hamerly	McCarten
Benson	Hamilton	McGray
Cahill	Heckle	McLean
Carey	Hyland	Martin
Ellingson	Jacobsen	Morkrid
Englund	King	Mortenson
Ettestad	Kirkeide	Mostad
Gibbens	Kretschmar	Murphy
Gronvold	Levang	

Messrs.	Messrs.	
Pendray	Rowe	Thoreson
Ployhar	Sandstrom	Welford
Porter	Sikes	Wenstrom
Putnam	Stenmo	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	McBride	Paulson
Hemmingsen	Nelson, Richland	Young
Hunt	Nelson, G. Forks	Zieman

So the bill passed, and the title was agreed to.

Mr. Hyland moved that the Senate do now take a recess for ten minutes.

Which motion prevailed, and the Senate took a recess.

AFTER RECESS

PRESENTATION OF PETITIONS AND COMMUNICATIONS

To the Senate and House of Representatives:

Gentlemen:

We have to report that the Northern Pacific Railway Company has agreed to provide a special train between Bismarck and Fargo on the third day of March, to leave Bismarck at 7:00 a. m.
 Arrive at Jamestown..... 9:50 a. m.
 Arrive at Sanborn..... 10:40 a. m.
 Arrive at Valley City..... 11:00 a. m.
 Arrive at Fargo..... 12:45 p. m.

This train will make connections for trains north and south at Jamestown; north at Sanborn; north and south at Valley City.

If this schedule does not suit the members of the Legislature it will be changed as directed. Your pleasure in this matter is requested

Respectfully,
RAILROAD COMMISSION.

Mr. Heckle moved that the Railroad Company be informed that it is the desire of the Senate that the special train leave two hours after the session closes.

Which motion prevailed.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 2.

A Concurrent Resolution Amending the Constitution of the State of North Dakota.

Also Senate Bill No. 142.

A Bill for an Act for the Purpose of Perpetuating the Testimony of Injured Persons in Actions and Proceedings in the Courts of the State.

Also Senate Bill No. 217.

A Bill for an Act Entitled an Act Providing for the Establishment of Depositors Guarantee Fund to Guarantee Payment of General Deposits; and the Establishment of a Commission to Supervise and Control Such Fund; and Providing for the Liquidation of Insolvent Banks.

Also Senate Bill No. 278.

A Bill for an Act to Amend and Re-Enact Section 8601 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Payment of a Certain Sum to the Wife and Children of a Person Convicted and Sentenced to Confinement on a Charge of Desertion and Non-Support.

Also Senate Bill No. 194.

A Bill for an Act to Repeal Section 2155 of the Compiled Laws of North Dakota for 1913.

Also Senate Bill No. 275.

A Bill for an Act to Amend and Re-Enact Section 11226 of the Compiled Laws of North Dakota, Relating to the Discharge, Clothing and Employment of Prisoners Confined in the Penitentiary.

Also Senate Bill No. 131.

A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota, Relating to the Voting Privileges of Members of Co-operative Corporations.

Also Senate Bill No. 153.

A Bill for an Act to Appropriate \$300 to Provide Funds for the Burial of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion, and Erection of Headstones Therefor, as Authorized by Sections 3181, 3182, 3183 and 3184 of the Compiled Laws of North Dakota for 1913.

Also Senate Bill No. 178.

A Bill for an Act to Appropriate \$1,040.00 for the Payment of \$10.00 per Sunday During the Biennium 1917-1919, as an Aid to the Society for the Friendless, Authorized Under Chapter 46 of the North Dakota Session Laws of 1911.

Also Senate Bill No. 182.

A Bill for an Act to Appropriate \$9,380.21 to Be Used Only as Book Credit to Balance the Books of the State Auditor and the State Treasurer, and Wipe Out a Deficiency in the Public Printing Account Which Appears on the Books of the State Auditor and Treasurer July 1, 1915.

Also Senate Bill No. 183.

A Bill for an Act to Appropriate \$5,800.00 for the Payment of the Per Diem and Expenses of the Board of Experts, and the Salary and Other Expenses of the Field Officer, to Be Incurred Under Chapter 233 of the Session Laws of North Dakota for 1915.

Also Senate Bill No. 186.

A Bill for an Act to Appropriate \$600.00 to Provide Funds for the Payment of the Cost of the Lists of New Taxable Lands in 1918 and 1919, as Prescribed by Section 2222, Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 188.

A Bill for an Act to Appropriate \$1,500.00 to Provide Funds for the Payment of Fees and Expenses of Appraisers of Inheritances, Devises, Bequests, Legacies and Gifts, as Provided for in Section 8991 of the Compiled Laws of 1913 for North Dakota.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. King moved that the resolution on grain grading be re-referred to the Committee on State Affairs.

Which motion prevailed, and the bill was so re-referred.

Mr. Gronvold moved that House Bill No. 182 be recalled from the House.

Which motion was lost.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 28, 1917.

Mr. President:

I have the honor to inform you that the House has rescinded their action on the resolution introduced by Mr. Hendrickson, relating to Codes and Session Laws of 1913-15-17, by adopting the following resolution:

WHEREAS, A resolution donating Codes and Session Laws to the members of this Assembly passed this House Feb. 24, 1917, and

WHEREAS, The resolution was passed without due consideration and without the members realizing the import and the dangerous precedent established by such an act,

Now, Therefore, Be It Resolved, That this House of Representatives do respectfully inform the Senate that we do rescind our former action and request the return of said resolution.

And, Further, Be It Resolved, That the members of this House of Representatives do not desire any such donation of Codes and Session Laws, or any other articles of State property, excepting the Session Laws of the Fifteenth Legislative Assembly, which the members are entitled to as a part of the record of their own work in this Assembly.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

MOTIONS AND RESOLUTIONS

Mr. Jacobsen moved that the vote by which the Senate concurred in House Concurrent Resolution relating to Codes to be given to members of the Assembly and Lieutenant Governor, be reconsidered.

Which motion prevailed, and the vote was reconsidered.

Mr. Jacobsen moved that the Senate do now decline to concur in the House Concurrent Resolution, relating to Codes to be given to members of the Assembly and Lieutenant Governor.

Which motion prevailed.

Mr. Welford moved that House Bill No. 88 be placed on its third reading for final passage.

Which motion prevailed.

Mr. Welford moved that further consideration of House Bill No. 88 be laid over for the present.

Which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 2.

A Concurrent Resolution Amending the Constitution of the State of North Dakota.

Senate Bill No. 142.

A Bill for an Act for the Purpose of Perpetuating the Testimony of Injured Persons in Actions and Proceedings in the Courts of the State.

Senate Bill No. 217.

A Bill for an Act Entitled an Act Providing for the Establishment of Depositors Guarantee Fund to Guarantee Payment of General Deposits; and the Establishment of a Commission to Supervise and Control Such Fund; and Providing for the Liquidation of Insolvent Banks.

Senate Bill No. 278.

A Bill for an Act to Amend and Re-Enact Section 8601 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Payment of a Certain Sum to the Wife and Children of a Person Convicted and Sentenced to Confinement on a Charge of Desertion and Non-Support.

Senate Bill No. 194.

A Bill for an Act to Repeal Section 2155 of the Compiled Laws of North Dakota for 1913.

Senate Bill No. 275.

A Bill for an Act to Amend and Re-Enact Section 11226 of the Compiled Laws of North Dakota, Relating to the Discharge, Clothing and Employment of Prisoners Confined in the Penitentiary.

Senate Bill No. 131.

A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota, Relating to the Voting Privileges of Members of Co-operative Corporations.

Senate Bill No. 153.

A Bill for an Act to Appropriate \$300 to Provide Funds for the Burial of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion, and Erection of Headstones Therefor, as Authorized by Sections 3181, 3182, 3183 and 3184 of the Compiled Laws of North Dakota for 1913.

Senate Bill No. 178.

A Bill for an Act to Appropriate \$1,040.00 for the Payment of \$10.00 per Sunday During the Biennium 1917-1919, as an Aid to the Society for the Friendless, Authorized Under Chapter 46 of the North Dakota Session Laws of 1911.

Senate Bill No. 182.

A Bill for an Act to Appropriate \$9,380.21 to Be Used Only as Book Credit to Balance the Books of the State Auditor and the State Treasurer, and Wipe Out a Deficiency in the Public Printing Account Which Appears on the Books of the State Auditor and Treasurer July 1, 1915.

Senate Bill No. 183.

A Bill for an Act to Appropriate \$5,800.00 for the Payment of the Per Diem and Expenses of the Board of Experts, and the Salary and Other Expenses of the Field Officer, to Be Incurred Under Chapter 233 of the Session Laws of North Dakota for 1915.

Senate Bill No. 186.

A Bill for an Act to Appropriate \$600.00 to Provide Funds for the Payment of the Cost of the Lists of New Taxable Lands in 1918 and 1919, as Prescribed by Section 2222, Compiled Laws of 1913 for North Dakota.

Senate Bill No. 188.

A Bill for an Act to Appropriate \$1,500.00 to Provide Funds for the Payment of Fees and Expenses of Appraisers of Inheritances, Devises, Bequests, Legacies and Gifts, as Provided for in Section 8991 of the Compiled Laws of 1913 for North Dakota.

House Bill No. 311.

A Bill for an Act to Amend and Re-Enact Section 2360 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Duties of the Adjutant General.

House Bill No. 167.

A Bill for an Act Providing for Dealers' Motor Vehicle License Fee, and Amending Sections 2976e, 2976g, 2976h, 2976o and 2976p of the Compiled Laws of 1913, Relating to Motor Vehicle License Fees, Registration Tags, Display of Registration Tags, Disposition of License Money by Secretary of State, Claims for Moneys Expended, Expenditure of Moneys Received Under This Act, and Providing That License Fees, Excepting Dealers' License Fees, Shall Be in Lieu of All Other Taxes. Emergency.

House Bill No. 106.

A Bill for an Act to Amend and Re-Enact Section 4777, Relating to the Construction of Transfer Facilities, Railroad Wyes and Connections Between Railroads.

House Bill No. 168.

A Bill for an Act Authorizing State Aid for the Establishment, Construction, Maintenance and Repair of Public Roads and Bridges, Making Appropriation Therefor; Assenting to the Act of Congress (H. R. 7617) Approved July 11, 1916; Creating a State Highway Commission and Prescribing Its Duties; Prescribing the Duties and Fixing the Salary of the State Engineer in Connection Therewith; Providing for the Disposition of Fines and Penalties; Amending Sections 2976n, 2976o and 2976p of the Compiled Laws of North Dakota for the Year 1913, and Section 1946 of the Compiled Laws of North Dakota for the Year 1913, as Amended in Chapter 108 of the Session Laws of 1915; Repealing Sections 602 to 607 Inclusive of the Compiled Laws of North Dakota for the Year 1913, Emergency.

House Bill No. 306.

A Bill for an Act to Amend and Re-Enact Section 7615 of the Compiled Laws of North Dakota for the Year 1913, Relating to Challenges to Jurors in Civil Actions, by Whom Made, and Number Allowed.

And the President signed the same in the presence of the Senate.

THIRD READING OF HOUSE BILLS

House Bill No. 362.

A Bill for an Act to Amend and Re-Enact Section 1816 of the Compiled Laws of North Dakota for 1913, Prescribing the Manner of Payment of Appropriation for the State Educational Institutions for Maintenance and Other Purposes, and Defining the Powers and Duties of the Board of Regents so far as They May Pertain to the Disbursement of Appropriations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs:-
Allen	Jacobsen	Nelson, Richland
Beck	Kirkeide	Paulson
Cahill	Kretschmar	Pendray
Carey	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sandstrom
Gronvold	McLean	Sikes
Hamerly	Martin	Stenmo
Hamilton	Morkrid	Thoreson
Heckle	Mortenson	Welford
Hemmingsen	Mostad	Wenstrom
Hunt	Murphy	Young
Hyland	Nelson, G. Forks	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Haggart	King
Gibbens		

So the bill passed, and the title was agreed to.

House Bill No. 77.

A Bill for an Act to Require Railroad Companies to Construct Cattleways in Certain Cases.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 24; nays, 19; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Hamerly	Morkrid
Benson	Hemmingsen	Mortenson
Cahill	Hunt	Mostad
Carey	Kretschmar	Sandstrom
Drown	Levang	Sikes
Ellingson	McCarten	Thoreson
Ettestad	McLean	Wenstrom
Gronvold	Martin	Zleman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	McGray	Ployhar
Englund	Murphy	Porter
Haggart	Nelson, G. Forks	Putnam
Hamilton	Nelson, Richland	Rowe
Heckle	Paulson	Stenmo
Hyland	Pendray	Young
McBride		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	King	Lindstrom
Jacobsen	Kirkeide	Welford

So the bill was lost.

Mr. Englund moved that the vote by which House Bill No. 77 was lost be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 351.

A Bill for an Act to Amend and Re-Enact Section 4767 of 1913 Compiled Laws, Relating to Side Tracks Adjacent to Coal Mines, and Providing for the Extension Thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gibbens	Kretschmar
Beck	Gronvold	Levang
Cahill	Haggart	Lindstrom
Carey	Heckle	McBride
Ellingson	Jacobsen	McCarten
Englund	King	McGray

Messrs.	Messrs.	Messrs.
McLean	Pendray	Sikes
Martin	Ployhar	Stenmo
Murphy	Porter	Welford
Nelson, G. Forks	Putnam	Wenstrom
Nelson, Richland	Sandstrom	Zieman
Paulson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hemmingsen	Morkrid
Drown	Hunt	Mortenson
Ettestad	Hyland	Rowe
Hamilton	Kirkeide	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamerly	Mostad	Thoreson

So the bill passed, and the title was agreed to.

House Bill No. 184.

A Bill for an Act to Regulate the Shipment of Cases or Boxes, Containing Bottles, and Providing That Certain Additional Facts Be Contained in the Bill of Lading and Freight Receipt Therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 7; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, G. Forks
Beck	Kirkeide	Pendray
Benson	Kretschmar	Ployhar
Cahill	Levang	Porter
Carey	McBride	Putnam
Ellingson	McGray	Rowe
Englund	McLean	Sandstrom
Ettestad	Martin	Sikes
Gibbens	Morkrid	Stenmo
Hamerly	Mortenson	Welford
Hamilton	Mostad	Wenstrom
Hemmingsen	Murphy	Zieman
Hyland	Nelson, Richland	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	Hunt	Paulson
Gronvold	Lindstrom	Young
Heckle		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	McCarten	Thoreson
King		

So the bill passed, and the title was agreed to.

House Bill No. 91.

A Bill for an Act Requiring Every Person Who Handles Meat in a Butcher Shop, Meat Market, or Place Where Meat is Sold to Procure a Certificate of Health.

Was read the third time.

Mr. Englund moved that further consideration of House Bill No. 91 be indefinitely postponed.

Which motion was lost.

Mr. Hyland moved that House Bill No. 91 be amended as follows:

In line 7 of the printed bill, insert a period (.) after the word "months" and strike out the balance of line 7 and all of lines 8 and 9.

Which motion prevailed, and the bill was so amended.

Mr. Jacobsen moved that House Bill No. 91 be amended as follows:

In line 1 of the printed bill, after the word "handles," strike out the words "meat or"

Which motion prevailed, and the bill was so amended.

Mr. Hyland moved that further consideration of House Bill No. 91 be deferred for one day.

Which motion prevailed.

Mr. Allen moved that House Bill No. 145 be recalled from the House.

Which motion prevailed.

House Bill No. 101.

A Bill for an Act Creating a Commission Herein Designated as the Killdeer Mountain Park Commission for the Purpose of Investigation as to the Advisability and Cost of Purchasing by the State or Federal Government of the Killdeer Mountains, Dunn County, North Dakota, for the Purpose of Establishing There a Park and Game and Fish Preserve.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mostad
Beck	Hyland	Murphy
Benson	Jacobsen	Nelson, Richland
Cahill	King	Nelson, G. Forks
Carey	Kirkeide	Paulson
Drown	Kretschmar	Penray
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Stenmo
Gronvold	McGray	Thoreson
Haggart	McLean	Welford
Hamerly	Martin	Wenstrom
Hamilton	Morkrid	Young
Heckle	Mortenson	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ployhar	Rowe	Sikes

So the bill passed, and the title was agreed to.

House Bill No. 428.

A Bill for an Act to Amend and Re-Enact Section 1240 of the Compiled Laws of 1913 of the State of North Dakota, Relating to Territory to Be Attached to Special School Districts.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, Richland
Benson	King	Ployhar
Carey	Kirkeide	Porter
Ellingson	Kretschmar	Putnam
Ettestad	Levang	Rowe
Gibbens	Lindstrom	Sandstrom
Gronvold	McBride	Sikes
Haggart	McGray	Stenmo
Hamerly	McLean	Welford
Hamilton	Martin	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Cahill	Morkrid	Pendray
Drown	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Paulson	Thoreson
McCarten		

So the bill passed, and the title was agreed to.

Mr. Rowe moved that the vote by which House Bill No. 428 passed be reconsidered, and the motion to reconsider be laid on the table.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 145.

A Bill for an Act to Amend Section 2482 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Construction of Bridges and Culverts Across Drains.

Also Senate Bill No. 102.

A Bill for an Act to Amend and Re-Enact Section 4380 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 121 of the Session Laws of 1915, Relating to Causes for Divorce.

Also Senate Bill No. 55.

A Bill for an Act Relating to the Taxation of Personal Property Known as Money and Credits and Providing for the Assessment of the Same; Prescribing the Manner of Making Such Assessment and Providing Penalty for the Failure to List such Personal Property; Fixing a Rate and Providing for the Distribution of Such Tax and Prescribing the Duties of Public Officers With Relation Thereto.

Also Senate Bill No. 85.

A Bill for an Act Amending Section 10136 of the 1913 Compiled Laws, Making It Unlawful to Receive, Carry or Deliver Any Intoxicating Liquors to or for Any Person Within or Into This State for Any Purpose, and Prescribing the Procedure for Enjoining Such Receipt, Carrying or Delivery of Intoxicating Liquors by an Action in Equity.

Also Senate Bill No. 98.

A Bill for an Act Amending Section 287 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of School Funds on Farm Lands.

Also Senate Bill No. 149.

A Bill for an Act Prescribing That All Fees Collected by the State Board of Veterinary Medical Examiners Shall Be Paid Into the General Fund of the State of North Dakota; and Making an Appropriation of \$1,500 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 165.

A Bill for an Act to Appropriate Money for the Care of Insane Patients at the Hospital for the Insane Charged to the State at Large, as Provided, Under Sections 261 and 2576 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 185.

A Bill for an Act to Appropriate \$1,000.00 to Provide Funds for the Enforcement of the Prevention of Cruelty to Animals Laws Under Sections 2670 and 2671 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 314.

A Bill for an Act Creating a Uniform State Grade for Wheat, Oats, Barley, Rye, Flax and All Other Grains, Seeds and Agricultural Products; Creating and Establishing the Office of State Inspector of Grades, Weights and Measures, and Providing for the Deputies; Fees for Same, and Providing for State Aid for marketing Facilities, and the Establishment of State-Owned Marketing Places, and Providing for

Inspection of Licensed Warehouses by Competent Accountants and Expert Grainmen, and Authorizing the Employment of Such Accountants, and Making an Appropriation Therefor; and Providing Penalties for the Violation of Any of the Provisions of This Act.

Also Senate Bill No. 273.

A Bill for an Act to Amend and Re-Enact Section 11215 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Diminution of Persons Sentenced for Good Conduct.

Also Senate Bill No. 318.

A Bill for an Act to Provide That Members of Co-Operative Corporations May Provide in Their Articles of Incorporation Limitations Upon the Voting Privileges of Members Thereof, Limitation as to the Ownership of Shares of Stock Therein, and also for the Disposition of the Earnings of Such Corporations.

Also Senate Bill No. 277.

A Bill for an Act Regulating the Issuance of Marriage License When Either of the Applicants Therefor Have Been Granted a Decree of Divorce.

Also Senate Bill No. 265.

A Bill for an Act Relating to the Duty of the Clerk of District Court Regarding Filing Satisfactions and Mechanic's Liens and Providing the Penalty for a Violation Thereof.

Also Senate Bill No. 199.

A Bill for an Act to Amend and Re-Enact Section 9567 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2, Chapter 201, Session Laws of North Dakota for 1915, Defining Rape in the Third Degree.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF HOUSE BILLS

House Bill No. 315.

A Bill for an Act Providing for Private Game Preserves.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Englund	Heckle
Beck	Ettestad	Hemmingsen
Benson	Gibbens	Hunt
Cahill	Gronvold	Hyland
Carey	Haggart	Jacobsen
Drown	Hamerly	King
Ellingson	Hamilton	Kirkeide

Messrs.	Messrs.	Messrs.
Kretschmar	Murphy	Sandstrom
Levang	Nelson, G. Forks	Sikes
Lindstrom	Nelson, Richland	Stenmo
McBride	Pendray	Thoreson
McGray	Ployhar	Welford
McLean	Porter	Wenstrom
Martin	Putnam	Young
Morkrid	Rowe	Zieman
Mortenson		

Those voting in the negative were: Mr. Paulson

Absent and not voting:

Messrs.	Messrs.
McCarten	Mostad

So the bill passed, and the title was agreed to.

Mr. Putnam moved that further consideration of House Bill No. 39 be deferred until 4 o'clock P. M., March 1, 1917.

Which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
February 28, 1917.

Mr. President:

I have the honor to inform you that the House has refused to return House Bill No. 145.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 269.

A Bill for an Act Relating to the Issuance of Permits for Breeding or Domestication of Certain Fur-Bearing Animals.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Mostad
Beck	Hunt	Nelson, Richland
Benson	Jacobsen	Pendray
Cahill	King	Ployhar
Carey	Levang	Putnam
Drown	Lindstrom	Sandstrom
Ellingson	McBride	Sikes
Ettestad	McCarten	Stenmo
Gibbens	Martin	Welford
Haggart	Morkrid	Wenstrom
Hamerly	Mortenson	Zieman
Heckle		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Englund	Kretschmar	Nelson, G. Forks
Gronvold	McGray	Paulson
Hyland	McLean	Rowe
Kirkeide	Murphy	Young

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Porter	Thoreson

So the bill passed, and the title was agreed to.

House Bill No. 233.

A Bill for an Act Making an Appropriation to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Hunt	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Ellingson	Kretschmar	Rowe
Englund	Levang	Sandstrom
Ettestad	Lindstrom	Sikes
Gibbens	McBride	Stenmo
Gronvold	McCarten	Thoreson
Haggart	McLean	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Hemmingsen	Mostad	Zleman
Heckle	Murphy	

Those voting in the negative were: Mr. Drown.

Absent and not voting:

Messrs.	Messrs.	Messrs.
McGray	Porter	Putnam
Martin		

So the bill passed, and the title was agreed to.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 145.

A Bill for an Act to Amend Section 2482 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Construction of Bridges and Culverts, Across Drains.

Senate Bill No. 102.

A Bill for an Act to Amend Section 4380 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 121 of the Session Laws of 1915, Relating to Causes for Divorce.

Senate Bill No. 55.

A Bill for an Act Relating to the Taxation of Personal Property for the Assessment of the Same; Prescribing the Manner of Making Such Assessment and Providing Penalty for the Failure to List Such Personal Property; Fixing a Rate and Providing for the Distribution of Such Tax and Prescribing the Duties of Public Officers With Relation Thereto.

Senate Bill No. 85.

A Bill for an Act Amending Section 10136 of the 1913 Compiled Laws, Making It Unlawful to Receive, Carry or Deliver Any Intoxicating Liquors to or for Any Person Within or Into This State for Any Purpose, and Prescribing the Procedure for Enjoining Such Receipt, Carrying or Delivery of Intoxicating Liquors by an Action in Equity.

Senate Bill No. 98.

A Bill for an Act Amending Section 287 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of School Funds on Farm Lands.

Senate Bill No. 149.

A Bill for an Act Prescribing That All Fees Collected by the State Board of Veterinary Medical Examiners Shall Be Paid Into the General Fund of the State of North Dakota; and Making an Appropriation of \$1,500 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sections 2711 to 2720, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 165.

A Bill for an Act to Appropriate Money for the Care of Insane Patients at the Hospital for the Insane Charged to the State at Large, as Provided Under Sections 251 and 2576 of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 185.

A Bill for an Act to Appropriate \$1,000.00 to Provide Funds for the Enforcement of the Prevention of Cruelty to Animals Laws Under Sections 2670 and 2671 of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 314.

A Bill for an Act Creating a Uniform State Grade for Wheat, Oats, Barley, Rye, Flax and All Other Grains, Seeds and Agricultural Products; Creating and Establishing the Office of State Inspector of Grades, Weights and Measures, and Providing for the Deputies; Fees for Same; and Providing for State Aid for Marketing Facilities, and the Establishment of State-Owned Marketing Places, and Providing for Inspection of Licensed Warehouses by Competent Accountants and Expert Grainmen, and Authorizing the Employment of Such Accountants, and Making an Appropriation Therefor; and Providing Penalties for the Violation of Any of the Provisions of This Act.

Senate Bill No. 273.

A Bill for an Act to Amend and Re-Enact Section 11215 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Diminution of Persons Sentenced for Good Conduct.

Senate Bill No. 318.

A Bill for an Act to Provide That Members of Co-Operative Corporations May Provide in Their Articles of Incorporation Limitations Upon the Voting Privileges of Members Thereof, Limitation as to the Ownership of Shares of Stock Therein, and Also for the Disposition of the Earnings of Such Corporations.

Senate Bill No. 277.

A Bill for an Act Regulating the Issuance of Marriage License When Either of the Applicants Therefor Have Been Granted a Decree of Divorce.

Senate Bill No. 265.

A Bill for an Act Relating to the Duty of the Clerk of District Court Regarding Filing Satisfactions and Mechanic's Liens and Providing the Penalty for a Violation Thereof.

Senate Bill No. 199.

A Bill for an Act to Amend and Re-Enact Section 9567 of the Compiled Laws of North Dakota for 1913, as Amended by Section 2, Chapter 201, Session Laws of 1915, Defining Rape in the Third Degree.

And the President signed the same in the presence of the Senate.

THIRD READING OF HOUSE BILLS

House Bill No. 213.

A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	King	Paulson
Benson	Kirkeide	Pendray
Cahill	Kretschmar	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Ellingson	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Morkrid	Thoreson
Hamerly	Mortenson	Welford
Hamilton	Mostad	Wenstrom
Hemmingsen	Murphy	Young
Hunt	Nelson, G. Forks	Zieman
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Heckle	Martin

So the bill passed, and the title was agreed to.

House Bill No. 404.

A Bill for an Act Making an Appropriation for Certain Outstanding Indebtedness Incurred for the Improvement of White Stone Battlefield.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McCarten	Stenmo
Gronvold	McGray	Thoreson
Haggart	McLean	Welford
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Young
Hemmingsen	Mostad	Zieman
Heckle	Murphy	

Absent and not voting:

Messrs.	Messrs.
Martin	Sikes

So the bill passed, and the title was agreed to.

House Bill No. 241.

A Bill for an Act making an Appropriation for the Current and Contingent Expenses of the State Reform School at Mandan, North Dakota, and for Making Permanent Improvements and Additions Thereto.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gibbens	Kirkeide
Beck	Gronvold	Kretschmar
Benson	Hamerly	Levang
Cahill	Heckle	Lindstrom
Carey	Hemmingsen	McBride
Drown	Hunt	McCarten
Ellingson	Hyland	McGray
Englund	Jacobsen	McLean
Ettestad	King	Morkrid

Messrs.	Messrs.	Messrs.
Mortenson	Ployhar	Stenmo
Mostad	Porter	Thoreson
Murphy	Putnam	Welford
Nelson, G. Forks	Rowe	Wenstrom
Nelson, Richland	Sandstrom	Young
Paulson	Sikes	Zieman
Pendray		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Hamilton	Martin

So the bill passed, and the title was agreed to.

House Bill No. 241.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Reform School at Mandan, North Dakota, and for Making Permanent Improvements and Additions Thereto.

The question being on the emergency clause, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkelde	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Hamerly	Morkrid	Wenstrom
Hamilton	Mortenson	Welford
Hemmingsen	Mostad	Young
Heckle	Murphy	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	McCarten	Porter
Haggart	Martin	Sikes

So the emergency clause passed.

House Bill No .208.

A Bill for an Act Making an Appropriation for the Reimbursement of Elijah Boley.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Cahill	Ellingson
Beck	Carey	Englund
Benson	Drown	Ettestad

Messrs.	Messrs.	Messrs.
Gibbens	Levang	Pendray
Gronvold	Lindstrom	Ployhar
Haggart	McBride	Putnam
Hamerly	McGray	Rowe
Heckle	McLean	Sandstrom
Hemmingsen	Morkrid	Sikes
Hunt	Mortenson	Stenmo
Hyland	Mostad	Thoreson
Jacobsen	Murphy	Welford
King	Nelson, G. Forks	Wenstrom
Kirkeide	Nelson, Richland	Young
Kretschmar	Paulson	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	McCarten	Porter
Martin		

So the bill passed, and the title was agreed to.

House Bill No. 206.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Hospital for Insane, and for Making Permanent Improvements and Additions Thereto.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Paulson
Benson	Jacobsen	Pendray
Cahill	Kirkeide	Ployhar
Carey	King	Porter
Drown	Kretschmar	Putnam
Ellingson	Levang	Rowe
Englund	Lindstrom	Sandstrom
Ettestad	McBride	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	McCarten	Nelson, Richland
Martin		

So the bill passed, and the title was agreed to.

House Bill No. 348.

A Bill for an Act Making Appropriation to Cover Necessary Expenses for Maintaining the State Tuberculosis Sanatorium to July 1, 1917.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Jacobsen	Pendray
Benson	King	Ployhar
Cahill	Kirkeide	Porter
Carey	Kretschmar	Putnam
Drown	Levang	Rowe
Ellingson	Lindstrom	Sandstrom
Ettestad	McBride	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Martin	Nelson, Richland
Hamilton	McCarten	

So the bill passed, and the title was agreed to.

House Bill 348.

A Bill for an Act Making Appropriation to Cover Necessary Expenses for Maintaining the State Tuberculosis Sanatorium to July 1, 1917.

The question being on the emergency clause, the roll was called, and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kretschmar	Ployhar
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Englund	McBride	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Morkrid	Thoreson
Hamerly	Mortenson	Welford
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Kirkeide	Nelson, Richland
Ettestad	McCarten	Porter
Hamilton	Martin	Wenstrom

So emergency clause carried.

House Bill No. 304.

A Bill for an Act Providing Funds for the School of Mines for Necessary Equipment and the Work and Maintenance of the Investigations and Tests of the Clays of the State to Show Their Value and Methods of Utilization for Industrial Purposes, and Making an Appropriation Therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Paulson
Beck	Jacobsen	Pendray
Benson	King	Ployhar
Cahill	Kirkeide	Porter
Carey	Kretschmar	Putnam
Drown	Levang	Rowe
Ellingson	McBride	Sandstrom
Englund	McCarten	Sikes
Ettestad	McGray	Stenmo
Gibbens	McLean	Thoreson
Gronvold	Morkrid	Welford
Haggart	Mortenson	Wenstrom
Hamerly	Mostad	Young
Heckle	Murphy	Zieman
Hemmingsen	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Lindstrom	Nelson, Richland
Hyland	Martin	

So the bill passed, and the title was agreed to.

House Bill No. 304.

A Bill for an Act Providing Funds for the School of Mines for Necessary Equipment and the Work and Maintenance of the Investigations and Tests of the Clays of the State to Show Their Value and Methods of Utilization for Industrial Purposes, and Making an Appropriation Therefor.

The question being on the emergency clause, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hamerly	McGray
Beck	Heckle	McLean
Benson	Hemmingsen	Morkrid
Cahill	Hunt	Mortenson
Carey	Jacobsen	Mostad
Drown	King	Murphy
Ellingson	Kirkeide	Nelson, G. Forks
Ettestad	Kretschmar	Nelson, Richland
Gibbens	Levang	Paulson
Gronvold	Lindstrom	Pendray
Haggart	McBride	Ployhar

Messrs.	Messrs.	Messrs.
Porter	Sikes	Wenstrom
Putnam	Stenmo	Young
Rowe	Thoreson	Zieman
Sandstrom	Welford	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Hyland	McCarten
Hamilton	Martin	

So the emergency clause carried.

House Bill No. 236.

A Bill for an Act Making an Appropriation for the Purpose of Encouraging Immigration.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, Richland
Beck	Jacobsen	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Englund	McBride	Sandstrom
Ettestad	McGray	Sikes
Gibbens	McLean	Stenmo
Gronvold	Morkrid	Thoreson
Haggart	Mortenson	Welford
Hamerly	Mostad	Wenstrom
Hamilton	Murphy	Young
Heckle	Nelson, G. Forks	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hyland	Martin	McCarten

So the bill passed, and the title was agreed to.

House Bill No. 292.

A Bill for an Act Making an Appropriation to Provide for Compensation and Expenses of the Board of Trustees of the State Live Stock Sanitary Board.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Carey	Ettestad
Beck	Drown	Gibbens
Benson	Ellingson	Gronvold
Cahill	Englund	Haggart

Messrs.	Messrs.	Messrs.
Hamerly	McBride	Porter
Hamilton	McLean	Putnam
Heckle	Morkrid	Rowe
Hemmingsen	Mortenson	Sandstrom
Hunt	Mostad	Sikes
Jacobsen	Murphy	Stenmo
King	Nelson, G. Forks	Thoreson
Kirkeide	Nelson, Richland	Welford
Kretschmar	Paulson	Wenstrom
Levang	Pendray	Young
Lindstrom	Ployhar	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hyland	McCarten	McGray
Martin		

So the bill passed, and the title was agreed to.

House Bill No. 217.

A Bill for an Act Making Appropriation for the Current and Contingent Expenses of the Institution for the Feeble-Minded at Grafton, and for Making Permanent Improvement and Additions Thereto.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Paulson
Beck	Hyland	Pendray
Benson	Jacobsen	Ployhar
Cahill	King	Porter
Carey	Kirkeide	Putnam
Drown	Kretschmar	Rowe
Ellingson	Levang	Sandstrom
Englund	Lindstrom	Sikes
Ettestad	McBride	Stenmo
Gibbens	McLean	Thoreson
Gronvold	Mortenson	Welford
Hamerly	Mostad	Wenstrom
Hamilton	Murphy	Young
Heckle	Nelson, G. Forks	Zieman
Hemmingsen	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	McGray	Morkrid
McCarten	Martin	

So the bill passed, and the title was agreed to.

House Bill No. 218.

A Bill for an Act Making an Appropriation for the Maintenance, Improvement and Repairs, New Buildings, Equipment, and Permanent Additions Thereto, for the North Dakota Tuberculosis Sanitarium at Dunseith.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, Richland
Beck	Hyland	Paulson
Benson	Jacobsen	Pendray
Cahill	King	Ployhar
Carey	Kirkeide	Porter
Drown	Kretschmar	Putnam
Ellingson	Levang	Rowe
Ettestad	Lindstrom	Sandstrom
Gibbens	McBride	Sikes
Gronvold	McCarten	Stenmo
Haggart	McLean	Thoreson
Hamerly	Mortenson	Welford
Hamilton	Mostad	Wenstrom
Heckle	Murphy	Young
Hemmingsen	Nelson, G. Forks	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	McGray	Morkrid
Martin		

So the bill passed, and the title was agreed to.

House Bill No. 218.

A Bill for an Act Making an Appropriation for the Maintenance, Improvement and Repairs, New Buildings, Equipment, and Permanent Additions Thereto, for the North Dakota Tuberculosis Sanitarium at Dunseith.

The question being on the emergency clause, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Paulson
Beck	Hyland	Pendray
Benson	Jacobsen	Ployhar
Cahill	King	Porter
Carey	Kirkeide	Putnam
Drown	Kretschmar	Rowe
Ellingson	Levang	Sandstrom
Ettestad	Lindstrom	Sikes
Gibbens	McBride	Stenmo
Gronvold	McLean	Thoreson
Haggart	Mortenson	Welford
Hamerly	Mostad	Wenstrom
Hamilton	Murphy	Young
Heckle	Nelson, G. Forks	Zieman
Hemmingsen	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	McCarten	McGray
Martin	Morkrid	

So the emergency clause passed.

Courtesies of the floor were extended to:

O. Dolberg, Beach, North Dakota;
 L. D. McGahan, Minot, North Dakota;
 F. S. Moran, Minot, North Dakota;
 G. A. Senour, Dickinson, North Dakota;
 G. A. Lenour, Dickinson, North Dakota;
 T. N. Harding, Dickinson, North Dakota;
 W. J. Elliott, Dickinson, North Dakota;
 H. A. Burgeson, Dickinson, North Dakota;
 G. J. Brown, Dickinson, North Dakota;
 Wm. Dahlquist, Fairmount, North Dakota;
 A. Lindquist, Fairmount, North Dakota;
 F. B. Lambert, Minot, North Dakota, and
 Oliver Knudson, Michigan, North Dakota.

Mr. Kretschmar moved that we do now take a recess until 1 o'clock P. M., March 1, 1917.

Which motion prevailed, and the Senate took a recess.

W. J. PRATER,
 Secretary.

FIFTY-EIGHTH DAY AFTER RECESS AND
 FIFTY-NINTH DAY

SENATE CHAMBER,
 BISMARCK, NORTH DAKOTA,
 March 1, 1917.

The Senate convened at 1 o'clock P. M., the President presiding.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED
 BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 175.

A Bill for an Act Making It the Duty of the Board of County Commissioners to Approve Bills Covering Expenses Incurred in the Arrest and Return of Fugitives From Justice for the County in Which Such Board May Have Jurisdiction; and Appropriating \$3,000.00 to Provide for the Payment of Such Expenses.

Also Senate Bill No. 317.

A Bill for an Act to Amend Section 11267 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Section 7 of Chapter 191 of the Session Laws of 1915, Relating to Extra "Good Time" Allowed Prisoners Confined in the Penitentiary.

Also Senate Bill No. 250.

A Bill for an Act Providing for the Building of Teacher-ages.

Also Senate Bill No. 209.

A Bill for an Act Amending Section 11150 of the Compiled Laws of North Dakota for 1913, Relating to the Reward for the Apprehension of Criminals.

Also Senate Bill No. 198.

A Bill for an Act to Enable the North Dakota Agricultural Experiment Station to Devise, Demonstrate and Put in Operation Methods for the Destruction of Wolves, Coyotes and Other Noxious Predatory Animals; to Make Appropriation Therefor; and Repealing Sections 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655 and 2656 of the Compiled Laws of North Dakota for 1913, Together with All Acts and Parts of Acts in Conflict Herewith.

Also Senate Bill No. 177.

A Bill for an Act to Appropriate \$10,000.00 to Missouri Slope Agricultural and Fair Association at Mandan for the Fairs to Be Held in 1918 and 1919, as Authorized by Sections 1860 and 1866, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 152.

A Bill for an Act to Appropriate \$40,450 for the Department of Agricultural Extension of the North Dakota Agricultural College, for Agricultural Work During the Years 1917 and 1918 as Outlined in the Federal Smith-Lever Act.

Also Senate Bill No. 139.

A Bill for an Act to Provide for the Eradication of Certain Bushes and Hedges, Commonly Known as Barberry Bushes, in Order to Provide for the Control and Lessening of Damage by Rust to Wheat and Other Cereals and Grasses, Making an Appropriation for the Enforcement of This Act and Providing Penalty.

Also Senate Bill No. 132.

A Bill for an Act to Reimburse Doctor E. F. Ladd, President of the Agricultural College of North Dakota for Expenses Incurred by Him in His Defense of Legal Actions Brought Against Him by Certain Corporations in Connection with His Enforcement of the Pure Food Laws of the State.

Also Senate Bill No. 130.

A Bill for an Act Relating to the Building of Dipping Tanks for Live Stock in Every Township.

Also Senate Bill No. 112.

A Bill for an Act Providing for the Appointment of a Special Administrator for the Purpose of Releasing a Mortgage or Judgment Against a Deceased Person Which Has Been Satisfied But Not Discharged of Record.

Also Senate Bill No. 108.

A Bill for an Act to Amend and Re-Enact Section 2728 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Appraisal of Animals Killed or Destroyed, According to Law, for Being Affected with the Disease Known as Glanders.

Also Senate Bill No. 104.

A Bill for an Act to Amend and Re-Enact Section 1980 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Purchase of Road Machinery.

Also Senate Bill No. 234.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

Also Senate Bill No. 235.

A Bill for an Act to Amend and Re-Enact Section 2344 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON JUDICIARY

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary, to whom was referred:

House Bill No. 376.

A Bill for an Act to Amend and Re-Enact Section 3188 of the Compiled Laws of North Dakota for the Year 1913, Relating to Published Amendments to the Constitution.

Have had the same under consideration and a majority recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

H. P. JACOBSEN,
F. T. GRONVOLD,
FRANK H. HYLAND,
H. W. ALLEN,
JOHN E. PAULSON,
C. H. PORTER,
FRANK E. PLOYHAR,
C. O. HECKLE,
G. W. HAGGART.

Also House Bill No. 376.

A Bill for an Act to Amend and Re-Enact Section 3188 of the Compiled Laws of North Dakota for the Year 1913, Relating to Published Amendments to the Constitution.

Have had the same under consideration and a minority recommend that the same be amended as follows:

In line 18 of the printed bill strike out the word "people" and insert in lieu thereof the words "majority of the voters voting at said election."

And when so amended recommend the same do pass.

JAMES A. WENSTROM,
D. H. HAMILTON,
CHRIST LEVANG,
MORTEN MORTENSON,
R. MCCARTEN,
CHAS. ELLINGSON,
T. N. PUTNAM.

Mr. Hyland moved that the majority report be adopted.

Which motion was duly seconded.

Mr. McCarten moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Roll call was demanded.

The question being on the motion to adopt the minority report, the roll was called and there were ayes, 20; nays, 26; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Ellingson	Levang	Pendray
Ettestad	Lindstrom	Putnam
Hamerly	McCarten	Sikes
Hamilton	Martin	Thoreson
Hemmingsen	Morkrid	Welford
Hunt	Mortenson	Wenstrom
King	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Englund	McBride	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Stenmo
Haggart	Murphy	Young
Heckle	Nelson, G. Forks	Zieman
Hyland	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Cahill	Drown

So the motion was lost.

The question being on the adoption of the majority report, the motion prevailed, and the bill was indefinitely postponed.

Mr. Hyland moved that the vote by which House Bill No. 376 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Also House Bill No. 373.

A Bill for an Act Providing for the Construction of the State Constitution of North Dakota so as to Make Operative and Self-Executing Paragraph 2 of Section 202.

Have had the same under consideration and a majority recommend that the same be indefinitely postponed.

M. L. McBRIDE,
Chairman.

H. P. JACOBSEN,
FRANK H. HYLAND,
F. T. GRONVOLD,
H. W. ALLEN,
JOHN E. PAULSON,
C. H. PORTER,
FRANK E. PLOYHAR,
C. O. HECKLE,
G. W. HAGGART.

Also House Bill No. 373.

A Bill for an Act Providing for the Construction of the

State Constitution of North Dakota so as to Make Operative and Self-Executing Paragraph 2 of Section 202.

Have had the same under consideration and a minority recommend that the same be amended as follows:

In lines 6 and 7, Section 1 of the printed bill, strike out the words "as shown by the whole number of votes cast for governor at the regular election last preceding" and insert in lieu thereof the words "as evidenced by the poll books of the various precincts within the county at the last preceding general election."

In line 9, Section 1, printed bill, after the word "state" insert the word "not."

In line 12, Section 1, printed bill, after the period after the word "submitted" insert the following:

"The county auditor in every county where a petition is circulated shall certify under oath as to the number of names on the petition being the names of legal voters as evidenced by the poll books of the various precincts within the county at the last preceding general election and that the name of any voter does not occur twice in any petition from any county."

In line 8, Section 2, printed bill, after the semicolon after the word "thereof" insert the following: "that he was a legal voter in precinct of the County of, as evidenced by the poll books of said precinct at the last preceding general election."

In line 3, Section 3, printed bill, after the word "referendum" insert the following: "and whereas it is necessary for the immediate preservation of the public peace and safety that this act shall become effective without delay."

In line 1, Section 4, printed bill, after the second word "Acts" insert the words "in so far as they are."

And when so amended recommend the same do pass.

JAMES A. WENSTROM,
D. H. HAMILTON,
CHRIST LEVANG,
MORTEN MORTENSON,
R. MCCARTEN,
CHAS. ELLINGSON,
T. N. PUTNAM.

Mr. McBride moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Lindstrom moved as an amendment that the minority report be substituted for the majority report.

Which motion was duly seconded.

Roll call was demanded.

The question being on the motion to adopt the minority report on House Bill No. 373, the roll was called, and there were ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Ettestad	Hemmingsen
Cahill	Hamerly	Hunt
Ellingson	Hamilton	King

Messrs.	Messrs.	Messrs.
Levang	Mortenson	Sikes
Lindstrom	Mostad	Thoreson
McCarten	Pendray	Welford
Martin	Putnam	Wenstrom
Morkrid		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	Kirkeide	Ployhar
Carey	Kretschmar	Porter
Englund	McBride	Rowe
Gibbens	McGray	Sandstrom
Gronvold	McLean	Stenmo
Haggart	Murphy	Young
Heckle	Nelson, G. Forks	Zieman
Hyland	Nelson, Richland	

Absent and not voting: Mr. Drown.

So the motion was lost.

The question being on the adoption of the majority report, the motion prevailed, and the bill was indefinitely postponed.

Mr. Allen moved that the vote by which House Bill No. 373 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred:
House Bill No. 228.

A Bill for an Act Making an Appropriation for the Purpose of Securing Federal Aid for Road Purposes.

Have had the same under consideration and recommend that the same be amended as follows:

In the printed bill, Section 1, line 3, strike out the phrase "\$75,165.05 for the year 1917, and the sum of \$152,256.12 for the year 1918," and insert in lieu thereof the phrase "\$28,000 to be available June 1, 1918."

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 224.

A Bill for an Act Making an Appropriation for Public Printing.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of engrossed bill strike out the figures "\$33,111.45" and insert "\$36,611.45." Also in engrossed bill, after the words "Publishing Constitutional Amendments and Publicity Pamphlet," strike out figures "\$8,000.00" and insert "\$10,000.00." Also insert new line beneath the item: "Publicity Documents, 1916," as follows "Authenticated Edition, Session Laws, 1917.....\$1,500.00."

Also strike out figures "\$33,111.45" in last line of engrossed bill and insert the figures "\$36,611.45" in lieu thereof.

And when so amended recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 355.

A Bill for an Act Appropriating Money for the Use of the Office of State Auditor Between the Following Dates, March 1, 1917, to July 1, 1917.

Have had the same under consideration and recommend that the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 420.

A Bill for an Act Making an Additional Appropriation for the Maintenance of the County Agricultural and Training School at Park River, Walsh County.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred: House Bill No. 69.

A Bill for an Act Prescribing the Hours of Labor for Women in Certain Industries, and Establishing a Public Welfare Commission, Prescribing Its Powers and Duties, and Providing for the Fixing of Minimum Wages for Women and Minors, Fixing Standard Conditions of Labor for Such Workers, and for the Protection of the Lives, Health and Morals of Minors and Women Employed in Industry.

Have had the same under consideration and recommend

that it be amended by striking out everything after the words "A Bill" and inserting in lieu thereof the following:

"For an Act Establishing a Public Welfare Commission, Prescribing Its Powers and Duties, Fixing the Compensation of the Members Thereof and Providing for Investigation in Regard to the Economic, Moral and Social Conditions of Women and Child Workers; Prescribing Duties of Hotel Inspectors in Relation Thereto, and Making an Appropriation to Carry Out the Provisions of This Act.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. There is hereby created a commission which shall be composed of the commissioner of agriculture and labor, the attorney general and a woman to be appointed by the governor. Such woman shall have had, if possible, experience as a welfare worker among women and girls, and shall be at least thirty years of age. The woman so appointed shall be the executive officer and secretary of the commission and shall receive as compensation for her services the sum of twelve hundred dollars (\$1200) per annum, together with actual and necessary expenses while engaged in the work of the commission. The other members of the commission shall receive their actual and necessary expenses while engaged in performing the duties imposed by this act outside of the city of Bismarck.

"Section 2. It shall be the duty of the public welfare commission to investigate or cause to be investigated, the economic, moral and social conditions of women, girls and child workers in factories, hotels, restaurants, stores, laundries and other industrial establishments. The executive officers and secretary of the commission shall have the same police powers as are conferred by law upon officers of the State Humane Society.

"Section 3. It shall be the duty of the state hotel inspector, when so directed by the public welfare commission, to investigate the wages, hours of labor, opportunity for recreation and other social, economic and moral conditions of women and girls employed in hotels and restaurants inspected by him.

"Section 4. It shall be the duty of the public welfare commission to make a report to the governor and the next legislative assembly concerning the social, economic and moral conditions of female and child workers mentioned in Section 2 of this act, and recommend legislation for the improvement of said conditions. Such report shall also show the average wages received by female and child workers in the places mentioned in Section 2 of this act.

"Section 5. Appropriation.) There is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, the sum of four thousand dollars (\$4,000) or so much thereof as may be necessary to carry out the provisions of this act.

"Section 6. Repeal.) All acts and parts of acts in conflict with the provisions herein are hereby repealed."

And when so amended recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON APPROPRIATIONS

The Committee on Appropriations made the following report:

Mr. President:

Your Committee on Appropriations, to whom was referred: Senate Bill No. 169.

A Bill for an Act to Appropriate \$1,000 for the Payment of the Expenses to Be Incurred by the Stallion Registration Board as Prescribed by Section 2786 of the Compiled Laws of 1913 for North Dakota.

that the same be amended as follows:

In the title of printed bill, strike out the words "Stallion Registration Board" and insert in lieu thereof the words "North Dakota Live Stock Association."

Also in printed bill, Section 1, line 3, strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$1,000.00."

And when so amended, recommend the same do pass.

A. S. GIBBENS,
Chairman.

Mr. Gibbens moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON IMMIGRATION

The Committee on Immigration made the following report:

Mr. President:

The Committee on Immigration made the following report: House Bill No. 140.

A Bill for an Act to Provide Reliable Information to Prospective Settlers, and to Protect Both Seller and Buyer From Unfair and Unscrupulous Dealers in Lands, Also to Encourage Immigration.

Have had the same under consideration, and recommend that the same do pass.

C. W. McGRAY,
Chairman.

Mr. McGray moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON CITIES AND MUNICIPAL CORPORATIONS

The Committee on Cities and Municipal Corporations made the following report:

Mr. President:

Your Committee on Cities and Municipal Corporations, to whom was referred:

House Bill No. 284.

A Bill for an Act to Amend and Re-Enact Section 3695

of the Compiled Laws of North Dakota for the Year 1913, Relating to Sidewalk Special Assessment Fund.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,
Chairman.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

Mr. President:

Your Committee on State Affairs, to whom was referred:

Resolution to United States Secretary of Agriculture and to the Chief of the Bureau of Markets and Rural Organization.

Have had the same under consideration, and recommend that the same be amended as follows:

Strike out all of the original resolution and insert the following in lieu thereof.

To the Honorable David F. Houston,

Secretary of Agriculture of the United States,
Washington, D. C.

WHEREAS, There has been manifested by the grain growers of the State of North Dakota a demand for a change in the present system of grain grading; and,

WHEREAS, The Honorable David F. Houston, Secretary of Agriculture of the United States, ordered a number of hearings to be held on said subject; and,

WHEREAS, One of such hearings was held in the City of Fargo on the twentieth day of February, 1917; and,

WHEREAS, At the said hearing were present: Mr. C. J. Brand and Dr. Duvall, representing the United States Department of Agriculture; Honorable John N. Hagen, Commissioner of Agriculture and Labor of the State of North Dakota; Dr. E. F. Ladd, President of the Agricultural College and State Chemist for North Dakota; A. C. Townley, President of the Non-Partisan League; C. J. Crites, sales manager of the Equity Co-Operative Exchange; A. G. Bemmels of the Bemmels Flour Mills of Lisbon; O. Brown and N. Malcolm, representing the Stark County Grain Growers Association; S. J. Nagel and O. McGrath, representing the Morton County Grain Growers Association; C. O. Kell, representing the Burleigh County Grain Growers Association, as well as many other individual farmers; and,

WHEREAS, At the said hearing it became apparent that the information secured by milling and baking tests at the Agricultural College Mill at Fargo, North Dakota, is not being considered in establishing grades of wheat by the United States Department of Agriculture; and,

WHEREAS, The standard for grades of wheat proposed by the United States Department of Agriculture are eminently unfair and unjust to the wheat producers of North Dakota, an area that produces a large proportion of the best wheat grown in the United States; and,

WHEREAS, The percentage permitted by the proposed standard of inseparable foreign material is entirely too low to permit of a proper and just grade; and,

WHEREAS, The aforesaid representatives of the people of North Dakota emphatically protested against said standards at said hearing;

Now, Therefore, Be It Resolved, By the House of Representatives of the State of North Dakota, the Senate concurring therein, that we emphatically protest against Tables 1 and 2 on page 6 of Bulletin 19, issued by the United States Department of Agriculture from the office of Markets and Rural Organization becoming the standard for grading wheat grown in North Dakota; and,

Be It Further Resolved, That we earnestly request the United States Department of Agriculture that the findings of Dr. E. F. Ladd, through a series of milling and baking tests, be a basis for establishing grades applicable to wheats grown in North Dakota; and,

Be It Further Resolved, That a copy of these resolutions be filed in the office of Secretary of State of North Dakota and that the Secretary of State be instructed to forward a copy to the Honorable David F. Houston, Secretary of Agriculture, and to the Bureau of Markets and Rural Organizations, Washington, D. C., and a copy be sent to each of the Senators and Representatives of the State of North Dakota in Congress assembled.

And when so amended, recommend the same do pass.

FRANK H. HYLAND,
Chairman.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Hyland moved that the Senate do now concur in the House concurrent resolution, as amended.

Which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 175.

A Bill for an Act Making It the Duty of the Board of County Commissioners to Approve Bills Covering Expenses Incurred in the Arrest and Return of Fugitives From Justice for the County in Which Such Board May Have Jurisdiction; and Appropriating \$3,000.00 to Provide for the Payment of Such Expenses.

Senate Bill No. 317.

A Bill for an Act to Amend Section 11267 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Section 7 of Chapter 191 of the Session Laws of 1915, Relating to Extra "Good Time" Allowed Prisoners Confined in the Penitentiary.

Senate Bill No. 250.

A Bill for an Act Providing for the Building of Teacher-ages.

Senate Bill No. 209.

A Bill for an Act Amending Section 11150 of the Compiled Laws of North Dakota for 1913, Relating to the Reward for the Apprehension of Criminals.

Senate Bill No. 198.

A Bill for an Act to Enable the North Dakota Agricultural Experiment Station to Devise, Demonstrate and Put in Operation Methods for the Destruction of Wolves, Coyotes and Other Noxious Predatory Animals; to Make Appropriation Therefor; and Repealing Sections 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655 and 2656 of the Compiled Laws of North Dakota for 1913, Together With All Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 177.

A Bill for an Act to Appropriate \$10,000.00 to Missouri Slope Agricultural and Fair Association at Mandan for the Fairs to Be Held in 1918 and 1919, as Authorized by Sections 1860 to 1866, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 152.

A Bill for an Act to Appropriate \$40,450 for the Department of Agricultural Extension of the North Dakota Agricultural College, for Agricultural Work During the Years 1917 and 1918 as Outlined in the Federal Smith-Lever Act.

Senate Bill No. 139.

A Bill for an Act to Provide for the Eradication of Certain Bushes and Hedges, Commonly Known as Barberry Bushes, in Order to Provide for the Control and Lessening of Damage by Rust to Wheat and Other Cereals and Grasses, Making an Appropriation for the Enforcement of This Act and Providing Penalties.

Senate Bill No. 132.

A Bill for an Act to Reimburse Doctor E. F. Ladd, President of the Agricultural College of North Dakota for Expenses Incurred by Him in His Defense of Legal Actions Brought Against Him by Certain Corporations in Connection With His Enforcement of the Pure Food Laws of the State.

Senate Bill No. 130.

A Bill for an Act Relating to the Building of Dipping Tanks for Live Stock in Every Township.

Senate Bill No. 112.

A Bill for an Act Providing for the Appointment of a Special Administrator for the Purpose of Releasing a Mortgage or Judgment Against a Deceased Person Which Has Been Satisfied But Not Discharged of Record.

Senate Bill No. 108.

A Bill for an Act to Amend and Re-Enact Section 2728 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Appraisalment of Animals Killed or Destroyed, According to Law, for Being Affected With the Disease Known as Glanders.

Senate Bill No. 104.

A Bill for an Act to Amend and Re-Enact Section 1980 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Purchase of Road Machinery.

Senate Bill No. 234.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

Senate Bill No. 235.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

And the President signed the same in the presence of the Senate.

Mr. Allen moved that the rules be suspended for the purpose of introducing a bill.

Which motion prevailed and the rules were suspended.

Senate Bill No. 325.

A Bill for an Act Providing for the Organization of the National Guard of North Dakota and Fixing the Terms of Commissioned Officers and Terms of Enlisted Men of the National Guard and Repealing Acts in Conflict Therewith.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Allen introduced:

Senate Bill No. 325.

A Bill for an Act Providing for the Organization of the National Guard of North Dakota and Fixing the Terms of Commissioned Officers and Terms of Enlisted Men of the National Guard and Repealing Acts in Conflict Therewith.

Was read the first and second time, and referred to a Committee of the Whole Senate.

Mr. Allen moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

W. J. PRATER,

Secretary.

FIFTY-NINTH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
March 1, 1917.

The Senate convened at 2 o'clock P. M., the President presiding.

Prayer was offered by the Chaplain, Rev. Jackson.

Roll call.

All members present.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 1, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 324.

A Bill for an Act Making an Appropriation for Additional Pensions for Members of the First North Dakota Infantry in the Service of Their Country During the Years 1916 and 1917, and Providing a Method of Payment.

Also Senate Bill No. 82.

A Bill for an Act to Amend and Re-Enact Section 1346 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 133 of the Session Laws of 1915, Relating to Medical Inspection of Pupils in Public Schools.

Also Senate Bill No. 233.

A Bill for an Act Providing for the Issuance of License From the State Dairy Department Covering Dairy Products and Providing for Revocation of Licenses Issued by the Dairy Commissioner and Providing for the Fees and License, Renewals Thereof and the Payment of Fees Collected Therefor Into the State Treasury.

Also Senate Bill No. 200.

A Bill for an Act to Amend and Re-Enact Section 7236 of the Compiled Laws of North Dakota for 1913, Relating to Public Nuisance; Remedies Against.

Also Senate Bill No. 110.

A Bill for an Act to Repeal Section 3365 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Joint Annual Statement of County Auditor and County Treasurer.

Also Senate Bill No. 240.

A Bill for an Act to Amend and Re-Enact Section 3695 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sidewalk Special Assessment Funds.

Also Senate Bill No. 191.

A Bill for an Act Restricting and Prohibiting the Selling, Keeping for Sale, Prescribing and Having Possession of Certain Drugs; Providing a Penalty for Violations of the Act, and Relating to the Method of Enforcing and of Charging and Proving Violations of the Act.

Also Senate Bill No. 274.

A Bill for an Act to Amend and Re-Enact Section 11303 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Disposition of Personal Property and Money Belonging to Deceased Persons Who Have Been Confined in the State Penitentiary.

Also Senate Bill No. 129.

A Bill for an Act Appropriating Money to Reimburse W. A. Stickley for Services Performed for the Board of Immigration.

Also Senate Bill No. 268.

A Bill for an Act to Amend and Re-Enact Sections 719 and 720 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Salaries and Expenses of the Supreme Court Judges.

Which the House has passed unchanged.

Also,

Mr. President:

I have the honor to inform you that the House requests the return of Senate Bill No. 52.

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 49.

A Bill for an Act to Classify Property for Assessment at a Percentage of Its Value and Fix and Adopt Such Percentage of Value.

Which the House has amended as follows:

"Section 1. CLASSIFICATION OF PROPERTY. WHAT PERCENTAGE OF FULL AND TRUE VALUE TO BE ASSESSED. All real and personal property subject to a general property tax and not subject to any gross earnings or other lieu tax is hereby classified for purposes of taxation as follows:

"Class 1. All land, town and city lots, railroad, express, telegraph and telephone property, and bank stock, flour mills, elevator and warehouses and storehouses of all kinds, buildings and all improvements upon railroad right of way and leased sites, not owned by any railroad company, stock of merchandise, electric light and gas plants including wire, pole and pipe lines, water works systems, including pipe lines shall constitute class one (1) and shall be valued and assessed at thirty (30) per cent of the full and true value.

"Class 2. All live stock, agricultural and other tools and machinery, gas and other engines and boilers, threshing machines and outfits used therewith, automobiles, motor trucks, and other power-driven cars, vehicles of all kinds, boats and all water craft, harness, saddlery and robes, all fixtures and equipment, franchise, patents, royalties, structures and improvements upon town and city lots, and all property not herein specifically mentioned, shall constitute class two (2) and shall be valued and assessed at twenty (20) per cent of the full and true value. Provided, however, the city, commission, city council or board of trustees may, by resolution at a regular or stated meeting fix a different percentage of value upon structures and improvements on town and city lots, which rate shall not be less than five per cent of the true and full value. Provided, further, whenever twenty per cent, or more, of the legal voters of the city or incorporated village shall petition the city commission, or city council or board of trustees requesting that a different rate be established for taxation purposes the question of such rate shall be submitted to the legal voters of such district for their approval or rejection at the next regular city or village election, or at a special election called for that purpose."

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal of the fifty-seventh day after recess and fifty-eighth day have carefully examined the same, and find the same correct.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

OPINION

Hon. W. E. Martin,

Care of North Dakota Senate,
Bismarck, North Dakota.

Dear Sir:

This office has your request for an opinion as to the constitutionality of House Bill No. 427, as amended in the Senate Committee.

This bill is for an act to regulate the use of trading stamps and similar devices, and by its terms it provides for a license in an amount which makes the license prohibitive. Its effect will be to stop all persons, firms or corporations from using such trading stamps, coupons or other devices with the exception of "those contained in or attached to the original package of said goods, wares or merchandise by the manufacturer, jobber, distributor or packer thereof and directly redeemable by the manufacturer, jobber, distributor, packer or retailer of such goods, wares or merchandise."

The gist of this bill is to wipe out what are known as trading stamp companies and to prevent retailers from using trading stamps of their own in connection with any goods which they do not themselves manufacture or job. In other words, the retailer as such cannot use his own stamps or stamps furnished him by anyone but the manufacturer, jobber, distributor or packer of the goods in which the trading stamps or other devices are contained or to which they are attached, although cash discount slips, redeemable in money, are not prohibited when issued by the retailer.

As to the general right of a state to regulate this class of business, even to the extent of imposing a prohibitive license, the law is clear. Cases involving this power have been carried to the United States Supreme Court and quite recently decided, in 1916.

"The statute is not unconstitutional as impairing obligation of contracts as it must be construed as having prospective operation, and as not affecting sales completed before its enactment."

"Whether the use of such coupons and stamps can or cannot be called a lottery, it is still within the power of the legislature to consider it as having similar evils; and the regulation thereof by the legislature is not to be impeached and overruled by the courts on account of difference of opinion in regard to the conclusion reached.

"Even if the taxes imposed by the statute are prohibitory, the right to carry on business by using such coupons and stamps is not so protected by the Federal Constitution as to render such attacks a violation of the due process provision of the Fourteenth Amendment." 240 U. S. 343, *Rast vs. Van Deman and Lewis* (Syl.) Fla.

Followed in 240 U. S. 369, *Tanner vs. Little* (Wash.), 240 U. S. 387, *Pitney vs. Wash.* (Wash.)

The remaining question, then, is whether the exemption of

the application of the law to certain manufacturers, jobbers, distributors or packers amounts to a violation of the Equal Protection Provision of the Fourteenth Amendment to the Federal Constitution. However, there are grounds for distinguishing between the different persons or corporations enumerated and for making the application of the law differ as to different classes of persons and corporations affected by it, and the distinctions made by this law cannot be declared illegal or unconstitutional.

240 U. S. 382.
 187 U. S. 606.
 226 U. S. 157.
 234 U. S. 199.
 217 U. S. 79.
 240 U. S. 357.

Therefore, I am of the opinion that House Bill No. 427, as amended, is constitutional.

Respectfully submitted,

D. V. BRENNAN,
 Assistant Attorney General.

DVB—L

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 1.

A Bill for an Act Concerning the Registration of Land and the Titles Thereto in the State of North Dakota.

Also Senate Bill No. 215.

A Bill for an Act to Amend and Re-Enact Sections 3118, 3119, 3120, 3121 and 3122 of the Compiled Laws of North Dakota for 1913, Relating to Public Warehouses.

Also Senate Bill No. 96.

A Bill for an Act to Establish a Law Uniform with the Law of Other States Authorizing Persons, Firms or Corporations Engaged in the Business of Storing Goods for Profit to Issue Warehouse Receipts on the Goods so Stored, and Prescribing the Conditions Upon Which Such Receipts Shall Be Issued, the Terms Thereof, the Obligations, Rights and Liabilities of Warehousemen, and Providing for the Negotiation and Transfer of Such Receipts and Penalties for the Violation of This Act, and Repealing Sections 3108, 3109, 3110, 3112, 3115, 10029, 10030, 10031 and 10033, of the Compiled Statutes of the State of North Dakota for the Year 1913, and All Other Acts and Parts of Acts in Conflict Herewith.

And find the same correctly enrolled.

C. D. KING,
 Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 1.

A Bill for an Act Concerning the Registration of Land and the Titles Thereto in the State of North Dakota.

Senate Bill No. 215.

A Bill for an Act to Amend and Re-Enact Sections 3118, 3119, 3120, 3121 and 3122 of the Compiled Laws of North Dakota for 1913, Relating to Public Warehouses.

Senate Bill No. 96.

A Bill for an Act to Establish a Law Uniform With the Law of Other States Authorizing Persons, Firms or Corporations Engaged in the Business of Storing Goods for Profit to Issue Warehouse Receipts on the Goods so Stored, and Prescribing the Conditions Upon Which Such Receipts Shall Be Issued, the Terms Thereof, the Obligations, Rights and Liabilities of Warehousemen, and Providing for the Negotiation and Transfer of Such Receipts and Penalties for the Violation of This Act, and Repealing Sections 3108, 3109, 3110, 3112, 3115, 10029, 10030, 10031 and 10033, of the Compiled Statutes of the State of North Dakota for the Year 1913, and All Other Acts and Parts of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:

House Bill No. 150.

A Bill for an Act to Provide for the Examination and Certification of Teachers in the State of North Dakota, and to Repeal Sections 1357 to 1377 Inclusive, of the Compiled Laws of 1913.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 86.

A Bill for an Act Relating to the Administration of State Aid for Rural Schools.

Have had the same under consideration and recommend that the same be amended as follows:

In title and in line 2 of the printed bill strike out "1443, 1444;" also "1447;" also "1449 and 1450;" also comma (,) after "1446" and insert the word "and."

In line 3, after the word "amended" insert "and re-enacted."

Strike out lines 151 to 179 inclusive; also lines 229 to 237 inclusive; also 249 to end of bill.

In line 181 strike out "On or before June 30th" and insert in lieu thereof "Between the first and fifteenth of August."

In line 242 strike out the word "supervisor" and insert in lieu thereof the word "inspector."

In line 241 strike out the word "a" and insert in lieu thereof "the."

In line 244 strike out the word "supervisor" and insert in lieu thereof the word "inspector."

And when so amended recommend the same do pass.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 149.

A Bill for an Act to Amend and Re-Enact Sections 1122, 1125, 1127, 1135 and 1136 of the Compiled Laws of 1913, Relating to the Office of County Superintendent of Schools.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

"For an Act to Amend and Re-Enact Section 1136 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Office of County Superintendent of Schools.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. Amendment.) That Section 1136 of the Compiled Laws of the State of North Dakota for the Year 1913 be amended and re-enacted so as to read as follows:

"Section 1136. Deputies. How Appointed. Salaries.) In counties having fifty or more teachers under the supervision of the county superintendent, said superintendent may appoint an office deputy for whose acts as such he shall be responsible, which deputy shall be entitled to a salary equal to fifty per cent of the county superintendent's salary.

The county superintendent may also appoint a field deputy for the first one hundred and fifty schools under his supervision, and one additional field deputy for each additional one hundred schools or major fraction of that number. Such field deputies shall be for the purpose of assisting the county superintendent in visiting schools and in the general supervision of the educational work of the county. They shall possess the qualifications of the county superintendent of schools specified in Section 1122 of this chapter and shall each receive a salary of two hundred (\$200) dollars per annum in excess of that paid to the office deputy. Provided, that when one or more school districts are discontinued in any county as a result of consolidation, or when school in any school building is or has been discontinued as a result of consolidation and the children usually attendant thereat are transported to another school in the same or adjoining district by the

school authorities, then hereafter a field deputy, if any, shall be appointed on the basis of the number of schools before such consolidation, or discontinuance, was made.

And when so amended recommend the same do pass.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Also House Bill No. 329.

A Bill for an Act to Provide That Examinations Shall Be Given in the Various Common and High Schools of the State in the Month of March of Each Year for the Purpose of Enabling Pupils Who Are Sufficiently Advanced in Their Studies to Be Promoted to a Higher Grade.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

Mr. President:

Your Committee on Elections, to whom was referred:

House Bill No. 270.

A Bill for an Act to Amend and Re-Enact Section 983 of 1913 Laws, Relating to Opening and Closing of Polls on Election Day.

Have had the same under consideration and recommend that the same be indefinitely postponed.

F. T. GRONVOLD,
Chairman.

Mr. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Heckle objected to the consideration of the committee reports on House Bill No. 71.

And the reports were laid over for one day.

Mr. Heckle objected to the consideration at this time of the committee reports on House Bill No. 357.

And the reports were laid over for one day.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 1, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 444.

A Bill for an Act Permitting Cities of Another State to

Purchase, Lease, Own and Hold Real Estate in This State for Certain Municipal Purposes, with the Right to Lease or Convey the Same; Prescribing the Manner of Conveying the Same, and Legalizing the Acquisition by Cities of Another State of Real Estate Situate in the State of North Dakota.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Mostad moved that the Senate do now concur in the House amendments to Senate Bill No. 78.

Which motion prevailed.

Mr. Ployhar moved that further consideration of Senate Bill No. 78 be indefinitely postponed.

Which motion was duly seconded.

Roll call was demanded.

The question being on the motion to indefinitely postpone Senate Bill No. 78, the roll was called and there were ayes, 24; nays, 23; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
A. Jen	Kirkeide	Paulson
Beck	Kretschmar	Ployhar
Carey	McBride	Porter
Englund	McGray	Putnam
Haggart	McLean	Rowe
Heckle	Murphy	Sandstrom
Hyland	Nelson, G. Forks	Young
Jacobsen	Nelson, Richland	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mostad
Cahill	King	Pendray
Drown	Lindstrom	Sikes
Ellingson	Levang	Stenmo
Ettestad	McCarten	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	

Absent and not voting:

Messrs.	Messrs.
Gibbens	Gronvold

So the motion prevailed.

Mr. McGray moved that the vote by which Senate Bill No. 78 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Roll call was demanded.

The question being on the motion to reconsider the vote by which Senate Bill No. 78 was indefinitely postponed and that the motion be laid on the table, the roll was called and there were ayes, 25; nays, 24; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Paulson
Beck	Kretschmar	Ployhar
Carey	McBride	Porter
Englund	McGray	Putnam
Gibbens	McLean	Rowe
Haggart	Murphy	Sandstrom
Heckle	Nelson, G. Forks	Young
Hyland	Nelson, Richland	Zieman
Jacobsen		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hemmingsen	Mortenson
Cahill	Hunt	Mostad
Drown	King	Pendray
Ellingson	Lindstrom	Sikes
Ettestad	Levang	Stenmo
Gronvold	McCarten	Thoreson
Hamerly	Martin	Welford
Hamilton	Morkrid	Wenstrom

So the motion prevailed.

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 169.

A Bill for an Act to Appropriate \$1,000 for the Payment of the Expenses to Be Incurred by the Stallion Registration Board as Prescribed by Section 2786 of the Compiled Laws of 1913 for North Dakota.

And find the same correctly engrossed.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Hamilton moved that the Senate do not concur in the House amendments to Senate Bill No. 137, and that a conference committee of three be appointed by the President to confer with a like committee appointed by the Speaker of the House.

Which motion prevailed, and the President appointed as such committee Messrs. Jacobsen, McBride and Hamilton.

Mr. Lindstrom moved that the Senate do not concur in the House amendments to Senate Bill No. 46, and that the President appoint a committee of three to confer with a like committee appointed by the Speaker of the House.

Which motion prevailed, and the President appointed on such committee Messrs. Heckle, Hamilton and Hyland.

REPORTS OF SELECT COMMITTEES

Mr. President:

Your conference committee on House Bill No. 13 beg to report that they cannot agree and request their discharge.

C. W. MCGRAY,
Chairman.

Mr. McGray moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted, and the committee was discharged.

MOTIONS AND RESOLUTIONS

Concurrent resolution introduced by Mr. Gibbens:

WHEREAS, The North Dakota Budget Board has diligently discharged the duties imposed upon it by law and presented to the Legislative Assembly, the matters and data required by it in a concise and complete manner; and,

WHEREAS, It has rendered great aid to the Appropriations Committees of the respective houses and thereby greatly expedited the work of such committees; and,

WHEREAS, It has been eminently fair with all of the state institutions and to the various departments of the State Government;

Now, Therefore, Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring, that the Fifteenth Legislative Assembly extend to the members of the Budget Board and each and every member thereof, its appreciation for its proficient services; and,

Be It Further Resolved, That the said Board be discharged from any further duties.

Mr. Gibbens moved the adoption of the concurrent resolution.

Which motion prevailed.

A Concurrent Resolution, introduced by Mr. Rowe:

A Concurrent Resolution providing for the disposition of certain property now in possession of the State Treasurer of North Dakota, which said property has escheated to the State of North Dakota, from the estate of John Armstrong, deceased.

Be It Resolved, By the Senate, the House of Representatives of the State of North Dakota concurring therein:

WHEREAS, The State of North Dakota is by escheat the owner, and has become possessed of \$8,217.79 in cash and certain other personal property from the estate of John Armstrong, deceased, the same having been adjudged to belong to the State as an escheat, which said personal property is described as follows, to-wit:

One stock certificate No. 1 of four shares of stock of Fargo Woolen Mills of the par value of \$100.00 per share.

One stock certificate No. 55 for 1,250 shares of stock of Fargo Ice Cream and Cider Company of the par value of \$1.00 per share.

One stock certificate No. 92 for 25 shares of stock

of Fargo Armory Association of the par value of \$10.00 per share.

One watch, manufactured by the Illinois Watch Company (Springfield), No. 1278595, 15 jewels, in gold filled B. & B. royal case, No. 6684216, warranted for twenty years.

One watch chain with elk's tooth attached for charm, bearing initials "J. A.," bearing No. 260 on reverse side.

One ring, red stone setting.

One ring, transparent stone or glass setting.

One box of miscellaneous account books, consisting of the following:

3 journals, 2 large ledgers, 1 small ledger, 1 cash book, 53 old check book stubs, 1 record book of cash register, 1 pass book, First National Bank of Fargo, 1 large bunch of receipts for bills paid, 6 insurance policies expired, and one bunch of old letters and miscellaneous papers.

WHEREAS, It is deemed necessary and proper that said personal property be converted into cash; and,

WHEREAS, The method by which the officers of this State may so convert said property into cash is somewhat uncertain, without involving possibly considerable expense and delay in court proceedings; therefore,

Be It Resolved, By the Senate, the House of Representatives concurring, that the Governor of the State of North Dakota, with the assistance of the Attorney General of said State, is herewith authorized, and directed, to sell the above mentioned personal property now in the hands of the State Treasurer at public auction to the highest bidder for cash, at the State Capitol, at such time and place as the Governor may designate by publication of a notice of sale thereof in at least two legal newspapers, one publication in each paper for at least ten days prior to the date of sale, and the Governor is herewith authorized to release by bill of sale all right, title and interest of the State upon the sale of said property.

Provided that no state officer shall be a bidder at such sale. And the State Treasurer is herewith authorized to turn over to the Governor or Attorney General of this State such personal property and to take receipt therefor, and the Governor on the sale of such property shall account to the State Treasurer for the proceeds derived from the sale thereof, less the actual expenses incurred in such sale.

Mr. Rowe moved the adoption of the concurrent resolution. Which motion prevailed.

Mr. Gibbens introduced the following resolution:

WHEREAS, The Pages employed in the Senate receive an exceptionally small wage, and

WHEREAS, By their promptness, diligence and untiring efforts to serve the members of the Senate they have been put to considerable expense, which materially reduces their compensation; therefore,

Be It Resolved, By the Senate, that each of the four pages

employed therein be paid the sum of twenty dollars (\$20.00) additional to cover such expenses; and

Be It Further Resolved, That said amounts be charged as legislative expense of the Fifteenth Legislative Assembly.

A. S. GIBBENS,
Chairman, Senate Employment Committee.

H. P. JACOBSEN,
WM. ZIEMAN,
R. MCCARTEN,
THORWALD MOSTAD,
JOHN YOUNG,
JOHN E. PAULSON,
GILBERT W. HAGGART,
E. H. SIKES,
F. T. GRONVOLD,
H. W. ALLEN,
G. H. HUNT,
FRANK E. PLOYHAB,
C. I. MORKRID,
J. P. HEMMINGSEN,
J. I. CAHILL,
D. H. HAMILTON,
C. H. PORTER,
C. W. CAREY,
JOHN A. BECK,
HENRY MCLEAN,
P. J. MURPHY,
H. J. ROWE,
C. D. KING,
J. A. ENGLUND,
N. N. NELSON,
C. W. MCGRAY,
JAMES A. WENSTROM,
E. M. NELSON,
CHRIST LEVANG,
ALBERT STENMO,
OLE ETTESTAD,
T. N. PUTNAM,
CHAS. ELLINGSON,
C. O. HECKLE.

Mr. Gibbens moved that the rules be suspended and that the resolution be put upon its third reading and final passage.

Which motion prevailed.

Mr. Gibbens' Resolution in Regard to Extra Pay for the Pages.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Drown	Gronvold
Beck	Ellingson	Hamerly
Benson	Englund	Hamilton
Cahill	Ettestad	Heckle
Carey	Gibbens	Hemmingsen

Messrs.	Messrs.	Messrs.
Hunt	McLean	Ployhar
Hyland	Martin	Porter
Jacobsen	Morkrid	Rowe
King	Mortenson	Sandstrom
Kirkeide	Mostad	Sikes
Kretschmar	Murphy	Stenmo
Levang	Nelson, Richland	Thoreson
Lindstrom	Nelson, G. Forks	Welford
McBride	Paulson	Young
McCarten	Pendray	Zieman
McGray		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	Putnam	Wenstrom

So the resolution was adopted.

THIRD READING OF HOUSE BILLS

House Bill No. 268.

A Bill for an Act to Amend and Re-Enact Section 759 of the Compiled Laws of 1913, Relating to the Tenth Judicial District, and the Terms of Court Therein.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Nelson, Richland
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Haggart	McLean	Stenmo
Hamerly	Martin	Thoreson
Hamilton	Morkrid	Welford
Heckle	Mortenson	Wenstrom
Hemmingsen	Mostad	Young
Hunt	Murphy	Zieman

Absent and not voting: Mr. Gronvold.

So the bill passed, and the title was agreed to.

Mr. Lindstrom moved that the vote by which House Bill No. 268 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Welford moved that House Bill No. 88 be put at the foot of the Calendar.

Which motion prevailed.

Mr. Cahill moved that further action on House Bill No. 298 be laid over until 2:30 P. M., March 2, 1917.

Which motion was lost.

Mr. Jacobsen moved that House Bill No. 298 be indefinitely postponed.

Roll call was demanded.

The question being on the motion to indefinitely postpone House Bill No. 298, the roll was called, and there were ayes, 26; nays, 23; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Paulson
Beck	Kretschmar	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Gibbens	McGray	Rowe
Haggart	Martin	Sandstrom
Heckle	McLean	Stenmo
Hyland	Murphy	Young
Jacobsen	Nelson, G. Forks	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hemmingsen	Nelson, Richland
Cahill	Hunt	Pendray
Carey	King	Sikes
Drown	Levang	Thoreson
Ettestad	McCarten	Welford
Gronvold	Morkrid	Wenstrom
Hamerly	Mortenson	Zieman
Hamilton	Mostad	

So the bill was indefinitely postponed.

Mr. McGray moved that the vote by which House Bill No. 298 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

The Senate returned to the eighth order of business.

Mr. Stenmo moved that the Senate concur in the House amendments to Senate Bill No. 82.

Which motion prevailed.

Mr. Kretschmar moved that the vote by which House Bill No. 145 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 1, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate amendments relating to Federal grain grading.

Also,

Mr. President:

I have the honor to return herewith:

House Bill No. 145.

A Bill for an Act to Amend and Re-Enact Section 5198 of the Compiled Laws of the State of North Dakota for the Year 1913, Authorizing and Restricting the Investment of Capital, Deposits and Surplus of Savings Banks.

Which the Senate has requested returned.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 82.

A Bill for an Act to Amend Section 1, of Chapter 133, of the Session Laws of 1915, Relating to Medical Inspection of Pupils in the Public Schools.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 40; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Mostad
Beck	King	Murphy
Benson	Kirkeide	Nelson, G. Forks
Cahill	Kretschmar	Nelson, Richland
Carey	Levang	Paulson
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sandstrom
Gronvold	McGray	Sikes
Hamilton	McLean	Stenmo
Heckle	Martin	Welford
Hemmingsen	Morkrid	Wenstrom
Hunt	Mortenson	Zieman
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Thoreson	Pendray	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Hamerly	Porter
Ellingson	Ployhar	Young
Haggart		

So the bill passed, as amended, and the title was agreed to.

Mr. Lindstrom moved that the vote by which Senate Bill No. 82 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 144.

A Bill for an Act Withdrawing From Sale Certain School Lands in Dunn County, North Dakota.

Was read the third time.

Mr. Jacobsen moved that House Bill No. 144 be amended by striking out Section 2.

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	King	Pendray
Benson	Kirkeide	Ployhar
Cahill	Levang	Porter
Carey	Lindstrom	Putnam
Drown	McGray	Rowe
Englund	McLean	Sandstrom
Ettestad	Morkrid	Sikes
Gibbens	Mortenson	Stenmo
Gronvold	Mostad	Thoreson
Haggart	Murphy	Welford
Heckle	Nelson, G. Forks	Wenstrom
Hemmingsen	Nelson, Richland	Zieman
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Hunt	McCarten
Hamerly	Kretschmar	Martin
Hamilton	McBride	Young

So the bill passed, as amended, and the title was agreed to.

Mr. Lindstrom moved that the vote by which House Bill No. 144 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 1, 1917.

Mr. President:

I have the honor to inform you that the House requests the return of Senate Bill No. 52 on account of a clerical error.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Jacobsen moved that the Senate resolve itself into a Committee of the Whole for the consideration of House Bill No. 78.

Which motion prevailed, and the Senate resolved itself into a Committee of the Whole.

The President called Mr. Welford to the chair.

When the committee arose it submitted the following report:

Mr. President:

The Committee of the Whole, to whom was referred:

House Bill No. 78.

A Bill for an Act Creating an Industrial Insurance Department, Defining Its Powers and Duties, Making an Appropriation for Its Administration, Providing for the Creation and Disbursement of Funds for the Compensation and Care of Workmen Injured in Hazardous Employment, and, Except in Certain Specified Cases, Abolishing the Doctrine of Negligence as a Ground for the Recovery of Damages Against Employers, and Depriving the Courts of Jurisdiction of Such Controversies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

WALTER WELFORD,
Chairman.

Mr. Welford moved that the report be adopted.

Roll call was demanded.

The question being on the motion to adopt the report of the Committee of the Whole to indefinitely postpone House Bill No. 78, the roll was called, and there were ayes, 27; nays, 20; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkelde	Ployhar
Beck	Kretschmar	Porter
Carey	Lindstrom	Putnam
Englund	McBride	Rowe
Gibbens	McGray	Sandstrom
Gronvoid	McLean	Stenmo
Heckle	Murphy	Welford
Hyland	Nelson, G. Forks	Young
Jacobsen	Paulson	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hamilton	Mortenson
Cahill	Hemmingsen	Mostad
Drown	Hunt	Pendray
Ellingson	King	Sikes
Ettestad	Levang	Thoreson
Haggart	McCarten	Wenstrom
Hamerly	Morkrid	

Absent and not voting:

Messrs.	Messrs.
Martin	Nelson, Richland

So the motion prevailed, and the report of the Committee of the Whole was adopted.

Mr. Kretschmar moved that the vote by which House Bill No. 78 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA.
March 1, 1917.

Mr. President:

I have the honor to transmit herewith:

House Bill No. 441.

A Bill for an Act Creating a Commission to Study Health Conditions in the State, and Making an Appropriation Therefor.

Which the House has passed, and your favorable consideration is respectfully requested.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Kretschmar moved that House Bill No 207 be put upon its third reading and final passage

Which motion prevailed

THIRD READING OF HOUSE BILLS

House Bill No. 207.

A Bill for an Act Making Appropriations for the Current and Contingent Expenses of the State Penitentiary, and for Making of Permanent Improvements and Additions Thereto.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Jacobsen	Pendray
Benson	King	Ployhar
Cahill	Kirkeide	Porter
Carey	Kretschmar	Putnam
Drown	Levang	Rowe
Ellingson	Lindstrom	Sandstrom
Englund	McBride	Sikes
Ettestad	McGray	Stenmo
Gibbens	McLean	Thoreson
Gronvold	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Murphy	Young
Hemmingsen	Nelson, G. Forks	Zieman
Hunt	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Haggart	McCarten	Mostad
Hamerly	Martin	

So the bill passed, and the title was agreed to.

Mr. Kretschmar moved that the vote by which House Bill No. 207 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 207.

A Bill for an Act Making Appropriation for the Current and Contingent Expenses of the State Penitentiary, and for Making of Permanent Improvements and Additions Thereto.

The question being on the emergency clause to House Bill No. 207, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Paulson
Beck	Hunt	Pendray
Benson	Jacobsen	Ployhar
Carey	Kirkeide	Porter
Drown	Kretschmar	Putnam
Ellingson	Levang	Rowe
Englund	McBride	Sandstrom
Ettestad	McCarten	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Morkrid	Welford
Hamerly	Mortenson	Wenstrom
Hamilton	Murphy	Young
Heckle	Nelson, Richland	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Lindstrom	Mostad
Hyland	Martin	Nelson, G. Forks
King		

So the emergency clause was adopted.

SPECIAL ORDER OF BUSINESS FOR 4 O'CLOCK P. M.

House Bill No. 39.

A Bill for an Act Providing Regulations for the Delivery, or Receipt and Possession for Delivery of Intoxicating Liquor, and Penalty.

Was read the third time.

Mr. Putnam offered the following amendment to House Bill No. 39:

Strike out the last report of the Committee on Temperance on House Bill No. 39 and substitute the former report, found on page 41, Journal of the forty-seventh day.

Said report to be further amended by striking out the words, "being first duly sworn say" and incorporate in lieu thereof, "hereby certify."

In line 2, on page 1 of the printed bill, after the word "delivery," insert the words "to any person, firm or corporation."

And in line 3, on page 1 of the printed bill, after the word "state," insert the words "more than four quarts of spiritous

liquors, or five gallons of wine, or seventy-two quarts of beer, malt or other intoxicating liquors within any consecutive thirty days, except that delivery of intoxicating liquors may be made to registered pharmacists for disposition as provided by law for medical, mechanical, scientific and wine for sacramental purposes, or."

And after the word "liquor," in line 3, on page 1 of the printed bill, insert the words "for any purpose."

In line 14, on page 1 of the printed bill, insert a period after the word "officer."

And in line 14, on page 1 of the printed bill, strike out the words "and the" at the end of the line.

And in lines 15 and 16, on page 1 of the printed bill, strike out the words "place of delivery of such liquors shall be held to be the place of sale."

After the semicolon in line 20, on page 2 of the printed bill, insert the following: "that including this shipment, I have not received more than four quarts of spiritous liquors, or five gallons of wine, or seventy-two quarts of beer, malt or other intoxicating liquors within thirty days last past. (This does not apply to druggists as to quantity)."

After the word "use," in line 21, on page 2 of the printed bill, insert the words "or registered pharmacists' use."

Mr. Putnam moved that the amendment be adopted.

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 31; nays, 10; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Benson	Hunt	Nelson, Richland
Cahill	Hyland	Pendray
Drown	King	Ployhar
Ellingson	Kirkeide	Porter
Englund	Levang	Putnam
Ettestad	Lindstrom	Rowe
Gronvold	McCarten	Sandstrom
Haggart	McLean	Sikes
Hamilton	Mortenson	Welford
Heckle		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Beck	Nelson, G. Forks	Wenstrom
Jacobsen	Paulson	Young
Kretschmar	Stenmo	Zleman
McBride		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Martin	Mostad
Gibbens	McGray	Thoreson
Hamerly	Morkrid	

So the bill passed, and the title was agreed to.

Mr. Benson moved that the vote by which House Bill No. 39

passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Paulson moved that the Senate do now take a recess for ten minutes.

Which motion prevailed, and the Senate took a recess.

AFTER RECESS

The Senate re-assembled, the President presiding.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 1, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 136.

A Bill for an Act to Appropriate \$3,391,954.13 for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount, and the Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, in so Far as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters, or Purposes, Provided for Herein.

Which the House has amended as follows:

In line 3 of Section 1 of the engrossed bill, strike out the figures "\$3,391,954.13" and insert in lieu thereof the figures "\$3,317,124.13."

In line 6 of subdivision 1, opposite the words "furniture and fixtures," strike out "500" and insert the figures "300."

And in the next line, opposite the word "printing," strike out the figures "400" and insert "300."

Strike out the total footings "20,750" and insert in lieu thereof "20,450."

In line 1 of subdivision 3, strike out the figures "5,500" and insert "5,000."

Also in the same line, strike out "55,000" and insert in lieu thereof "50,000."

In line 6 of the same section, strike out the figures "400" and insert "300."

In line 9, opposite "furniture and fixtures," strike out "400" and insert "300."

In the next line, opposite "traveling expenses Clerk of Court," strike out "150" and insert "100."

In the next line, opposite the word "printing," strike out "900" and insert "700."

Strike out the total footings, "\$74,500," and insert in lieu thereof "\$69,150."

In subdivision 5, in line 3, opposite "furniture and fixtures," strike out the figures "400" and insert "200."

In line 6, opposite the word "reports," strike out the figures "3,000" and insert in lieu thereof "2,000."

Strike out the total footing "3,550" and insert in lieu thereof "2,350."

In subdivision 6, in line 7, strike out the word "four" and the figure "4," making this item read "Stenographers."

In line 18, opposite the words "printing and lithographing legal forms," strike out the figures "11,000" and insert in lieu thereof the figures "10,000."

Strike out the total footings "50,040" and insert in lieu thereof "49,040."

In subdivision 9, in line 9, opposite "furniture and fixtures," strike out the figures "600" and insert in lieu thereof the figures "300."

Strike out the total footings "21,500" and insert in lieu thereof "21,200."

In subdivision 10, in line 4, opposite "Postage," strike out the figures "300" and insert the figures "200."

In line 8, strike out the figures "200" and insert the figures "100."

In the last line strike out figures "600" and insert in lieu thereof the figures "300."

In the total footings strike out the figures "16,135" and insert in lieu thereof "15,635."

In subdivision 12, in line 10, opposite "traveling expenses," strike out the figures "2,000" and insert the figures "2,400."

In the next line of figures, strike out the figures "9,000" and insert in lieu thereof the figures "8,000."

Strike out all of line 13, which reads "list of text books, \$500."

Change the total footings from "38,700" to "37,600."

In subdivision 13, in line 3, strike out figures "1,500" and insert the figures "1,200."

And also in the same line strike out the figures "3,000" and insert in lieu thereof "2,400."

In line 5, strike out the figures "800" and insert in lieu thereof the figures "600."

Strike out the total footings "20,850" and insert in lieu thereof the figures "20,050."

In subdivision 14, in line 9, opposite "traveling expenses," strike out the figures "6,000" and insert in lieu thereof the figures "5,000."

Strike out the total footings "23,800" and insert in lieu thereof "22,800."

In subdivision 16, strike out in line 8, opposite "two stenographers," the figures "900" and insert in lieu the figures "1,000."

Also in the same line, strike out the figures "3,600" and insert in lieu thereof the figures "4,000."

In the next line, opposite "postage," strike out the figures "1,800" and insert in lieu thereof "1,500."

In line 11, opposite "furniture and fixtures," strike out the figures "600" and insert in lieu thereof the figures "300."

In line 13, opposite "printing," strike out the figures "2,500" and insert in lieu thereof the figures "2,000."

In line 15, opposite "sale, advertising and leasing," strike out the figures "6,000" and insert in lieu thereof the figures "5,000."

Strike out all of line 17, which reads "re-writing index book, 2,000."

In subdivision 16, strike out the total footings "\$44,910" and insert in lieu thereof the figures "\$41,210."

In subdivision 18, in line 2 of figures, opposite the words "Chief Clerk," strike out the figures "1,800" and insert "2,000."

Also in the same line strike out the figures "3,600" and insert in lieu thereof the figures "4,000."

In line 6 of figures, strike out the figures "1,320" and insert in lieu thereof "2,320."

In line 7, opposite "postage," strike out the figures "1,000" and insert in lieu thereof the figures "600."

In line 11, strike out the figures "2,500" and insert in lieu thereof the figures "1,500."

In subdivision 19 of figures in line 9, strike out the figures "1,450" and insert in lieu thereof "1,350."

And in the next line, opposite word "printing," strike out the figures "1,500" and insert in lieu thereof the figures "1,000."

In the next line, opposite the words "drayage, etc.," strike out the figures "750" and insert the figures "650."

In the total footings, strike out the figures "33,350" and insert in lieu thereof "32,650."

In subdivision 20, under line 5, insert this item: "Traveling organizer, \$1,000."

In the "Miscellaneous Items," strike out the figures "6,000" and insert in lieu thereof the figures "5,000."

In subdivision 23, in line 8, in the column of figures, strike out the figures "685" and insert in lieu thereof the figures "485."

In the sum total, strike out the figures "13,381" and insert in lieu thereof the figures "13,181."

In subdivision 27, strike out the total footings "39,260" and insert in lieu thereof the figures "39,700."

In subdivision 32, in line 3 of the column of figures, strike out the figures "4,000" and insert in lieu thereof the figures "6,000."

Change the amount of sum total from "15,000" to "17,000."

In subdivision 37, at the end of this division, add this item: "Live Stock Revolving Fund, \$6,000. Total, \$56,000."

In subdivision 45, strike out the words "New Buildings" and all of the four lines following, also figures "\$50,000."

Under the item "Miscellaneous," add this item: "Deficits, July 1, 1915, \$10,000."

Strike out the figures "\$137,868.28" in the total footings and insert in lieu thereof the figures "\$97,868.28."

In subdivision 47, strike out the figures "25,000" and insert in lieu thereof the figures "20,000."

Strike out the total footings, "\$30,000" and insert in lieu thereof the figures "\$25,000."

In subdivision 49, strike out, in line 3, in the column of figures, the figures "\$15,000" and insert in lieu thereof the figures "\$10,000."

Strike out the total footings "28,500" and insert in lieu thereof the figures "23,500."

In subdivision 51, under the heading "Dickinson Normal School," add the following: "The Legislature hereby designates that of the \$181,000 appropriated for the new normal school at Dickinson only \$81,000 be made available on July 1, 1917, and that the other \$100,000 be made available July 1, 1918."

In subdivision 52, in the first line, strike out the figures "\$5,000" and insert in lieu thereof the figures "\$3,000."

And in the last line, strike out the figures "20,000" and insert in lieu thereof the figures "12,000."

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Kretschmar moved that the Senate do not concur in House amendments to Senate Bill No. 136, and a Conference Committee of three be appointed to confer with a like committee appointed by the Speaker.

Which motion prevailed, and the President appointed as such committee Messrs. Kretschmar, Hunt and Gibbens.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 1, 1917.

Mr. President:

I have the honor to inform you that the House has appointed as conferees on the part of the House on House Bill No. 13, Messrs. Wadeson, Erb and Geiger.

Also, the Speaker has appointed as conferees on the part of the House on Senate Bill No. 46, Messrs. Reishus, Miller and Hoghaug.

Also, the Speaker has appointed as conferees on the part of the House on Senate Bill No. 137, Messrs. Church, Lowe and Arnold.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. McGray moved that the rules be suspended and that House Bill No. 355 be put upon its third reading for final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 355.

A Bill for an Act Appropriating Money for the Use of the Office of State Auditor Between the Following Dates, March 1, 1917, to July 1, 1917.

Was read the third time.

Mr. Kretschmar moved that House Bill No. 355 be amended by striking out all of Section 2 and inserting in lieu thereof the following:

"Section 2. EMERGENCY. WHEREAS, It is necessary for the immediate preservation of the public peace, health and safety that this Act shall become effective without delay for the following reasons, namely: That there are no moneys now available for the purpose of securing additional office help which is necessary and for the deficiency in office supplies,

furniture and fixtures and miscellaneous funds of said office. Therefore, this Act shall become and be in effect and in force immediately upon its passage and approval by the Governor."

Which motion prevailed, and the bill was so amended.

Mr. Jacobsen moved that House Bill No. 355 be amended by striking out line 7 of the printed bill.

Which motion was duly seconded.

Mr. Jacobsen moved that the Senate do now adjourn.

Which motion was lost.

Mr. Hamilton moved that the Senate do now take a recess until 10:30 A. M., March 2, 1917.

Which motion was lost.

Mr. Jacobsen moved that House Bill No. 355 be placed at the foot of the Calendar.

Which motion was lost.

Mr. Jacobsen moved that House Bill No. 355 be amended by striking out the figures "\$1,600.00" in line 7 of printed bill and insert in lieu thereof the figures "\$800.00."

Which motion was lost.

Mr. Jacobsen moved that House Bill No. 355 be amended by striking out the figures "\$1,600.00" in line 7 of the printed bill and inserting in lieu thereof the figures "\$1,000.00."

Which motion was duly seconded.

Mr. McCarten moved as an amendment to the amendment that the figures "\$1,000.00" be stricken out and the figures "\$1,200.00" be inserted in lieu thereof.

Which motion was lost.

The question being on the original amendment.

Roll call was demanded.

The question being on Mr. Jacobsen's motion to amend House Bill No. 355, the roll was called, and there were ayes, 14; nays, 32; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Gronvold	Kretschmar	Paulson
Haggart	McBride	Porter
Heckle	McLean	Rowe
Jacobsen	Nelson, G. Forks	Stenmo
Kirkelide	Nelson, Richland	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Pendray
Beck	Hyland	Ployhar
Benson	King	Putnam
Cahill	Lindstrom	Sandstrom
Carey	Levang	Sikes
Drown	McCarten	Thoreson
Ellingson	McGray	Welford
Ettestad	Morkrid	Wenstrom
Gibbens	Mortenson	Young
Hamilton	Mostad	Zieman
Hemmingsen	Murphy	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Englund	Hamerly	Martin

So the amendment was lost.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 37; nays, 10; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hemmingsen	Murphy
Beck	Hunt	Pendray
Benson	Hyland	Ployhar
Cahill	King	Porter
Carey	Levang	Putnam
Drown	Lindstrom	Sandstrom
Ellingson	McCarten	Sikes
Englund	McGray	Thoreson
Ettestad	McLean	Welford
Gibbens	Morkrid	Wenstrom
Haggart	Mortenson	Young
Hamilton	Mostad	Zieman
Heckle		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gronvold	McBride	Paulson
Jacobsen	Nelson, G. Forks	Rowe
Kirkeide	Nelson, Richland	Stenmo
Kretschmar		

Absent and not voting:

Messrs.	Messrs.
Hamerly	Martin

So the bill, as amended, passed, and the title was agreed to.

Mr. Lindstrom moved that the vote by which House Bill No. 355 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 355.

A Bill for an Act Appropriating Money for the Use of the Office of State Auditor Between the Following Dates, March 1, 1917, to July 1, 1917.

Was read the third time.

The question being on the emergency clause to House Bill No. 355, the roll was called, and there were ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Englund	Hunt
Beck	Ettestad	Hyland
Benson	Gibbens	King
Cahill	Haggart	Kirkeide
Carey	Hamilton	Levang
Drown	Heckle	Lindstrom
Ellingson	Hemmingsen	McCarten

Messrs.	Messrs.	Messrs.
McGray	Ployhar	Thoreson
McLean	Porter	Welford
Morkrid	Putnam	Wenstrom
Mostad	Sandstrom	Young
Murphy	Sikes	Zieman
Pendray		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gronyold	McBride	Paulson
Jacobsen	Nelson, G. Forks	Rowe
Kretschmar	Nelson, Richland	Stenmo

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamerly	Martin	Mortenson

So the emergency clause passed.

The Senate returned to the eighth order of business.

MOTIONS AND RESOLUTIONS

Mr. Lindstrom introduced the following resolutions:

WHEREAS, Senator Edward Hamerly has received the sad news that his mother has been called to the Great Beyond by the Angel of Death;

Be It Resolved, By the Senate of the State of North Dakota that we extend to our esteemed Colleague our heartfelt sympathy in this his hour of sorrow for the loss of one so dear to him.

Resolved, That a copy of these resolutions be transmitted to Senator Hamerly.

Mr. Lindstrom moved that the resolution be adopted.

Which motion prevailed, and the resolution was adopted.

Mr. Allen moved that the Senate do now resolve itself into a Committee of the Whole.

Which motion prevailed, and the Senate resolved itself into a Committee of the Whole.

When the Committee of the Whole arose, it submitted the following report:

Mr. President:

The Committee of the Whole, to whom was referred:

Senate Bill No. 325.

A Bill for an Act Providing for the Organization of the National Guard of North Dakota and Fixing the Terms of Commissioned Officers and Terms of Enlisted Men of the National Guard and Repealing Acts in Conflict Therewith.

Have had the same under consideration, and recommend that the same be amended as follows:

After the word "Commission," in line 2 of Section 2, place a comma, and the following words: "except the Adjutant General" and a comma ",".

And when so amended, recommend the same do pass.

OSCAR LINDSTROM,
Chairman.

Mr. Lindstrom moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 1, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 166.

A Bill for an Act to Appropriate \$120,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of 1913 for North Dakota, and to Meet Other Requirements Prescribed by the Federal Statutes.

Which the House has amended as follows:

Change "\$70,000" to \$100,000" wherever it appear, both in title and in bill.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Gibbens moved that Senate Bill No. 164 be recalled from the House.

Which motion prevailed.

Mr. Allen moved that the rules be suspended and that Senate Bill No. 325 be considered engrossed and put upon its third reading for final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 325.

A Bill for an Act Providing for the Organization of the National Guard of North Dakota and Fixing the Terms of Commissioned Officers and Terms of Enlisted Men of the National Guard and Repealing Acts in Conflict Therewith.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	McLean
Beck	Hemmingsen	Morkrid
Benson	Hunt	Mortenson
Cahill	Hyland	Murphy
Carey	Jacobsen	Nelson, G. Forks
Drown	King	Nelson, Richland
Ellingson	Kirkeide	Paulson
Englund	Levang	Pendray
Ettestad	Lindstrom	Ployhar
Gronvold	McBride	Porter
Haggart	McCarten	Putnam
Hamilton	McGray	Rowe

Messrs.	Messrs.	Messrs.
Sandstrom	Thoreson	Young
Sikes	Welford	Zieman
Stenmo	Wenstrom	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Kretschmar	Mostad
Hamerly	Martin	

So the bill passed, and the title was agreed to.

Mr. Allen moved that the vote by which Senate Bill No. 325 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 325.

A Bill for an Act Providing for the Organization of the National Guard of North Dakota and Fixing the Terms of Commissioned Officers and Terms of Enlisted Men of the National Guard and Repealing Acts in Conflict Therewith.

The question being on the emergency clause to Senate Bill No. 325, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Beck	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkelide	Ployhar
Drown	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Ettestad	McCarten	Sandstrom
Gronvold	McGray	Sikes
Haggart	McLean	Stenmo
Hamilton	Morkrid	Thoreson
Heckle	Mortenson	Welford
Hemmingsen	Murphy	Young
Hunt	Nelson, Richland	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Kretschmar	Mostad
Gibbens	Martin	Wenstrom
Hamerly		

So the emergency clause passed.

The Senate returned to the sixth order of business.

REPORTS OF STANDING COMMITTEES

Mr. Paulson objected to the consideration of the committee report on House Bill No. 59.

So the report was laid over for one day.

MOTIONS AND RESOLUTIONS

Mr. Gibbens moved that the Senate do not concur in House amendments to Senate Bill No. 166, and that the Presi-

dent appoint a committee of three to confer with a like committee appointed by the Speaker of the House.

Which motion prevailed, and the President appointed as such committee Messrs. McGray, Wenstrom and Putnam.

Mr. Ployhar moved that the Senate do not concur in House amendments to Senate Bill No. 49, and that the President appoint a conference committee of three.

Which motion prevailed, and the President appointed as such committee Messrs. Benson, Ployhar and Beck.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 1, 1917.

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 136 Messrs. Walton, Lageson and Turner.

Very respectfully,
A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON EDUCATION

The Committee on Education made the following report:

Mr. President:

Your Committee on Education, to whom was referred:

House Bill No. 133.

A Bill for an Act Authorizing the County Superintendent of Schools to Employ With the Consent of the Board of County Commissioners a Visiting School Nurse.

Have had the same under consideration and recommend that the same be indefinitely postponed.

ALBERT STENMO,
Chairman.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Gibbens moved that the vote by which Senate Bill No. 164 passed be reconsidered.

Which motion prevailed, and the vote was reconsidered.

Mr. Gibbens moved that Senate Bill No. 164 be amended as follows:

In line 10 of Section 1 of the engrossed bill strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$5,000.00."

And in line 11 strike out figures "\$5,000.00" and insert in lieu thereof the figures "\$10,000.00."

In line 13 strike out figures "\$10,000.00" and the figures "\$5,000.00" be inserted in lieu thereof.

In line 14 strike out figures "\$5,000.00" and insert in lieu thereof the figures "\$10,000.00."

Which motion prevailed, and the bill was so amended.

THIRD READING OF SENATE BILLS

Senate Bill No. 164.

A Bill for an Act to Appropriate Funds to Provide for the General Maintenance, and the Payment of Premiums at the North Dakota State Fair at Grand Forks in 1917, and at the North Dakota State Fair at Fargo in 1918, as Provided for in Sections 1847 to 1859 of the Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	King	Nelson, Richland
Beck	Kirkeide	Paulson
Benson	Kretschmar	Pendray
Cahill	Levang	Ployhar
Carey	Lindstrom	Porter
Ellingson	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sandstrom
Gibbens	McLean	Stenmo
Gronvold	Morkrid	Thoreson
Haggart	Mortenson	Welford
Hamilton	Mostad	Wenstrom
Heckle	Murphy	Zieman
Hemmingsen	Nelson, G. Ferks	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Hunt	Martin
Hamerly	Jacobsen	Sikes

So the bill passed, as amended, and the title was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 164 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 378.

A Bill Making an Appropriation for the Office of the State Board of Railroad Commissioners, for an Act Appropriating Money for the Use of the Board of Railroad Commissioners Between the Following Dates, To-Wit: February 6, 1917, and June 30, 1917, Both Dates Inclusive.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Paulson
Benson	Hyland	Pendray
Cahill	King	Ployhar
Carey	Kirkeide	Porter
Drown	Kretschmar	Putnam
Ellingson	Levang	Rowe
Englund	Lindstrom	Sandstrom
Ettestad	McBride	Sikes
Gibbens	McGray	Stenmo
Gronvold	McLean	Thoreson
Haggart	Mortenson	Welford
Hamilton	Mostad	Wenstrom
Heckle	Murphy	Young
Hemmingsen	Nelson, Richland	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	McCarten	Morkrid
Hamerly	Martin	Nelson, G. Forks
Jacobsen		

So the bill passed, and the title was agreed to.

Mr. Lindstrom moved that the vote by which House Bill No. 378 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 378.

A Bill Making an Appropriation for the Office of the State Board of Railroad Commissioners, for an Act Appropriating Money for the Use of the Board of Railroad Commissioners Between the Following Dates, to-wit: February 6, 1917, and June 30, 1917, Both Dates Inclusive.

The question being on the emergency clause to House Bill No. 378, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	King	Pendray
Benson	Kirkeide	Ployhar
Cahill	Kretschmar	Porter
Drown	Levang	Putnam
Ellingson	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Morkrid	Thoreson
Hamilton	Mortenson	Welford
Heckle	Mostad	Wenstrom
Hemmingsen	Murphy	Young
Hunt	Nelson, Richland	Zieman
Hyland	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hamerly	Martin
Carey	McCarten	Nelson, G. Forks
Englund	Jacobsen	

So the emergency clause passed.

House Bill No. 253.

A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Kirkeide	Pendray
Benson	Kretschmar	Ployhar
Cahill	Levang	Porter
Carey	Lindstrom	Putnam
Ellingson	McBride	Rowe
Englund	McCarten	Sandstrom
Ettestad	McGray	Stenmo
Gibbens	McLean	Thoreson
Gronvold	Morkrid	Welford
Haggart	Mortenson	Wenstrom
Hamilton	Murphy	Young
Heckle	Nelson, G. Forks	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Jacobsen	Mostad
Hamerly	King	Nelson, Richland
Hunt	Martin	Sikes

So the bill passed, and the title was agreed to.

Mr. Lindstrom moved that the vote by which House Bill No. 253 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 240.

A Bill for an Act Making an Appropriation to Pay the Deficit in the Current Appropriation for Expenses of the Stallion Registration Board.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Gronvold	Levang
Beck	Haggart	Lindstrom
Benson	Heckle	McBride
Carey	Hemmingsen	McCarten
Drown	Hyland	McGray
Ellingson	King	McLean
Englund	Kirkeide	Morkrid
Ettestad	Kretschmar	Mortenson

Messrs.	Messrs.	Messrs.
Mostad	Ployhar	Stenmo
Murphy	Porter	Thoreson
Nelson, G. Forks	Putnam	Welford
Nelson, Richland	Rowe	Wenstrom
Paulson	Sandstrom	Young
Pendray	Sikes	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Hamilton	Jacobsen
Gibbens	Hunt	Martin
Hamerly		

So the bill passed, and the title was agreed to.

Mr. Lindstrom moved that the vote by which House Bill No. 240 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 318.

A Bill for an Act Making an Appropriation to Cover Deficit in the Accounts of the Agricultural Sub-Experiment Station at Hettinger, Adams County, North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Paulson
Beck	Lindstrom	Pendray
Carey	McBride	Ployhar
Ellingson	McCarten	Porter
Englund	McGray	Putnam
Gibbens	McLean	Rowe
Gronvold	Morkrid	Sandstrom
Haggart	Mortenson	Stenmo
Heckle	Mostad	Thoreson
Hyland	Murphy	Welford
King	Nelson, G. Forks	Young
Kirkeide	Nelson, Richland	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Ettestad	Sikes
Drown	Hemmingsen	Wenstrom
Absent and not voting:		

Messrs.	Messrs.	Messrs.
Cahill	Hunt	Levang
Hamerly	Jacobsen	Martin
Hamilton		

So the bill passed, and the title was agreed to.

Mr. Kretschmar moved that the vote by which House Bill No. 318 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 55.

A Bill for an Act to Appropriate Money to the Agricultural College for the Purpose of Making Studies and Investigations with Cereals, and to Be Used for Other Purposes.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Paulson
Beck	Kretschmar	Pendray
Cahill	Levang	Ployhar
Carey	Lindstrom	Porter
Drown	McBride	Putnam
Ellingson	• McCarten	Rowe
Englund	McGray	Sandstrom
Ettestad	McLean	Sikes
Gibbens	Morkrid	Stenmo
Gronvold	Mortenson	Thoreson
Haggart	Mostad	Welford
Heckle	Murphy	Wenstrom
Hemmingsen	Nelson, G. Forks	Young
Hyland	Nelson, Richland	Zieman
King		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Hamilton	Jacobsen
Hamerly	Hunt	Martin

So the bill passed, and the title was agreed to.

Mr. Lindstrom moved that the vote by which House Bill No. 55 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Kretschmar moved that the President appoint a conference committee of three to confer with a like committee of the House on House Bill No. 13.

Which motion prevailed, and the President appointed as such committee Messrs. Heckle, Rowe and McCarten.

House Bill No. 58.

A Bill for an Act to Amend Chapter 163 of the Session Laws of 1915, Relating to the Payment of Highway Taxes.
Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Ettestad	Hyland
Beck	Gibbens	King
Benson	Gronvold	Kirkeide
Cahill	Haggart	Kretschmar
Drown	Heckle	Levang
Ellingson	Hemmingsen	Lindstrom

Messrs.	Messrs.	Messrs.
McBride	Nelson, G. Forks	Sandstrom
McCarten	Nelson, Richland	Sikes
McGray	Paulson	Stenmo
McLean	Pendray	Thoreson
Morkrid	Ployhar	Welford
Mortenson	Porter	Wenstrom
Mostad	Putnam	Young
Murphy	Rowe	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Hamilton	Jacobsen
Englund	Hunt	Martin
Hamerly		

So the bill passed, and the title was agreed to.
House Bill No. 234.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the School for the Deaf at Devils Lake, and for Making Permanent Improvements and Additions Thereto.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkelde	Paulson
Beck	Kretschmar	Pendray
Cahill	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sandstrom
Gibbens	McLean	Sikes
Gronvold	Morkrid	Stenmo
Haggart	Mortenson	Thoreson
Heckle	Mostad	Welforu
Hemmingsen	Murphy	Wenstrom
Hyland	Nelson, G. Forks	Young
King	Nelson, Richland	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Hamilton	Jacobsen
Carey	Hunt	Martin
Hamerly		

So the bill passed, and the title was agreed to.

Mr. Paulson moved that House Bill No. 137 be indefinitely postponed.

Which motion was lost.

Mr. Paulson moved that further consideration of House Bill No. 137 be laid over for one day.

Which motion prevailed.

House Bill No. 295.

A Bill for an Act to Amend and Re-Enact Section 3686 of the Compiled Laws of North Dakota for 1913, as Amended

by Chapter 73 of the Laws of 1915, Relating to Taking and Purchasing Private Property by Cities.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 7; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Pendray
Beck	Levang	Ployhar
Benson	Lindstrom	Porter
Drown	McBride	Putnam
Englund	McCarten	Rowe
Ettestad	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Morkrid	Thoreson
Heckle	Mortenson	Welford
Hemmingsen	Mostad	Wenstrom
Hyland	Paulson	Zieman
King		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ellingson	Murphy	Nelson, Richland
Gibbens	Nelson, G. Forks	Young
Kirkeide		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Hamilton	Martin
Carey	Hunt	Sandstrom
Hamerly	Jacobsen	

So the bill passed, and the title was agreed to.

House Bill No. 295.

A Bill for an Act to Amend and Re-Enact Section 3636 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 73 of the Laws of 1915, Relating to Taking and Purchasing Private Property by Cities.

The question being on the emergency clause to House Bill No. 295, the roll was called and there were ayes, 34; nays, 3; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Ployhar
Beck	Levang	Porter
Benson	McBride	Putnam
Drown	McCarten	Rowe
Ettestad	McGray	Sikes
Gibbens	McLean	Stenmo
Gronvold	Morkrid	Thoreson
Haggart	Mortenson	Welford
Heckle	Nelson, Richland	Wenstrom
Hemmingsen	Paulson	Young
Hyland	Pendray	Zieman
King		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ellingson	Kirkeide	Nelson, G. Forks
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Cahill	Hamilton	Martin
Carey	Hunt	Mostad
Englund	Jacobsen	Murphy
Hamerly	Lindstrom	Sandstrom

So the emergency clause passed.

House Bill No. 294.

A Bill for an Act to Amend and Re-Enact Section 3799 of the Compiled Laws of North Dakota for 1913, Relating to Ordinances Under the Commission System of Government.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 1; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Paulson
Beck	Levang	Ployhar
Benson	Lindstrom	Porter
Drown	McBride	Putnam
Ellingson	McCarten	Rowe
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Morkrid	Thoreson
Heckle	Mortenson	Welford
Hemmingsen	Mostad	Wenstrom
Hyland	Murphy	Young
King	Nelson, Richland	Zieman
Kirkeide	Nelson, G. Forks	

Those voting in the negative were: Mr. Etestad.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	Hamilton	Martin
Carey	Hunt	Pendray
Englund	Jacobsen	Sandstrom
Hamerly		

So the bill passed, and the title was agreed to.

House Bill No. 294.

A Bill for an Act to Amend and Re-Enact Section 3799 of the Compiled Laws of North Dakota for 1913, Relating to Ordinances Under the Commission System of Government.

The question being on the emergency clause to House Bill No. 294, the roll was called, and there were ayes, 36; nays, 2; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Ellingson	Gronvold
Benson	Gibbens	Haggart

Messrs.

Heckle
Hemmingsen
Hyland
King
Kirkeide
Levang
Lindstrom
McBride
McCarten
McGray

Messrs.

McLean
Morkrid
Mortenson
Mostad
Murphy
Nelson, G. Forks
Nelson, Richland
Paulson
Pendray
Ployhar

Messrs.

Porter
Putnam
Rowe
Sikes
Stenmo
Thoreson
Welford
Wenstrom
Young
Zieman

Those voting in the negative were:

Messrs.

Drown

Messrs.

Ettestad

Absent and not voting:

Messrs.

Beck
Cahill
Carey
Englund

Messrs.

Hamerly
Hamilton
Hunt
Jacobsen

Messrs.

Kretschmar
Martin
Sandstrom

So the emergency clause passed.

Mr. Benson moved that further consideration of House Bill No. 288 be laid over until 10:30 A. M., March 2, 1917.

Which motion prevailed.

Courtesies of the floor were extended to:

John A. Frammer, Fargo, North Dakota;

Jakob Buetling, Fargo, North Dakota;

E. M. Michaelsohn, Fargo, North Dakota;

E. L. Kolb, Fargo, North Dakota;

John Mahon, Langdon, North Dakota;

J. F. Callahan, Casselton, North Dakota;

Captain D. S. Ritchie, Valley City, North Dakota;

Lee Combs, Valley City, North Dakota;

W. G. Siegfried, Sanborn, North Dakota, and

Rev. Atkinson, Sanborn, North Dakota.

Mr. Lindstrom moved that the Senate take a recess until 10 o'clock A. M., March 2, 1917.

Which motion prevailed.

W. J. PRATER,
Secretary.

FIFTY-NINTH DAY AFTER RECESS AND
SIXTIETH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

The Senate convened at 10 o'clock, the President presiding.
Mr. McLean moved that the amendments to Senate Bill No. 78 be made a special order of business for 3 o'clock P. M.
Which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the House requests the return of Senate Bills Nos. 52, 239 and 167.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

PETITIONS AND COMMUNICATIONS

WASHINGTON, D. C.,
March 1, 1917.

W. J. Prater,

Secretary of the Senate,
Bismarck, N. D.

This is to acknowledge receipt of a telegram from Thomas Hall, Secretary of State, advising me of the adoption by the Fifteenth Legislative Assembly of the State of North Dakota of a concurrent resolution, requesting Congress to set apart for a national reserve and historical park the southeast quarter section 14 and fractional southwest quarter section 14, Township 152, North of Range 93, comprising 253 acres, northwest part of Berthold Reservation, adjoining the town of Sanish in Mountrail County, and to advise that the matter will be laid before Congress at the earliest possible moment.

P. D. NOBTON.

MOTIONS AND RESOLUTIONS

Mr. Lindstrom introduced the following concurrent resolution:

WHEREAS, At this session of the Legislature Senate Bill No. 77 was passed by both houses and has been signed by the Governor; and,

WHEREAS, Since the passage of said Senate Bill No. 77 some question has arisen with respect to the question as to whether or not the provisions of said legislative enactment has any application to, or effect upon, the present established rates for the transportation of lignite coal within the state and it appearing that the intention of the Legislature might be misconstrued in connection therewith; and,

WHEREAS, Senate Bill No. 77 was passed upon the assumption and understanding that the provisions thereof would in no manner affect the rate for the transportation of lignite coal within the state and that had it not been for such assumption said Senate Bill would not have been enacted into law; therefore,

Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring:

That it was the express intention of the Legislature, in connection with the passage of said Senate Bill No. 77, that the same should in no way or manner affect the present established rates for the transportation of lignite coal within the State, and that the provisions of said enactment shall not have any application so far as the transportation of lignite coal is concerned, and that so far as said law is concerned, the present established rates shall not be disturbed or affected.

Mr. Lindstrom moved that the resolution be adopted.

Roll call was demanded.

The question being on the adoption of the Lindstrom concurrent resolution in regard to Senate Bill No. 77, lignite coal rates, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	King	Pendray
Benson	Kirkelde	Ployhar
Cahill	Levang	Porter
Carey	Lindstrom	Putnam
Drown	McBride	Rowe
Ellingson	McCarten	Sandstrom
Englund	McLean	Sikes
Ettestad	Martin	Stenmo
Haggart	Morkrid	Thoreson
Hamilton	Mortenson	Welford
Heckle	Mostad	Wenstrom
Hemmingsen	Murphy	Young
Hunt	Nelson, G. Forks	Zieman
Hyland	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Hamerly	McGray
Gronvold	Kretschmar	

So the concurrent resolution was adopted.

Mr. Allen moved that the vote by which House Bill No. 145 was indefinitely postponed be reconsidered.

Which motion prevailed.

Mr. Cahill moved that House Bill No. 99 be put at the foot of the Calendar.

Which motion prevailed.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 135.

A Bill for an Act Permitting Co-Operative and Assessment Life Associations to Transact Business Within This State; Permitting Associations Operating on Such Plans to Transact Business in This State, and Providing a Method for Valuing Their Policies.

Also Senate Bill No. 86.

A Bill for an Act to Provide for the Accommodation and Protection of the Person or Persons Accompanying Live Stock Shipments, and Providing Penalty for Failure to Comply With the Provisions of This Act.

Also Senate Bill No. 227.

A Bill for an Act Providing for the Taxation of Inheritance Devises, Bequests, Legacies and Gifts, and Fixing the Rate Thereof; and Providing for the Manner of Payment and Manner of Enforcing the Payment Thereof.

Also Senate Bill No. 245.

A Bill for an Act Providing for the Registration of Architects and for Regulating the Practice of Architecture as a Profession in the State of North Dakota.

Which the house has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 49, Messrs. Mees, Lathrop and Hagan.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Also,

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 166, Messrs. Cole, Maddock and Nathan.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Martin moved that further consideration of House Bill No. 427 be indefinitely postponed.

Which motion was lost.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 52.

A Bill for an Act to Amend and Re-Enact Sections 2165 and 3646 of the Codified Laws of the State of North Dakota for the Year 1913, Relating to Revenue and Taxation, and the Abatement of Taxes.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 427.

A Bill for an Act Relating to and Regulating the Use and Furnishing of Trading Stamps or Other Similar Schemes or Devices or Substitutes Therefor, for or with the Sale of Goods, Wares and Merchandise, and Providing for a Penalty for the Violation Thereof.

Was read the third time.

Mr. Martin moved that House Bill No. 427 be amended by striking out the amendments.

Which motion was lost.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 32; nays, 7; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Jacobsen	Pendray
Benson	King	Ployhar
Cahill	Kirkeide	Porter
Carey	Levang	Putnam
Ellingson	McBride	Sandstrom
Ettestad	McCarten	Sikes
Gronvold	McLean	Stenmo
Hamilton	Morkrid	Welford
Heckle	Mostad	Wenstrom
Hemmingsen	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Englund	Nelson, Richland	Young
Martin	Rowe	Zieman
Nelson, G. Forks		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Hunt	McGray
Gibbens	Kretschmar	Mortenson
Haggart	Lindstrom	Thoreson
Hamerly		

So the bill, as amended, passed, and the title was agreed to.

Mr. Ettestad moved that the vote by which House Bill No. 427 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 126, and asks for a Committee of Conference, and the Speaker has named as such conferees on the part of the House, Messrs. Dupuis, Tenneson and C. P. Peterson.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 137.

A Bill for an Act to Amend Section 1833 of the Compiled Laws of 1913, Relating to Allowances and Payment of Estimates Upon Contracts for the Construction of Public Buildings.

Was read the third time.

Mr. Hyland moved that House Bill No. 137 be indefinitely postponed.

Which motion prevailed, and the bill was indefinitely postponed.

Mr. Paulson moved that the vote by which House Bill No. 137 was indefinitely postponed be reconsidered, and the motion to reconsider, be laid on the table.

Which motion prevailed.

House Bill No. 288.

A Bill for an Act to Provide for the Issuance of Warehouse Certificates on Packing House Products.

Was read the third time.

Mr. Hamilton moved that House Bill No. 288 be made a special order of business for 3:30 P. M.

Which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the House has con-

curred in the Senate concurrent resolution relating to the estate of John Armstrong, which belongs to the State.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Hyland moved that House Bill No. 288 and House Bill No. 96 be re-referred to the Committee on Judiciary.

Which motion prevailed, and the bills were so re-referred.

THIRD READING OF HOUSE BILLS

House Bill No. 91.

A Bill for an Act Requiring Every Person Who Handles Meat in a Butcher Shop, Meat Market, or Place Where Meat Is Sold to Procure a Certificate of Health .

Was read the third time.

Mr. Benson moved to amend House Bill No. 91 as follows:

In first line of title by adding to the word "meat" the letter "s."

In the second line, after the word "shop" add the word "or," then place a comma after the word "market," then strike out the following words "or place where meat is sold."

Further amend line 1 of printed bill by striking out the words "meat or."

In line 2, after the word "shop" insert the word "or."

After the word "market" strike out the words "or place."

After the word "where" strike out the words "meat or."

In line 3, after the word "public" place a comma, then after the word "file" insert the words "with the executive officer of the county board of health."

Then in line 7 strike out the words "six months" and insert in lieu thereof the word "year."

Which motion prevailed, and the bill was so amended.

Mr. Thoreson moved that House Bill No. 91 be indefinitely postponed.

Which motion was lost.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 29; nays, 14; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Morkrid
Benson	Hemmingsen	Mortenson
Cahill	Jacobsen	Mostad
Carey	King	Ployhar
Ellingson	Levang	Porter
Ettestad	Lindstrom	Putnam
Gibbens	McBride	Sikes
Gronvold	McCarten	Welford
Haggart	McLean	Wenstrom
Hamilton	Martin	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Drown	Nelson, Richland	Stenmo
Englund	Paulson	Thoreson
Hunt	Pendray	Young
Kirkelde	Rowe	Zleman
Nelson, G. Forks	Sandstrom	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	Hyland	McGray
Hamerly	Kretschmar	Murphy

So the bill passed, as amended, and the title, as amended, was agreed to.

Mr. Benson moved that the vote by which House Bill No. 91 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 301.

A Bill for an Act Amending and Re-Enacting Section 696 of the Compiled Laws of North Dakota, 1913, Relating to Filling Vacancies.

Which the House has amended as follows:

Add the following paragraph, which is known as paragraph 4 of Section 1:

"In State and District Offices by the Governor."

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 157.

A Bill for an Act Regulating the Number of Deputies and Other Employees in the Office of the State Examiner, and the Manner of Dividing the State into Districts for the Purpose of Facilitating the Work in the State Examining Department.

Which the House has amended as follows:

In line 3 of the bill, as amended by the Senate, strike out the word "twelve" and figures "12" and insert in lieu thereof the word "thirteen" and figures "13."

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 286.

A Bill for an An Act to Establish a Farm Labor Employment Bureau, to Authorize and Empower Such Bureau to Make All Necessary Rules and Regulations for the Conduct of Its Business, to Prescribe the Duties of Its Officers, to Make

Criminal Employment of Farm Labor Without Furnishing Information as to Rights Acquired by Employment Through Bureau, and to Fix Penalty Therefor, to Define, Prescribe and Regulate Rights and Conditions Upon Which Farm Laborer's Lien May Be Filed and Procedure to Be Pursued in the Filing of Same, to Make Criminal Interfering With Farm Labor and Employment Thereof, and Prescribe Penalty Therefor, and to Repeal Sections 6857, 6858 and 6880 of the 1913 Compiled Laws of North Dakota.

Which the House has amended as follows:

Strike out everything after the words "A Bill" and substitute therefor the following:

"For an Act to Appropriate Ten Thousand Dollars (\$10,000) to the Use of the Commissioner of Agriculture and Labor to Be Used by Him to Investigate, Prepare and Carry Out Plans for the Establishment of a State Labor Employment Bureau, Together with Branches in the Principal Cities of the State.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"SECTION 1. APPROPRIATION, DUTIES OF COMMISSIONER.) There is hereby appropriated out of any moneys of the state not otherwise appropriated, the sum of ten thousand dollars (\$10,000) to be used for the purpose of establishing an employment bureau with branches in the principal cities of the state, and it shall be the duty of the commissioner of agriculture and labor to expend said sum in the establishment and maintenance of such bureau and branches or such part thereof as he shall deem advisable, to employ assistants and to formulate, prepare and carry out a plan to furnish information to those desiring employment of the place or places, where the same may be had within this state; such information to include wages likely to be paid, the class, character and duration of employment to be had, and the number needed to meet the demand, and to use his best efforts in carrying out such plans to see that a sufficient number of persons are acquainted with the needs of employers for help, and that an over supply of such help is not sent to any community.

"SECTION 2. It shall further be his duty to use his best offices and such part of such fund herewith appropriated as he may deem necessary to establish, so far as is possible, harmonious relations between employers and employees, especially during the harvest and threshing period of each year. He shall prepare and file for the use of the next session of the legislative assembly full and complete information of the results of his efforts in this behalf. The moneys hereby appropriated are to be paid out upon itemized vouchers approved by said commissioner."

Also,

Mr. President:

(I have the honor to return herewith:

Senate Bill No. 311.

A Bill for an Act Relating to Drains, Drainage and Proceedings in Regard to Same.

Which the House has amended as follows:

In line 1 of the title strike out "Entitled an Act" and insert

in lieu thereof: "to Amend and Re-Enact Chapter 124, Session Laws, 1915."

In Section 1, line 1, strike out the word "four" and insert in lieu thereof the word "six."

In line 10 strike out "3139" and insert in lieu thereof "4139."

In line 11 strike out "3140" and insert in lieu thereof "4140."

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 82.

A Bill for an Act to Amend Section 1, of Chapter 133, of the Session Laws of 1915, Relating to Medical Inspection of Pupils in the Public Schools.

Also Senate Bill No. 233.

A Bill for an Act Providing for the Issuance of License from the State Dairy Department Covering Dairy Products and Providing for Revocation of Licenses Issued by the Dairy Commissioner and Providing for the Fees and License, Renewals Thereof and the Payment of Fees Collected Therefor Into the State Treasury.

Also Senate Bill No. 324.

A Bill for an Act Making an Appropriation for Additional Pensions for Members of the First North Dakota Infantry in the Service of Their Country During the Years 1916 and 1917, and Providing a Method of Payment.

Also Senate Bill No. 274.

A Bill for an Act to Amend and Re-Enact Section 11303 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Disposition of Personal Property and Money Belonging to Deceased Persons Who Have Been Confined in the State Penitentiary.

Also Senate Bill No. 240.

A Bill for an Act to Amend and Re-Enact Section 3695 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sidewalk Special Assessment Funds.

Also Senate Bill No. 200.

A Bill for an Act to Amend and Re-Enact Section 7236 of the Compiled Laws of North Dakota for 1913, Relating to Public Nuisance; Remedies Against.

Also Senate Bill No. 268.

A Bill for an Act to Amend and Re-Enact Sections 719 and 720 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Salaries and Expenses of the Supreme Court Judges.

Also Senate Bill No. 129.

A Bill for an Act Appropriating Money to Reimburse W. A. Stickleby for Services Performed for the Board of Immigration.

Also Senate Bill No. 110.

A Bill for an Act to Repeal Section 3365 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Joint Annual Statement of County Auditor and County Treasurer.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 82.

A Bill for an Act to Amend Section 1 of Chapter 133 of the Session Laws of 1915, Relating to Medical Inspection of Pupils in the Public Schools.

Senate Bill No. 233.

A Bill for an Act Providing for the Issuance of License from the State Dairy Department Covering Dairy Products, and Providing for Revocation of Licenses Issued by the Dairy Commissioner, and Providing for the Fees and License, Renewals Thereof and the Payment of Fees Collected Therefor Into the State Treasury.

Senate Bill No. 324.

A Bill for an Act Making an Appropriation for Additional Pensions for Members of the First North Dakota Infantry in the Service of Their Country During the Years 1916 and 1917, and Providing a Method of Payment.

Senate Bill No. 274.

A Bill for an Act to Amend and Re-Enact Section 11303 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Disposition of Personal Property and Money Belonging to Deceased Persons Who Have Been Confined in the State Penitentiary.

Senate Bill No. 240.

A Bill for an Act to Amend and Re-Enact Section 3695 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sidewalk Special Assessment Funds.

Senate Bill No. 200.

A Bill for an Act to Amend and Re-Enact Section 7236 of the Compiled Laws of North Dakota for 1913, Relating to Public Nuisance; Remedies Against.

Senate Bill No. 268.

A Bill for an Act to Amend and Re-Enact Sections 719 and 720 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Salaries and Expenses of the Supreme Court Judges.

Senate Bill No. 129.

A Bill for an Act Appropriating Money to Reimburse W. A. Stickley for Services Performed for the Board of Immigration.

Senate Bill No. 110.

A Bill for an Act to Repeal Section 3365 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Joint Annual Statement of County Auditor and County Treasurer.

And the President signed the same in the presence of the Senate.

THIRD READING OF HOUSE BILLS

House Bill No. 140.

A Bill for an Act to Provide Reliable Information to Prospective Settlers, and to Protect Both Seller and Buyer From Unfair and Unscrupulous Dealers in Lands, Also to Encourage Immigration.

Was read the third time.

Mr. Jacobsen moved that House Bill No. 140 be amended by striking out the word "Fifteenth" in the enacting clause.

Which motion prevailed, and the bill was so amended.

Mr. McCarten moved that House Bill No. 140 be amended by striking out the words "Commissioner of Labor" and "Immigration Agent" wherever they appear in the bill, and by inserting in lieu thereof the words "Commissioner of Agriculture and Labor."

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 33; nays, 8; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckie	Nelson, G. Forks
Beck	Hyland	Paulson
Benson	Jacobsen	Ployhar
Cahill	Kirkeide	Putnam
Carey	Lindstrom	Rowe
Ellingson	Levang	Sandstrom
Englund	McCarten	Sikes
Gibbens	McLean	Stenmo
Gronvold	Martin	Thoreson
Haggart	Mortenson	Wenstrom
Hamilton	Murphy	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Morkrid	Welford
Hemmingsen	Nelson, Richland	Young
Hunt	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Kretschmar	Mostad
Hamerly	McBride	Pendray
King	McGray	

So the bill passed, as amended, and the title was agreed to.
House Bill No. 228.

A Bill for an Act Making an Appropriation for the Purpose of Securing Federal Aid for Road Purposes.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Jacobsen	Ployhar
Benson	Kirkelde	Porter
Carey	Levang	Putnam
Ellingson	McCarten	Rowe
Englund	McLean	Sandstrom
Ettestad	Martin	Sikes
Gibbens	Morkrid	Stenmo
Gronvold	Mortenson	Thoreson
Haggart	Mostad	Welford
Hamilton	Murphy	Wenstrom
Heckle	Nelson, G. Forks	Young
Hemmingsen	Nelson, Richland	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cahill	King	McBride
Drown	Kretschmar	McGray
Hamerly	Lindstrom	Pendray

So the bill passed, as amended, and the title was agreed to.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 84.

A Bill for an Act to Provide for the Creation of a Commission, the Selection of a Location, Erection, Leasing, Operating, Renting or Selling, One or More Terminal Elevators, Either Within or Outside the State of North Dakota, and Making an Appropriation Therefor.

Which the House has amended as follows:

By striking out everything after the words "A Bill," and substituting therefor the following:

"For an Act Authorizing the Governor to Cause an Investigation to Be Made as to the Location and Cost of State-Owned Terminal Elevators Within the State, and Making an Appropriation Therefor.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. That the governor is hereby empowered and authorized to cause an investigation to be made of the loca-

tion of one or more state-owned terminal elevators within the state, and the approximate cost of such buildings and sites; and to cause to be submitted plans and specifications of such buildings and equipment and machinery, and methods and rules of operation of the same; together with suggestions as to the size and capacity of such elevators best suited to the purposes and needs of this state, to the Sixteenth Legislative Assembly. Also to cause estimates to be made of the benefits to be derived by the people of the state from such state-owned elevators.

"Section 2. There is hereby appropriated out of the terminal elevator fund not otherwise appropriated, twenty thousand dollars, or so much thereof as may be necessary for the purposes of this act, to be paid upon vouchers of the governor filed with the state auditor.

"Section 3. The governor may employ such help, expert or otherwise, from within or without the state, as may be necessary for the carrying out of the provisions of this act."

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 158.

A Bill for an Act to Create a State Board of Electricians and Prescribing the Duties Thereof, Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers, Prescribing Fees for Such Examination and License and Providing for Inspection of Electrical Work Through the Commissioner of Insurance, Under the Direction of the State Board.

Which the House has amended as follows:

In Section 1, line 5, strike out the word "three" and insert the word "one" in lieu thereof.

On same section, same line, after the word "Electricians," add the following words: "two journeymen Electricians."

In Section 3, line 3, after the word "purposes," add the word "in."

In Section 4, line 23, strike out the word "three" and insert the word "one" in lieu thereof.

On line 24, same section, add the following words, between the words "electrician No;" "and a place of business."

On line 25, same section, strike out the word "three" and insert the word "one" in lieu thereof.

In Section 5 strike out the following words: "but no master electrician shall have more than two apprentices to each journeyman in his employ."

In Section 6, line 4, after the word "approve," add the following words: "according to the rules of the National Board of Underwriters."

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Haggart moved that House Bill No. 192 be recalled from the House.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 69.

A Bill for an Act Prescribing the Hours of Labor for Women in Certain Industries, and Establishing a Public Welfare Commission, Prescribing Its Powers and Duties, and Providing for the Fixing of Minimum Wages for Women and Minors, Fixing Standard Conditions of Labor for Such Workers, and for the Protection of the Lives, Health and Morals of Minors and Women Employed in Industry.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 39; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mostad
Beck	Hyland	Murphy
Benson	Jacobsen	Nelson, Richland
Cahill	Kirkeide	Paulson
Carey	Kretschmar	Pendray
Drown	Levang	Plychar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Sikes
Gibbens	McLean	Stenmo
Haggart	Martin	Welford
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mortenson	Young

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Gronvold	Nelson, G. Forks	Thoreson
Heckle	Rowe	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamerly	McGray	Sandstrom
King		

So the bill passed, and the title was agreed to.

Mr. Paulson moved that the vote by which House Bill No. 69 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 224.

A Bill for an Act Making Appropriation for Public Printing.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Carey	Ettestad
Beck	Drown	Gibbens
Benson	Ellingson	Gronvold
Cahill	Englund	Haggart

Messrs.	Messrs.	Messrs.
Heckle	McLean	Porter
Hemmingsen	Martin	Putnam
Hunt	Morkrid	Rowe
Hyland	Mortenson	Sikes
Jacobsen	Mostad	Stenmo
Kirkeide	Murphy	Thoreson
Kretschmar	Nelson, G. Forks	Welford
Levang	Nelson, Richland	Wenstrom
Lindstrom	Paulson	Young
McBride	Ployhar	Zieman
McCarten		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamerly	King	Pendray
Hamilton	McGray	Sandstrom

So the bill passed, and the title was agreed to.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith House Bill No. 192, which the Senate has requested returned.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 86.

A Bill for an Act Relating to the Administration of State Aid for Rural Schools.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Benson	King	Pendray
Cahill	Kirkeide	Ployhar
Carey	Levang	Porter
Drown	Lindstrom	Putnam
Ellingson	McCarten	Sikes
Englund	McLean	Stenmo
Ettestad	Martin	Thoreson
Gronvold	Mortenson	Welford
Haggart	Murphy	Wenstrom
Hamilton	Nelson, G. Forks	Young
Heckle	Nelson, Richland	Zieman
Hemmingsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	Jacobsen	Morkrid
Gibbens	Kretschmar	Mostad
Hamerly	McBride	Rowe
Hunt	McGray	Sandstrom

So the bill passed, and the title was agreed to.

Mr. Hyland moved that the President defer signing of House Bill No. 174 until 2:30 P. M.

Which motion prevailed.

Mr. Kretschmar moved that House Bill No. 235 be recalled from the House.

Which motion prevailed.

House Bill No. 149.

A Bill for an Act to Amend and Re-Enact Sections 1122, 1125, 1127, 1135 and 1136 of the Compiled Laws of 1913, Relating to the Office of County Superintendent of Schools.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	King	Nelson, Richland
Beck	Kirkeide	Paulson
Benson	Kretschmar	Pendray
Cahill	Levang	Ployhar
Carey	Lindstrom	Porter
Drown	McCarten	Putnam
Ellingson	McLean	Sikes
Englund	Martin	Stenmo
Ettestad	Morkrid	Thoreson
Hamilton	Mortenson	Welford
Heckle	Mostad	Wenstrom
Hemmingsen	Murphy	Young
Hyland	Nelson, G. Forks	Zieman
Jacobsen		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Hamerly	McGray
Gronvold	Hunt	Rowe
Haggart	McBride	Sandstrom

So the bill passed, and the title was agreed to.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 223.

A Bill for an Act Making an Appropriation for the Purpose of Paying Outstanding Bills for Expenses of Trustees of Schools of Forestry.

House Bill No. 252.

A Bill for an Act Making an Appropriation for the Glanders and Durine Indemnity Fund. Amount Appropriated, \$62,016.

House Bill No. 239.

A Bill for an Act Making Appropriation to Provide for the Payment of Deficit Incurred for the Transportation of Inmates to the State Reform School.

House Bill No. 371.

A Bill for an Act Making an Appropriation to Enable the State of North Dakota to Pay Its Pro Rata Share, to Cover the Expenses of the Governors' Conference, for the Years 1917 and 1918.

House Bill No. 274.

A Bill for an Act to Provide That Riparian Owners of Land Lying Adjacent to Non-Navigable Streams and Rivers Shall Prevent the Falling of Trees, Logs and Brush Into Such Streams and Rivers and Prescribing the Duties of County Commissioners in Relation Thereto.

House Bill No. 157.

A Bill for an Act to Provide for Joint Action and Co-Operation Between the District Courts of This State Having Jurisdiction of Drainage Proceedings and Like Authorities of an Adjoining State or States, With a View to Provide for the Joint and Equitable Drainage of Land Adjoining Boundary Waters or Water Courses, and for the Construction of Such Ditches, Dikes, Levees, Dams, Locks, Spillways or Other Structure Necessary to Secure the Control of Flood Waters Passing Into, Through, or From Such Boundary Waters, and to Provide for the Construction of Said Improvements by Assessments Upon Property Benefited Within the Limits of the States Affected in Proportion to the Benefits Received.

House Bill No. 112.

A Bill for an Act to Amend Section 1456 of the Compiled Laws of the State of North Dakota of 1913, Relating to the Establishment, Maintenance, Improvements and Equipment of County Agricultural and Training Schools, and Providing Levies Therefor by County and State.

House Bill No. 136.

A Bill for an Act Providing That the Board of County Commissioners Shall Have General Supervision Over the Laying Out, Construction and Work on Highways, and Providing Compensation for Services so Rendered.

House Bill No. 327.

A Bill for an Act Appropriating Money for the Benefit of the North Dakota Dairymen's Association for the Purpose of Promoting and Encouraging the Dairying Interests of the State.

House Bill No. 235.

A Bill for an Act Making an Appropriation for the Florence Criteenden Home at Fargo, North Dakota.

House Bill No. 81.

A Bill for an Act to Provide for Evening Schools, Where Necessary, for Adult and Other Persons, and to appropriate Money Therefor.

House Bill No. 195.

A Bill for an Act to Prevent Unfair Discrimination by Railroad Companies in the Furnishing of Cars to the Differ-

ent Elevator Companies, at Any Railroad Station in North Dakota, and Prescribing Penalties.

House Bill No. 163.

A Bill for an Act to Amend and Re-Enact Sections 2093 and 2123 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Manner of Listing Property for Taxation Purposes.

House Bill No. 194.

A Bill for an Act Requiring an Instrument Affecting Real and Personal Property, Executed by or Taken in a Representative Capacity, to Identify the Beneficiary and Nature of the Trust.

House Bill No. 131.

A Bill for an Act Declaring Every Child to Be the Legitimate Child of Its Natural Parents, Making Such Child an Heir to Such Parents; and Providing the Procedure for Establishing Such Parentage.

House Bill No. 396.

A Bill for an Act Providing for the Disposition of Moneys Earned by Prisoners in the Penitentiary Which Have Been Left by Such Prisoners and Uncalled for.

House Bill No. 127.

A Bill for an Act Providing for a State Transportation Officer, Relating to the Transportation of Prisoners and Patients to Institutions Under the Jurisdiction of the State Board of Control and to Repeal Chapter 245 of the Session Laws of North Dakota for the Year 1915.

House Bill No. 397.

A Bill for an Act to Amend and Re-Enact Section 11230 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 189 of the Session Laws of North Dakota for the Year 1915, Relating to the Parole of Persons Confined in the Penitentiary.

House Bill No. 340.

A Bill for an Act Defining the Crime of Using with Intent to Defraud Proceeds of Payment Made to a Contractor or Sub-Contractor on Any Improvement to Real Estate for Any Other Purpose Than the Payment of Labor. Material. Machinery or Fixtures, Performed or Furnished for Such Improvement While the Same Remains Unpaid for, as Larceny, and Defining the Penalty Therefor.

House Bill No. 398.

A Bill for an Act to Amend and Re-Enact Section 11265 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 5 of Chapter 191 of the Session Laws of North Dakota for the Year 1915, Relating to the Disposition of Moneys Earned by Prisoners in the State Penitentiary.

House Bill No. 249.

A Bill for an Act Extending the Jurisdiction and Authority of the State Engineer, and Defining His Duties Hereunder and in Relation to the Control of Flood Waters and Co-Operation in Relation Thereto With the Government of the United States, the State of Minnesota and the State of South Dakota.

House Bill No. 345.

A Bill for an Act Relating to Garnishment Proceedings in the District Court and County Court of Increased Jurisdiction; Providing for Witness Fees, Requiring the Filing of Summons and Affidavit; Prescribing the Manner and Claim for Exemptions.

House Bill No. 175.

A Bill for an Act Entitled, An Act to Provide for the Creation, Organization, Government and Extension of Irrigation Districts.

And the President signed the same in the presence of the Senate.

Mr. Hyland moved that the Senate do not concur in House amendments to Senate Bill No. 84, and the President appoint a Conference Committee of three.

Which motion prevailed, and the President appointed as such committee, Messrs. Allen, Welford and Gronvold.

Mr. Lindstrom moved that the Senate do not concur in House amendments to Senate Bills No. 286, No. 301, No. 157, No. 158 and House Bill No. 126, and that the President appoint a conference committee of three on each of the bills.

Which motion prevailed, and the President appointed as such committees:

On Senate Bill No. 286, Messrs. Kirkeide, Ellingson and Haggart.

On Senate Bill No. 157, Messrs. Martin, Englund and Porter.

On Senate Bill No. 301, Messrs. Lindstrom, Stenmo and Pendray.

On Senate Bill No. 158, Messrs. King, Mortenson and Young.

On House Bill No. 126, Messrs. Jacobsen, Cahill and Sandstrom.

Mr. Rowe moved that the Senate do now adjourn.

Which motion prevailed.

W. J. PRATER,
Secretary.

SIXTIETH DAY

SENATE CHAMBER,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

The Senate convened at 2 o'clock P M., the President presiding.

Prayer was offered by the Chaplain, Rev. Alfson.

Roll call.

All members present, except Mr. Hamerly.

Mr. Ployhar moved that all absent members be excused.

Which motion prevailed, and they were excused.

REFERENCE OF THE JOURNAL OF THE SENATE

The Committee on Revision and Correction of the Journal made the following report:

Mr. President:

Your Committee on Revision and Correction of the Journal

of the fifty-eighth day after recess and fifty-ninth day, have carefully examined the same, and recommend that the same be corrected as follows:

After line 5, insert:

"Senate Bill No. 198.

"A Bill for an Act to Enable the North Dakota Agricultural Experiment Station to Devise, Demonstrate and Put in Operation Methods for the Destruction of Wolves, Coyotes and Other Noxious Predatory Animals; to Make Appropriation Therefor; and Repealing Sections 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653 2654, 2655 and 2656 of the Compiled Laws of North Dakota for 1913, Together With All Acts and Parts of Acts in Conflict Herewith."

In line 22, insert the name "Allen," on page 13.

On page 15, line 20, correct the spelling of "automobiles."

In line 12, page 21, strike out the name "Morkrid" and substitute "Mostad" in lieu thereof.

Page 22, change "Ettestad" from affirmative to negative.

And when so amended, recommend that the same be approved.

CHRIST LEVANG,
Chairman.

Mr. Levang moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

PETITIONS AND COMMUNICATIONS

CARD OF THANKS FROM MRS. CATHERINE GRIFFIN AND MR. EMMET GRIFFIN

We wish to thank the members of the Senate and the House of Representatives for their generous patronage and many kindnesses shown to us during the present legislative session; and we desire to thank the Senators and members of the House of Representatives for the privilege of operating the cigar stand in the hallway.

(Signed)

MRS. CATHERINE GRIFFIN,
EMMET GRIFFIN.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

Mr. President:

Your Committee on Elections, to whom was referred:

House Bill No. 357.

A Bill for an Act Defining the Word "Precinct" as Used in the Laws of the State of North Dakota, Relating to Elections, and Providing for the Formation of Voting Districts and the Designation of Voting Places Within Such Voting Districts.

Have had the same under consideration, and a majority recommend that the same be indefinitely postponed.

C. W. CAREY,
A. J. KIRKEIDE,
C. O. HECKLE,
J. A. BECK.

Also House Bill No. 357.

A Bill for an Act Defining the Word "Precinct," as Used in the Laws of the State of North Dakota, Relating to Elections, and Providing for the Formation of Voting Districts and the Designation of Voting Places Within Such Voting Districts.

Have had the same under consideration, and a minority recommend that the same do pass.

THORWALD MOSTAD,
Ed. HAMERLY.

Mr. Kirkeide moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Mostad moved, as an amendment, that the minority report be substituted for the majority report.

Which motion was duly seconded.

Mr. Hyland moved that further consideration of House Bill No. 357 be indefinitely postponed.

Roll call was demanded.

The question being on the motion to indefinitely postpone House Bill No. 357, the roll was called, and there were ayes, 27; nays, 15; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Lindstrom	Pendray
Beck	McBride	Ployhar
Carey	McCarten	Porter
Englund	McGray	Putnam
Gibbens	McLean	Rowe
Heckle	Murphy	Stenmo
Hyland	Nelson, G. Forks	Thoreson
Kirkeide	Nelson, Richland	Young
Kretschmar	Paulson	Zieman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mortenson
Cahill	King	Mostad
Ettestad	Levang	Sikes
Hamilton	Martin	Welford
Hemmingsen	Morkrid	Wenstrom

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Haggart	Jacobsen
Ellingson	Hamerly	Sandstrom
Gronvold		

So the bill was indefinitely postponed.

Mr. Hyland moved that the vote by which House Bill No. 357 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 84. Messrs. Stair, Patterson and Olson of Eddy.

Also,

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 126 Messrs. Kimball, Maddock of Benson and O'Connor of Grand Forks.

Also,

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 158 Messrs. Maddock of Mountrail, Dettler and Ward.

Also,

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 157 Messrs. Bailey, Tenneson and Wadeson.

Also,

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 286 Messrs. Havens, Patterson and Hagan.

Also,

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 301 Messrs. Weld of Wells, Gunhus and Maxwell.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ELECTIONS

The Committee on Elections made the following report:

Mr. President:

Your Committee on Elections, to whom was referred:
House Bill No. 71.

A Bill for an Act to Provide for the Non-Partisan Nomination and Election of Members of the Legislative Assembly and of All Elective State and County Officers.

Have had the same under consideration, and a majority recommend that the same be indefinitely postponed.

C. W. CAREY,
A. J. KIRKEIDE,
C. O. HECKLE,
JOHN A. BECK.

Also House Bill No. 71.

A Bill for an Act to Provide for the Non-Partisan Nomination and Election of Members of the Legislative Assembly and of All Elective State and County Officers.

Have had the same under consideration, and a minority recommend that the same do pass.

J. P. HEMMINGSEN,
THORWALD MOSTAD,
ED. HAMERLY.

Mr. Hyland moved that the majority report be adopted.

Which motion was duly seconded.

Mr. Morkrid moved, as an amendment, that the minority report be substituted for the majority report .

Which motion was duly seconded.

Mr. Hyland moved for a call of the Senate.

Which motion prevailed.

Mr. Kretschmar moved that Messrs. Jacobsen and Hamerly be excused.

Which motion prevailed, and they were excused.

Mr. Rowe moved that business under the call of the Senate be dispensed with.

Which motion prevailed.

The question being on the motion to adopt the minority report of the committee on House Bill No. 71, the roll was called, and there were ayes, 20; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Hunt	Mortenson
Cahill	King	Pendray
Drown	Levang	Sandstrom
Ellingson	McCarten	Sikes
Ettestad	Martin	Welford
Hamilton	Morkrid	Wenstrom
Hemmingsen	Mostad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kirkeide	Paulson
Beck	Kretschmar	Ployhar
Carey	Lindstrom	Porter
Englund	McBride	Putnam
Gibbens	McGray	Rowe
Gronvold	McLean	Stenmo
Haggart	Murphy	Thoreson
Heckle	Nelson, G. Forks	Young
Hyland	Nelson, Richland	Zieman

Absent and not voting:

Messrs.	Messrs.
Hamerly	Jacobsen

So the motion to adopt the minority report was lost.

The question being on the adoption of the majority report, the motion prevailed, and the majority report was adopted, and House Bill No. 71 was indefinitely postponed.

Mr. Kretschmar moved that the vote by which House Bill No. 71 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON TAXES AND TAX LAWS

The Committee on Taxes and Tax Laws made the following report:

Mr. President:

Your Committee on Taxes and Tax Laws, to whom was referred:

House Bill No. 59.

A Bill for an Act, Entitled an Act Providing for Delinquent Taxes, Penalty and Interest Thereon, and the Disposition Thereof, the Forfeiture of Real Property for the Non-Payment of Taxes, and the Procedure Therefor, and Amending Article 12 of Chapter 34 of the Political Code of North Dakota.

Have had the same under consideration, and recommend that the same be indefinitely postponed.

H. W. ALLEN,
WM. ZIEMAN,
C. H. PORTER,
E. M. NELSON.

Also House Bill No. 59.

A Bill for an Act, Entitled an Act Providing for Delinquent Taxes, Penalty and Interest Thereon, and the Disposition Thereof, the Forfeiture of Real Property for the Non-Payment of Taxes, and the Procedure Therefor, and Amending Article 12 of Chapter 34 of the Political Code of North Dakota.

Have had the same under consideration, and recommend that the same do pass.

JAMES A. WENSTROM
THOMAS PENDRAY,
JOHN W. BENSON,
OLE ETTESTAD.

Mr. Allen moved that the report recommending that House Bill No. 59 be indefinitely postponed be adopted.

Which motion was duly seconded.

Mr. Wenstrom moved, as an amendment, that the report recommending that House Bill No. 59 do pass be adopted as a substitute for the report to indefinitely postpone.

Which motion was duly seconded.

Roll call was demanded.

The question being on the motion to adopt the report of the committee that House Bill No. 59 do pass, the roll was called, and there were ayes, 20; nays, 27; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Ettestad	Hemmingsen
Cahill	Haggart	Hunt
Drown	Hamilton	King

Messrs.	Messrs.	Messrs.
Levang	Morkrid	Sikes
Lindstrom	Mortenson	Welford
McCarten	Mostad	Wenstrom
Martin	Pendray	
Those voting in the negative were:		
Allen	Kirkeide	Ployhar
Beck	Kretschmar	Porter
Ellingson	McBride	Putnam
Englund	McGray	Rowe
Gibbens	McLean	Sandstrom
Gronvoid	Murphy	Stenmo
Heckle	Nelson, G. Forks	Thoreson
Hyland	Nelson, Richland	Young
Jacobsen	Paulson	Zieman

Absent and not voting:

Messrs.	Messrs.
Carey	Hamerly

So the motion was lost.

The question being on the motion to adopt the report recommending that House Bill No. 71 be indefinitely postponed, the motion prevailed, and the bill was indefinitely postponed.

Mr. Paulson moved that the vote by which House Bill No. 71 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on House Bill No. 13 Messrs. Harding, Moen of Adams and Church.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Hyland moved that the vote by which House Bill No. 192 passed be reconsidered.

Which motion prevailed.

Mr. Hyland moved that the Senate amendment to House Bill No. 192 be stricken out.

Which motion prevailed, and the bill was so amended.

Mr. Hyland moved that the rules be suspended and that House Bill No. 192 be placed upon its third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 192.

A Bill for an Act Entitled an Act to Amend and Re-Enact Section 5, of Chapter 179 of the Laws of 1907, as Amended by Chapter 176 of the Laws of 1909, Chapter 75 of the Laws of

1911, and Chapter 71 of the Laws of 1915, Same Being Section 3021 of the Revised Codes of 1905, and Known and Designated as Section 4059 of the Compiled Laws of 1913, Relating to Powers of Park Commission.

Was read the third time.

The question being on the final passage of the bill, as amended the roll was called, and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	Kirkeide	Paulson
Benson	Kretschmar	Pendray
Cahill	Levang	Ployhar
Drown	Lindstrom	Porter
Ellingson	McBride	Rowe
Englund	McLean	Sikes
Ettestad	Martin	Stenmo
Gibbens	Morkrid	Thoreson
Gronvold	Mortenson	Welford
Haggart	Mostad	Young
Hemmingse	Murphy	Zieman
Hyland	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Hunt	Putnam
Hamerly	King	Sandstrom
Hamilton	McCarten	Wenstrom
Heckle	McGray	

So the bill passed, as amended, and the title was agreed to.

REPORT OF SELECT COMMITTEE

Mr. President:

Your Committee on Conference, to whom was referred Senate Bill No. 136, have had the same under consideration and recommend that we do concur in the House amendments to subdivision 1; lines 12, 13 and 14 of the engrossed bill of subdivision 3; and all subdivision 5; subdivision 6; subdivision 9; subdivision 10; subdivision 12; subdivision 13; subdivision 14; subdivision 16; subdivision 18; subdivision 20; subdivision 23; subdivision 27; subdivision 32; subdivision 37; subdivision 47; and subdivision 49.

A. WALTON,
O. K. LAGESON,
C. C. TURNER,
For the House.

P. T. KRETSCHMAR,
A. S. GIBBENS,
G. F. HUNT,
For the Senate.

Mr. Kretschmar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 136.

A Bill for an Act to appropriate \$3,391,954.13 for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount, and the Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, in so far as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters, or Purposes, Provided for Herein.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	King	Paulson
Beck	Kretschmar	Pendray
Cahill	Levang	Ployhar
Drown	Lindstrom	Porter
Englund	McBride	Rowe
Ettestad	McLean	Sandstrom
Gibbens	Martin	Sikes
Hamilton	Morkrid	Stenmo
Heckle	Mortenson	Thoreson
Hemmingsen	Mostad	Welford
Hunt	Murphy	Young
Hyland	Nelson, G. Forks	Zieman
Jacobsen	Nelson, Richland	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Haggart	McGray
Carey	Hamerly	Putnam
Ellingson	Kirkeide	Wenstrom
Gronvold	McCarten	

So the bill passed, as amended, and the title was agreed to.

Mr. Gibbens moved that the vote by which Senate Bill No. 136 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 136.

A Bill for an Act to appropriate \$3,391,954.13 for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount, and the Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, in so far as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters, or Purposes, Provided for Herein.

The question being on the emergency clause, the roll was called, and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Levang	Paulson
Beck	Lindstrom	Pendray
Cahill	McBride	Ployhar
Drown	McCarten	Porter
Englund	McLean	Rowe
Ettestad	Martin	Sandstrom
Gibbens	Morkrid	Sikes
Hamilton	Mortenson	Stenmo
Heckle	Mostad	Thoreson
Hemmingsen	Murphy	Welford
Hunt	Nelson, G. Forks	Young
Jacobsen	Nelson, Richland	Zieman
King		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Haggart	Kretschmar
Carey	Hamerly	McGray
Ellingson	Hyland	Putnam
Gronvold	Kirkeide	Wenstrom

So the emergency clause passed.

Mr. Hamilton moved that House Bill No. 288 be indefinitely postponed.

Which motion prevailed, and the bill was indefinitely postponed.

Mr. Jacobsen moved that the Senate do now concur in the House amendments to Senate Bill No. 137.

Which motion prevailed.

Senate Bill No. 137.

A Bill for an Act to Amend and Re-Enact Section 9238 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports on the First Day of the Week.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 29; nays, 6; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Ployhar
Beck	Jacobsen	Porter
Cahill	King	Rowe
Carey	Kretschmar	Sandstrom
Drown	Lindstrom	Sikes
Englund	McBride	Stenmo
Ettestad	Morkrid	Thoreson
Hamilton	Mostad	Welford
Heckle	Nelson, G. Forks	Young
Hemmingsen	Pendray	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
McLean	Murphy	Paulson
Mortenson	Nelson, Richland	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Hamerly	McGray
Ellingson	Hunt	Martin
Gibbens	Kirkeide	Putnam
Gronvold	Levang	Wenstrom
Haggart	McCarten	

So the bill passed, as amended, and the title was agreed to.

Mr. Cahill moved that the vote by which Senate Bill No. 137 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Lindstrom moved that the Senate do now concur in the House amendments to Senate Bill No. 301.

Which motion prevailed.

Senate Bill No. 301.

A Bill for an Act Amending and Re-Enacting Section 696 of the Compiled Laws of North Dakota, 1913, Relating to Filling Vacancies.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Paulson
Beck	Jacobsen	Pendray
Benson	King	Ployhar
Cahill	Kirkeide	Porter
Carey	Levang	Putnam
Drown	Lindstrom	Rowe
Englund	McBride	Sikes
Ettestad	McCarten	Stenmo
Gibbens	McLean	Thoreson
Haggart	Morkrid	Welford
Hamilton	Mortenson	Wenstrom
Heckle	Mostad	Young
Hemmingsen	Murphy	Zieman
Hunt	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Kretschmar	Nelson, Richland
Gronvold	McGray	Sandstrom
Hamerly	Martin	

So bill passed, as amended, and the title was agreed to.

Mr. Lindstrom moved that the vote by which Senate Bill No. 301 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Mostad moved for a call of the Senate.

Which motion prevailed.

Mr. Hyland moved that Mr. Hamerly be excused.

Which motion prevailed.

Mr. Hyland moved that business under the call of the Senate be dispensed with.

Which motion prevailed.

Mr. Ployhar moved that the vote by which the Senate concurred in the House amendments to Senate Bill No. 78 be reconsidered.

Which motion prevailed.

Mr. Ployhar moved that the Senate do not concur in the House amendments to Senate Bill No. 78, and that a conference committee of three be appointed.

Which motion prevailed, and the President appointed as such committee, Messrs. Mostad, Ployhar and McCarten.

REPORT OF SELECT COMMITTEE

Mr. President:

Your Conference Committee on Senate Bill No. 286 beg to report that they cannot agree and request their discharge.

A. J. KIRKEIDE,
Chairman.

CHAS. ELLINGSON,
GILBERT W. HAGGART,
PAUL HAVENS,
A. M. HAGAN,
G. PATTERSON.

Mr. Kirkeide moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Kirkeide moved that a new conference committee of three be appointed on House Bill No. 286.

Which motion prevailed, and the President appointed as such committee, Messrs. Hyland, Gibbens and Morkrid.

Mr. Kretschmar moved that the Senate reconsider the vote by which the committee report to indefinitely postpone House Bill No. 145 was adopted.

Which motion prevailed, and the vote was reconsidered.

Mr. Kretschmar moved that the rules be suspended and that House Bill No. 145 be put upon its third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 145.

A Bill for an Act to Amend and Re-Enact Section 5198 of the Compiled Laws of the State of North Dakota for the Year 1913, Authorizing and Restricting the Investment of Capital, Deposits and Surplus of Savings Banks.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, G. Forks
Beck	King	Nelson, Richland
Benson	Kirkeide	Pendray
Cahill	Kretschmar	Ployhar
Carey	Levang	Porter
Ellingson	Lindstrom	Putnam
Englund	McBride	Rowe
Gibbens	McCarten	Sandstrom
Haggart	McGray	Sikes
Hamilton	McLean	Stenmo
Heckle	Morkrid	Welford
Hemmingsen	Mortenson	Young
Hunt	Murphy	Zieman
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Hamerly	Paulson
Ettestad	Martin	Thoreson
Gronvold	Mostad	Wenstrom

So the bill passed, and the title was agreed to.

Mr. Rowe moved that the vote by which House Bill No. 145 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 99.

A Bill for an Act Relating to the Incorporation of Co-Operative Associations, and the Fees to Be Paid Therefor, the Powers, Duties and Obligations Thereof.

Was read the third time.

Mr. Cahill moved to amend House Bill No. 99 by striking out all of lines 5, 6, 7, 8 and 9, beginning with the word "then" in line 5, and ending with the word "Co-operation in line 9 of the engrossed bill.

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 25; nays, 16; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	King	Putnam
Benson	Levang	Sandstrom
Cahill	McCarten	Sikes
Carey	Martin	Stenmo
Drown	Morkrid	Thoreson
Ellingson	Mortenson	Welford
Ettestad	Mostad	Wenstrom
Hemmingsen	Pendray	Zieman
Hunt		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Haggart	Hyland
Englund	Heckle	Kirkeide

Messrs.	Messrs.	Messrs.
McGray	Nelson, Richland	Porter
McLean	Paulson	Rowe
Murphy	Ployhar	Young

Nelson, G. Forks

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Hamilton	Lindstrom
Gronvold	Jacobsen	McBride
Hamerly	Kretschmar	

So the bill passed, as amended, and the title was agreed to.

Mr. Wenstrom moved that the vote by which House Bill No. 99 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate concurrent resolution, introduced by Mr. Gibbens, relating to the Budget Board.

Also,

Mr. President:

I have the honor to inform you that the House has refused to concur in the Senate concurrent resolution relating to lignite coal rates in House Bill No. 77.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 88.

A Bill for an Act to Amend and Re-Enact Section 17 of Chapter 172, Laws of 1915.

Was read the third time.

Mr. Welford moved that House Bill No. 88 be amended by adding the following to the end of the bill:

"Provided that any county mutual insurance company, now organized, may amend its articles of incorporation as provided for by law, so as to extend the term of its incorporation perpetually.

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 29; nays, 13; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Drown	Ettestad
Cahill	Ellingson	Heckle

Messrs.	Messrs.	Messrs.
Hemmingsen	Mortenson	Sandstrom
Hunt	Mostad	Sikes
King	Nelson, G. Forks	Stenmo
Kirkelde	Nelson, Richland	Thoreson
Levang	Paulson	Welford
McCarten	Pendray	Wenstrom
Martin	Porter	Zleman
Morkrid	Putnam	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Kretschmar	Murphy
Carey	Lindstrom	Ployhar
Englund	McGray	Rowe
Haggart	McLean	Young
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Hamerly	Jacobsen
Gibbens	Hamilton	McBride
Gronvold		

So the bill passed, as amended, and the title was agreed to.

Mr. Ployhar moved that the vote by which House Bill No. 88 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith:
Senate Bill No. 136.

A Bill for an Act to Appropriate \$3,391,954.13 for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount, and the Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, in so far as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters, or Purposes, Provided for Herein.

Which the House has passed as amended by the Conference Committee.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF SELECT COMMITTEES

Mr. President:

Your Conference Committee on Senate Bill No. 158 have had the same under consideration and recommend that the same be amended as follows:

Amend Section 1 to read as follows: "That a State Board of Electricians is hereby created which shall consist of three

members appointed by the Governor for periods of two, four and six years, respectively, and the Commissioner of Insurance, who shall be ex-officio and Secretary of the Board. The three members appointed shall consist of one Master Electrician engaged in active work, one Journeyman Electrician and one Electrical Engineer of known ability. Vacancies shall be filled in the same manner and from the same class to which the retiring member belonged. The Board shall select from its members a Chairman and Treasurer, prescribe rules for the management of its affairs and adopt a seal. Each member shall receive Ten Dollars (\$10.00) per day for actual services rendered and actual expenses incurred in the discharge of his duties, except that in no case shall such compensation exceed \$100.00 for each or any member in any one fiscal year. The Board will meet at the Capitol on or about the first Monday in January and July of each year for the purpose of conducting examinations and considering such other matters as may be brought before them, or at any other time upon ten days notice from the Secretary."

Furthermore, we concur in the other House amendments.

C. D. KING,
Chairman.

MORTEN MORTENSON,
JOHN YOUNG,
C. A. WARD,
OTTO DETTLER,
WALTER MADDOCK.

Mr. Welford moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 158.

A Bill for an Act to Create a State Board of Electricians and Prescribing the Duties Thereof, Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers, Prescribing Fees for Such Examination and License and Providing for Inspection of Electrical Work Through the Commissioner of Insurance, Under the Direction of the State Board.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Heckle	Martin
Beck	Hemmingsen	Mortenson
Benson	Hyland	Murphy
Cahill	King	Nelson, G. Forks
Carey	Kirkeide	Nelson, Richland
Drown	Kretschmar	Paulson
Ellingson	Levang	Pendray
Englund	Lindstrom	Ployhar
Ettestad	McCarten	Porter
Gronvoid	McGray	Putnam
Haggart	McLean	Rowe

Messrs.	Messrs.	Messrs.
Sandstrom	Thoreson	Young
Sikes	Welford	Zieman
Stenmo	Wenstrom	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Gibbens	Hunt	Morkrid
Hamerly	Jacobsen	Mostad
Hamilton	McBride	

So the bill passed, as amended, and the title was agreed to.

Mr. Ployhar moved that the vote by which Senate Bill No. 158 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORTS OF SELECT COMMITTEES

Mr. President:

Your Conference Committee on Senate Bill No. 166 have unanimously agreed to amend same to read eighty-five thousand dollars.

C. W. McGRAY,
Chairman.

Mr. McGray moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 166.

A Bill for an Act to Appropriate \$85,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of 1913 for North Dakota, and to Meet Other Requirements Prescribed by the Federal Statutes.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 37; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Paulson
Beck	King	Pendray
Cahill	Kirkeide	Porter
Carey	Kretschmar	Putnam
Drown	Levang	Sandstrom
Ellingson	Lindstrom	Sikes
Englund	McCarten	Stenmo
Ettestad	McGray	Thoreson
Gronvold	McLean	Welford
Haggart	Mortenson	Wenstrom
Heckle	Murphy	Young
Hemmingsen	Nelson, Richland	Zieman
Hunt		

Those voting in the negative were:

Messrs.

Messrs.

Benson

Rowe

Absent and not voting:

Messrs.

Messrs.

Messrs.

Gibbens

McBride

Mostad

Hamerly

Martin

Nelson, G. Forks

Hamilton

Morkrid

Ployhar

Hyland

So the bill passed, as amended, and the title was agreed to.

Mr. Ployhar moved that the vote by which Senate Bill No. 166 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORTS OF SELECT COMMITTEES

Mr. President:

Your Conference Committee, acting with a like committee from the House, having had under consideration Senate Bill No. 46, beg leave to report, that the House recede from their amendment to said bill.

C. O. HECKLE,
D. H. HAMILTON,
FRANK H. HYLAND.

Mr. Heckle moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. President:

Your committee, appointed to confer with a like committee from the House on House Bill No. 6, beg leave to report that the said committees have concurred and agreed on the amendments as hereto attached:

Strike out everything after the words "A Bill" and insert in lieu thereof the following:

"For an Act to Amend and Re-Enact Section 7644 of the Compiled Laws of North Dakota for the Year 1913, Relating to When Another Judge May Be Called for Prejudice or Bias in Trials of Civil Actions in District Court on the Ground of Prejudice of the Trial Judge, and to Provide for the Payment of the Expenses of District Judges When Acting Outside of Their Home Counties and Making an Appropriation Therefor.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. Amendment. Section 7644 of the Compiled Laws of the State of North Dakota for the year 1913 is hereby amended to read as follows:

"Section 7644. When another judge may be called for prejudice or bias.) When either party to a civil action pending in any of the district courts of the state shall, after issue joined and before the opening of any term at which the cause is to be tried, file an affidavit, corroborated by the affidavit of his attorney in such cause and that of at least one other reputable person, stating that there is good reason to believe that such party cannot have a fair and impartial trial of

said action by reason of the prejudice, bias or interest of the judge of the district court in which the action is pending, the court shall proceed no further in the action, but shall forthwith request, arrange for and procure the judge of some other judicial district of the state to preside at said trial in the county of the judicial subdivision in which the action is pending. The actual expenses of such judge while in attendance upon the trial of the cause for which the change was had and the extra expense of the court and jury, incurred by reason of said change, shall be paid by the person asking for the change, in advance or a bond to be approved by the clerk of the district court given therefor the amount of said bond not to exceed one hundred dollars being fixed by the presiding judge; provided that not more than one such change shall be granted on the application of either party;

"Provided, that the attorney filing said affidavit of prejudice may by written request select two district judges of the State of North Dakota that shall not be called in to try said cause.

"Section 2. District Judges. Certain Expenses. How Paid. When a district judge is required to perform official duties in this state outside of his own county, the state shall be responsible for the actual and necessary expenses of said judge paid for railroad fare, going to and from his residence, and subsistence while away from his home. The same shall be paid out of the general fund of the state, upon presentation of an itemized account of such expenses as have been and will be so necessarily expended, duly certified by said judge, and audited in the same manner as the expense accounts of other state officers.

"Section 3. There is hereby appropriated out of any money in the state's treasury not otherwise appropriated the sum of \$3,600.00 or so much thereof as may be necessary to pay the railroad fare of district judges as provided in Section 1 of this act."

Your committee begs to be discharged.

C. O. HECKLE,
Chairman.

Mr. Heckle moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 73, Messrs. Bowman, Byrne and Sinclair.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 6.

A Bill for an Act Providing for the Calling in and the Payment of the Expenses of the Judge of Another Judicial

District for the Trial of Civil Actions, in the District Court on the Ground of Prejudice of the Trial Judge, and Providing for an Appropriation Therefor.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Jacobsen	Nelson, Richland
Beck	King	Pendray
Cahill	Kirkeide	Porter
Carey	Kretschmar	Putnam
Drown	Levang	Rowe
Ellingson	Lindstrom	Sikes
Ettestad	McGray	Stenmo
Haggart	McLean	Thoreson
Hamilton	Mortenson	Welford
Heckle	Mostad	Wenstrom
Hemmingsen	Murphy	Zieman
Hunt	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Hyland	Paulson
Englund	McBride	Ployhar
Gibbens	McCarten	Sandstrom
Gronvold	Martin	Young
Hamerly	Morkrid	

So the bill passed, as amended, and the title was agreed to.

Mr. Allen moved that the Senate do now take a recess for ten minutes.

Which motion prevailed, and the Senate took a recess.

AFTER RECESS

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 286, Messrs. Havens, Patterson and Hagan.

Also,

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on House Bill No. 13, Messrs. Harding, Moen of Adams and Church.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF SELECT COMMITTEES

Mr. President:

Your Conference Committee, appointed to meet with a like committee appointed by the House to consider the amend-

ments on House Bill No. 13, the interest rate bill, failed to concur or agree on the amendments made by the Senate.

Your committee asks to be discharged.

C. O. HECKLE,
Chairman.

Mr. Englund moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

The President appointed as a Conference Committee on House Bill No. 13 Messrs. Stenmo, Beck and Hemmingsen.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the House requests the return of Senate Bill No. 78.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 174.

A Bill for an Act to Repeal, Amend and Re-Enact Sections 1877, 1878, 1879 and 1880 of the Compiled Laws of North Dakota for the Year 1913, Relating to Farmers' Institutes and Providing an Appropriation Therefor.

And the President signed the same in the presence of the Senate.

REPORTS OF SELECT COMMITTEES

Mr. President:

Your Committee on Conference, to whom was referred:

Senate Bill No. 78.

A Bill for an Act to Require All Public Service Corporations Doing Business Within This State to Pay Their Employees at Least Semi-Monthly, the Wages Earned by Them to Within Fifteen (15) Days of the Date of Such Payment, Unless Prevented by Inevitable Casualty, and Providing Penalty in Case of Default.

Have had the same under consideration, and a majority recommend and agree that the House recede from the amendments that it placed upon the bill, and that the same be passed as it came from the Senate.

THORWALD MOSTAD,
R. McCARTEN;
For the Senate.
E. A. BOWMAN,
ROBERT BYRNE,
J. H. SINCLAIR,
For the House.

Mr. Mostad moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 286, Messrs. Prater, Whipple and Weld of Kidder.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Jacobsen moved that the Secretary do now call the roll on the emergency clause on Senate Bill No. 74.

Which motion prevailed.

Senate Bill No. 74.

A Bill for an Act to Amend and Re-Enact Section 46 of Chapter 161 of the Session Laws of North Dakota for 1915, Relating to Beaver and Otter.

The question being on the emergency clause on Senate Bill No. 74, the roll was called, and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Nelson, G. Forks
Beck	Hyland	Nelson, Richland
Benson	Jacobsen	Paulson
Cahill	King	Pendray
Carey	Kirkeide	Ployhar
Drown	Kretschmar	Porter
Ellingson	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McBride	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Morkrid	Thoreson
Hamilton	Mortenson	Welford
Heckle	Mostad	Young
Hemmingsen	Murphy	Zleman

Those voting in the negative were: Mr. Martin

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamerly	McCarten	Wenstrom

So the emergency clause passed.

REPORTS OF SELECT COMMITTEES

Mr. President:

Your Conference Committee on Senate Bill No. 286 beg to report that they cannot agree and request their discharge.

PAUL HAVENS,
Chairman.

G. PATTERSON,
A. M. HAGAN,
F. HYLAND,
A. S. GIBBENS,
C. I. MOBKRID.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. Hyland moved that the President appoint a Conference Committee of three on House Bill No. 286.

Which motion prevailed, and the President appointed as such committee Messrs. Paulson, Ettestad and Nelson of Richland.

REPORTS OF SELECT COMMITTEES

Mr. President:

Your Committee on Conference, to whom was referred:

Senate Bill No. 157.

A Bill for an Act Regulating the Number of Deputies and Other Employees in the Office of the State Examiner, and the Manner of Dividing the State Into Districts for the Purpose of Facilitating the Work in the State Examining Department.

Have had the same under consideration, and recommend that the Senate concur in the House amendments to Senate Bill No. 157.

J. A. ENGLUND,
C. H. PORTER,
W. E. MARTIN,
For the Senate.

L. D. BAILEY,
B. G. TENNESON,
ROBERT WADSON,
For the House.

Mr. Englund moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 157.

A Bill for an Act Regulating the Number of Deputies and Other Employees in the Office of the State Examiner, and the Manner of Dividing the State Into Districts for the Purpose of Facilitating the Work in the State Examining Department.

Was read the third time.

The question being on the final passage of the bill, as

amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Nelson, Richland
Cahill	Kirkeide	Paulson
Carey	Kretschmar	Pendray
Drown	Levang	Ployhar
Ellingson	Lindstrom	Porter
Englund	McBride	Putnam
Ettestad	McCarten	Sandstrom
Gibbens	McGray	Sikes
Gronvold	McLean	Stenmo
Haggart	Martin	Thoreson
Hamilton	Morkrid	Wenstrom
Heckle	Mortenson	Young
Hemmingsen	Mostad	Zieman
Hunt		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamerly	Rowe	Welford

So the bill passed, as amended, and the title was agreed to.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 86.

A Bill for an Act to Provide for the Accommodation and Protection of the Person or Persons Accompanying Live Stock Shipments, and Providing Penalty for Failure to Comply with the Provisions of This Act.

Also Senate Bill No. 135.

A Bill for an Act Permitting Co-Operative and Assessment Life Associations to Transact Business Within This State; Permitting Associations Operating On Such Plans to Transact Business in This State, and Providing a Method for Valuing Their Policies.

Also Senate Bill No. 245.

A Bill for an Act Providing for the Registration of Architects and for Regulating the Practice of Architecture as a Profession in the State of North Dakota.

Also Senate Bill No. 52.

A Bill for an Act to Amend and Re-Enact Sections 2165 and 3646 of the Codified Laws of the State of North Dakota for the Year 1913, Relating to Revenue and Taxation, and the Abatement of Taxes.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 86.

A Bill for an Act to Provide for the Accommodation and Protection of the Person or Persons Accompanying Live Stock Shipments, and Providing Penalty for Failure to Comply With the Provisions of This Act.

Senate Bill No. 135.

A Bill for an Act Permitting Co-Operative and Assessment Life Associations to Transact Business Within This State; Permitting Associations Operating on Such Plans to Transact Business in This State, and Providing a Method for Valuing Their Policies.

Senate Bill No. 245.

A Bill for an Act Providing for the Registration of Architects and for Regulating the Practice of Architecture as a Profession in the State of North Dakota.

Senate Bill No. 52.

A Bill for an Act to Amend and Re-Enact Sections 2165 and 3646 of the Codified Laws of the State of North Dakota for the Year 1913, Relating to Revenue and Taxation, and the Abatement of Taxes.

And the President signed the same in the presence of the Senate.

MOTIONS AND RESOLUTIONS

A CONCURRENT RESOLUTION

Introduced by Mr. Cahill.

A concurrent resolution requesting the Attorney General and Commissioner of Agriculture and Labor of the State of North Dakota to attend the Federal Grain Standards final hearing at Washington, D. C., March 7, 1917.

Be It Enacted by the Senate of the State of North Dakota, the House of Representatives Concurring Therein as Follows:

That the Senate of the Fifteenth Legislative Assembly of the State of North Dakota hereby adopts the following concurrent resolution:

Section 1. That whereas a public hearing will be held at Washington, D. C., March 7, 1917, the same being the final hearing of the Federal Grain Standards Committee of the United States Department of Agriculture; and

WHEREAS, The hearing of the committee in the State of North Dakota has just been concluded and the demands of the North Dakota farmers were not granted; and

WHEREAS, It is known from statements made by members of the committee that a new system of grain grading will be established, which if established, will result in great hard-

ship to the North Dakota farmers, resulting in the confiscation of their grain;

Now, Therefore, The Attorney General and Commissioner of Agriculture and Labor of the State of North Dakota are hereby requested to appear at said hearing in Washington, D. C., on March 7, 1917, for the purpose of representing the interests of the people of the State of North Dakota.

Mr. Cahill moved that the resolution be adopted.

Which motion prevailed, and the resolution was adopted.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 384.

A Bill for an Act Requiring Every Motor Vehicle Operated on the Public Highway to Be Equipped With Lights Which Do Not Shed a Light of Such Brilliance, Intensity or Brightness as to Blind Persons Facing Such Lights, and Prescribing Penalties for Violation of This Act.

Also House Bill No. 113.

A Bill for an Act to Amend and Re-Enact Section 4521 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Reinstatement of Corporations Failing to Report to the Secretary of State.

Also House Bill No. 335.

A Bill for an Act to Amend and Re-Enact Section 3134 of the Compiled Laws of the State of North Dakota of 1913.

Also House Bill No. 203.

A Bill for an Act Providing for the Dragging of Roads and Levying a Tax Therefor, and Prescribing the Duties of County Commissioners, Township Supervisors and Township and District Overseers of Highways in Connection Therewith.

Also House Bill No. 393.

A Bill for an Act to Amend Section 4336, Revised Codes, 1913, Relating to the Purposes for Which Insurance Corporations May Be Formed in North Dakota.

Also House Bill No. 39.

A Bill for an Act Providing Regulations for the Delivery, or Receipt and Possession for Delivery of Intoxicating Liquor, and Penalty.

Also House Bill No. 58.

A Bill for an Act to Amend Chapter 168 of the Session Laws of 1915, Relating to the Payment of Highway Taxes.

Also House Bill No. 259.

A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages, and Other Instruments in Writing and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Also House Bill No. 412.

A Bill for an Act Authorizing, Empowering and Permitting the Inspection of the Public Records of This State by Its Citizens Without Charge.

Also House Bill No. 165.

A Bill, a Concurrent Resolution, Amending the Constitution of the State of North Dakota, Relating to the Investment of School Funds.

Also House Bill No. 428.

A Bill for an Act to Amend and Re-Enact Section 1240 of the Compiled Laws of 1913 of the State of North Dakota, Relating to Territory to Be Attached to Special School Districts.

Also House Bill No. 312.

A Bill for an Act to Amend Section 669 of the Compiled Laws of North Dakota for 1913, Relating to Local Officers' Bonds.

Also House Bill No. 275.

A Bill for an Act Requiring Assessment Accident and Health Insurance Companies, or Associations, to Make Deposit With the Commissioner of Insurance.

Also House Bill No. 287.

A Bill for an Act to Amend and Re-Enact Section 3740 of the Political Code of the State of North Dakota, Compiled Laws of 1913, Relating to Cities, Providing for Connections With Sewer and Other Mains, Cables and Conduits.

Also House Bill No. 346.

A Bill for a Concurrent Resolution Amending the Constitution of North Dakota, Changing the Name of the State Reform School, Located at Mandan, to That of State Training School.

Also House Bill No. 144.

A Bill for an Act Withdrawing from Sale Certain School Lands in Dunn County, North Dakota.

Also House Bill No. 126.

A Bill for an Act Defining the Crime of Swindling; Prescribing a Punishment Therefor; Providing the Method for Making Arrests for Violations Thereof; Providing for Ejection of Swindlers from Public Places and Conveyances; and Specifying the Class of Testimony Upon Which Convictions May Be Had.

Also House Bill No. 101.

A Bill for an Act Creating a Commission Herein Designated as the Killdeer Mountain Park Commission for the Purpose of Investigation as to the Advisability and Cost of Purchasing by the State or Federal Government of the Killdeer Mountains, Dunn County, North Dakota, for the Purpose of Establishing There a Park and Game and Fish Preserve.

Also House Bill No. 140.

A Bill for an Act to Provide Reliable Information to Prospective Settlers, and to Protect Both Seller and Buyer from

Unfair and Unscrupulous Dealers in Lands, Also to Encourage Immigration.

Also House Bill No. 207.

A Bill for an Act Making Appropriations for the Current and Contingent Expenses of the State Penitentiary, and for Making of Permanent Improvements and Additions Thereto.

Also House Bill No. 91.

A Bill for an Act Requiring Every Person Who Handles Meat in a Butcher Shop, Meat Market, or Place Where Meat Is Sold to Procure a Certificate of Health.

Also House Bill No. 86.

A Bill for an Act Relating to the Administration of State Aid for Rural Schools.

Also House Bill No. 234.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the School for the Deaf at Devils Lake, and for Making Permanent Improvements and Additions Thereto.

Also House Bill No. 6.

A Bill for an Act Providing for the Calling in and the Payment of the Expenses of the Judge of Another Judicial District for the Trial of Civil Actions, in the District Court on the Ground of Prejudice of the Trial Judge, and Providing for an Appropriation Therefor.

Also,

Mr. President:

I have the honor to inform you that the House has concurred in the Senate concurrent resolution, introduced by Mr. Cahill, relating to Federal Grain Standards final hearing.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Allen moved that the rules be suspended for the purpose of permitting the Senate to receive House Bill No. 444 from the House.

Which motion prevailed.

Mr. Englund objected to the Senate receiving for consideration House Bill No. 441.

So the Senate did not receive the bill.

REPORTS OF SELECT COMMITTEES

Mr. President:

Your committee, appointed to confer on House Bill No. 286 find that we are not able to agree with the House committee on House Bill No. 286.

JOHN E. PAULSON,
OLE ETTESTAD.

Mr. Paulson moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

INTRODUCTION, FIRST AND SECOND READING OF
HOUSE BILLS

House Bill No. 444.

A Bill for an Act Permitting Cities of Another State to Purchase, Lease, Own and Hold Real Estate in This State for Certain Municipal Purposes, with the Right to Lease or Convey the Same; Prescribing the Manner of Conveying the Same, and Legalizing the Acquisition by Cities of Another State of Real Estate Situate in the State of North Dakota.

Was read the first and second time.

Mr. Rowe moved that the rules be suspended and that House Bill No. 444 be put upon its third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 444.

A Bill for an Act Permitting Cities of Another State to Purchase, Lease, Own and Hold Real Estate in This State for Certain Municipal Purposes, With the Right to Lease or Convey the Same; Prescribing the Manner of Conveying the Same and Legalizing the Acquisition by Cities of Another State of Real Estate Situate in the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 36; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	King	Mostad
Cahill	Kirkeide	Murphy
Drown	Kretschmar	Paulson
Ellingson	Levang	Pendray
Englund	Lindstrom	Ployhar
Gibbens	McBride	Porter
Gronvold	McCarten	Putnam
Haggart	McGray	Rowe
Hamilton	McLean	Sandstrom
Heckle	Martin	Sikes
Hunt	Morkrid	Thoreson
Jacobsen	Mortenson	Welford

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carey	Hyland	Nelson, Richland
Ettestad	Nelson, G. Forks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	Hemmingsen	Young
Benson	Stenmo	Zieman
Hamerly	Wenstrom	

So the bill passed, and the title was agreed to.

Mr. Allen moved that the vote by which House Bill No. 444 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 137.

A Bill for an Act to Amend and Re-Enact Section 9238 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports on the First Day of the Week.

Also Senate Bill No. 227.

A Bill for an Act Providing for the Taxation of Inheritance Devises, Bequests, Legacies and Gifts, and Fixing the Rate Thereof; and Providing for the Manner of Payment and Manner of Enforcing the Payment Thereof.

Also Senate Bill No. 191.

A Bill for an Act Restricting and Prohibiting the Selling, Keeping for Sale, Prescribing and Having Possession of Certain Drugs; Providing a Penalty for Violations of the Act, and Relating to the Method of Enforcing and of Charging and Proving Violations of the Act.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORTS OF SELECT COMMITTEES

Mr. President:

Your Conference Committee on Senate Bill No. 49 beg leave to report that they have had the same under consideration, and recommend the following amendment to be adopted:

Strike out everything after the words "A Bill" and insert the following:

"For an Act to Classify Property for Assessment at a Percentage of Its Value and Fix and Adopt Such Percentage of Values.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. CLASSIFICATION OF PROPERTY. WHAT PERCENTAGE OF FULL AND TRUE VALUE TO BE ASSESSED. All real and personal property subject to a general property tax and not subject to any gross earnings or other lieu tax is hereby classified for purposes of taxation as follows:

"Class 1. All land, town and city lots, railroads, bank stock, express and telegraph property, shall constitute Class One (1) and shall be valued and assessed at thirty (30) per cent of the full and true value thereof.

"Class 2. All live stock, agricultural and other tools and machinery, gas and other engines and boilers, threshing machines and outfits used therewith, automobiles, motor trucks and other power-driven cars, vehicles of all kinds, boats and all water craft, harness, saddlery and robes, flour mills, elevator and warehouses and storehouses of all kinds, buildings and all improvements upon railroad right of way and leased sites, stocks of merchandise, all fixtures and equipment, franchise, patents, royalties, electric light and gas plants, telephone lines, including wire, pole and pipe lines, water works systems, including pipe lines, structures and improvements upon town and city lots, and all property not herein specifically mentioned, shall constitute Class Two (2) and shall be valued and assessed at twenty (20) per cent of the full and true value. Provided, however, the city commission, the city council or board of trustees may, by resolution at a regular or stated meeting fix a different percentage of value upon structures and improvements on town and city lots, which rate shall not be less than five (5) per cent of the true and full value.

"Class 3. All household goods, and house equipment and wearing apparel, structures and improvements upon farm land, stocks other than banks, bonds, money and credits, provided that such stocks, bonds, money and credits are not otherwise assessed under a mill or flat rate law, shall constitute Class Three (3), and shall be valued and assessed at five (5) per cent of the full and true value.

"Section 2. REPEAL.) All acts or parts of acts in conflict with this act are hereby repealed."

Respectfully submitted,

JOHN W. BENSON,
JOHN A. BECK,
FRANK E. PLOYHAR,
For the Senate.

R. A. LATHROP,
A. M. HAGAN,
For the House.

Mr. Ployhar moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 137.

A Bill for an Act to Amend and Re-Enact Section 9238 of the Compiled Laws of North Dakota for the Year 1913, Relating to Sports on the First Day of the Week.

Senate Bill No. 227.

A Bill for an Act Providing for the Taxation of Inheritance Devises, Bequests, Legacies and Gifts; and Fixing the Rate Thereof; and Providing for the Manner of Payment and Manner of Enforcing the Payment Thereof.

Senate Bill No. 191.

A Bill for an Act Restricting and Prohibiting the Selling, Keeping for Sale, Prescribing and Having Possession of Certain Drugs; Providing a Penalty for Violations of the Act, and Relating to the Method of Enforcing and of Charging and Proving Violations of the Act.

An the President signed the same in the presence of the Senate.

THIRD READING OF SENATE BILLS

Senate Bill No. 49.

A Bill for an Act to Classify Property for Assessment at a Percentage of Its Value and Fix and Adopt Such Percentage of Value.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 34; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Mostad
Beck	Jacobsen	Murphy
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Carey	Kretschmar	Ployhar
Drown	Levang	Putnam
Englund	Lindstrom	Rowe
Ettestad	McCarten	Sikes
Haggart	McGray	Stenmo
Heckle	McLean	Welford
Hemmingsen	Morkrid	Wenstrom
Hunt		

Those voting in the negative were: Mr. McBride

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ellingson	Martin	Sandstrom
Gibbens	Mortenson	Thoreson
Gronvold	Nelson, G. Forks	Young
Hamerly	Nelson, Richland	Zieman
Hamilton	Porter	

So the bill passed, as amended, and the title was agreed to.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 136.

A Bill for an Act Providing That the Board of County Commissioners Shall Have General Supervision Over the Laying Out, Construction and Work on Highways, and Providing Compensation for Services so Rendered.

Also House Bill No. 112.

A Bill for an Act to Amend Section 1456 of the Compiled Laws of the State of North Dakota of 1913, Relating to the Establishment, Maintenance, Improvements and Equipment of County Agricultural and Training Schools, and Providing Levies Therefor by County and State.

Also House Bill No. 188.

A Bill for an Act to Make Uniform the Laws of Sale of Goods.

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 156.

A Bill for an Act to Appropriate \$50,000 Out of the Local Funds of the Mayville Normal School at Mayville, Either Accumulated or to Be Accumulated, Which May Under the Law Be Available, Which Sum (in Addition to the Appropriation of \$25,000 Named in the General Appropriations Bill), Shall Be Used in the Construction, Equipment and Furnishing of a New Dormitory; and Authorizing, Empowering and Directing the State Board of Regents to Expend From Any Local Funds of the Mayville Normal School, Either Accumulated or to be Accumulated, Not to Exceed Such an Amount From Local Funds That May Under the Law Be Available for the Purpose of Erecting, Equipping, and Furnishing a New Dormitory at the Mayville Normal School.

Which the the House has amended as follows:

In line 4, in the title of the engrossed bill, next after the word "to," strike out the word "the" and insert in lieu thereof the words "any other."

In line 4 of Section 1 strike out the word "an" and insert the words "any other."

In line 6 of Section 2 strike out the word "the" and insert the words "any other."

In the title and body of the bill strike out the words and figures "of \$25,000.00" wherever they appear.

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 92.

A Bill for an Act to Amend and Re-Enact Section 3208 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Location of County Seats.

Which the House has amended as follows:

Add the following clause:

"Provided, however, that in counties where the county seat has not been located, the question of location of such county seat may be voted on at any primary election upon a petition or petitions, each to be signed by at least ten per cent of the qualified voters of such county, voting for the office of Secretary of State at the last general election, stating the date of signing and the residence of each qualified voter,

designating therein the proposed county seat, which said petition shall be filed with the County Auditor at least thirty days prior to the holding of any primary election, and if more than two towns are contending for the location of the county seat at such election, then the two towns receiving the highest vote at such primary election, and these two towns only, shall be placed on the official ballot at the first following general election, and the town then receiving the highest number of votes cast for the county seat location at such general election, shall be designated the county seat of such county, and the county seat located thereat, and the question of county seat removal must not again be voted on for four years in any county where the county seat is so located."

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 90.

A Bill for an Act Locating the Asylum for the Insane Authorized by the Amendment to the Constitution of the State of North Dakota Which Was Approved at the Last General Election, and Making an Appropriation Therefor.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr Paulson moved that the Senate do now concur in the House amendment to Senate Bill No. 156.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 156.

A Bill for an Act to appropriate \$50,000 Out of the Local Funds of the Mayville Normal School at Mayville, Either Accumulated or To Be Accumulated, Which May Under the Law Be Available, Which Sum (in Addition to the Appropriation of \$25,000 Named in the General Appropriations Bill), Shall Be Used in the Construction, Equipment and Furnishing of a New Dormitory; and Authorizing, Empowering and Directing the State Board of Regents to Expend From Any Local Funds of the Mayville Normal School Either Accumulated or to Be Accumulated, Not to Exceed Such an Amount From Local Funds That May Under the Law Be Available for the Purpose of Erecting, Equipping and Furnishing a New Dormitory at the Mayville Normal School.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 34; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Cahill	Ettestad
Beck	Drown	Gibbens
Benson	Ellingson	Gronvold

Messrs.	Messrs.	Messrs.
Haggart	McBride	Paulson
Heckle	McCarten	Porter
Hyland	McGray	Rowe
Jacobsen	Martin	Sandstrom
King	Morkrid	Sikes
Kirkeids	Mortenson	Stenmo
Kretschmar	Murphy	Welford
Levang	Nelson, G. Forks	Wenstrom
Lindstrom		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Hunt	Ployhar
Englund	McLean	Putnam
Hamerly	Mostad	Thoreson
Hamilton	Nelson, Richland	Young
Hemmingsen	Pendray	Zieman

So the bill passed, as amended, and the title was agreed to.

Mr. Cahill moved that the Senate do not concur in House amendment to Senate Bill No. 92, and that a Conference Committee of three be appointed.

Which motion prevailed, and the President appointed as such committee Messrs. Cahill, Drown and Porter.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 207.

A Bill for an Act Requiring the Owners of Personal Property to Notify the County Treasurer of the Sale of Such Property at Public Auction; Providing for the Collection of Their Personal Property Taxes, and Prescribing Dates of Auctioneers in Relation Thereto.

Which the House has amended as follows:

That on line 5, Section 2 of the engrossed bill, after word "the," strike out the words "auctioneer or the clerk of such sale" and insert the words "sheriff of the county in which the sale is held" in lieu thereof.

On line 7, same section of the engrossed bill, strike out the words "auctioneer or clerk to deduct such taxes from the proceeds of the sale" and insert the words "sheriff to have said taxes collected before said sale takes place" in lieu thereof.

Strike out all of Section 3, after the word "be," in line 2, and insert the words "guilty of a misdemeanor and subject to punishment according to law" in lieu thereof.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Hyland moved that the Senate do not concur in the House amendments to Senate Bill No. 207 and that a Conference Committee be appointed.

Which motion prevailed, and the President appointed as such committee Messrs. Nelson of Grand Forks, Ellingson and Sikes.

Mr. Sandstrom moved that the Senate do now take a recess until 7:30 o'clock P. M., March 2, 1917.

Which motion prevailed, and the Senate took a recess.

AFTER RECESS

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the House has accepted the Conference Committee Report on:

Senate Bill No. 286.

A Bill for an Act to Establish a Farm Labor Employment Bureau, to Authorize and Empower Such Bureau to Make All Necessary Rules and Regulations for the Conduct of Its Business, to Prescribe the Duties of Its Officers, to Make Criminal Employment of Farm Labor Without Furnishing Information as to Rights Acquired by Employment Through Bureau, and to Fix Penalty Therefor, to Define, Prescribe and Regulate Rights and Conditions Upon Which Farm Laborer's Lien May Be Filed and Procedure to Be Pursued in the Filing of Same, to Make Criminal Interfering with Farm Labor and Employment Thereof, and Prescribe Penalty Therefor, and to Repeal Sections 6857, 6858 and 6880 of the 1913 Compiled Laws of North Dakota.

Also, the Conference Committee report on:

Senate Bill No. 49.

A Bill for an Act to Classify Property for Assessment at a Percentage of Its Value and Fix and Adopt Such Percentage of Value.

Also the Conference Committee report on:

Senate Bill No. 78.

A Bill for an Act to Require All Public Service Corporations Doing Business Within This State to Pay Their Employees at Least Semi-Monthly, the Wages Earned by Them to Within Fifteen (15) Days of the Date of Such Payment, Unless Prevented by Inevitable Casualty, and Providing Penalty in Case of Default.

Also the Conference Committee report on:

Senate Bill No. 166.

A Bill for an Act to Appropriate \$35,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of 1913 for North Dakota, and to Meet Other Requirements Prescribed by the Federal Statutes.

Also the Conference Committee report on:

Senate Bill No. 164.

A Bill for an Act to Appropriate Funds to Provide for the General Maintenance, and the Payment of Premiums at the

North Dakota State Fair at Grand Forks in 1917, and at the North Dakota State Fair at Fargo in 1918, as Provided for in Sections 1847 to 1859 of the Compiled Laws of 1913 for North Dakota.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORT OF SELECT COMMITTEES

Mr. President:

Your Conference Committee on House Bill No. 13 beg leave to report that they have had said bill under consideration, and have been unable to come to any agreement in regard thereto.

ALBERT STENMO,
JOHN A. BECK,
J. P. HEMMINGSEN,
Senate Committee.

Mr. Stenmo moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MOTIONS AND RESOLUTIONS

Mr. McCarten moved that Messrs. King, Martin and Allen be appointed as a committee to revise and correct the Journal of the sixtieth day.

Which motion prevailed, and the committee was so appointed.

Mr. Jacobsen introduced the following concurrent resolution:

WHEREAS, It is important that the members of the House and Senate should be provided with a copy of the corrected and bound Journals of the House and Senate.

Be It, Therefore, Resolved, By the Senate of the State of North Dakota the House concurring therein, that the Secretary of State be, and hereby is, authorized and directed to send to each member of the House and Senate and to the President and Secretary of the Senate and Chief Clerk of the House each a copy of the bound House and Senate Journals.

Mr. Jacobsen moved the adoption of the concurrent resolution.

Which motion prevailed, and the resolution was adopted.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on Senate Bill No. 92, Messrs. Koller, Liederbach and Stinger.

Also,

Mr. President:

I have the honor to inform you that the Speaker has ap-

pointed as conferees on the part of the House on Senate Bill No. 207, Messrs. Lageson, Renauld and Arnold.

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 235.

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of 1913, Relating to License Covering Dairy Products.

Which the Senate has requested returned.

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 248.

A Bill for an Act to Amend and Re-Enact Section 1874 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Tax for County Fairs.

Which the House has amended as follows:

By striking out all of lines 30, 31 and 32, on page 2 of the printed bill, and inserting in lieu thereof the following: "And if at such primary or general election, as the case may be, a majority of the votes cast on the question are in favor of a tax levied in aid of an agricultural fair as hereinbefore provided, then it shall be the duty of the board of county commissioners to levy such tax and the result of any election held under the provisions hereof shall remain in force until changed at some subsequent election hereunder."

Very respectfully,

A. E. BOWEN,
Chief Clerk.

MOTIONS AND RESOLUTIONS

Mr. Lindstrom offered the following resolution:

WHEREAS, At this Session of the Legislature, Senate Bill No. 77 was passed by both Houses and has been signed by the Governor; and,

WHEREAS, Since the passage of said Senate Bill No. 77 some question has arisen with respect to the question as to whether or not the provisions of said Legislative Enactment has any application to, or effect upon the present established rates for the transportation of lignite coal within the State and it appearing that the intention of the Legislature might be misconstrued in connection therewith; and,

WHEREAS, Senate Bill No. 77 was passed upon the assumption and understanding that the provisions thereof would in no manner affect the rate for the transportation of lignite coal within the State and that had it not been for such assumption said Senate bill would not have been enacted into law; therefore,

Be It Resolved, By the Senate of the State of North Dakota:

That it was the express intention of the Senate, in connection with the passage of said Senate Bill No. 77, that the same should in no way or manner affect the present estab-

lished rates for the transportation of lignite coal within the State, and that the provisions of said Enactment shall not have any application so far as the transportation of lignite coal is concerned, and that so far as said law is concerned, the present established rates shall not be disturbed or affected.

Mr. Lindstrom moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

Mr. Kretschmar moved that the vote by which House Bill No. 235 passed be reconsidered.

Which motion prevailed, and the vote was reconsidered.

Mr. Kretschmar moved that the rules be suspended and that House Bill No. 235 be put upon its third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 235.

A Bill for an Act Making an Appropriation for the Florence Crittenden Home at Fargo, North Dakota.

Was read the third time.

Mr. Kretschmar moved that House Bill No. 235 be amended by striking out everything after the words "A Bill" and inserting the following in lieu thereof:

"For an Act Making an Appropriation for the Florence Crittenden Home at Fargo, North Dakota.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. APPROPRIATION.) There is hereby appropriated out of any moneys in the state treasury, not otherwise appropriated, the sum of six thousand dollars, or so much thereof as may be necessary, to the Florence Crittenden Home, a corporation, at Fargo, North Dakota, provided that the money hereby appropriated shall be payable to such Home at the rate of \$15.00 per month, or major fraction thereof, for the care, support and maintenance of each poor and indigent girl and each poor and indigent infant an inmate of such Home, and who is a resident of this State; such sums to be payable out of the state treasury upon monthly vouchers duly verified by the Superintendent of such Home; provided further that such Home shall make to the State Auditor an annual statement, showing the disposition of such funds in detail, and such further facts as the Auditor may require, and such Home shall be subject to inspection by the Board of Control.

Which motion prevailed, and the bill was so amended.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Beck	Carey	Ettestad
Benson	Ellingson	Gibbens
Cahill	Englund	Gronvold

Messrs.	Messrs.	Messrs.
Haggart	McBride	Pendray
Hamilton	McCarten	Ployhar
Heckle	McLean	Putnam
Hemmingsen	Martin	Rowe
Hunt	Morkrid	Sandstrom
Jacobsen	Mortenson	Sikes
Kirkeide	Mostad	Thoreson
Kretschmar	Murphy	Wenstrom
Levang	Nelson, G. Forks	Zieman
Lindstrom	Paulson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	McGray	Stenmo
Drown	Nelson, Richland	Welford
Hamerly	Porter	Young
King	Hyland	

So the bill passed, as amended, and the title was agreed to.

Mr. Jacobsen moved that the vote by which House Bill No. 235 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed. •

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 60.

A Bill for an Act to Authorize and Empower Cities Operating Municipal Electric Light Plants or Water Systems to Sell Surplus Electricity or Water to Supply Manufacturing Plants and Other Buildings Outside of the City Limits.

House Bill No. 378.

A Bill Making an Appropriation for the Office of State Board of Railroad Commissioners, for an Act Appropriating Money for the Use of the Board of Railroad Commissioners Between the Following Dates, to-wit: February 6, 1917, and June 30, 1917, Both Dates Inclusive.

House Bill No. 318.

A Bill for an Act Making an Appropriation to Cover Deficit in the Accounts of the Agricultural Sub-Experiment Station at Hettinger, Adams County, North Dakota.

House Bill No. 295.

A Bill for an Act to Amend and Re-Enact Section 3686 of the Compiled Laws of North Dakota of 1913, as Amended by Chapter 73 of the Laws of 1915, Relating to Taking and Purchasing Private Property by Cities.

House Bill No. 294.

A Bill for an Act to Amend and Re-Enact Section 3799 of the Compiled Laws of North Dakota for 1913, Relating to Ordinances Under the Commission System of Government.

House Bill No. 253.

A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

House Bill No. 240.

A Bill for an Act Making an Appropriation to Pay the Deficit in the Current Appropriation for Expenses of the Stallion Registration Board.

House Bill No. 203.

A Bill for an Act Providing for the Dragging of Roads and Levying a Tax Therefor, and Prescribing the Duties of County Commissioners, Township Supervisors and Township and District Overseers of Highways in Connection Therewith.

House Bill No. 275.

A Bill for an Act Requiring Assessment Accident and Health Insurance Companies, or Associations, to Make Deposit With the Commissioner of Insurance.

House Bill No. 165.

A Bill, a Concurrent Resolution, Amending the Constitution of the State of North Dakota, Relating to the Investment of School Funds.

House Bill No. 144.

A Bill for an Act Withdrawing From Sale Certain School Lands in Dunn County, North Dakota.

House Bill No. 113.

A Bill for an Act to Amend and Re-Enact Section 4521 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Reinstatement of Corporations Failing to Report to the Secretary of State.

House Bill No. 259.

A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages and Other Instruments in Writing and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

House Bill No. 39.

A Bill for an Act Providing Regulations for the Delivery, or Receipt and Possession for Delivery of Intoxicating Liquor, and Penalty.

House Bill No. 58.

A Bill for an Act to Amend Chapter 168 of the Session Laws of 1915, Relating to the Payment of Highway Taxes.

House Bill No. 351.

A Bill for an Act to Amend and Re-Enact Section 4767 of 1913 Compiled Laws, Relating to Side Tracks Adjacent to Coal Mines, and Providing for the Extension Thereof.

House Bill No. 362.

A Bill for an Act to Amend and Re-Enact Section 1816 of the Compiled Laws of North Dakota for 1913, Prescribing the Manner of Payment of Appropriation for the State Educational Institutions for Maintenance and Other Purposes, and Defining the Powers and Duties of the Board of Regents so far as They May Pertain to the Disbursement of Appropriations.

House Bill No. 404.

A Bill for an Act Making an Appropriation for Certain Outstanding Indebtedness Incurred for the Improvement of White Stone Battlefield.

House Bill No. 388.

A Bill for an Act to Amend and Re-Enact Section 10105 of the Compiled Laws of the State of North Dakota, 1913, Defining Intoxicating Liquors.

House Bill No. 372.

A Bill for an Act Relating to the Validation of Certain Defective Proceedings in the Incorporation of Cities, and Relating to Defective Proceedings to Affect the Extension of the Limits Thereof.

House Bill No. 366.

A Concurrent Resolution.

House Bill No. 348.

A Bill for an Act Making Appropriation to Cover Necessary Expenses for Maintaining the State Tuberculosis Sanatorium to July 1, 1917.

House Bill No. 317.

A Bill for an Act to Amend and Re-Enact Section 9691 of the Compiled Laws of North Dakota, 1913, Relating to Gambling Houses Declared to Be Public Nuisances and Providing Penalty for Maintaining Same.

House Bill No. 315.

A Bill for an Act Providing for Private Game Preserves.

House Bill No. 292.

A Bill for an Act Making an Appropriation to Provide for Compensation and Expenses of the Board of Trustees of the State Live Stock Sanitary Board.

House Bill No. 280.

A Bill for an Act Providing for Writs of Error and Granting to the Supreme Court Power to Prescribe Rules Therefor.

House Bill No. 260.

A Bill for an Act Validating Certain General and Special Elections in Villages, and Bonds and Warrants Issued by the Corporate Authorities Thereof in Pursuance of Such Elections.

House Bill No. 244.

A Bill for an Act to Amend and Re-Enact Section 1714 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Commitment of Feeble-Minded Persons to the Institution for the Feeble-Minded.

House Bill No. 241.

A Bill for an Act making an Appropriation for the Current and Contingent Expenses of the State Reform School at Mandan, North Dakota, and for Making Permanent Improvements and Additions Thereto.

House Bill No. 236.

A Bill for an Act Making an Appropriation for the Purpose of Encouraging Immigration.

House Bill No. 213.

A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

House Bill No. 206.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Hospital for Insane, and for Making Permanent Improvements and Additions Thereto.

House Bill No. 184.

A Bill for an Act to Regulate the Shipment of Cases or Boxes, Containing Bottles, and Providing That Certain Additional Facts Be Contained in the Bill of Lading and Freight Receipt Therefor.

House Bill No. 154.

A Bill for an Act to Amend and Re-Enact Section 4844 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Payment of Dividends by Domestic Insurance Companies from Surplus Profits.

House Bill No. 153.

A Bill for an Act to Amend and Re-enact Section 4871 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Membership, Notice of Meetings and By-Laws of Domestic Mutual Insurance Companies.

House Bill No. 95.

A Bill for an Act Providing for the Construction and Repair of Curbing in Cities and Providing for the Letting of Contracts and the Manner of Enforcing Payment for Curbing Built.

House Bill No. 188.

A Bill for an Act to Make Uniform the Laws of Sale of Goods.

House Bill No. 55.

A Bill for an Act to Appropriate Money to the Agricultural College for the Purpose of Making Studies and Investigations with Cereals, and to Be Used for Other Purposes.

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate concurrent resolution relating to Journals.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

A legal question having been raised whether there will be a vacancy in the membership of the Board of Control on June 18, 1917, for the term ending July 1, 1921, and Hon. R. S. Lewis, member of the Board of Control for this term, having conveyed to the Senate his desire to retire to private life on and after June 18, 1917, and requested the confirmation by the Senate of a member of the Board for such period, therefore the aforesaid legal question involved has, in the view of the Senate become immaterial, by the statement of the Hon. R. S. Lewis that he will tender his resignation, to become effective June 18, 1917.

Mr. Pendray moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION

In open session it was announced that the Senate confirmed the nomination of the following members of the Board of Control:

Simon J. Nagel of Morton County for the term beginning first Monday in July, 1917, and ending first Monday in July, 1923.

Berndt Anderson of Ramsey County for the term beginning June 18, 1917, and ending first Monday in July, 1921.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the House declines to concur in the Senate amendments to House Bill No. 117, and asks for a committee of conference, and the Speaker has named as such conferees on the part of the House, Messrs. Bowman, Fraser and Maddock of Benson.

Also,

Mr. President:

I have the honor to inform you that the House has accepted the Conference Committee's report on Senate Bill No. 166.

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 169.

A Bill for an Act to Appropriate \$1,000 for the Payment of the Expenses to Be Incurred by the Stallion Registration Board, as Prescribed by Section 2786 of the Compiled Laws of 1913 for North Dakota.

Which the House has passed unchanged.

Also,

Mr. President:

I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 380.

A Bill for an Act to Regulate the Installation and Operation of Soda Water Fountains, and Requiring the Owners and Lessees of All Soda Water Fountains to Register the Same with the Food Commissioner and State Chemist.

Also House Bill No. 192.

A Bill for an Act Entitled an Act to Amend and Re-Enact Section 5 of Chapter 179 of the Laws of 1907, as Amended by Chapter 176 of the Laws of 1909, Chapter 75 of the Laws of 1911, and Chapter 71 of the Laws of 1915, Same Being Section 3021 of the Revised Codes of 1905 and Known and Designated as Section 4059 of the Compiled Laws of 1913, Relating to Powers of Park Commission.

Also House Bill No. 235.

A Bill for an Act Making an Appropriation for the Florence Crittenden Home at Fargo, North Dakota.

Also House Bill No. 427.

A Bill for an Act Relating to and Regulating the Use and Furnishing of Trading Stamps or Other Similar Schemes or Devices or Substitutes Therefor, for or with the Sale of Goods, Wares and Merchandise, and Providing for a Penalty for the Violation Thereof.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Murphy moved that the President appoint a Conference Committee on Senate Bill No. 117.

Which motion prevailed, and the President appointed as such committee Messrs. Murphy, Beck and Martin.

REPORT OF SELECT COMMITTEE

Mr. President:

Your Conference Committee, acting with a like committee from the House, having under consideration Senate Bill No. 207, beg leave to make the following report:

That the Senate accept House amendments to Section 2, and that the House do recede from their amendment to Section 3.

N. N. NELSON,
CHAS. ELLINGSON,
E. H. SIKES,
O. K. LAGESON,
B. D. ARNOLD,
JOSEPH RENAULD.

Mr. Hyland moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 207.

A Bill for an Act Requiring the Owners of Personal Property to Notify the County Treasurer of the Sale of Such Property at Public Auction; Providing for the Collection of Their Personal Property Taxes, and Prescribing Dates of Auctioneers in Relation Thereto.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hunt	Mostad
Beck	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkelde	Pendray
Ellingson	Kretschmar	Porter
Englund	Levang	Putnam
Ettestad	Lindstrom	Rowe
Gibbens	McBride	Stenmo
Gronvold	McCarten	Thoreson
Haggart	McGray	Welford
Hamilton	McLean	Wenstrom
Heckle	Morkrid	Zieman
Hemmingsen	Mortenson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Drown	Murphy	Sikes
Hamerly	Ployhar	Young
Martin	Sandstrom	

So the bill passed, as amended, and the title was agreed to.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 322.

A Bill for an Act to Provide for the Erection of a Terminal Elevator at or Near the Village of Fairmount, North Dakota, Providing for a Commission to Have General Supervision Over the Construction and Operation of the Same, Making an Appropriation Therefor, and Providing for the Disposition of Moneys in the State Treasury Credited to Any Terminal Elevator Fund.

Also Senate Bill No. 99.

A Bill for 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 and to Provide for an Appropriation Therefor.

Also Senate Bill No. 296.

A Bill for an Act to Amend and Re-Enact Section 964 of the Compiled Laws of North Dakota for the Year 1913, Relating to Distribution of Election Ballots and Notice of Election.

Also Senate Bill No. 269.

A Bill for an Act to Amend and Re-Enact Section 1090 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Registration of Voters, and Prescribing Penalty for False Registration.

Also Senate Bill No. 14.

A Bill for an Act to Amend Section 5179 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 55 Session Laws of 1915, Relating to the Department of State Examiner.

Also Senate Bill No. 117.

A Bill, a Concurrent Resolution, Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Provide by Law for the Erection, Leasing, Purchasing and Operating Flour Mills by the State of North Dakota.

Also Senate Bill No. 118.

A Bill, a Concurrent Resolution, Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Provide by Law for the Erection and Operating of a Packing Plant and Cold Storage Warehouse by the State of North Dakota.

Also Senate Bill No. 122.

A Concurrent Resolution.

Also Senate Bill No. 134.

A Bill for an Act to Repeal Section 1990 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Taxes for Roads.

Also Senate Bill No. 298.

A Bill for an Act Providing for the Liquidation of State Banks and Trust Companies Under the Supervision of the State Banking Board, and Providing for the Appointment of Receivers; Providing for Their Compensation and the Expenses and Accounting of Such Liquidation; Payment of Dividends to Creditors and Other Matters Connected With Such Liquidation of Said Insolvent Associations.

Also Senate Bill No. 308.

A Concurrent Resolution Amending and Re-Enacting Section 185 of Article 12 of the Constitution of the State of North Dakota, Providing That the State May Extend Aid in the Establishment of Industrial Enterprises.

Also Senate Bill No. 323.

A Bill for an Act to Appropriate Funds to Reimburse Men in the Employ of the State for Loss of Time by Reason of Having to Give Up Their Positions to Serve with the North Dakota Militia at the Mexican Border, Some of Whom Have Been Paid in Full for Such Loss of Time, While Others Have Been Paid Not at All, or Only for a Part of Such Loss of Time; Making an Appropriation Therefor; and Prescribing the Manner of Payment of Claims.

Also Senate Bill No. 150.

A Bill for an Act to Appropriate \$12,000 to Provide Funds for Carrying on the Work Prescribed as Farmers Institutes

by Sections 1877, 1878, 1879 and 1880, of the Compiled Laws of North Dakota for 1913.

Also Senate Bill No. 155.

A Bill for an Act Prescribing That All Fees Collected by the State Board of Examiners Shall Be Paid Into the General Fund of the State of North Dakota; Prescribing That All Expenditures Hereinafter Appropriated for Shall Be in Accordance with Laws Now Governing Other State Expenditures, and Appropriating \$12,000 to Pay the Expenses Incurred Under the Authority of the State Board of Examiners as Set Forth in Sections 1357 and 1377, Both Inclusive, of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 211.

A Bill for an Act to Amend Sections 3, 5 and 7 of Chapter 112 of the Session Laws of North Dakota for the Year 1915, Relating to Salaries of County Officials.

Also Senate Bill No. 222.

A Bill for an Act to Amend and Re-Enact Section 8771 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Property of the Estate of the Decedent to Pay the Allowance of Family Debts, Charges of Administration and Legacies of Such Decedent.

Also Senate Bill No. 230.

A Concurrent Resolution, Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Create a Fund Which May Be Loaned for the Purpose of Erecting and Operating One or More Combined Elevators and Flour Mills Within the State of North Dakota, and to Levy a Tax Therefor.

Also Senate Bill No. 236.

A Bill for an Act to Amend and Re-Enact Section 539 of the Compiled Laws of North Dakota for the Year 1913, Relating to Powers and Duties of the State Board of Railroad Commissioners.

Also Senate Bill No. 267.

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Empowering the State to Bond for Public Roads and Highways.

Also Senate Bill No. 294.

A Bill for an Act to Permit the Operation of Bath Houses, Bathing Beaches or Pleasure Boats by Chautauquas, Summer Resorts, Firms, Corporations or Private Persons on Sunday and Repealing the Provisions of All Acts in Conflict Therewith.

Also Senate Bill No. 311.

A Bill for an Act Relating to Drains, Drainage and Proceedings in Regard to Same.

Also Senate Bill No. 320.

A Concurrent Resolution Amending Section 183 of the Constitution of the State of North Dakota, Relating to Increasing the County Debt Limit for the Construction, Improvement and Maintenance of Public Highways.

Which the House has indefinitely postponed.

Also,

Mr. President:

I have the honor to inform you that the House has concurred in the Conference Committee's report on Senate Bill No. 164.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 90.

A Bill for an Act Locating the Asylum for the Insane Authorized by the Amendment to the Constitution of the State of North Dakota Which Was Approved at the Last General Election, and Making an Appropriation Therefor.

Also Senate Bill No. 49.

A Bill for an Act to Classify Property for Assessment at a Percentage of Its Value and Fix and Adopt Such Percentage of Value.

Also Senate Bill No. 301.

A Bill for an Act Amending and Re-Enacting Section 696 of the Compiled Laws of North Dakota, 1913, Relating to Filling Vacancies.

Also Senate Bill No. 157.

A Bill for an Act Regulating the Number of Deputies and Other Employees in the Office of the State Examiner, and the Manner of Dividing the State Into Districts for the Purpose of Facilitating the Work in the State Examining Department.

Also Senate Bill No. 78.

A Bill for an Act to Require All Public Service Corporations Doing Business Within This State to Pay Their Employees at Least Semi-Monthly, the Wages Earned by Them to Within Fifteen (15) Days of the Date of Such Payment, Unless Prevented by Inevitable Casualty, and Providing Penalty in Case of Default.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 90.

A Bill for an Act Locating the Asylum for the Insane Authorized by the Amendment to the Constitution of the State of North Dakota Which Was Approved at the Last General Election and Making an Appropriation Therefor.

Senate Bill No. 49.

A Bill for an Act to Classify Property for Assessment at a Percentage of Its Value and Fix and Adopt Such Percentage of Value.

Senate Bill No. 301.

A Bill for an Act Amending and Re-Enacting Section 696 of the Compiled Laws of North Dakota, 1913, Relating to Filling Vacancies.

Senate Bill No. 157.

A Bill for an Act Regulating the Number of Deputies and Other Employees in the Office of the State Examiner, and the Manner of Dividing the State Into Districts for the Purpose of Facilitating the Work in the State Examining Department.

Senate Bill No. 78.

A Bill for an Act to Require Public Service Corporations Doing Business Within This State to Pay Their Employees at Least Semi-Monthly, the Wages Earned by Them to Within Fifteen (15) Days of the Date of Such Payment, Unless Prevented by Inevitable Casualty, and Providing Penalty in Case of Default.

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,

March 2, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 64.

A Bill for an Act to Amend and Re-Enact Sections 2, 3 and 5 of Chapter 92 of the Session Laws of North Dakota for 1915, Relating to Co-Operative Associations.

Which the House has indefinitely postponed.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 92 made the following report:

Mr. President:

Your Committee on Conference, to whom was referred:

Senate Bill No. 92.

A Bill for an Act to Amend and Re-Enact Section 3208 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Location of County Seats.

Recommend that the Senate concur in the House amendments.

C. H. PORTER,
 J. I. CAHILL,
 H. J. STINGER,
 MARTIN KOLLER,
 A. A. LIEDERBACH,
 CHAS. E. DROWN.

Mr. Cahill moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 92.

A Bill for an Act to Amend and Re-Enact Section 3208 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Location of County Seats.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Nelson, G. Forks
Benson	Jacobsen	Nelson, Richland
Cahill	King	Paulson
Carey	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ettestad	Levang	Porter
Gibbens	Lindstrom	Putnam
Gronvold	McBride	Rowe
Haggart	McGray	Stenmo
Hamilton	McLean	Thoreson
Heckle	Morkrid	Welford
Hemmingsen	Mortenson	Wenstrom
Hunt	Mostad	Zieman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Beck	McCarten	Sandstrom
Ellingson	Martin	Sikes
Englund	Murphy	Young
Hamerly		

So the bill passed, as amended, and the title was agreed to.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 239.

A Bill for an Act to Amend and Re-Enact Sections 624 and 627 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Commissioner of Noxious Weeds.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 164.

A Bill for an Act to Appropriate Funds to Provide for the General Maintenance, and the Payment of Premiums at the North Dakota State Fair at Grand Forks in 1917, and at the North Dakota State Fair at Fargo in 1918, as Provided for in Sections 1847 to 1859 of the Compiled Laws of 1913 for North Dakota.

Also Senate Bill No. 136.

A Bill for an Act to Appropriate \$3,391,954.13 for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount, and the Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, in so Far as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters, or Purposes, Provided for Herein.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 192.

A Bill for an Act to Amend and Re-Enact Section 44 of

the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, Relating to Legislative Apportionment.

Also Senate Bill No. 225.

A Bill for an Act to Amend and Re-Enact Sections 2249, 2251 and 2252 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Taxation of Freight Line Companies.

Which the House has indefinitely postponed.

Also,

Mr. President:

I have the honor to return herewith:

Senate Bill No. 170.

A Bill for an Act Authorizing the North Dakota Historical Society to Take Charge of, and Care for the Maintenance of North Dakota Historical Parks Located at Pembina, Fort Abercrombie, Wahalla, and Fort Rice and Appropriating the Sum of \$500 to Provide Funds for the Proper Maintenance of the Same.

Which the House has passed unchanged:

Also,

Mr. President:

I have the honor to inform you that the House has concurred in the Conference Committee report on:

Senate Bill No. 207.

A Bill for an Act Requiring the Owners of Personal Property to Notify the County Treasurer of the Sale of Such Property at Public Auction; Providing for the Collection of Their Personal Property Taxes, and Prescribing Dates of Auctioneers in Relation Thereto.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 239.

A Bill for an Act to Amend and Re-Enact Sections 624 and 627 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Commissioner of Noxious Weeds.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

REPORTS OF SELECT COMMITTEES

Mr. President:

Your Conference Committee on House Bill No. 117 cannot agree, and asks to be discharged.

P. J. MURPHY,
W. E. MARTIN,
JOHN A. BECK,
For the Senate.

E. A. BOWMAN,
R. L. FRASER,
JOHN R. MADDOCK,
For the House.

Mr. Murphy moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

Mr. President:

Your Conference Committee, acting on Senate Bill No. 84, beg leave to report:

We recommend that the House recede from its amendments to House Bill No. 84 and that said House Bill No. 84 be amended as follows:

Amend Section 2 by striking out the word "fifteen" and inserting in lieu thereof the word "seven."

Amend Section 3 by striking out all of said section after the word "filled," and insert the following:

"The Governor shall, as soon possible after the passage and approval of this act, appoint three citizens of the State of North Dakota, one from each Congressional District, and one member at large residing either within or without the State. In the event any vacancy may occur in the membership of said Commission the Governor shall immediately fill such vacancy by appointment."

Amend Section 5 by inserting, after the word "empowered," the following:

"To make an investigation of the location of one or more state-owned Terminal Elevators, either within or without the state, and the approximate cost of such buildings and sites, and procure plans and specifications thereof in whole or in part."

At the end of Section 5 add the following:

"The said commission shall make a report on all of their proceedings to the Sixteenth Legislative Assembly and to the Governor of this State on or before the first day of January, 1919."

H. W. ALLEN,
F. T. GROVOLD,
WALTER WELFORD,
Senate Conference Committee.

G. PATTERSON,
O. H. OLSON,
L. L. STAIR,
House Conference Committee.

Mr. Gronvold moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 84.

A Bill for an Act to Provide for the Creation of a Commission, the Selection of a Location, Erection, Leasing, Operating, Renting or Selling, One or More Terminal Elevators, Either Within or Outside the State of North Dakota, and Making an Appropriation Therefor.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hyland	Murphy
Beck	Jacobsen	Nelson, G. Forks
Benson	King	Paulson
Cahill	Kirkeide	Pendray
Drown	Kretschmar	Ployhar
Ellingson	Levang	Porter
Englund	Lindstrom	Putnam
Ettestad	McBride	Rowe
Gibbens	McCarten	Sikes
Gronvold	McGray	Stenmo
Haggart	McLean	Thoreson
Hamilton	Martin	Welford
Heckle	Morkrid	Wenstrom
Hemmingsen	Mortenson	Zieman
Hunt	Mostad	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Nelson, Richland	Young
Hamerly	Sandstrom	

So the bill passed, as amended, and the title was agreed to.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 164.

A Bill for an Act to Appropriate Funds to Provide for the General Maintenance, and the Payment of Premiums at the North Dakota State Fair at Grand Forks in 1917, and at the North Dakota State Fair at Fargo in 1918, as Provided for in Sections 1847 to 1859 of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 136.

A Bill for an Act to Appropriate \$3,391,954.13 for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount, and the Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, in so Far as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for Same Matters, or Purposes, Provided for Herein.

Senate Bill No. 239.

A Bill for an Act to Amend and Re-Enact Sections 624 and 627 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Commissioner of Noxious Weeds.

And the President signed the same in the presence of the Senate.

MOTIONS AND RESOLUTIONS

Mr. Rowe moved that Mr. Gibbens be elected President Pro Tempore.

Which motion prevailed, and Mr. Gibbens was so elected.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 167.

A Bill for an Act to Appropriate \$1,000.00 for the Improvement of the Military Grounds at Devils Lake.

Which the House has passed unchanged.

Also,

Mr. President:

I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 202.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Cost of Maintaining Patients in the Hospital for the Insane.

Also House Bill No. 224.

A Bill for an Act Making Appropriation for Public Printing.

Also House Bill No. 208.

A Bill for an Act Making an Appropriation for the Reimbursement of Alphonso Boley.

Also House Bill No. 217.

A Bill for an Act Making Appropriation for the Current and Contingent Expenses of the Institution for the Feeble-Minded at Grafton, and for Making Permanent Improvement and Additions Thereto.

Also House Bill No. 218.

A Bill for an Act Making an Appropriation for the Maintenance, Improvement and Repairs, New Buildings, Equipment, and Permanent Additions Thereto, for the North Dakota Tuberculosis Sanitarium at Dunseith.

Also House Bill No. 228.

A Bill for an Act Making an Appropriation for the Purpose of Securing Federal Aid for Road Purposes.

Also House Bill No. 231.

A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs and Equipment Therefor.

Also House Bill No. 233.

A Bill for an Act Making an Appropriation to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Also House Bill No. 304.

A Bill for an Act Providing Funds for the School of Mines for Necessary Equipment and the Work and Maintenance of the Investigations and Tests of the Clays of the State to Show Their Value and Methods of Utilization for Industrial Purposes, and Making an Appropriation Therefor.

Also House Bill No. 355.

A Bill for an Act Appropriating Money for the Use of the Office of State Auditor Between the Following Dates, March 1, 1917, to July 1, 1917.

Also House Bill No. 109.

A Bill for an Act Relating to the Compensation of Inmates of the State Reform School for Work Performed by Them, and Providing for the Disposition of Moneys Earned.

Also House Bill No. 200.

A Bill for an Act to Amend and Re-Enact Chapter 269 of the Laws of North Dakota for the Year 1915.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 156.

A Bill for an Act to Appropriate \$50,000 Out of the Local Funds of the Mayville Normal School at Mayville, Either Accumulated or to Be Accumulated, Which May Under the Law Be Available, Which Sum (in Addition to the Appropriation of \$25,000 Named in the General Appropriations Bill), Shall Be Used in the Construction, Equipment and Furnishing of a New Dormitory; and Authorizing, Empowering and Directing the State Board of Regents to Expend From Any Local Funds of the Mayville Normal School, Either Accumulated or to Be Accumulated, Not to Exceed Such an Amount From Local Funds That May Under the Law Be Available for the Purpose of Erecting, Equipping, and Furnishing a New Dormitory at the Mayville Normal School.

Also Senate Bill No. 166.

A Bill for an Act to Appropriate \$85,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of 1913 for North Dakota, and to Meet Other Requirements Prescribed by the Federal Statutes.

Also Senate Bill No. 169.

A Bill for an Act to Appropriate \$1,000 for the Payment of the Expenses to Be Incurred by the Stallion Registration Board as Prescribed by Section 2786 of the Compiled Laws of 1913 for North Dakota.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the House requests the return of Senate Bill No. 192.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 156.

A Bill for an Act to Appropriate \$50,000 Out of the Local Funds of the Mayville Normal School at Mayville, Either Accumulated or to Be Accumulated, Which May Under the Law Be Available, Which Sum (in Addition to the Appropriation of \$25,000 Named in the General Appropriations Bill), Shall Be Used in the Construction, Equipment and Furnishing of a New Dormitory; and Authorizing, Empowering and Directing the State Board of Regents to Expend From Any Local Funds of the Mayville Normal School, Either Accumulated or to Be Accumulated, Not to Exceed Such an Amount From Local Funds That May Under the Law Be Available for the Purpose of Erecting, Equipping, and Furnishing a New Dormitory at the Mayville Normal School.

Senate Bill No. 166.

A Bill for an Act to Appropriate \$85,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of 1913 for North Dakota, and to Meet Other Requirements Prescribed by the Federal Statutes.

Senate Bill No. 169.

A Bill for an Act to Appropriate \$1,000 for the Payment of the Expenses to Be Incurred by the Stallion Registration Board as Prescribed by Section 2786 of the Compiled Laws of 1913 for North Dakota.

And the President signed the same in the presence of the Senate.

A sealed communication was received from the Governor.

MOTIONS AND RESOLUTIONS

Mr. Jacobsen introduced the following concurrent resolution:

Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring therein, that the Secretary of the Senate and the Chief Clerk of the House be and hereby are required to mail to each member of the House and Senate each a copy of the Senate and House Journals for the sixtieth day of the session.

Mr. Rowe moved that the resolution be adopted.

Which motion prevailed, and the resolution was adopted.

Mr. Hyland moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 32.

A Bill to Amend Section 3 of Chapter 110 of the Laws of North Dakota for 1915, Relating to Highway Improvements.

Also House Bill No. 269.

A Bill for an Act Relating to the Issuance of Permits for Breeding or Domestication of Certain Fur-Bearing Animals.

Also House Bill No. 149.

A Bill for an Act to Amend and Re-Enact Sections 1122, 1125, 1127, 1135 and 1136 of the Compiled Laws of 1913, Relating to the Office of County Superintendent of Schools.

Also House Bill No. 69.

A Bill for an Act Prescribing the Hours of Labor for Women in Certain Industries, and Establishing a Public Welfare Commission, Prescribing Its Powers and Duties, and Providing for the Fixing of Minimum Wages for Women and Minors, Fixing Standard Conditions of Labor for Such Workers, and for the Protection of the Lives, Health and Morals of Minors and Women Employed in Industry.

Also,

Mr. President:

I have the honor to inform you that the Speaker has appointed as conferees on the part of the House on House Bill No. 117, Messrs. Harding, Hendrickson and McManus.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Kretschmar moved that the President appoint a Confer-

ence Committee of three to act with a like committee of the House on House Bill No. 117.

Which motion prevailed, and the President appointed as such committee Messrs. McBride, Mostad and Lindstrom.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 99.

A Bill for an Act Relating to the Incorporation of Co-Operative Associations, and the Fees to Be Paid Therefor, the Powers, Duties and Obligations Thereof.

Also,

Mr. President:

I have the honor to inform you that the House has concurred in the Senate concurrent resolution relating to mailing of House and Senate Journals for the sixtieth day.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Hyland moved that the Senate do now go into executive session.

Which motion prevailed, and the Senate went into executive session.

OPEN SESSION

Announcement was made in open session that there being no legal vacancy, such as could be filled by the nominations made on the Board of Regents, the Senate declined to confirm the nominations presented.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith:
Senate Bill No. 192.

A Bill for an Act to Amend and Re-Enact Section 44 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, Relating to Legislative Apportionment.

Which the House has passed unchanged.

Also,

Mr. President:

I have the honor to return herewith:
Senate Bill No. 325.

A Bill for an Act Providing for the Organization of the National Guard of North Dakota and Fixing the Terms of

Commissioned Officers and Terms of Enlisted Men of the National Guard and Repealing Acts in Conflict Therewith.

Which the House has indefinitely postponed.

Also,

Mr. President:

I have the honor to inform you that the House requests the return of Senate Bill No. 294.

Also,

Mr. President:

I have the honor to inform you that the House has concurred in the Conference Committee report on:

Senate Bill No. 84.

A Bill for an Act to Provide for the Creation of a Commission, the Selection of a Location, Erection, Leasing, Operating, Renting or Selling, One or More Terminal Elevators, Either Within or Outside the State of North Dakota, and Making an Appropriation Therefor.

Also,

Mr. President:

I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 248.

A Bill for an Act to Amend Section 303 of the Compiled Laws of North Dakota, Relating to Transient Merchants and Peddlers.

Also Senate Bill No. 42.

A Bill for an Act to Amend and Re-Enact Section 1 of Chapter 188 of the Laws of North Dakota for 1915, Making the State Food Commissioner Ex-Officio State Inspector of Oils, and Providing for the Appointment of Deputies and Their Salaries.

Also,

Mr. President:

I have the honor to inform you that the House has concurred in the Conference Committee report on:

Senate Bill No. 158.

A Bill for an Act to Create a State Board of Electricians and Prescribing the Duties Thereof, Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers, Prescribing Fees for Such Examination and License, and Providing for Inspection of Electrical Work Through the Commissioner of Insurance, Under the Direction of the State Board.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Kretschamr moved that the Senate grant the request of the House for the return of Senate Bill No. 294.

Which motion prevailed.

REPORTS OF SELECT COMMITTEES

The Conference Committee on House Bill No. 117 made the following report:

Mr. President:

Your Conference Committee on House Bill No. 117, to whom was referred:

House Bill No. 117.

A Bill for an Act to Provide How North Dakota Blue Book or Legislative Manual Shall Be Printed.

Have had the same under consideration, and report that we are unable to agree.

FAY A. HARDING,
JAMES McMANUS,
S. HENDRICKSON,
For the House.

M. L. McBRIDE,
THORWALD MOSTAD,
OSCAR LINDSTROM,
For the Senate.

Mr. McBride moved that the report be adopted, and the Conference Committee discharged.

Which motion prevailed, and the report of the committee was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 428.

A Bill for an Act to Amend and Re-Enact Section 1240 of the Compiled Laws of 1913 of the State of North Dakota, Relating to Territory to Be Attached to Special School Districts.

House Bill No. 207.

A Bill for an Act Making Appropriations for the Current and Contingent Expenses of the State Penitentiary, and for Making of Permanent Improvements and Additions Thereto.

House Bill No. 393.

A Bill for an Act to Amend Section 4836, Revised Codes, 1913, Relating to the Purposes for Which Insurance Corporations May Be Formed in North Dakota.

House Bill No. 140.

A Bill for an Act to Provide Reliable Information to Prospective Settlers, and to Protect Both Seller and Buyer From Unfair and Unscrupulous Dealers in Lands, Also to Encourage Immigration.

House Bill No. 101.

A Bill for an Act Creating a Commission Herein Designated as the Killdeer Mountain Park Commission for the Purpose of Investigation as to the Advisability and Cost of Purchasing by the State or Federal Government of the Killdeer Mountains, Dunn County, North Dakota, for the Purpose of Establishing There a Park and Game and Fish Preserve.

House Bill No. 126.

A Bill for an Act Defining the Crime of Swindling; Prescribing a Punishment Therefor; Providing the Method for Making Arrests for Violations Thereof; Providing for Ejection of Swindlers From Public Places and Conveyances; and Specifying the Class of Testimony Upon Which Convictions May Be Had.

House Bill No. 384.

A Bill for an Act Requiring Every Motor Vehicle Operated on the Public Highway to Be Equipped With Lights Which Do Not Shed a Light of Such Brilliance, Intensity or Brightness as to Blind Persons Facing Such Lights, and Prescribing Penalties for Violation of This Act.

House Bill No. 145.

A Bill for an Act to Amend and Re-Enact Section 5198 of the Compiled Laws of the State of North Dakota for the Year 1913, Authorizing and Restricting the Investment of Capital, Deposits and Surplus of Savings Banks.

House Bill No. 109.

A Bill for an Act Relating to the Compensation of Inmates of the State Reform School for Work Performed by Them, and Providing for the Disposition of Moneys Earned.

House Bill No. 208.

A Bill for an Act Making an Appropriation for the Reimbursement of Alphonso Boley.

House Bill No. 380.

A Bill for an Act to Regulate the Installation and Operation of Soda Water Fountains, and Requiring the Owners and Lessees of All Soda Water Fountains to Register the Same with the Food Commissioner and State Chemist.

House Bill No. 444.

A Bill for an Act Permitting Cities of Another State to Purchase, Lease, Own and Hold Real Estate in This State for Certain Municipal Purposes, With the Right to Lease or Convey the Same; Prescribing the Manner of Conveying the Same and Legalizing the Acquisition by Cities of Another State of Real Estate Situate in the State of North Dakota.

House Bill No. 346.

A Bill for a Concurrent Resolution Amending the Constitution of North Dakota, Changing the Name of the State Reform School, Located at Mandan, to That of State Training School.

House Bill No. 192.

A Bill for an Act Entitled an Act to Amend and Re-Enact Section 5, of Chapter 179 of the Laws of 1907, as Amended by Chapter 176 of the Laws of 1909, Chapter 75 of the Laws of 1911, and Chapter 71 of the Laws of 1915, Same Being Section 3021 of the Revised Codes of 1905 and Known and Designated as Section 4059 of the Compiled Laws of 1913, Relating to Powers of Park Commission.

House Bill No. 91.

A Bill for an Act Requiring Every Person Who Handles Meat in a Butcher Shop, Meat Market, or Place Where Meat is Sold to Procure a Certificate of Health.

House Bill No. 6.

A Bill for an Act Providing for the Calling in and the Payment of the Expenses of the Judge of Another Judicial District for the Trial of Civil Actions, in the District Court on the Ground of Prejudice of the Trial Judge, and Providing for an Appropriation Therefor.

House Bill No. 287.

A Bill for an Act to Amend and Re-Enact Section 3740 of the Political Code of the State of North Dakota, Compiled Laws of 1913, Relating to Cities, Providing for Connections with Sewer and Other Mains, Cables and Conduits.

House Bill No. 335.

A Bill for an Act to Amend and Re-Enact Section 3134 of the Compiled Laws of the State of North Dakota of 1913.

House Bill No. 312.

A Bill for an Act to Amend Section 669 of the Compiled Laws of North Dakota for 1913, Relating to Local Officers' Bonds.

House Bill No. 427.

A Bill for an Act Relating to and Regulating the Use and Furnishing of Trading Stamps or Other Similar Schemes or Devices or Substitutes Therefor, for or with the Sale of Goods, Wares and Merchandise, and Providing for a Penalty for the Violation Thereof.

House Bill No. 86.

A Bill for an Act Relating to the Administration of State Aid for Rural Schools.

House Bill No. 203.

A Bill for an Act Providing for the Dragging of Roads and Levying a Tax Therefor, and Prescribing the Duties of County Commissioners, Township Supervisors and Township and District Overseers of Highways in Connection Therewith.

House Bill No. 234.

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the School for the Deaf at Devils Lake, and for Making Permanent Improvements and Additions Thereto.

And the President signed the same in the presence of the Senate.

MESSAGES FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 294.

A Bill for an Act to Permit the Operation of Bath Houses, Bathing Beaches or Pleasure Boats by Chautauquas, Summer Resorts, Firms, Corporations or Private Persons on Sunday and Repealing the Provisions of All Acts in Conflict Therewith.

Which the House has passed unchanged.

Also,

Mr. President:

I have the honor to inform you that the House requests the return of Senate Bill No. 325.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

Mr. Kretschmar moved that the request of the House for the return of Senate Bill No. 325 be granted.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 207.

A Bill for an Act Requiring the Owners of Personal Property to Notify the County Treasurer of the Sale of Such Property at Public Auction; Providing for the Collection of Their Personal Property Taxes, and Prescribing Dates of Auctioneers in Relation Thereto.

Also Senate Bill No. 170.

A Bill for an Act Authorizing the North Dakota Historical Society to Take Charge of, and Care for the Maintenance of North Dakota Historical Parks Located at Pembina, Fort Abercrombie, Walhalla and Fort Rice, and Appropriating the Sum of \$500 to Provide Funds for the Proper Maintenance of the Same.

Also Senate Bill No. 92.

A Bill for an Act to Amend and Re-Enact Section 3208 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Location of County Seats.

Also Senate Bill No. 167.

A Bill for an Act to Appropriate \$1,000.00 for the Improvement of the Military Grounds at Devils Lake.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 207.

A Bill for an Act Requiring the Owners of Personal Property to Notify the County Treasurer of the Sale of Such

Property at Public Auction; Providing for the Collection of Their Personal Property Taxes, and Prescribing Dates of Auctioneers in Relation Thereto.

Senate Bill No. 170.

A Bill for an Act Authorizing the North Dakota Historical Society to Take Charge of, and Care for the Maintenance of North Dakota Historical Parks Located at Pembina, Fort Abercrombie, Walhalla, and Fort Rice, and Appropriating the Sum of \$500 to Provide Funds for the Proper Maintenance of the Same.

Senate Bill No. 92.

A Bill for an Act to Amend and Re-Enact Section 3208 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Location of County Seats.

Senate Bill No. 167.

A Bill for an Act to Appropriate \$1,000.00 for the Improvement of the Military Grounds at Devils Lake.

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

HOUSE OF REPRESENTATIVES,
BISMARCK, NORTH DAKOTA,
March 2, 1917.

Mr. President:

I have the honor to return herewith:

Senate Bill No. 325.

A Bill for an Act Providing for the Organization of the National Guard of North Dakota and Fixing the Terms of Commissioned Officers and Terms of Enlisted Men of the National Guard and Repealing Acts in Conflict Therewith.

Which the House has passed unchanged.

Very respectfully,

A. E. BOWEN,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

REPORT OF SENATE COMMITTEE ON ENROLLED AND ENGROSSED BILLS

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. President:

Your Committee on Enrolled and Engrossed Bills have examined:

Senate Bill No. 46.

A Bill for an Act to Amend and Re-Enact Sections 33 and 52 of Chapter 161 of the Session Laws of North Dakota for the Year 1915, Relating to the Season for Killing Game Birds.

Also Senate Bill No. 325.

A Bill for an Act Providing for the Organization of the National Guard of North Dakota and Fixing the Terms of

Commissioned Officers and Terms of Enlisted Men of the National Guard, and Repealing Acts in Conflict Therewith.

Also Senate Bill No. 84.

A Bill for an Act to Provide for the Creation of a Commission, the Selection of a Location, Erection, Leasing, Operating, Renting or Selling, One or More Terminal Elevators, Either Within or Outside the State of North Dakota, and Making an Appropriation Therefor.

Also Senate Bill No. 192.

A Bill for an Act to Amend and Re-Enact Section 44 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, Relating to Legislative Apportionment.

Also Senate Bill No. 294.

A Bill for an Act to Permit the Operation of Bath Houses, Bathing Beaches or Pleasure Boats by Chautauquas, Summer Resorts, Firms, Corporations or Private Persons on Sunday and Repealing the Provisions of All Acts in Conflict Therewith.

Also Senate Bill No. 158.

A Bill for an Act to Create a State Board of Electricians and Prescribing the Duties Thereof, Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers, Prescribing Fees for Such Examination and License, and Providing for Inspection of Electrical Work Through the Commissioner of Insurance, Under the Direction of the State Board.

And find the same correctly enrolled.

C. D. KING,
Chairman.

Mr. King moved that the report be adopted.

Which motion prevailed, and the report of the committee was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 202.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Cost of Maintaining Patients in the Hospital for the Insane.

House Bill No. 218.

A Bill for an Act Making an Appropriation for the Maintenance, Improvement and Repairs, New Buildings, Equipment and Permanent Additions Thereto, for the North Dakota Tuberculosis Sanitarium at Dunseith.

House Bill No. 233.

A Bill for an Act Making an Appropriation to Indemnify Owners of Animals Infected With Bovine Tuberculosis.

House Bill No. 231.

A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Repairs and Equipment Therefor.

House Bill No. 228.

A Bill for an Act Making an Appropriation for the Purpose of Securing Federal Aid for Road Purposes.

House Bill No. 149.

A Bill for an Act to Amend and Re-Enact Sections 1122, 1125, 1127, 1135 and 1136 of the Compiled Laws of 1913, Relating to the Office of County Superintendent of Schools.

House Bill No. 304.

A Bill for an Act Providing Funds for the School of Mines for Necessary Equipment and the Work and Maintenance of the Investigations and Tests of the Clays of the State to Show Their Value and Methods of Utilization for Industrial Purposes, and Making an Appropriation Therefor.

Senate Bill No. 46.

A Bill for an Act to Amend and Re-Enact Sections 33 and 52 of Chapter 161 of the Session Laws of North Dakota for the Year 1915, Relating to the Season for Killing Game Birds.

House Bill No. 69.

A Bill for an Act Prescribing the Hours of Labor for Women in Certain Industries, and Establishing a Public Welfare Commission, Prescribing Its Powers and Duties, and Providing for the Fixing of Minimum Wages for Women and Minors, Fixing Standard Conditions of Labor for Such Workers, and for the Protection of the Lives, Health and Morals of Minors and Women Employed in Industry.

House Bill No. 235.

A Bill for an Act Making an Appropriation for the Florence Crittenden Home at Fargo, North Dakota.

House Bill No. 200.

A Bill for an Act to Amend and Re-Enact Chapter 269 of the Laws of North Dakota for the Year 1915.

House Bill No. 42.

A Bill for an Act to Amend and Re-Enact Section 1 of Chapter 188 of the Laws of North Dakota for 1915, Making the State Food Commissioner Ex-Officio State Inspector of Oils, and Providing for the Appointment of Deputies and Their Salaries.

House Bill No. 248.

A Bill for an Act to Amend Section 303 of the Compiled Laws of North Dakota, Relating to Transient Merchants and Peddlers.

House Bill No. 32.

A Bill to Amend Section 3 of Chapter 110 of the Laws of North Dakota for 1915, Relating to Highway Improvements.

House Bill No. 99.

A Bill for an Act Relating to the Incorporation of Co-Operative Associations, and the Fees to be Paid Therefor, the Powers, Duties and Obligations Thereof.

House Bill No. 355.

A Bill for an Act Appropriating Money for the Use of the Office of State Auditor Between the Following Dates: March 1, 1917, to July 1, 1917.

House Bill No. 217.

A Bill for an Act Making Appropriation for the Current and Contingent Expenses of the Institution for the Feeble-Minded at Grafton, and for Making Permanent Improvement and Additions Thereto.

House Bill No. 224.

A Bill for an Act Making Appropriation for Public Printing.

House Bill No. 269.

A Bill for an Act Relating to the Issuance of Permits for Breeding or Domestication of Certain Fur-Bearing Animals.

Senate Bill No. 294.

A Bill for an Act to Permit the Operation of Bath Houses, Bathing Beaches or Pleasure Boats by Chautauquas, Summer Resorts, Firms, Corporations or Private Persons on Sunday and Repealing the Provisions of All Acts in Conflict Therewith.

Senate Bill No. 192.

A Bill for an Act to Amend and Re-Enact Section 44 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, Relating to Legislative Apportionment.

Senate Bill No. 84.

A Bill for an Act to Provide for the Creation of a Commission, the Selection of a Location, Erection, Leasing, Operating, Renting or Selling, One or More Terminal Elevators, Either Within or Outside the State of North Dakota, and Making an Appropriation Therefor.

Senate Bill No. 325.

A Bill for an Act Providing for the Organization of the National Guard of North Dakota and Fixing the Terms of Commissioned Officers and Terms of Enlisted Men of the National Guard, and Repealing Acts in Conflict Therewith.

Senate Bill No. 158.

A Bill for an Act to Create a State Board of Electricians and Prescribing the Duties Thereof, Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers, Prescribing Fees for Such Examination and License, and Providing for Inspection of Electrical Work Through the Commissioner of Insurance, Under the Direction of the State Board.

And the President signed the same in the presence of the Senate.

Courtesies of the floor were extended to:

C. O. Sanger, Sanborn, North Dakota.

Mr. Allen moved that the Senate do now adjourn sine die.

Which motion prevailed, and the Senate adjourned sine die.

W. J. PRATER,
Secretary.

REFERENCE OF THE JOURNAL OF THE SENATE

The committee appointed by the Senate to compare and correct the Journal of the sixtieth day, beg leave to submit the following report:

Correct the spelling of the word "concurrent" on page 1, line 31.

On page 11, line 25, correct the spelling of the word "Immigration."

On page 19, line 26, change the name "Hagan" to "Haggart."

On page 24, line 44, correct the spelling of the word "demanded."

On page 25, line 46, strike out the words "be considered re-engrossed and the bill."

And in line 47, change the word "for" to "and."

On page 29, line 22, after the word "bill," insert "as amended."

And in line 46, after the word "passed," insert the words "as amended."

On page 30, line 37, after the figures "145" strike out the words "be considered engrossed and."

And in line 38, strike out the word "for" after the word "reading," and insert the word "and."

On page 34, line 7, correct the spelling of the word "vacancies."

On page 46, line 35, change the figures "440" to "444."

On page 47, line 13, after the figures "444" strike out "be considered enrolled and that it."

And in line 14, strike out the word "for" and insert the word "and."

On page 55, line 40, correct the spelling of the word "concurrent."

On page 57, line 14, strike out the words "be considered re-engrossed."

And in line 15, change the word "for" to "and."

On page 61, after line 41, insert the following:

"And the President signed the same in the presence of the Senate."

On page 62, line 43, strike out the word "transmit" and insert the word "return" in lieu thereof.

Bismarck, N. D., March 8, 1917.

H. W. ALLEN,
W. E. MARTIN,
Committee.

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RECORD OF BILLS IN THE SENATE

SENATE BILLS

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Reported back, 248.

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Reference, 17.

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Third reading, 76.

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Senate Bill No. 3.—(Englund)

A Bill for an Act to Amend and Re-Enact Section 5155 of the Compiled Laws of North Dakota, 1913, as Amended by Section 1, Chapter 56 of the Session Laws of North Dakota, 1915, Relating to Capital Stock of State Banks.

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A Bill for an Act Amending Section 185 of the Constitution of the State of North Dakota, Relating to Loans, Giving Credit or Aid, by the State or Its Political Subdivisions, and for Agricultural Loans, Popularly Known as Rural Credits.

Introduction, first and second reading, 21.

Reference, 21.

Reported back, 47.

Indefinitely postponed, 943.

Third reading, 65.

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Senate Bill No. 5.—(Hamilton)

A Bill for an Act to Amend and Re-Enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of North Dakota for the Year 1915, Relating to Legal Rate of Interest and Usury, and Providing Penalty for Exactng Usurious Interest.

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Reference, 21.

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A Bill for an Act Relating to Compensation for Wrongful Imprisonment of Innocent Persons, and Making an Appropriation Therefor.

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Reference, 22.

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Other action, 153.

Senate Bill No. 7.—(Hemmingsen)

A Bill for an Act Designating Temperance Day in the Public Schools of the State, and Requiring Instruction and Appropriate Exercises Relative to the History and Benefits of Prohibition Upon Said Day.

Introduction, first and second reading, 33.

Reference, 33.

Reported back, 169.

Third reading, 198.

Passed, 198.

Received from the House, 484.

Senate Bill No. 8.—(McLean)

A Bill for an Act to Provide for the Proper Rotation of Small Grains, to Provide Against the Present Method of Robbing the Soil by the Planting of Some Kind of Crop Which Requires Cultivation, Seeding to Some of the Various Kinds of Grasses and Summerfallow, Providing Penalties for the Violation of the Provisions of This Act, and Providing for Its Enforcement, and Making an Appropriation for Same.

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Reference, 33.

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Senate Bill No. 9.—(Martin)

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Reference, 33.

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Reference, 33.

Reported back, 171.

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Senate Bill No. 12.—(Lindstrom)

A Bill for an Act Granting Women the Right to Vote for Presidential Electors and Certain Other Officers, and Participate and Vote on Certain Matters and in Certain Elections.

Introduction, first and second reading, 34.

Reference, 34.

Reported back, 46.

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Senate Bill No. 13.—(Lindstrom)

A Concurrent Resolution for an Amendment to Constitution Giving Women the Right to Vote.

Introduction, first and second reading, 34.

Reference, 34.

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Senate Bill No. 14.—(Englund)

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Reference, 34.

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Introduction, first and second reading, 34.

Reference, 34.

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Third reading, 65.

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Senate Bill No. 16.—(Welford)

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Reference, 34.

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Reference, 35.

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Reference, 40.

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Third reading, 346.

Passed, 346.

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Other action, 299.

Senate Bill No. 20.—(McBride)

A Bill, a Concurrent Resolution, Providing for Submitting to the Electors of the State of North Dakota the Proposition of Calling a Constitutional Convention to Revise the Constitution, Fixing the Time for the Election of Delegates to the Convention, Fixing the Time and Place for Holding Such Convention, and Prescribing the Time and Manner of Ratifying the Revised Constitution.

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Reference, 52.

Reported back, 59.

Indefinitely postponed, 59.

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Reference, 52.

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Other action, 74.

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A Concurrent Resolution Relating to Length of Legislative Sessions.

Introduction, first and second reading, 53.

Reference, 53.

Reported back, 117.

Indefinitely postponed, 943.

Third reading, 150.

Passed, 150.

Other action, 74.

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A Concurrent Resolution Relating to Frequency of Legislative Sessions.

Introduction, first and second reading, 53.

Reference, 53.

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Indefinitely postponed, 943.

Third reading, 151.

Passed, 151.

Other action, 74.

Senate Bill No. 28.—(Martin)

A Bill, a Concurrent Resolution, That the Following Amendments to the Constitution of the State of North Dakota Be Referred to the Legislative Assembly to Be Chosen at the Next General Election in Said State, to Be by the Last-Named Legislative Assembly Submitted to the Qualified Electors of the State for Approval or Rejection in Accordance With the Provisions of Section 202 of the Constitution of the State of North Dakota.

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Reference, 53.

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Reference, 53.

Reported back, 186.

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Reference, 56.

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Introduction, first and second reading, 56.

Reference, 56.

Reported back, 122.

Indefinitely postponed, 122.

Senate Bill No. 32.—(McLean)

A Concurrent Resolution Relating to the Election and Duration of Terms of Office of County Officers.

Introduction, first and second reading, 56.

Reference, 56.

Reported back, 116.

Indefinitely postponed, 943.

Third reading, 149.

Passed, 149.

Senate Bill No. 33.—(Drown)

A Bill for an Act to Amend Section 1146 of 1913 Laws, Relating to Changing School Boundaries.

Introduction, first and second reading, 56.

Reference, 56.

Reported back, 185.

Third reading, 208.

Passed, 209.

Received from the House, 802.

Amended, 802.

Amendments adopted, 823.

Senate Bill No. 34.—(Englund)

A Bill for an Act to Amend Section 5149 of 1913 Laws, Relating to the Organization of State Banks and to Define the Powers and Duties of the State Banking Board and State Examiner in Relation to the Location and Establishment of Such Bank.

Introduction, first and second reading, 57.

Reference, 57.

Reported back, 241.

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Third reading, 276.

Passed, 276.

Senate Bill No. 35.—(Martin)

A Bill for an Act Creating and Establishing an Agricultural Experiment Station at or Near Scilfridge in Sioux County, Providing for Its Management and Making an Appropriation Therefor.

Introduction, first and second reading, 61.

Reference, 61.

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Senate Bill No. 36.—(Haggart)

A Bill for an Act to Establish a Trade Mark for North Dakota Products; to Provide Standards for Products on Which the Trade Mark May Be Used; to Provide for Proper Registration and Licensing and Other Things in Connection With the Use of the Said Trade Mark.

Introduction, first and second reading, 61.

Reference, 61.

Reported back, 89.

Third reading, 108.

Passed, 108.

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Senate Bill No. 37.—(Kretschmar)

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Introduction, first and second reading, 62.

Reference, 62.

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Passed, 194.

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Senate Bill No. 38.—(Nelson of Grand Forks)

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Reference, 62.

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Senate Bill No. 39.—(McLean)

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Reference, 62.

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Reference, 62.

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Senate Bill No. 41.—(Stenmo)

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Reference, 62.

Reported back, 498.

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Senate Bill No. 42.—(Hamilton)

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Introduction, first and second reading, 74.

Reference, 74.

Reported back, 102.

Third reading, 123.

Passed, 123.

Received from the House, 338.

Amended, 338.

Amendments adopted, 1117.

Senate Bill No. 43.—(Martin)

A Bill, a Concurrent Resolution, Amending Article 10 of Amendments to the Constitution of the State of North Dakota, Relating to Judges of the Supreme Court.

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Reference, 74.

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Senate Bill No. 44.—(Ployhar)

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Reference, 75.

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Other action, 214, 1023.

Senate Bill No. 47.—(Englund)

A Bill for an Act Prohibiting Any Person Who Seeks Employment in This State From Making Any Misrepresentation Regarding His Affiliation With Certain Organizations to Any Person Seeking to Employ Him or From Whom He Seeks Employment, and Providing Penalty Therefor.

Introduction, first and second reading, 75.

Reference, 75.

Reported back, 636.

Indefinitely postponed, 940.

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Passed, 699.

Senate Bill No. 48.—(Gronvold)

A Bill for an Act to Amend and Re-Enact Section 2115 of 1913 Laws, Relating to the Assessment of Bank Stock, and Revenue and Taxation.

Introduction, first and second reading, 75.

Reference, 75.

Reported back, 187.

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Received from the House, 802.

Amended, 802.

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Senate Bill No. 49.—(Benson and Zieman)

A Bill for an Act to Classify Property for Assessment at a Percentage of Its Value and Fix and Adopt Such Percentage of Value.

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Reference, 83.

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Passed, 273, 1088.

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Amended, 1001.

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Senate Bill No. 50.—(Nelson of Grand Forks)

A Bill for an Act to Repeal Chapter 260 of the Session Laws of North Dakota for the Year 1915 and Sections 1990n, 1990b, 1990p, 1990q and 1990r of the Compiled Laws of 1913, and Amend Section 4087 of the Compiled Laws of 1913, Relating to Overseers of Highways and Township Officers.

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Senate Bill No. 51.—(Benson and Zieman)

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Senate Bill No. 52.—(McBride and Hemmingsen)

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Introduction, first and second reading, 84.

Reference, 84.

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 Indefinitely postponed, 941.
 Third reading, 287.
 Passed, 287.
 Other action, 225.
- Senate Bill No. 55.**—(Porter and Pendray)
 A Bill for an Act Relating to the Taxation of Personal Property Known as Money and Credits and Providing for the Assessment of the Same.
 Introduction, first and second reading, 84.
 Reference, 84.
 Reported back, 233.
 Third reading, 273.
 Passed, 308.
 Received from the House, 804.
 Other action, 273.
- Senate Bill No. 56.**—(Porter and Pendray)
 A Bill for an Act Providing for the Taxation of Real Estate Mortgages, and Relating to Taxation and Revenue.
 Introduction, first and second reading, 85.
 Reference, 85.
 Reported back, 275.
 Indefinitely postponed, 942.
 Third reading, 288.
 Passed, 289.
 Other action, 275, 289.
- Senate Bill No. 57.**—(McCarten)
 A Bill, a Concurrent Resolution, Relating to the Law for the Free Distribution of Seeds by the Federal Government and the Time of Said Distribution.
 Introduction, first and second reading, 55.
 Reference, 56.
 Reported back, 103.
 Other action, 124.
- Senate Bill No. 59.**—(Haggart)
 A Bill for an Act to Amend and Re-Enact Section 4630 of 1913 Laws, Relating to the Making of Annual Reports by Railroad Corporations.
 Introduction, first and second reading, 94.
 Reference, 94.
 Reported back, 167.
 Third reading, 195.
 Passed, 195.
 Received from the House, 373.

Senate Bill No. 60.—(McGray)

A Bill for an Act to Amend Section 4671 of 1913 Compiled Laws of North Dakota.

Introduction, first and second reading, 94.

Reference, 94.

Reported back, 167.

Indefinitely postponed, 943.

Third reading, 195.

Passed, 195.

Senate Bill No. 61.—(McGray)

A Bill for an Act to Amend and Re-Enact Section 4700 of the Compiled Laws of North Dakota for 1913, Concerning Railroads and Clearance of Obstructions Thereon.

Introduction, first and second reading, 94.

Reference, 94.

Reported back, 168.

Indefinitely postponed, 943.

Third reading, 196.

Passed, 196.

Senate Bill No. 62.—(Wenstrom and Gronvold)

A Bill for an Act to Amend and Re-Enact Section 2088 of 1913 Laws, Relating to the Powers and Duties of the Tax Commission.

Introduction, first and second reading, 108.

Reference, 108.

Reported back, 335.

Third reading, 369.

Passed, 370.

Received from the House, 804.

Other action, 349, 363, 369.

Senate Bill No. 63.—(Cahill)

A Bill for an Act to Amend and Re-Enact Section 4606 of 1913 Laws, Relating to the Capital Stock of Co-Operative Associations, Stipulating the Amount of Capital Stock of Co-Operative Associations.

Introduction, first and second reading, 122.

Reference, 122.

Reported back, 165.

Third reading, 194.

Passed, 194.

Received from the House, 803.

Senate Bill No. 64.—(Cahill)

A Bill for an Act to Amend and Re-Enact Sections 2, 3 and 5 of Chapter 92 of 1915 Session Laws, Relating to Co-Operative Associations.

Introduction, first and second reading, 123.

Reference, 123.

Reported back, 242.

Indefinitely postponed, 1106.

Third reading, 277.

Passed, 286.

Other action 277.

Senate Bill No. 65.—(Gronvold)

A Bill for an Act to Provide for State Insurance of Public Buildings, and Making an Appropriation Therefor.

Introduction, first and second reading, 123.

Reference, 123.

Reported back, 573.

Indefinitely postponed, 573.

Senate Bill No. 66.—(Englund)

A Concurrent Resolution.

Introduction, first and second reading, 138.

Reference, 138.

Reported back, 221.

Third reading, 269.

Passed, 269.

Received from the House, 803.

Senate Bill No. 67.—(Welford)

A Bill for an Act to Amend and Re-Enact Section 951 of the Compiled Laws of North Dakota for the Year 1913, Relating to Election Officers.

Introduction, first and second reading, 138.

Reference, 138.

Reported back, 465.

Indefinitely postponed, 465.

Senate Bill No. 68.—(McGray)

A Bill for an Act Amending Section 4796 of the 1913 Compiled Laws, Relating to the Rates Which May Be Charged by Common Carriers for the Transportation of Passengers.

Introduction, first and second reading, 138.

Reference, 138.

Reported back, 569.

Indefinitely postponed, 569.

Senate Bill No. 69.—(McGray)

A Bill for an Act to Amend and Re-Enact Section 2185 of the Compiled Laws of North Dakota for the Year 1913, Fixing the Time When Real Estate Taxes Become Due and Delinquent and Prescribing the Penalties on Delinquent Taxes, and Providing for Discount If Paid on or Before December 31.

Introduction, first and second reading, 139.

Reference, 139.

Reported back, 499.

Indefinitely postponed, 499.

Senate Bill No. 70.—(McGray)

A Bill for an Act Providing for the Discount on Personal Property Taxes If Paid on or Before December 31, Each Year.

Introduction, first and second reading, 139.

Reference, 139.

Reported back, 500.

Indefinitely postponed, 500.

Senate Bill No. 71.—(Jacobsen)

A Bill for an Act Relating to Exchange in Any Note, Bond, Mortgage or Other Evidence of Debt.

Introduction, first and second reading, 139.

Reference, 139.

Reported back, 245.

Indefinitely postponed, 941.

Third reading, 277.

Passed, 278.

Senate Bill No. 72.—(Jacobsen)

A Bill for an Act to Amend and Re-Enact Section 689 of 1913 Laws, Relating to Notice of Charges and Taking of Testimony in Cases of Removal by the Governor.

Introduction, first and second reading, 139.

Reference, 139.

Reported back, 169.

Third reading, 197.

Passed, 197.

Received from the House, 373.

Senate Bill No. 73.—(Hamerly)

A Bill for an Act to Reinstate and Validate the Charters of Corporations That Have Been Cancelled for Failure to Make Reports.

Introduction, first and second reading, 139.

Reference, 139.

Reported back, 235.

Indefinitely postponed, 940.

Third reading, 274.

Passed, 274.

Senate Bill No. 74.—(Jacobsen)

A Bill for an Act to Amend and Re-Enact Section 46 of Chapter 161 of the Session Laws of North Dakota for 1915, Relating to Beaver and Otter.

Introduction, first and second reading, 147.

Reference, 147.

Reported back, 323.

Third reading, 348.

Passed, 348.

Received from the House, 843.

Other action, 1078.

Senate Bill No. 75.—(Cahill)

A Bill for an Act to Amend Sections 4706, 4777 and 4779, of the Revised Codes of 1905, Relating to Transfer Facilities of Crossing, Connecting, Intersecting and Parallel Common Carriers, Determining How the Expense of Transfer Facilities, "Y," and Connecting Tracks Shall Be Paid and How Same Shall Be Installed.

Introduction, first and second reading, 147.

Reference, 147.

Reported back, 568.

Indefinitely postponed, 568.

Senate Bill No. 76.—(Senate Committee on Judiciary)

A Bill for an Act Providing for the Calling in and Payment of the Expenses of Any Judge of Another Judicial District for the Trial of Civil and Criminal Actions When Judges Are Disqualified.

Introduction, first and second reading, 147.

Reference, 147.

Reported back, 243.

Received from the House, 804.

Senate Bill No. 77.—(Nelson of Richland)

A Bill for an Act Relating to Railroad Rates in This State and to Increase the Powers and Further Define the Duties of the Board of Railroad Commissioners in Relation to the Same.

Introduction, first and second reading, 148.

Reference, 148.

Third reading, 452.

Passed, 452.

Received from the House, 547.

Senate Bill No. 78.—(Mostad)

A Bill for an Act to Require All Public Service Corporations Doing Business Within This State to Pay Their Employees at Least Semi-Monthly.

Introduction, first and second reading, 148.

Reference, 148.

Reported back, 292, 340.

Indefinitely postponed, 1007.

Third reading, 331.

Passed, 367.

Received from the House, 947.

Amended, 947.

Amendments adopted, 1007, 1092.

Conference, 1068, 1075.

Report of Conference Committee, 1077.

Other action, 332, 1068, 1077.

Senate Bill No. 79.—(Mostad)

A Bill for an Act to Promote the Safety of Employees and Travelers Upon Railroads by Compelling Common Carriers by Railroad to Properly Man Their Trains.

Introduction, first and second reading, 148.

Reference, 148.

Reported back, 361, 564.

Third reading, 656.

Lost, 656.

Other action, 348, 361, 362, 385, 386, 400.

Senate Bill No. 80.—(McGray)

A Bill for an Act to Amend and Re-Enact Section 8323 of 1913 Laws, Relating to Who May Bring Action for Death by Unlawful Act.

Introduction, first and second reading, 149.

Reference, 149.

Reported back, 234.

Third reading, 273.

Passed, 274.

Received from the House, 803.

Senate Bill No. 81.—(Lindstrom)

A Bill for an Act to Amend and Re-Enact Sections 9236, 9240 and 9242 of 1913 Laws, Relating to Sabbath-Breaking.

Introduction, first and second reading, 149.
 Reference, 149.
 Reported back, 221, 232, 302.
 Third reading, 345.
 Passed, 345.
 Received from the House, 536.
 Other action, 270, 271, 345, 346.

Senate Bill No. 82.—(Stenmo)

A Bill for an Act to Amend Section 1 of Chapter 133 of 1915 Session Laws, Relating to Medical Inspection of Pupils in the Public Schools.

Introduction, first and second reading, 149.
 Reference, 149.
 Reported back, 413.
 Third reading, 451, 1014.
 Passed, 451, 1014.
 Received from the House, 1000.
 Amended, 1000.
 Amendments adopted, 1013.

Senate Bill No. 83.—(Martin)

A Bill for an Act Prohibiting the Importation or Bringing Into the State in Any Manner, Intoxicating Liquors and Beverages, and Prescribing Penalties Therefor.

Introduction, first and second reading, 160.
 Reference, 160.
 Reported back, 242.
 Indefinitely postponed, 242.

Senate Bill No. 84.—(Gronvold)

A Bill for an Act to Provide for the Erection of a Terminal Elevator at Fargo; Directing the Board of Railroad Commissioners to Have General Supervision of it.

Introduction, first and second reading, 160.
 Reference, 160.
 Reported back, 84, 558.
 Third reading, 661, 666, 1111.
 Passed, 667, 1111.
 Received from the House, 1050.
 Amended, 1050.
 Amendments adopted, 1117.
 Conference, 1060.
 Report of Conference Committee, 1110.
 Other action, 648, 661, 666, 1057.

Senate Bill No. 85.—(Heckle)

A Bill for an Act Amending Section 10136 of 1913 Laws, Making It Unlawful to Receive, Carry or Deliver Any Intoxicating Liquors to or for Any Person Within This State or Into the State.

Introduction, first and second reading, 160.
 Reference, 160.
 Reported back, 576.
 Third reading, 682.
 Passed, 682.
 Received from the House, 872.

Senate Bill No. 86.—(Lindstrom)

A Bill for an Act to Provide for the Accommodation and Protection of the Persons Accompanying Live Stock Shipments, and Providing Penalty for Failure to Comply Herewith.

Introduction, first and second reading, 161.

Reference, 161.

Reported back, 607.

Indefinitely postponed, 607.

Third reading, 692.

Passed, 693.

Received from the House, 1041.

Other action, 617, 751.

Senate Bill No. 87.—(Stenmo)

A Bill for an Act to Amend and Re-Enact Section 3239 of 1913 Laws, Relating to Frequency of Holding Elections for the Removal of County Seats.

Introduction, first and second reading, 161.

Reference, 161.

Reported back, 185, 529, 544.

Third reading, 189, 637, 729.

Passed, 190, 638, 729.

Received from the House, 728.

Amended, 728.

Other action, 189, 354, 363, 449, 530.

Senate Bill No. 88.—(Mostad)

A Bill for an Act Relating to Settlements of Causes of Action for Damages Sustained Through Personal Injury and Contracts of Retainer Made Therefor.

Introduction, first and second reading, 174.

Reference, 174.

Reported back, 300.

Third reading, 344.

Passed, 344.

Received from the House, 803.

Senate Bill No. 89.—(Mostad)

A Bill for an Act Relating to the Admissibility of Evidence in Civil Actions for Damages Caused by Personal Injury.

Introduction, first and second reading, 174.

Reference, 174.

Reported back, 292.

Indefinitely postponed, 589.

Other action, 332.

Senate Bill No. 90.—(Gronvold)

A Bill for an Act Locating the Asylum for the Insane Authorized by the Amendment to the Constitution of the State of North Dakota, Which Was Approved at the Last General Election, and Making an Appropriation Therefor.

Introduction, first and second reading, 175.

Reference, 175.

Reported back, 444, 546.

Third reading, 638.

Passed, 639.

Received from the House, 1090.

Other action, 444.

Senate Bill No. 91.—(Hemmingsen)

A Bill for an Act Providing That the Hospital for the Insane, Authorized by the Amendment to the Constitution of the State of North Dakota, Which Was Approved by the People at the General Election in 1916, Shall Be Located at or Near the City of Larimore.

Introduction, first and second reading, 175.

Reference, 175.

Reported back, 397.

Indefinitely postponed, 397.

Senate Bill No. 92.—(Cahill)

A Bill for an Act to Amend and Re-Enact Section 3208 of 1913 Laws, Relating to the Location of County Seats.

Introduction, first and second reading, 175.

Reference, 175.

Reported back, 574.

Third reading, 664, 1107.

Passed, 664, 1107.

Received from the House, 1089.

Amended, 1089.

Conference, 1093.

Report of Conference Committee, 1107.

Other action, 1091.

Senate Bill No. 93.—(Welford)

A Bill for an Act Providing for the Care, Education and Maintenance of Orphan Children by the State and Making an Appropriation Therefor.

Introduction, first and second reading, 175.

Reference, 175.

Reported back, 397.

Indefinitely postponed, 397.

Other action, 343.

Senate Bill No. 95.—(Kirkeide)

A Bill for an Act Giving the Board of Railroad Commissioners Jurisdiction Over Track Scales Used by Common Carriers and Requiring the Installation of Such Scales at All Points in the State From Which Shipments of Grain in Any Year Within the Five Years Preceding January 1, 1917, Amounted to One Hundred Thousand Bushels or More; Providing for a Weighmaster and Prescribing Penalties for Violation of This Act.

Introduction, first and second reading, 175.

Reference, 175.

Reported back, 347.

Indefinitely postponed, 569.

Other action, 348, 369, 398.

Senate Bill No. 96.—(Hamilton)

A Bill for an Act to Establish a Law Uniform With the Law of Other States Authorizing Persons, Firms or Corporations Engaged in the Business of Storing Goods for Profit to Issue Warehouse Receipts.

Introduction, first and second reading, 176.

Reference, 176.

Reported back, 606.

Third reading, 734.

Passed, 734.

Received from the House, 872.

Other action, 733.

Senate Bill No. 97.—(Lindstrom)

A Bill for an Act Providing Method of Naming School Districts and Changing the Names Thereof.

Introduction, first and second reading, 176.

Reference, 176.

Reported back, 282.

Third reading, 308.

Passed, 308.

Received from the House, 803.

Senate Bill No. 98.—(Cahill and Morkrid)

A Bill for an Act Amending Section 287 of 1913 Laws, Relating to the Investment of School Funds on Farm Lands.

Introduction, first and second reading, 176.

Reference, 176.

Reported back, 674.

Third reading, 735.

Passed, 736.

Received from the House, 871.

Other action, 208.

Senate Bill No. 99.—(Gibbens)

A Bill for an Act to Accept the Benefits of an Act Passed by the Senate and House of Representatives at Washington to Provide for the Promotion of Vocational Education and to Provide for an Appropriation Therefor.

Introduction, first and second reading, 177.

Reference, 177.

Reported back, 555, 719, 820.

Indefinitely postponed, 1102.

Third reading, 792.

Passed, 792.

Other action, 555.

Senate Bill No. 100.—(Heckle)

A Bill for an Act to Amend and Re-Enact Article 4 of Chapter 34 for 1913 Laws, Relating to a Non-Partisan Tax Commission.

Introduction, first and second reading, 191.

Reference, 191.

Reported back, 561.

Indefinitely postponed, 941.

Third reading, 652.

Passed, 652.

Other action, 653.

Senate Bill No. 101.—(Hunt)

A Bill for an Act to Designate the Venue of Civil Actions Commenced in County Courts With Increased Jurisdiction.

Introduction, first and second reading, 191.

Reference, 191.

Reported back, 342.

Indefinitely postponed, 941.

Third reading, 369.

Passed, 369.

Senate Bill No. 102.—(Nelson of Grand Forks)

A Bill for an Act to Amend Section 4380 of 1913 Laws, as Amended by Chapter 121 of 1915 Session Laws, Relating to Causes for Divorce.

Introduction, first and second reading, 192.

Reference, 192.

Reported back, 102.

Third reading, 349.

Passed, 349.

Received from the House, 803.

Senate Bill No. 103.—(Ettestad)

A Bill for an Act to Provide That the Board of County Commissioners of Each County Shall Advertise for Bids When Purchasing Supplies for the County or Offices Thereof.

Introduction, first and second reading, 192.

Reference, 192.

Reported back, 574.

Indefinitely postponed, 574.

Senate Bill No. 104.—(Ettestad)

A Bill for an Act to Amend and Re-Enact Section 1980 of 1913 Laws, Relating to the Purchase of Road Machinery.

Introduction, first and second reading, 192.

Reference, 192.

Reported back, 292.

Third reading, 331.

Passed, 331.

Received from the House, 946.

Senate Bill No. 105.—(Ployhar)

A Bill for an Act to Provide Aid for Soldiers of North Dakota Regiment Who Have Been Stationed at the Mexican Border.

Introduction, first and second reading, 192.

Reference, 192.

Reported back, 211.

Third reading, 211.

Passed, 212.

Received from the House, 238.

Senate Bill No. 106.—(Ployhar)

A Bill for an Act Providing Penalty for Defacing, Removing or Destroying Identification Marks on Motor Vehicles With the Intent of Concealment or Misrepresenting the Identity or Ownership of the Same.

Introduction, first and second reading, 192.

Reference, 192.

Reported back, 284.

Indefinitely postponed, 942.

Third reading, 310.

Senate Bill No. 107.—(Drown)

A Bill for an Act to Provide for the Guaranteeing of Deposits in Banking Corporations.

Introduction, first and second reading, 193.

Reference, 193.

Other action, 325.

Senate Bill No. 108.—(Drown)

A Bill for an Act, to Amend and Re-Enact Section 2728 of 1913 Laws, Relating to the Appraisal of Animals Killed or Destroyed According to Law for Being Affected With the Disease Known as Glanders.

Introduction, first and second reading, 193.

Reference, 193.

Reported back, 499.

Third reading, 531.

Passed, 532.

Received from the House, 946.

Senate Bill No. 109.—(Paulson)

A Bill for an Act to Require Railroad Companies to Install and Maintain Stock Scales in Railroad Yards at All Stations or Points From Which Fifty Cars or More of Stock Were Shipped During Year 1916.

Introduction, first and second reading, 208.

Reference, 208.

Reported back, 360.

Indefinitely postponed, 943.

Third reading, 383.

Passed, 384.

Senate Bill No. 110.—(Hunt)

A Bill for an Act to Repeal Section 3365 of 1913 Laws, Relating to Joint Annual Statement of County Auditor and County Treasurer.

Introduction, first and second reading, 226.

Reference, 226.

Reported back, 293.

Third reading, 332.

Passed, 333.

Received from the House, 1000.

Senate Bill No. 111.—(Paulson)

A Bill for an Act Providing for the Transportation of Prisoners and Insane Persons; Fixing the Fee for Such Transportation and to Repeal Chapter 245 of the Session Laws of North Dakota for the Year 1915, Relating to Such Transportation.

Introduction, first and second reading, 226.

Reference, 226.

Withdrawn—January 30, 1917.

Other action, 266.

Senate Bill No. 112.—(Sandstrom)

A Bill for an Act Providing for the Appointment of a Special Administrator for the Purpose of Releasing a Mortgage or Judgment Against a Deceased Person Which Has Been Satisfied But Not Recorded.

Introduction, first and second reading, 226.

Reference, 226.

Reported back, 301.

Third reading, 345, 351.

Passed, 351.

Received from the House, 947.

Other action, 345.

Senate Bill No. 113.—(Cahill)

A Bill for an Act to Require All Newspapers, Journals, Magazines and Periodicals Printed or Circulating in the State of North Dakota, Common Carriers of Intelligence; to Compel Them to Print Answers, Explanations and Justification of Person or Parties, Whenever, and as Often as Such Persons Are Ridiculed, Criticised, Insulted or Degraded by Printed Articles in Such Publication; to Regulate All Such Publications So as to Promptly Carry Out the Benefits and Provisions of This Act, and to Provide for the Recovery of Damages for the Publication of Injurious Articles.

Introduction, first and second reading, 226.

Reference, 226.

Reported back, 571.

Indefinitely postponed, 662.

Third reading, 661.

Senate Bill No. 114.—(Lindstrom)

A Bill for an Act to Amend and Re-Enact Section 9233 of 1913 Laws, Relating to Sports Prohibited on Sunday.

Introduction, first and second reading, 227.

Reference, 227.

Reported back, 323.

Indefinitely postponed, 940.

Third reading, 450.

Passed, 450.

Other action, 334, 413.

Senate Bill No. 115.—(Hunt)

A Bill for an Act to Repeal Section 2165 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Abatement of Taxes.

Introduction, first and second reading, 227.

Reference, 227.

Reported back, 375.

Indefinitely postponed, 375.

Senate Bill No. 116.—(Hunt)

A Bill for an Act to Amend and Re-Enact Section 3521 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Mileage for the Sheriff and His Deputies.

Introduction, first and second reading, 227.

Reference, 227.

Reported back, 377.

Indefinitely postponed, 377.

Senate Bill No. 117.—(Sandstrom)

A Concurrent Resolution Empowering the State to Purchase and Operate Flour Mills.

Introduction, first and second reading, 227.

Reference, 227.

Reported back, 341.

Indefinitely postponed, 1103.

Third reading, 367.

Passed, 367.

Conference, 1101.

Senate Bill No. 118.—(Stenmo)

A Concurrent Resolution Empowering the State to Purchase and Engage in the Business of Packing Plants and Cold Storage Warehouses.

Introduction, first and second reading, 228.

Reference, 228.

Reported back, 341.

Indefinitely postponed, 1103.

Third reading, 368.

Passed, 368.

Senate Bill No. 119.—(Wenstrom)

A Bill for an Act to Amend and Re-Enact Section 3188 of the Compiled Laws of North Dakota for the Year 1913, Relating to Publishing Amendments to the Constitution.

Introduction, first and second reading, 228.

Reference, 228.

Reported back, 546.

Indefinitely postponed, 616.

Senate Bill No. 120.—(Wenstrom)

A Bill for an Act Providing for the Construction of the State Constitution of North Dakota, so as to Make Operative and Self-Executing Paragraph 2 of Section 202.

Introduction, first and second reading, 228.

Reference, 228.

Reported back, 541, 613.

Indefinitely postponed, 617.

Other action, 544.

Senate Bill No. 121.—(Carey)

A Bill for an Act to Amend Section 1342 of 1913 Laws, Relating to Compulsory Education.

Introduction, first and second reading, 228.

Reference, 228.

Reported back, 284.

Third reading, 309.

Passed, 310.

Received from the House, 803.

Other action, 309.

Senate Bill No. 122.—(McGray)

A Concurrent Resolution Proposing a Method of Disposing of the State-Owned Street Car Line.

Introduction, first and second reading, 228.

Reference, 228.

Reported back, 634.

Indefinitely postponed, 602, 1103.

Third reading, 699.

Passed, 700.

Senate Bill No. 123.—(Benson)

A Bill for an Act to Amend and Re-Enact Section 4380 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 121 of the Session Laws of North Dakota for the Year 1915, Relating to Cause for Divorce.

Introduction, first and second reading, 228.

Reference, 228.

Reported back, 324.

Indefinitely postponed, 324.

Senate Bill No. 124.—(Martin)

A Bill for an Act to Re-Enact and Amend Sections 2081, 2083, 2084 and 2085 of the Compiled Laws of North Dakota for the Year 1913, All Relating to Non-Partisan Tax Commission.

Introduction, first and second reading, 267.

Reference, 267.

Reported back, 559.

Indefinitely postponed, 324.

Senate Bill No. 125.—(Carey)

A Bill for an Act to Provide for an Excise Privilege Tax of One-Fiftieth of One Per Cent Upon the Authorized Capital Stock of Foreign Corporations, Prescribing the Manner of Levying Such Tax and Manner of Collecting the Same; Requiring Foreign Corporations to Report on Matters Pertaining to Such Tax and Prescribing the Duties of Public Officials With Relation Thereto.

Introduction, first and second reading, 267.

Reference, 267.

Reported back, 601.

Indefinitely postponed, 601.

Senate Bill No. 126.—(Carey)

A Bill for an Act to Provide a Corporate Excess Tax to Be Assessed Against Corporations Wherever Organized; Prescribing the Manner of Making Such Assessment; the Rate of Such Tax, and the Manner of Collecting the Same; Requiring Corporations to Report on Matters Pertaining to Such Tax, and Prescribing the Duties of Public Officials With Relation Thereto.

Introduction, first and second reading, 267.

Reference, 267.

Reported back, 601.

Indefinitely postponed, 601.

Other action, 1057, 1060,

Senate Bill No. 127.—(Beck)

A Bill for an Act Fixing the Time When Policies of Companies Insuring the Owners of Property Against Loss by Fire, Tornado or Lightning Shall Take Effect.

Introduction, first and second reading, 267.

Reference, 267.

Reported back, 360.

Indefinitely postponed, 360.

Senate Bill No. 128.—(Hunt)

A Bill for an Act to Amend and Re-Enact Section 3372 of 1913 Laws, Relating to the Duty of County Auditor.

Introduction, first and second reading, 267.

Reference, 267.

Reported back, 574.

Indefinitely postponed, 941.

Third reading, 664.

Passed, 665.

Senate Bill No. 129.—(Porter)

A Bill for an Act Appropriating Money to Reimburse W. A. Stickley for Services Performed for the Board of Immigration.

Introduction, first and second reading, 267.

Reference, 267.

Reported back, 417.

Third reading, 454.

Passed, 455.

Received from the House, 1000.

Senate Bill No. 130.—(Sandstrom)

A Bill for an Act Relating to the Building of Dipping Tanks for Live Stock in Every Township.

Introduction, first and second reading, 268.

Reference, 268.

Reported back, 743.

Third reading, 747.

Passed, 747.

Senate Bill No. 131.—(Cahill)

A Bill for an Act to Amend the Constitution Relative to the Voting Privileges of Members of Co-Operative Corporations.

Introduction, first and second reading, 268.

Reference, 268.

Reported back, 493.

Third reading, 528.

Passed, 528.

Received from the House, 870.

Senate Bill No. 132.—(Committee on Appropriations)

A Bill for an Act to Reimburse Doctor Ladd for Expenses Incurred by Him in Connection with His Enforcement of the Pure Food Law.

Introduction, first and second reading, 268.

Reference, 268.

Reported back, 419, 551.

Third reading, 642.

Passed, 642.

Received from the House, 946.

Other action, 456.

Senate Bill No. 133.—(Welford)

A Bill for an Act to Amend and Re-Enact Section 2514 of 1913 Laws, Relating to the Relief of Poor Persons.

Introduction, first and second reading, 268.

Reference, 268.

Reported back, 293.

Third reading, 332.

Passed, 332.

Received from the House, 803.

Senate Bill No. 134.—(Carey)

A Bill for an Act to Repeal Section 1990 of 1913 Laws Relative to Taxes for Roads.

Introduction, first and second reading, 268.

Reference, 268.

Reported back, 377.

Indefinitely postponed, 1103.

Third reading, 402.

Passed, 403.

Senate Bill No. 135.—(Allen)

A Bill for an Act Permitting Co-Operative and Assessment Life Associations to Transact Business Within This State.
 Introduction, first and second reading, 268.
 Reference, 268.
 Reported back, 620.
 Third reading, 697.
 Passed, 698.
 Received from the House, 1041.

Senate Bill No. 136.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$4,312,404.60 for the Expenses of the Executive, Legislative and Judicial Departments of the State Government.
 Introduction, first and second reading, 272.
 Reference, 272.
 Reported back, 824.
 Third reading, 840, 1065.
 Passed, 840, 1065.
 Received from the House, 1020, 1071.
 Amended, 1020.
 Amendments adopted, 1071.
 Conference, 1029.
 Report of Conference Committee, 1064.
 Other action, 836, 839, 1023.

Senate Bill No. 137.—(Hamilton)

A Bill for an Act to Amend and Re-Enact Section 9223 of 1913 Laws Relative to Sports on First Day of the Week.
 Introduction, first and second reading, 285.
 Reference, 285.
 Reported back, 362.
 Third reading, 382, 1066.
 Passed, 382, 1067.
 Received from the House, 948.
 Amended, 948.
 Conference, 1008.
 Other action, 1023.

Senate Bill No. 138.—(Hemmingsen)

A Bill for an Act to Amend and Re-Enact Section 1 of Chapter 135 of the Session Laws of North Dakota for the Year 1915, Relating to Organization of New Common School Districts, and to Provide for the Annexation of Territory Included in an Existing School District to Another Such District.
 Introduction, first and second reading, 285.
 Reference, 285.
 Reported back, 497.
 Indefinitely postponed, 497.

Senate Bill No. 139.—(Mostad)

A Bill for an Act to Provide for the Eradication of Certain Bushes and Hedges, Commonly Known as Barberry Bushes.
 Introduction, first and second reading, 286.
 Reference, 286.
 Reported back, 595.
 Third reading, 704.
 Passed, 704.
 Received from the House, 946.

Senate Bill No. 140.—(King)

A Bill for an Act Providing for the Repairing, Refurnishing and Redecoration of the Senate Chamber, and Making an Appropriation Therefor.

Introduction, first and second reading, 286.

Reference, 286.

Reported back, 443.

Third reading, 471.

Passed, 471.

Received from the House, 843.

Other action, 791.

Senate Bill No. 141.—(Drown)

A Bill for an Act Authorizing and Directing the Commissioners of Railroads of North Dakota to Compel All Railroads Operating Railway Trains Propelled by Steam, Electricity or Other Motive Power, Transporting Either Passengers or Freight, to Install and Maintain Such Safety Appliances on Their Right of Way, Roadbed, Track, Rolling Stock and Equipment as the Said Commissioners of Railroads Shall Order From Time to Time as Shall Best Guarantee the Safety of Persons and Property; Directing Said Railroad Companies to Set Aside a Sufficient Fund to Be Expended for Testing New and Useful Safety and Utility Appliances and Devices, and Providing Penalties for the Failure of Any Person, Persons or Corporations to Obey the Orders of Said Commissioners of Railroads.

Introduction, first and second reading, 294.

Reference, 294.

Reported back, 633.

Indefinitely postponed, 634.

Other action, 570.

Senate Bill No. 142.—(Martin)

A Bill for an Act for the Purpose of Perpetuating the Testimony of Injured Persons in Actions and Proceedings in the Courts of This State.

Introduction, first and second reading, 295.

Reference, 295.

Reported back, 589.

Third reading, 690.

Passed, 690.

Received from the House, 872.

Other action, 751.

Senate Bill No. 143.—(Martin)

A Bill for an Act to Amend and Re-Enact Section 7643 of 1913 Laws, Relating to the Direction of Verdicts in the District Courts of the State.

Introduction, first and second reading, 295.

Reference, 295.

Reported back, 589.

Indefinitely postponed, 941.

Third reading, 689.

Passed, 689.

Senate Bill No. 144.—(Hunt)

A Bill for an Act to Amend and Re-Enact Section 2212 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 252 of the Session Laws of North Dakota for the Year 1915, Relating to the Duty of the County Auditor and Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

Introduction, first and second reading, 295.

Reference, 295.

Reported back, 378.

Indefinitely postponed, 378.

Senate Bill No. 145.—(McCarten)

A Bill for an Act to Amend Section 2482 of 1913 Laws, Relating to the Construction of Bridges and Culverts Across Drains.

Introduction, first and second reading, 295.

Reference, 295.

Reported back, 377.

Third reading, 403.

Passed, 403.

Received from the House, 803.

Senate Bill No. 146.—(Martin)

A Bill for an Act Providing the Amount of Capital Stock Required of Associations Doing a Banking Business in This State, and Providing a Method of Computing Same.

Introduction, first and second reading, 295.

Reference, 295.

Reported back, 445.

Indefinitely postponed, 445.

Senate Bill No. 147.—(Martin)

A Bill for an Act to Amend and Re-Enact Section 5168 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Responsibility of Shareholders in Banking Corporations.

Introduction, first and second reading, 295.

Reference, 295.

Reported back, 444.

Indefinitely postponed, 444.

Senate Bill No. 148.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$2,000 to Pay the Premium on the State Treasurer's Bond for the Term Covered by the Years 1919-1920, as Authorized Under Chapter 246 of the Session Laws of North Dakota for 1915.

Be Paid Into the General Fund of the State.

Introduction, first and second reading, 296.

Reference, 296.

Reported back, 417.

Third reading, 456.

Passed, 457.

Received from the House, 844.

Senate Bill No. 149.—(Committee on Appropriations)

A Bill for an Act Prescribing That All Fees Collected by the State Board of Veterinary Medical Examiners Shall Be paid Into the General Fund of the State.

Introduction, first and second reading, 296.

Reference, 296.

Reported back, 487.

Third reading, 520.

Passed, 520.

Received from the House, 871.

Senate Bill No. 150.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$12,000.00 to Provide Funds for Carrying on the Work Prescribed as Farmers' Institutes.

Introduction, first and second reading, 296.

Reference, 296.

Reported back, 443.

Indefinitely postponed, 1103.

Third reading, 473.

Passed, 473.

Received from the House, 946.

Senate Bill No. 151.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$1,000 to Pay the Per Diem and Traveling Expenses of the Members of the Stallion Registration Board, as Provided by Section 2764 of the Compiled Laws of North Dakota for 1913.

Introduction, first and second reading, 296.

Reference, 296.

Reported back, 550.

Indefinitely postponed, 550.

Senate Bill No. 152.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$40,450 for the Department of Agricultural Extension of the North Dakota Agricultural College as Outlined in the Federal Smith-Lever Act.

Introduction, first and second reading, 296.

Reference, 296.

Reported back, 486.

Third reading, 519.

Passed, 519.

Received from the House, 946.

Senate Bill No. 153.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$300.00 to Provide Funds for the Burial of Honorably Discharged Sailors, Soldiers and Marines of the United States War of the Rebellion, and Erection of Headstones.

Introduction, first and second reading, 296.

Reference, 296.

Reported back, 419.

Third reading, 459.

Passed, 459.

Received from the House, 870.

Senate Bill No. 154.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$6,000 to Be Used as a Live Stock Revolving Fund at the North Dakota Experiment Station at the Agricultural College; the Great Plains Field Station at Mandan; and Such Additions at the North Dakota Agricultural College, Sub-Stations at Edgeley, Williston, Langdon, Hettinger and Dickinson, as May Be Deemed Necessary.

Introduction, first and second reading, 297.

Reference, 297.

Reported back, 485.

Indefinitely postponed, 486.

Senate Bill No. 155.—(Committee on Appropriations)

A Bill for an Act Prescribing That All Fees Collected by the State Board of Examiners Shall Be Paid Into the General Fund of the State.

Introduction, first and second reading, 297.

Reference, 297.

Reported back, 596.

Indefinitely postponed, 1104.

Third reading, 690.

Passed, 690.

Other action, 751.

Senate Bill No. 156.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$50,000 Out of the Local Funds of the Mayville Normal School at Mayville, Either Accumulated or to Be Accumulated, Which May Under the Law Be Available, Which Sum (in Addition to the Appropriation of \$25,000 Named in the General Appropriations Bill, Shall Be Used in the Construction, Equipment and Furnishing of a New Dormitory; and Authorizing, Empowering and Directing the State Board of Regents to Expend from Any Local Funds of the Mayville Normal School, Either Accumulated or to Be Accumulated, Not to Exceed Such an Amount from Local Funds That May Under the Law Be Available for the Purpose of Erecting, Equipping and Furnishing a New Dormitory at the Mayville Normal School.

Introduction, first and second reading, 297.

Reference, 297.

Reported back, 554.

Third reading, 646, 1090.

Passed, 647, 1090.

Received from the House, 1089.

Amended, 1089.

Report of Conference Committee, 1090.

Other action, 646.

Senate Bill No. 157.—(Committee on Appropriations)

A Bill for an Act to Regulate the Number of Deputies and Other Employees in the Office of the State Examiner, and the Manner of Dividing the State Into Districts for the Purpose of Facilitating the Work of This Department.
Introduction, first and second reading, 303.
Reference, 303.
Reported back, 466.
Third reading, 502, 1079.
Passed, 502, 1080.
Received from the House, 1045.
Amended, 1045.
Conference, 1079.
Report of Conference Committee, 1079.
Other action, 1057, 1060.

Senate Bill No. 158.—(King)

A Bill for an Act to Create a State Board of Electricians, and Prescribing the Duties Thereof, Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers, and Prescribing Fees.
Introduction, first and second reading, 304.
Reference, 304.
Reported back, 1071.
Third reading, 585, 1072.
Passed, 586, 1072.
Received from the House, 1051.
Amended, 1051.
Amendments adopted, 1071.
Report of Conference Committee, 1117.
Other action, 1057, 1060.

Senate Bill No. 159.—(Ellingson)

A Bill for an Act to Amend Section 5185 of 1913 Laws, Relating to Lists of Shareholders Kept by Banking Associations, and the Manner of Transferring Shares, and Providing for the Enforcement Thereof.
Introduction, first and second reading, 304.
Reference, 304.
Reported back, 568.
Indefinitely postponed, 940.
Third reading 657.
Passed, 657.

Senate Bill No. 160.—(Lindstrom)

A Bill for an Act to Amend and Re-Enact Section 1151 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Officers in Common School Districts.
Introduction, first and second reading, 304.
Reference, 304.
Reported back, 446.
Other action, 502.

Senate Bill No. 161.—(Hunt)

Introduction, first and second reading, 304.
Reference, 304.
Other action—withdrawn.

Senate Bill No. 162.—(Drown)

A Bill for an Act Creating a Uniform State Grade for Wheat, Oats, Barley, Rye, Flax and All Other Grains, Seeds and Agricultural Products; Creating and Establishing the Office of State Inspector of Grades, Weights and Measures, and Providing for Deputies; Fees for Same; and Providing for State Aid for Marketing Facilities; and the Establishment of State-Owned Marketing Places; and Making an Appropriation Therefor; and Providing Penalties for the Violation of Any of the Provisions of This Act.

Introduction, first and second reading, 304.

Reference, 304.

Other action, 437, 448.

Senate Bill No. 163.—(Committee on Appropriations)

A Bill for an Act to Appropriate Money for the Purpose of Providing a Book Credit to Be Used by the State Auditor and State Treasurer to Cover a Deficiency Appearing on July 1, 1915.

Introduction, first and second reading, 304.

Reference, 305.

Reported back, 416.

Third reading, 453.

Passed, 453.

Received from the House, 844.

Senate Bill No. 164.—(Committee on Appropriations)

A Bill for an Act to Appropriate Funds to Provide for the General Maintenance and the Payment of Premium at the North Dakota State Fair at Grand Forks in 1917, and at the North Dakota State Fair at Fargo in 1918, as Provided for in Sections 1847 to 1859 of the Compiled Laws of 1913 for North Dakota.

Introduction, first and second reading, 305.

Reference, 305.

Reported back, 416.

Third reading, 454, 1030.

Passed, 454, 1030.

Received from the House, 844.

Amended, 1029.

Amendments adopted, 1902.

Report of Conference Committee, 1105.

Other action, 1027, 1029.

Senate Bill No. 165.—(Committee on Appropriations)

A Bill for an Act to Appropriate Money for the Care of Insane Patients at the Insane Hospital, Charged to the State at Large, as Provided Under Sections 261 and 2576 of 1913 Laws.

Introduction, first and second reading, 305.

Reference, 305.

Reported back, 419.

Third reading, 460.

Passed, 460.

Received from the House, 871.

Senate Bill No. 166.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$120,000 to Provide Funds for the Maintenance of the North Dakota National Guard.

Introduction, first and second reading, 305.

Reference, 305.

Reported back, 597.

Third reading, 692, 1073.

Passed, 692, 1073.

Received from the House, 1027.

Amended, 1027.

Amendments adopted, 1073, 1093.

Conference, 1041.

Report of Conference Committee, 1073, 1100.

Other action, 751, 1028.

Senate Bill No. 167.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$1,000.00 for the Improvement of the Military Grounds at Devils Lake.

Introduction, first and second reading, 305.

Reference, 305.

Reported back, 597.

Indefinitely postponed, 941.

Third reading, 693.

Passed, 693.

Received from the House, 1112.

Other action, 751, 1039.

Senate Bill No. 168.—(Committee on Appropriations)

A Bill for an Act Authorizing an Appropriation to Provide Funds for the Payment of Expenses Incurred in the Care, Keep and Trial of Convicts Charged With Escape or Attempted Escape Under Section 9362 of the Compiled Laws of 1913 of North Dakota.

Introduction, first and second reading, 305.

Reference, 305.

Reported back, 416.

Indefinitely postponed, 416.

Senate Bill No. 169.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$1,000 for the Payment of the Expenses to Be Incurred by the Stallion Registration Board as Prescribed by Section 2786 of the Compiled Laws of 1913 for North Dakota.

Introduction, first and second reading, 305.

Reference, 305.

Reported back, 995.

Received from the House, 1100.

Other action, 1008.

Senate Bill No. 170.—(Committee on Appropriations)

A Bill for an Act Authorizing the North Dakota Historical Society to Take Charge of and Care for the Maintenance of North Dakota Historical Parks, and to Appropriate \$2,000 for the Same.

Introduction, first and second reading, 306.

Reference, 306.

Reported back, 841.

Third reading, 842.

Passed, 842.

Received from the House, 1109.

Senate Bill No. 171.—(Committee on Appropriations)

A Bill for an Act to appropriate \$10,000.00 to Provide Funds for the Payment of Costs and Actions, and Judgments Against the State of North Dakota as May Be Incurred Under Sections 7177, 8176 and 8177 of the Compiled Laws of 1913 for North Dakota.

Introduction, first and second reading, 306.

Reference, 306.

Reported back, 550.

Indefinitely postponed, 550.

Senate Bill No. 172.—(Committee on Appropriations)

A Bill for an Act to appropriate \$1,200.00 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons, Together with Postage and Other Necessary Expenses Incurred by Such Board.

Introduction, first and second reading, 306.

Reference, 306.

Reported back, 443.

Third reading, 472.

Passed, 472.

Received from the House, 843.

Senate Bill No. 173.—(Committee on Appropriations)

A Bill for an Act Authorizing an Appropriation for Carrying Out the Provisions of Sections 711, 712 and 713 of Chapter 9 of the Compiled Laws of 1913 for North Dakota, Relating to the Employment of Public Accountants and the Establishment of a Uniform System of Bookkeeping.

Introduction, first and second reading, 306.

Reference, 306.

Reported back, 550.

Third reading, 641.

Passed, 642.

Other action, 791, 792, 793.

Senate Bill No. 174.—(Committee on Appropriations)

A Bill for an Act Authorizing an Appropriation to Provide Funds for the Payment of Expenses Incurred in Actions Brought to Release Insane Persons, as Provided by Section 2562 of 1913 Laws.

Introduction, first and second reading, 306.

Reference, 306.

Reported back, 417.

Third reading, 455.

Passed, 456.

Senate Bill No. 175.—(Committee on Appropriations)

A Bill for an Act Making it the Duty of the Board of County Commissioners to Approve Bills Covering Expenses Incurred in the Arrest and Return of Fugitives from Justice from the County in Which Such Board May Have Jurisdiction, and Appropriating \$3,000 to Provide for Same.

Introduction, first and second reading, 307.

Reference, 307.

Reported back, 551.

Third reading, 643.

Passed, 643.

Received from the House, 946.

Senate Bill No. 176.—(Committee on Appropriations)

A Bill for an Act Authorizing the North Dakota Board of University and School Lands to Take Such Action as Will Insure to the State of North Dakota and the North Dakota Agricultural College, Peaceful Possession and Perfect Title to 640 Acres of Land Transferred from the Common Schools Lands Grant by Legislative Action in 1891, and Making an Appropriation for the Purchase Thereof.

Introduction, first and second reading, 307.

Reference, 307.

Reported back, 442.

Indefinitely postponed, 442.

Senate Bill No. 177.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$10,000 to the Missouri Slope Agricultural and Fair Association at Mandan for Fairs to Be Held in 1918 and 1919.

Introduction, first and second reading, 307.

Reference, 307.

Reported back, 596.

Third reading, 691.

Passed, 691.

Received from the House, 946.

Other action, 751.

Senate Bill No. 178.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$1,040 for the Payment of \$10 per Sunday During the Biennium 1917-1919 as an Aid to the Society for the Friendless.

Introduction, first and second reading, 307.

Reference, 307.

Reported back, 486.

Third reading, 518.

Passed, 518.

Received from the House, 870.

Senate Bill No. 179.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$300 Annually for 1918 and 1919 to Aid the North Dakota State Poultry Exhibitions.

Introduction, first and second reading, 307.

Reference, 307.

Reported back, 486.

Indefinitely postponed, 942.

Third reading, 518.

Passed, 518.

Senate Bill No. 180.—(McBride)

A Bill, a Concurrent Resolution, Amending Section 216 of the Constitution of the State of North Dakota, Establishing and Locating the State Orphan's Home in or Adjacent to Anamoose in the County of McHenry.

Introduction, first and second reading, 307.

Reference, 307.

Reported back, 396.

Indefinitely postponed, 396.

Senate Bill No. 181.—(Committee on Appropriations)

A Bill for an Act to appropriate \$10,000 for Continuing the Armory Fund of the North Dakota National Guard, as Stated in Section 2413 of the Compiled Laws of 1913 for North Dakota.

Introduction, first and second reading, 314.

Reference, 314.

Reported back, 856.

Indefinitely postponed, 856.

Senate Bill No. 182.—(Committee on Appropriations)

A Bill for an Act to appropriate \$9,380.21 to be Used Only as a Book Credit to Balance the Books of the State Auditor and the State Treasurer, and Wipe Out a Deficiency in the Public Printing Account Which Appears on the Books.

Introduction, first and second reading, 314.

Reference, 314.

Reported back, 418.

Third reading, 458.

Passed, 458.

Received from the House, 820.

Senate Bill No. 183.—(Committee on Appropriations)

A Bill for an Act to appropriate \$5,800 for the Payment of the Per Diem and Expenses of the Board of Experts; and the Salary, and Other Expenses of the Field Officer to be Incurred Under Chapter 233 of 1915 Session Laws.

Introduction, first and second reading, 314.

Reference, 314.

Reported back, 487.

Indefinitely postponed, 609.

Third reading, 520.

Passed, 520.

Received from the House, 871.

Senate Bill No. 184.—(Committee on Appropriations)

A Bill for an Act to appropriate \$5,000 to Aid in the Educational Work Being Carried on by the North Dakota Anti-Tuberculosis Association.

Introduction, first and second reading, 314.

Reference, 314.

Reported back, 443.

Third reading, 472.

Passed, 472.

Senate Bill No. 185.—(Committee on Appropriations)

A Bill for an Act to appropriate \$1,000 to Provide Funds for the Enforcement of the Prevention of Cruelty to Animals Laws Under Sections 2670 and 2671 of 1913 Laws.

Introduction, first and second reading, 315.

Reference, 315.

Reported back, 487.

Third reading, 519.

Passed, 519.

Received from the House, 870.

Senate Bill No. 186.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$600 to Provide Funds for the Payment of the Cost of the Lists of New Taxable Lands in 1918 and 1919, as Prescribed by Section 2222 of 1913 Laws.

Introduction, first and second reading, 315.

Reference, 315.

Reported back, 418.

Third reading, 457.

Passed, 457.

Received from the House, 871.

Amended, 1046.

Senate Bill No. 187.—(Committee on Appropriations)

A Bill for an Act to Provide a State Contingency Fund to Be Placed at the Disposal of the State Emergency Commission.

Introduction, first and second reading, 315.

Reference, 315.

Third reading, 453.

Passed, 453.

Received from the House, 843.

Senate Bill No. 188.—(Committee on Appropriations)

A Bill for an Act to Appropriate Funds for the Payment of Fees and Expenses of Appraisers of Inheritances, Devises, Bequests, Legacies and Gifts as Provided for in Section 8991 of 1913 Laws.

Introduction, first and second reading, 315.

Reference, 315.

Reported back, 419.

Third reading, 459.

Passed, 459.

Received from the House, 871.

Senate Bill No. 189.—(Committee on Appropriations)

A Bill for an Act to Appropriate \$400 to Provide Funds for the Payment of Burial Expenses of Certain Inmates of the Reform School or Penitentiary.

Introduction, first and second reading, 315.

Reference, 315.

Reported back, 417.

Third reading, 456.

Passed, 456.

Received from the House, 843.

Senate Bill No. 190.—(Martin)

A Bill for an Act to Establish a Branch School of Agriculture in the County of Morton, State of North Dakota.

Introduction, first and second reading, 325.

Reference, 325.

Reported back, 376.

Indefinitely postponed, 376.

Senate Bill No. 191.—(Haggart)

A Bill for an Act Restricting and Prohibiting the Selling, Keeping for Sale, Prescribing and Having Possession of Certain Drugs; Providing a Penalty for Violations of This Act.

Introduction, first and second reading, 325.

Reference, 325.

Third reading, 665.

Passed, 665.

Received from the House, 1000.

Senate Bill No. 192.—(Committee on Apportionment)

A Bill for an Act to Amend and Re-Enact Section 44 of 1913 Laws, as Amended by Chapter 4 of 1915 Session Laws, Relating to Legislative Apportionment.

Introduction, first and second reading, 325.

Reference, 325.

Reported back, 340.

Indefinitely postponed, 1109.

Third reading, 383.

Passed, 383.

Received from the House, 1116.

Other action, 1114.

Senate Bill No. 193.—(Rowe)

A Bill for an Act Relating to State's Attorneys and Prohibiting Them From Acting in Certain Capacities.

Introduction, first and second reading, 325.

Reference, 325.

Reported back, 362.

Indefinitely postponed, 362.

Senate Bill No. 194.—(Rowe)

A Bill for an Act to Repeal Section 2155 of 1913 Laws.

Introduction, first and second reading, 325.

Reference, 325.

Reported back, 499.

Third reading, 532.

Passed, 532.

Received from the House, 870.

Senate Bill No. 195.—(Rowe)

A Bill for an Act to Amend and Re-Enact Section 9208 of the Compiled Laws of the State of North Dakota for 1913.

Introduction, first and second reading, 326.

Reference, 326.

Indefinitely postponed, 395.

Senate Bill No. 196.—(Rowe)

A Bill for an Act to Amend and Re-Enact Section 10521 of 1913 Laws, Relating to Time of Commencing Criminal Actions.

Introduction, first and second reading, 326.

Reference, 326.

Reported back, 379.

Indefinitely postponed, 942.

Third reading, 404.

Passed, 404.

Senate Bill No. 197.—(Rowe)

A Bill for an Act to Amend and Re-Enact Section 10605 of 1913 Laws, Relating to Preliminary Examinations.
Introduction, first and second reading, 326.
Reference, 326.
Reported back, 397.
Indefinitely postponed, 942.
Third reading, 429.
Passed, 429.

Senate Bill No. 198.—(Rowe)

A Bill for an Act to Enable the North Dakota Experiment Station to Devise, Demonstrate and Put in Operation Methods for the Destruction of Wolves, Coyotes and Other Noxious Predatory Animals.
Introduction, first and second reading, 326.
Reference, 326.
Reported back, 447.
Third reading, 474.
Passed, 474.
Received from the House, 947.

Senate Bill No. 199.—(Rowe)

A Bill for an Act to Amend and Re-Enact Section 9567 of 1913 Laws, as Amended by Section 2 of Chapter 201 of 1915 Session Laws, Defining Rape in the Third Degree.
Introduction, first and second reading, 326.
Reference, 326.
Reported back, 379.
Third reading, 404.
Passed, 404.
Received from the House, 871.

Senate Bill No. 200.—(Rowe)

A Bill for an Act to Amend and Re-Enact Section 7236 of 1913 Laws, Relating to Public Nuisance.
Introduction, first and second reading, 326.
Reference, 326.
Reported back, 375.
Third reading, 401.
Passed, 401.
Received from the House, 1000.

Senate Bill No. 201.—(Rowe)

A Bill for an Act to Amend and Re-Enact Sections 10133 and 10134 of the Compiled Laws of North Dakota for, 1913 Relating to Prohibition, Unlawful Dealing in Intoxicating Liquors.
Introduction, first and second reading, 326.
Reference, 326.
Reported back, 412.
Indefinitely postponed, 412.

Senate Bill No. 202.—(Murphy)

A Bill for an Act to Amend Section 1717 of 1913 Laws, as Amended by Section 4 of Chapter 113 of 1915 Session Laws, Relating to the Support of Feeble-Minded Persons in the Institution for Feeble-Minded.

Introduction, first and second reading, 327.

Reference, 327.

Reported back, 375.

Third reading, 402.

Passed, 402.

Received from the House, 803.

Senate Bill No. 203.—(Rowe)

A Bill for an Act to Amend and Re-Enact Sections 2670 and 2671 of the Compiled Laws of the State of North Dakota for 1913, Relating to Humane Officers.

Introduction, first and second reading, 327.

Reference, 327.

Reported back, 396.

Indefinitely postponed, 396.

Senate Bill No. 204.—(Englund)

A Bill for an Act to Amend and Re-Enact Section 3307 of 1913 Laws, Relating to Official Newspapers.

Introduction, first and second reading, 327.

Reference, 327.

Reported back, 448, 563.

Indefinitely postponed, 941.

Third reading, 654.

Passed, 655.

Senate Bill No. 205.—(Jacobsen)

A Bill for an Act Making It a Misdemeanor to Permit Live Stock to Run at Large, Contrary to Law, and Providing a Penalty for Violation Thereof.

Introduction, first and second reading, 327.

Reference, 327.

Reported back, 498.

Indefinitely postponed, 498.

Senate Bill No. 206.—(Hunt)

A Bill for an Act to Re-Enact Section 1189 of the Compiled Laws of 1913 of the State of North Dakota, Relating to School Terms.

Introduction, first and second reading, 327.

Reference, 327.

Reported back, 497.

Indefinitely postponed, 497.

Senate Bill No. 207.—(Carey)

A Bill for an Act Requiring the Owners of Personal Property to Notify the County Treasurer of the Sale of Such Property at Public Auction.

Introduction, first and second reading, 327.

Reference, 327.

Reported back, 607.

Third reading, 697, 1102.

Passed, 697, 1102.

Received from the House, 1091.

Amended, 1091.

Amendments adopted, 1109.

Conference, 1094.

Report of Conference Committee, 1101.

Other action, 751, 1091.

Senate Bill No. 208.—(Carey)

A Bill for an Act Relating to the Manufacture and Sale of Sleighs.

Introduction, first and second reading, 328.

Reference, 328.

Reported back, 601.

Indefinitely postponed, 695.

Third reading, 695.

Senate Bill No. 209.—(Putnam)

A Bill for an Act Amending Section 11150 of 1913 Laws, Relating to the Reward for the Apprehension of Criminals.

Introduction, first and second reading, 328.

Reference, 328.

Reported back, 572.

Third reading, 663.

Passed, 663.

Received from the House, 947.

Senate Bill No. 210.—(Committee on Appropriations)

A Bill for an Act to Appropriate Funds for Repairing, Relaying and Paving the Space Between and Outside of the Rails, as Required by the Franchise Issued to the State by the City of Bismarck, Allowing the State of North Dakota to Operate a Street Car Line in the City of Bismarck; and Authorizing, Empowering and Directing the Board of Control of State Institutions to Take Charge of, and Cause Such Repairs and Improvements to Be Made.

Introduction, first and second reading, 328.

Reference, 328.

Reported back, 857.

Indefinitely postponed, 857.

Senate Bill No. 211.—(Hunt)

A Bill for an Act to Amend Sections 3, 5 and 7 of Chapter 112 of the 1915 Session Laws, Relating to Salaries of County Officials.

Introduction, first and second reading, 328.

Reference, 328.

Reported back, 680.

Indefinitely postponed, 1104.

Third reading, 736.

Passed, 736.

Other action, 735.

Senate Bill No. 212.—(King)

A Bill for an Act to Amend and Re-Enact Sections 284 and 288 of 1913 Laws, Relating to the Duties of the Board of University and School Lands.

Introduction, first and second reading, 328.

Reference, 328.

Reported back, 376.

Third reading, 402.

Passed, 402.

Received from the House, 804.

Senate Bill No. 213.—(Jacobsen)

A Bill for an Act Defining the Thirteenth Judicial District and Providing for Holding Terms of Court Therein.

Introduction, first and second reading, 328.

Reference, 328.

Reported back, 553.

Indefinitely postponed, 940.

Third reading, 645.

Passed, 645.

Senate Bill No. 214.—(King)

A Bill for an Act Providing for the Levy of a Wild Land Tax; Land Exempt Therefrom; Powers and Duties of Officials in Connection Therewith.

Introduction, first and second reading, 328.

Reference, 328.

Reported back, 601.

Indefinitely postponed, 601.

Senate Bill No. 215.

A Bill for an Act to Amend and Re-Enact Sections 3118, 3119, 3120, 3121 and 3122 of 1913 Laws, Relating to Public Warehouses.

Introduction, first and second reading, 329.

Reference, 329.

Reported back, 496.

Third reading, 587.

Passed, 588.

Received from the House, 872.

Senate Bill No. 216.—(Lindstrom)

A Bill for an Act to Amend Section 1183 of the Compiled Laws of North Dakota for 1913, Relating to Purpose for Which School Houses May Be Used.

Introduction, first and second reading, 329.

Reference, 329.

Reported back, 497.

Indefinitely postponed, 497.

Senate Bill No. 217.—(Drown)

A Bill for an Act Providing for the Establishment of Depositors' Guaranty Fund to Guarantee Payment of General Deposits, and the Establishment of a Commission to Supervise and Control Such Fund.

Introduction, first and second reading, 329.

Reference, 329.

Reported back, 489.

Third reading, 587.

Passed, 587.

Received from the House, 872.

Senate Bill No. 218.—(Lindstrom)

A Bill for an Act Fixing the Limits of Composition for Butter; and Specifying the Form of Labeling or Marking; and Providing a Penalty for the Violation of the Statute.

Introduction, first and second reading, 329.

Reference, 329.

Reported back, 549.

Indefinitely postponed, 641.

Other action, 452.

Senate Bill No. 219.—(Kretschmar)

A Bill for an Act Providing That the Supreme Court of the State Give Its Opinion Upon Important Questions When Required by the Governor, the Senate or the House of Representatives.

Introduction, first and second reading, 329.

Reference, 329.

Reported back, 219.

Indefinitely postponed, 219.

Senate Bill No. 220.—(Drown)

A Bill for an Act to Amend Sections 502 and 503 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Sale of Drugs.

Introduction, first and second reading, 329.

Reference, 329.

Reported back, 415.

Indefinitely postponed, 415.

Senate Bill No. 221.—(Martin)

A Bill for an Act Providing for the Regulation of Sabbath Observance by the Several Villages, Towns and Cities of the State; and Repealing Sections 9231, 9232, 9235, 9236, 9238, 9239 and 9240 of the Compiled Laws of North Dakota for the Year 1913.

Introduction, first and second reading, 330.

Reference, 330.

Reported back, 360.

Indefinitely postponed, 360.

Senate Bill No. 222.—(Gronvold)

A Bill for an Act to Amend and Re-Enact Section 8771 of 1913 Laws, Relating to the Sale of Property of the Estate of a Decedent to Pay the Allowance of Family, Debts, Charges of Administration and Legacies of Such Decedent.

Introduction, first and second reading, 330.

Reference, 330.

Reported back, 571.

Indefinitely postponed, 1104.

Third reading, 662, 734, 747.

Passed, 747.

Lost, 662, 734.

Other action, 701, 733, 746.

Senate Bill No. 223.—(Jacobsen)

A Bill for an Act to Amend and Re-Enact Sections 551, 552, 557 of 1913 Laws, Relating to the Qualifications and Issuing of Certificates to Certified Public Accountants of This State, and Providing Suitable Penalties for the Violation Thereof.

Introduction, first and second reading, 330.

Reference, 330.

Reported back, 378.

Indefinitely postponed, 942.

Third reading, 427.

Passed, 427.

Senate Bill No. 224.—(Committee on Indian Affairs)

A Bill, a Concurrent Resolution, Relating to Indian Citizenship.

Introduction, first and second reading, 330.

Reference, 330.

Other action, 366.

Senate Bill No. 225.—(Allen and Ettestad)

A Bill for an Act to Amend and Re-Enact Sections 2249, 2251 and 2252 of 1913 Laws, Relating to Taxation of Freight Line Companies.

Introduction, first and second reading, 330.

Reference, 330.

Reported back, 499.

Indefinitely postponed, 1109.

Third reading, 533.

Passed, 533.

Senate Bill No. 226.—(Gronvold)

A Bill for an Act to Amend and Re-Enact Section 8559 of 1913 Laws, Relating to the Service of Citation Issuing Out of Probate Court.

Introduction, first and second reading, 330.

Reference, 330.

Reported back, 396.

Indefinitely postponed, 942.

Third reading, 428.

Passed, 429.

Senate Bill No. 227.—(Allen)

A Bill for an Act Providing for the Taxation of Inheritances, Devises, Bequests, Legacies and Gifts, and Fixing the Rate Thereof, and Providing for the Manner of Payment and Manner of Enforcing the Payment Thereof.

Introduction, first and second reading, 331.

Reference, 331.

Reported back, 576.

Third reading, 688.

Passed, 688.

Received from the House, 1041.

Other action, 751.

Senate Bill No. 228.—(Benson)

A Bill for an Act to Amend and Re-Enact Section 2588 of 1913 Laws, as Amended by Section 1 of Chapter 264 of 1915 Session Laws, Relating to the Cost of Maintenance of Patients in the State Tuberculosis Sanatorium.

Introduction, first and second reading, 331.

Reference, 331.

Reported back, 395.

Third reading, 428.

Passed, 428.

Received from the House, 304.

Senate Bill No. 229.—(Gronvold)

A Bill for an Act Authorizing the County Commissioners or Board of Township Supervisors to Permit the Owners of Lands Adjoining a Public Highway to Use Portions of Such Highway for the Purpose of Planting Trees Thereon, and Prescribing the Procedure Before Such Boards.

Introduction, first and second reading, 331.

Reference, 331.

Reported back, 575.

Indefinitely Postponed, 575.

Senate Bill No. 230.—(Beck)

A Concurrent Resolution Empowering the Legislative Assembly to Create a Fund to Be Loaned for the Purpose of Erecting and Operating One or More Combined Elevators and Flour Mills Within the State of North Dakota.

Introduction, first and second reading, 343.

Reference, 343.

Reported back, 558.

Indefinitely postponed, 1104.

Third reading, 702.

Passed, 703.

Other action, 640.

Senate Bill No. 231.—(McCarten)

A Bill for an Act to Repeal Section 2778 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Registration and Licensing of Stallions.

Introduction, first and second reading, 344.

Reference, 344.

Reported back, 498.

Indefinitely postponed, 498.

Senate Bill No. 232.—(Hamilton)

A Bill for an Act to Amend and Re-Enact Section 701 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Appointment of Deputies by County Officers.

Introduction, first and second reading, 364.

Reference, 364.

Reported back, 571.

Third reading, 662.

Lost, 663.

Other action, 662.

Senate Bill No. 233.—(Hamilton)

A Bill for an Act Providing for the Issuance of Licenses From the State Dairy Department Covering Dairy Products and Providing for Revocation of Licenses Issued by the Dairy Commissioner.

Introduction, first and second reading, 364.

Reference, 364.

Reported back, 560.

Third reading, 648.

Passed, 649.

Received from the House, 1000.

Senate Bill No. 234.—(Hamilton)

A Bill for an Act to Amend and Re-Enact Section 2844 of 1913 Laws, Relating to License Covering Dairy Products.

Introduction, first and second reading, 364.

Reference, 364.

Reported back, 560.

Third reading, 650.

Passed, 650.

Senate Bill No. 235.—(Hamilton)

A Bill for an Act to Amend and Re-Enact Section 2844 of 1913 Laws, Relating to License Covering Dairy Products.
Introduction, first and second reading, 364.
Reference, 364.
Reported back, 560.
Third reading, 651.
Passed, 651.
Received from the House, 947.
Other action, 1094.

Senate Bill No. 236.—(Hamilton)

A Bill for an Act to Amend and Re-Enact Section 589 of 1913 Laws, Relating to Powers and Duties of the State Board of Railroad Commissioners.
Introduction, first and second reading, 364.
Reference, 364.
Reported back, 570.
Indefinitely postponed, 1104.
Third reading, 658, 741.
Passed, 741.
Lost, 658.
Other action, 701.

Senate Bill No. 237.—(Stenmo by request)

A Bill for an Act to Classify Certain Property for Assessment and Taxation Purposes, Fixing the Percentage of Actual Value at Which the Same Is to Be Assessed and Providing the Manner in Which Such Classification May Be Obtained.
Introduction, first and second reading, 365.
Reference, 365.
Reported back, 500.
Indefinitely postponed, 500.

Senate Bill No. 238.—(Heckle)

A Bill for an Act to Amend Chapter 236 of the Session Laws of the State of North Dakota for the Year 1915, and Creating a Board of Nurse Examiners, Providing for the Appointment of the Members of Such Board and for the Examination, Registration and Regulation of Nurses; and Providing for a Registration Fee and the Salaries and Expenses of Said Board of Nurse Examiners.
Introduction, first and second reading, 365.
Reference, 365.
Reported back, 707.
Indefinitely postponed, 707.
Other action, 517, 714, 751.

Senate Bill No. 239.—(Welford)

A Bill for an Act to Amend and Re-Enact Sections 624 and 627 of 1913 Laws, Relating to the Commissioner of Noxious Weeds.
Introduction, first and second reading, 365.
Reference, 365.
Reported back, 598.
Third reading, 694.
Passed, 695.
Received from the House, 946, 1108.
Other action, 751, 1039.

Senate Bill No. 240.—(Heckle)

A Bill for an Act to Amend and Re-Enact Section 3695 of 1913 Laws, Relating to Sidewalk Special Assessment Funds.

Introduction, first and second reading, 365.

Reference, 365.

Reported back, 548.

Third reading, 640.

Passed, 640.

Received from the House, 1000.

Senate Bill No. 241.—(Martin)

A Bill, a Concurrent Resolution, Amending the Constitution of the State of North Dakota, Relating to the Prohibition of Intoxicating Liquors.

Introduction, first and second reading, 365.

Reference, 365.

Reported back, 608.

Indefinitely postponed, 608.

Senate Bill No. 242.—(Pendray)

A Bill for an Act to Amend Sections 2242, 2244, 2245 and 2246, of the Compiled Laws of North Dakota for the Year 1913, Relating to Assessment of Railways and Persons Engaged in the Carrying of Passengers in the State of North Dakota, and Providing That All Taxes Levied Upon Such Common Carriers and Persons Shall Be Levied and Collected for State and Other Purposes.

Introduction, first and second reading, 365.

Reference, 365.

Reported back, 600.

Indefinitely postponed, 600.

Senate Bill No. 243.—(Cahill)

A Bill for an Act Requiring Railroad Companies to Install and Maintain Track Scales and to Appoint Weighmasters at All Points or Stations on the State Border Through Which Freight Is Shipped, Prescribing Duties of Railroad Commissioners in Relation Thereto and Prescribing Penalties for Failure to Comply With This Act.

Introduction, first and second reading, 380.

Reference, 380.

Reported back, 569.

Indefinitely postponed, 569.

Senate Bill No. 244.—(Martin)

A Bill for an Act Providing for a License Tax Upon Certain Persons, Firms, Companies, Associations and Corporations for the Privilege of Engaging in Business, Pursuing an Occupation or Profession, or Selling or Offering for Sale Any Article or Articles in This State, and Fixing the Duties of Public Officials Therewith.

Introduction, first and second reading, 381.

Reference, 381.

Reported back, 608.

Indefinitely postponed, 608.

Senate Bill No. 245.—(Rowe)

A Bill for an Act Providing for the Registration of Architects and for Regulating the Practice of Architecture as a Profession in the State of North Dakota.

Introduction, first and second reading, 381.

Reference, 381.

Reported back, 579.

Third reading, 688, 731.

Passed, 732.

Lost, 689.

Received from the House, 1047.

Other action, 701, 731.

Senate Bill No. 246.—(Carey)

A Bill for an Act to Amend Section 4013 of 1913 Laws, Relating to the Appropriation of Moneys by Villages, Cities and Towns for Library Purposes.

Introduction, first and second reading, 381.

Reference, 381.

Reported back, 548.

Third reading, 639.

Passed, 640.

Senate Bill No. 247.—(Rowe)

A Bill for an Act to Amend and Re-Enact Section 4 of Chapter 179 of Session Laws of 1915, Relating to Compensation of Juvenile Commissioners.

Introduction, first and second reading, 381.

Reference, 381.

Reported back, 447.

Indefinitely postponed, 941.

Third reading, 475.

Passed, 475.

Senate Bill No. 248.—(Pendray)

A Bill for an Act to Amend and Re-Enact Section 1874 of 1913 Laws, Relating to the Tax for County Fairs.

Introduction, first and second reading, 381.

Reference, 381.

Reported back, 492.

Third reading, 527.

Passed, 527.

Received from the House, 1094.

Amended, 1094.

Amendments adopted, 1117.

Senate Bill No. 249.—(Haggart)

A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Mechanic's Liens.

Introduction, first and second reading, 381.

Reference, 381.

Reported back, 467.

Indefinitely postponed, 467.

Senate Bill No. 250.—(Wenstrom)

A Bill for an Act Providing for the Building of Teacher-ages.

Introduction, first and second reading, 382.

Reference, 382.

Reported back, 553.

Third reading, 645.

Passed, 646.

Senate Bill No. 251.—(Rowe)

A Bill for an Act to Amend and Re-Enact Section 4 of Chapter 112 of 1915 Session Laws, Relating to Salary and Expenses of the County Superintendent of Schools.

Introduction, first and second reading, 399.

Reference, 399.

Reported back, 251.

Indefinitely postponed, 942.

Third reading, 531.

Passed, 531.

Senate Bill No. 252.—(Mostad)

A Bill for an Act to Provide for Evening Schools for Adult and Other Persons.

Introduction, first and second reading, 399.

Reference, 399.

Reported back, 556.

Indefinitely postponed, 556.

Senate Bill No. 253.—(King)

A Bill for an Act to Amend and Re-Enact Section 3112 of the Compiled Laws of North Dakota of 1913, Relating to Warehouse Receipts and What They Shall Contain.

Introduction, first and second reading, 399.

Reference, 399.

Reported back, 606.

Indefinitely postponed, 606.

Senate Bill No. 254.—(King)

A Bill for an Act to Provide for the Payment of Expenses of District Judges When Acting Outside of Their Home Counties, and Making an Appropriation Therefor.

Introduction, first and second reading, 399.

Reference, 399.

Reported back, 551.

Indefinitely postponed, 941.

Third reading, 642.

Passed, 643.

Senate Bill No. 255.—(King)

A Bill for an Act Giving the Owner of a Dwelling House, or of a Rooming House That He Rents, a Lien for the Rent Thereof on the Household Furniture and Other Property Therein of the Tenant Until Said Rent Is Paid; Providing for the Sale of Such Property If Said Rent Is Not Paid, and Providing for the Disposition of Any Surplus Proceeds There Might Be from Such Sale.

Introduction, first and second reading, 399.

Reference, 399.

Reported back, 445.

Indefinitely postponed, 445.

Senate Bill No. 256.—(King)

A Bill for an Act Providing for a State Civil Service Commission, Prescribing the Duties Thereof; Providing for State and County Civil Service, and Making an Appropriation Therefor.

Introduction, first and second reading, 399.

Reference, 399.

Reported back, 558.

Indefinitely postponed, 701.

Third reading, 700.

Other action, 640.

Senate Bill No. 257.—(Pendray)

A Bill for an Act Providing for a Uniform Manner of Fixing the Time and Manner of Serving Notices of Hearing in County Courts in Matters of Probate Jurisdiction and Administration of Estates, Including Appointment of Executors, General Administrators and General Guardians.

Introduction, first and second reading, 400.

Reference, 400.

Reported back, 553.

Indefinitely postponed, 553.

Senate Bill No. 258.—(Pendray and Putnam)

A Bill for an Act Making an Appropriation for Agricultural Demonstration Work on the Grounds of Spiritwood Lake Chautauqua Association in Stutsman County.

Introduction, first and second reading, 400.

Reference, 400.

Reported back, 727.

Indefinitely postponed, 940.

Third reading, 730.

Passed, 731.

Other action, 728.

Senate Bill No. 259.—(Benson)

A Bill for an Act to Amend and Re-Enact Section 1923 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Section 1 of Chapter 105 of the Session Laws of North Dakota for the Year 1915, Relating to Laying Out or Discontinuing Roads.

Introduction, first and second reading, 405.

Reference, 405.

Reported back, 416.

Indefinitely postponed, 416.

Senate Bill No. 260.—(Benson)

A Bill for an Act to Amend and Re-Enact Section 2844 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 81 of the Session Laws of 1915, Relating to the Dairy Department in the Department of Agriculture and Labor.

Introduction, first and second reading, 405.

Reference, 405.

Reported back, 598.

Indefinitely postponed, 598.

Senate Bill No. 261.—(Martin)

A Bill for an Act Providing a Day of Rest From Labor in Lieu of Existing Sunday Laws in North Dakota.

Introduction, first and second reading, 421.

Reference, 421.

Reported back, 468.

Indefinitely postponed, 468.

Senate Bill No. 262.—(McGray)

A Bill for an Act Appropriating Two Hundred Thousand Dollars for the Construction of a Terminal Elevator Within or Without the State of North Dakota.

Introduction, first and second reading 421.

Reference, 421.

Reported back, 558.

Indefinitely postponed, 558.

Senate Bill No. 263.—(McGray)

A Bill for an Act Converting the State Terminal Elevator Fund Back to the General Fund of the State.

Introduction, first and second reading, 421.

Reference, 421.

Reported back, 681.

Third reading, 739.

Lost, 740.

Senate Bill No. 264.—(McGray)

A Bill for an Act Providing for the Appointment of a Commission to Construct a Terminal Elevator Within or Without the State of North Dakota, Authorizing the Sale Thereof on Contract; Prescribing the Terms of Such Sale, and Providing for the Operation of Such Terminal Elevator During the Life of Such Contract.

Introduction, first and second reading, 421.

Reference, 421.

Reported back, 560.

Indefinitely postponed, 560.

Senate Bill No. 265.—(Hamilton)

A Bill for an Act Relating to the Duty of the Clerk of the District Court Regarding Filing Satisfactions of Mechanics' Liens, and Providing Penalty for a Violation Thereof.

Introduction, first and second reading, 422.

Reference, 422.

Reported back, 467.

Third reading, 504.

Passed, 504.

Received from the House, 872.

Senate Bill No. 266.—(Jacobsen)

A Concurrent Resolution Amending the Constitution of the State of North Dakota, Empowering the Legislative Assembly to Provide by Law for the Selling and Leasing of Public Lands and Reserving to the State the Coal, Oil and Minerals Contained Upon Said Land.

Introduction, first and second reading, 422.

Reference, 422.

Reported back, 553.

Indefinitely postponed, 553.

Senate Bill No. 267.—(Jacobsen)

A Concurrent Resolution Amending the Constitution of North Dakota Empowering the State to Bond for Public Roads and Highways.

Introduction, first and second reading, 422.

Reference, 422.

Reported back, 563.

Indefinitely postponed, 1104.

Third reading, 654.

Passed, 654.

Senate Bill No. 268.—(McGray)

A Bill for an Act to Amend and Re-Enact Sections 719 and 720 of 1913 Laws, Relating to the Salaries and Expenses of the Supreme Court Judges.

Introduction, first and second reading, 422.

Reference, 422.

Reported back, 467.

Indefinitely postponed, 940.

Third reading, 502.

Passed, 503.

Received from the House, 1000.

Senate Bill No. 269.—(Mostad)

A Bill for an Act to Amend and Re-Enact Section 1090 of the Compiled Laws of 1913, Relating to the Registration of Voters and Prescribing Penalty for False Registration.

Introduction, first and second reading, 422.

Reference, 422.

Reported back, 705.

Indefinitely postponed, 1103.

Third reading, 741.

Passed, 742.

Senate Bill No. 270.—(Lindstrom)

A Bill for an Act to Amend and Re-Enact Section 9208 of the Compiled Laws of North Dakota, 1913, Relating to Intoxication and Its Effect Upon Intent in Criminal Actions.

Introduction, first and second reading, 422.

Reference, 422.

Reported back, 609.

Indefinitely postponed, 609.

Senate Bill No. 271.—(Lindstrom)

A Bill for an Act to Repeal Sections 623, 624, 625, 626, 627, 628, 629, 630 and 631 of the Compiled Laws of the State of North Dakota for 1915, Relating to Noxious Weeds.

Introduction, first and second reading, 423.

Reference, 423.

Reported back, 488.

Indefinitely postponed, 488.

Senate Bill No. 272.—(Lindstrom)

A Bill for an Act to Repeal Sections 2869, 2870, 2871, 2872, 2875 of the Compiled Laws of the State of North Dakota of 1913, Relating to Extermination of Gophers.

Introduction, first and second reading, 423.

Reference, 423.

Reported back, 469.

Indefinitely postponed, 469.

Senate Bill No. 273.—(Joint Committee on State Affairs)

A Bill for an Act to Amend and Re-Enact Section 11215 of 1913 Laws, Relating to the Diminution of Persons Sentenced, for Good Conduct.

Introduction, first and second reading, 423.

Reference, 423.

Reported back, 488.

Third reading, 521.

Passed, 521.

Received from the House, 871.

Senate Bill No. 274.—(Joint Committee on State Affairs)

A Bill for an Act to Amend and Re-Enact Section 11303 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Disposition of Personal Property and Money Belonging to Deceased Persons Who Have Been Confined in the State Penitentiary.

Introduction, first and second reading, 423.

Reference, 423.

Reported back, 489.

Third reading, 527.

Passed, 527.

Received from the House, 1000.

Senate Bill No. 275.—(Joint Committee on State Affairs)

A Bill for an Act to Amend and Re-Enact Section 11226 of 1913 Laws, Relating to the Discharge, Clothing and Employment of Prisoners Confined in the Penitentiary.

Introduction, first and second reading, 423.

Reference, 423.

Reported back, 488.

Third reading, 526.

Passed, 526.

Received from the House, 871.

Senate Bill No. 276.—(McBride)

A Bill for an Act to Regulate and Provide for Admission of Apples Into the State of North Dakota from All Other States and Territories and Foreign Countries, and Providing Penalties.

Introduction, first and second reading, 423.

Reference, 423.

Reported back, 574.

Indefinitely postponed, 574.

Other action, 636.

Senate Bill No. 277.—(King, by request)

A Bill for an Act Regulating the Issuance of Marriage Licenses When Either of the Applicants Therefor Have Been Granted a Decree of Divorce.

Introduction, first and second reading, 423.

Reference, 423.

Reported back, 467.

Third reading, 503.

Passed, 504.

Received from the House, 272.

Senate Bill No. 278.—(Joint Committee on State Affairs)

A Bill for an Act to Amend and Re-Enact Section 8601 of 1913 Laws, Relating to Payment of a Certain Sum to the Wife and the Children of a Person Convicted and Sentenced to Confinement on a Charge of Desertion and Non-Support.

Introduction, first and second reading, 424.

Reference, 424.

Reported back, 634.

Third reading, 698.

Passed, 699.

Received from the House, 872.

Other action, 470, 751.

Senate Bill No. 279.—(Hunt)

A Bill for an Act to Provide for an Implied Warranty in the Sale of Farm Machinery Sold as New by General Dealers Thereof Doing Business as Such Dealers in the State of North Dakota, and Preventing the Maintenance of an Action or Defense Upon Any Other Warranty Limiting or Impairing Such Implied Warranty Where the Place of Sale Is by Contract with General Dealers with Residents of This State Fixed in Such Contract at Any Place Other Than the State of North Dakota.

Introduction, first and second reading, 424.

Reference, 424.

Reported back, 496.

Indefinitely postponed, 496.

Senate Bill No. 280.—(Ettestad)

A Bill for an Act to Amend and Re-Enact Sections 4890 and 4891 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Consolidation and Re-Insurance of Domestic Insurance Companies Transacting Business of Life, Accident or Health Insurance.

Introduction, first and second reading, 424.

Reference, 424.

Reported back, 573.

Indefinitely postponed, 573.

Senate Bill No. 281.—(Cahill)

A Bill for an Act to Amend and Re-Enact Section 937 of the Compiled Laws of North Dakota for the Year 1913, Relating to Political Advertising.

Introduction, first and second reading, 424.

Reference, 424.

Reported back, 596.

Indefinitely postponed, 596.

Senate Bill No. 282.—(McBride)

A Bill for an Act to Amend and Re-Enact Section 1014 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Duty of the Secretary of State to File and Publish Abstract of Votes.

Introduction, first and second reading, 424.

Reference, 424.

Reported back, 680.

Indefinitely postponed, 680.

Senate Bill No. 283.—(Ployhar)

A Bill for an Act to Provide for Evening Schools for Adult and Other Persons.

Introduction, first and second reading, 424.

Reference, 424.

Reported back, 556.

Indefinitely postponed, 556.

Senate Bill No. 284.—(Kirkeide)

A Bill for an Act to Establish a Warehouse and Grain Grading Commission, Prescribing the Duties of Such Commission, Prescribing Duties of Agricultural College in Relation Thereto, Fixing Penalties and Making an Appropriation Therefor.

Introduction, first and second reading, 425.

Reference, 425.

Reported back, 660.

Indefinitely postponed, 660.

Senate Bill No. 285.—(Kirkeide)

A Bill for an Act to Prevent the Riding Upon Trains Without Paying Railroad Fare and Upon Freight Cars, Fixing Penalty Therefor, Defining Police Powers of Railroad Conductors and Brakemen and Concerning Jurisdiction of the Court.

Introduction, first and second reading, 425.

Reference, 425.

Reported back, 570.

Indefinitely postponed, 570.

Senate Bill No. 286.—(Kirkeide)

A Bill for an Act to Establish a Farm Labor Employment Bureau, to Authorize and Empower Such Bureau to Make All Necessary Rules and Regulations for the Conduct of Its Business, and to Prescribe the Duties of Its Officers.

Introduction, first and second reading, 425.

Reference, 425.

Reported back, 677.

Third reading, 737.

Passed, 738.

Received from the House, 1045.

Amended, 1045.

Amendments adopted, 1092.

Conference, 1057, 1076, 1078, 1079.

Report of Conference Committee, 1068, 1079.

Other action, 1057, 1060.

Senate Bill No. 287.—(Lindstrom)

A Bill for an Act Defining the Crime of Gambling; Fixing the Punishment Therefor; and Providing Certain Rules of Evidence in Prosecutions Thereunder.

Introduction, first and second reading, 425.

Reference, 425.

Reported back, 571.

Indefinitely postponed, 571.

Senate Bill No. 288.—(Lindstrom)

A Bill for an Act Relating to the Duties of Railway Employees and Peace Officers.

Introduction, first and second reading, 425.

Reference, 425.

Reported back, 569.

Third reading, 657, 743.

Passed, 743.

Lost, 658.

Other action, 701.

Senate Bill No. 289.—(Lindstrom)

A Bill for an Act Providing That Pool Halls Be Licensed by the Attorney General, Prescribing Conditions, Regulation, Penalty and Repeal of Laws in Conflict with This Act.

Introduction, first and second reading, 425.

Reference, 425.

Reported back, 609.

Indefinitely postponed, 609.

Senate Bill No. 290.—(Benson)

A Bill for an Act Relating to the Appropriation of Moneys from the County Treasury of Any County Having a Population of Less Than Eighteen Thousand, to Pay the Salaries of Deputies, Clerks and Stenographers in the Office of the Auditor, Treasurer and Register of Deeds of Such County.

Introduction, first and second reading, 426.

Reference, 426.

Reported back, 568.

Indefinitely postponed, 568.

Senate Bill No. 291.—(Wenstrom)

A Bill for an Act Defining the Duties of Railroads, Railroad Corporations and Common Carriers, Requiring Greater Publicity as to the Rates and Charges of Such Railroads, Railroad Corporations and Common Carriers, Requiring the Quotation of Rates in Writing and Providing Penalties for Misquotation of Rates and Further Defining the Powers and Duties of the Board of Railroad Commissioners, Increasing Its Jurisdiction and Conferring the Power to Suspend Advances in Rates and Placing the Burden of Proof as to the Reasonableness of Rates Advanced After the Passage of This Act on the Common Carrier and to Amend Sections 4709, 4711, 4724, 4729, 4741, 4743, 4744 and 4745, and to Repeal Sections 4725, 4726, 4727, 4731, 4732, 4740 and 4742 of the Compiled Laws of 1913.

Introduction, first and second reading, 426.

Reference, 426.

Reported back, 673.

Third reading, 732.

Lost, 733.

Senate Bill No. 292.—(Beck)

A Bill for an Act to Provide That the School Board of Any School District May Provide for the Teaching of a Modern Language in Any Common School Thereof.

Introduction, first and second reading, 426.

Reference, 426.

Reported back, 555.

Indefinitely postponed, 940.

Third reading, 647.

Lost, 647.

Other action, 647.

Senate Bill No. 293.—(Benson)

A Bill for an Act Relating to the Removal of County Seats, to Amend Chapter 117 of the Session Laws of North Dakota for the Year 1915, and to Repeal Sections 3233, 3234 of the Compiled Laws of North Dakota for the Year 1913, and Chapter 116 of the Session Laws of North Dakota for the Year 1915.

Introduction, first and second reading, 426.

Reference, 426.

Reported back, 671.

Indefinitely postponed, 733.

Other action, 575, 620, 733, 750.

Senate Bill No. 294.—(Lindstrom)

A Bill for an Act to Permit the Operation of Bath Houses, Bathing Beaches or Pleasure Boats by Chautauquas, Summer Resorts, Firms, Corporations and Private Persons on Sundays, and Repealing the Provisions of All Acts in Conflict Herewith.

Introduction, first and second reading, 426.

Reference, 426.

Reported back, 469.

Indefinitely postponed, 1104.

Third reading, 506.

Passed, 506.

Received from the House, 1120.

Other action, 522, 1117.

Senate Bill No. 295.—(Gibbens)

A Bill for an Act to Amend Sections 9658 and 9659 of 1913 Laws, Relating to the Crime of Vagrancy.

Introduction, first and second reading, 427.

Reference, 427.

Reported back, 468.

Indefinitely postponed, 941.

Third reading, 505.

Passed, 505.

Other action, 504.

Senate Bill No. 296.—(Levang)

A Bill for an Act to Amend and Re-Enact Section 964 of 1913 Laws, Relating to Distribution of Election Ballots and Notices of Election.

Introduction, first and second reading, 427.

Reference, 427.

Reported back, 562.

Indefinitely postponed, 1102.

Third reading, 653.

Passed, 654.

Senate Bill No. 297.—(Stenmo)

A Bill for an Act to Amend Section 4051 of the Compiled Laws of 1913, Relating to Bridge Tax in Certain Cities or Municipalities.

Introduction, first and second reading, 427.

Reference, 427.

Other action, 517.

Senate Bill No. 298.—(Kretschmar)

A Bill for an Act Providing for the Liquidation of State Banks and Trust Companies Under the Supervision of the State Banking Board, and Providing for the Appointment of Receivers; Providing for Their Compensation and the Expenses and Accounting of Such Liquidation; Payment of Dividends to Creditors and Other Matters Connected with Such Liquidation of Said Insolvent Associations.

Introduction, first and second reading, 430.

Reference, 430.

Reported back, 523.

Indefinitely postponed, 1103.

Third reading, 636.

Passed, 636.

Senate Bill No. 299.—(Martin)

A Bill for an Act to Permit the Sale of Pure Tobacco Products to Persons Except Minors.
 Introduction, first and second reading, 434.
 Reference, 434.
 Reported back, 573.
 Indefinitely postponed, 573.

Senate Bill No. 300.—(Putnam)

A Bill for an Act Locating the Asylum for the Insane, Authorized by the Amendment to the Constitution of North Dakota, Which Was Approved by the Electors of the State at the Last General Election, at or Near the City of Carrington, Foster County.
 Introduction, first and second reading, 434.
 Reference, 434.
 Reported back, 492.
 Indefinitely postponed, 492.

Senate Bill No. 301.—(Lindstrom)

A Bill for an Act Amending and Re-Enacting Section 696 of 1913 Laws, Relating to Filling Vacancies.
 Introduction, first and second reading, 435.
 Reference, 435.
 Reported back, 677.
 Third reading, 736.
 Passed, 737, 1067.
 Received from the House, 1045.
 Amended, 1045.
 Amendments adopted, 1067.
 Other action, 1057, 1060, 1068.

Senate Bill No. 302.—(Welford)

A Bill for an Act Providing for the Distribution of the State General, County General, County Bridge, County Road, School District, Township or Village Funds of Certain Revenue Collected from Tax Sales, Grain Tax and Personal Property Tax.
 Introduction, first and second reading, 435.
 Reference, 435.
 Reported back, 600.
 Indefinitely postponed, 600.

Senate Bill No. 303.—(King)

A Bill for an Act to Appropriate \$10,000.00 for Fairs to Be Held in 1917 and 1918 Under Auspices of the North Dakota State Agricultural Association, in the City of Bismarck.
 Introduction, first and second reading, 435.
 Reference, 435.
 Reported back, 552.
 Indefinitely postponed, 552.

Senate Bill No. 304.—(King)

A Bill for an Act to Provide That Persons Sentenced for Offenses Against the Laws of the State of North Dakota or Against the City Ordinances of Cities, or Against the Ordinances of Villages, May Be Compelled to Perform Labor Upon the Highways and Public Streets.
 Introduction, first and second reading, 435.
 Reference, 435.
 Reported back, 608.
 Indefinitely postponed, 608.

Senate Bill No. 305.—(Martin)

A Bill for an Act Making It Unlawful for Any Person to Contribute or Solicit Money on the First Day of the Week, for Charity or Other Purposes, and Prescribing Penalty for Violating the Same.

Introduction, first and second reading, 435.

Reference, 435.

Reported back, 495.

Indefinitely postponed, 495.

Senate Bill No. 306.—(Hamilton)

A Bill for an Act Requiring Persons Authorized to Take Acknowledgments, or Sign Public Documents, to Write the Name Legibly, and Prescribing a Penalty for Violating the Same.

Introduction, first and second reading, 435.

Reference, 435.

Reported back, 496.

Indefinitely postponed, 496.

Senate Bill No. 307.—(Sikes)

A Bill for an Act to Require That All Contracts for the Furnishing of Gasoline, Kerosene, Distillates and Lubricating Oils Used by the Various State Offices, State Departments and State Institutions Shall Be Let to the Lowest Competitive Bidder.

Introduction, first and second reading, 436.

Reference, 436.

Reported back, 516.

Indefinitely postponed, 940.

Third reading, 586.

Passed, 586.

Senate Bill No. 308.—(Gibbens)

A Bill, a Concurrent Resolution, Amending the Constitution Providing That the State May Extend Aid in the Establishment of Industrial Enterprises.

Introduction, first and second reading, 436.

Reference, 436.

Reported back, 559.

Indefinitely postponed, 1103.

Third reading, 703.

Passed, 704.

Other action, 641.

Senate Bill No. 309.—(Gibbens)

A Bill for an Act Defining the Crime of Corrupt Practice, Making It Unlawful for Certain Officials, Deputies, Clerks and Employees to Engage in Political Activities, and Providing Penalties for the Violation Thereof.

Introduction, first and second reading, 436.

Reference, 436.

Reported back, 493.

Indefinitely postponed, 493.

Senate Bill No. 310.—(Morkrid)

A Bill for an Act, Entitled an Act to Extend the Statutory Right of Recision and Cancellation to All Sales and Contracts of Sale, and to Declare Void All Agreements and Notices Which Attempt to Modify, Restrict or Annul Such Right.

Introduction, first and second reading, 436.

Reference, 436.

Reported back, 496.

Indefinitely postponed, 496.

Other action, 744.

Senate Bill No. 311.—(Haggart)

A Bill for an Act to Permit Townships, Through Their Board of Supervisors to Build Drains Within the Township and Outlets Therefor Without the Township, and to Provide the Manner of Assessing the Cost Thereof and Provide for Its Payment.

Introduction, first and second reading, 436.

Reference, 436.

Reported back, 607, 671.

Indefinitely postponed, 1104.

Third reading, 695.

Passed, 696.

Received from the House, 1046.

Amended, 1046.

Other action, 751.

Senate Bill No. 312.—(Allen)

A Bill for an Act to Repeal Section 2118 of the 1913 Compiled Laws of North Dakota, Relating to Manner of Listing Property Subject to Taxation.

Introduction, first and second reading, 436.

Reference, 436.

Reported back, 599.

Indefinitely postponed, 694.

Senate Bill No. 313.—(King)

A Bill for an Act to Amend Sections 2141 and 2142 of the Compiled Laws of 1913, and Provide for the Transfer of Records and Papers Pertaining to Assessment and Taxation From the Office of the State Auditor to the Office of the State Tax Commission.

Introduction, first and second reading, 436.

Reference, 436.

Reported back, 600.

Indefinitely postponed, 694.

Senate Bill No. 314.—(Kirkeide and Drown)

A Bill for an Act Creating a Uniform State Grade for Wheat, Oats, Barley, Rye, Flax and All Other Grains, Seeds and Agricultural Products.

Introduction, first and second reading, 437.

Reference, 437.

Reported back, 660.

Third reading, 725.

Passed, 727.

Received from the House, 870.

Other action, 701, 723, 725.

Senate Bill No. 315.—(Gibbens)

A Bill, a Concurrent Resolution, Appropriating an Amount to Meet a Deficiency for the Per Diem of Officers and Employees of the Senate and House of Representatives.

Introduction, first and second reading, 437.

Reference, 437.

Reported back, 552.

Third reading, 643, 722.

Passed, 644, 722.

Received from the House, 719.

Amended, 719.

Other action, 722.

Senate Bill No. 316.—Wenstrom)

A Bill for an Act Defining the Fourteenth Judicial District and Providing for Holding Terms of Court Therein.

Introduction, first and second reading, 457.

Reference, 457.

Reported back, 549.

Indefinitely postponed, 549.

Senate Bill No. 317.—(Ettestad)

A Bill for an Act to Amend Section 11267 of 1913 Laws, as Amended by Section 7 of Chapter 191 of 1915 Session Laws, Relating to Extra "Good Time" Allowed Prisoners Confined in the Penitentiary.

Introduction, first and second reading, 480.

Reference, 480.

Reported back, 559.

Third reading, 648.

Passed, 648.

Received from the House, 947.

Senate Bill No. 318.—(Joint Committee on State Affairs)

A Bill for an Act to Provide That Members of Co-Operative Corporations May Provide in Their Articles of Incorporation Limitations Upon the Voting Privileges of Members Thereof, Limitation as to the Ownership of Shares of Stock Therein.

Introduction, first and second reading, 480.

Reference, 480.

Reported back, 493.

Third reading, 530.

Passed, 530.

Received from the House, 870.

Senate Bill No. 319.—(Committee on Appropriations)

A Bill for an Act to Amend and Re-Enact Section 11162 of 1913 Laws, as Amended by Section 1 of Chapter 160 of 1915 Session Laws, and to Amend Section 11163 of 1913 Laws, All Relating to the Return of Fugitives From Justice.

Introduction, first and second reading, 508.

Reference, 508.

Reported back, 597.

Indefinitely postponed, 942.

Third reading, 693.

Passed, 694.

Other action, 751.

Senate Bill No. 320.—(Committee on Highways, Bridges and Ferries)

A Bill, a Concurrent Resolution, Amending Section 183 of the Constitution, Relating to Increasing the County Debt Limit for the Construction, Improvement and Maintenance of Public Highways.

Introduction, first and second reading, 535.

Reference, 535.

Reported back, 563.

Indefinitely postponed, 1104.

Third reading, 655.

Passed, 656.

Senate Bill No. 321.—(Gronvold)

A Bill for an Act to Amend and Re-Enact Section 147 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Publication of the Report of the State Treasurer, and to Repeal Section 147a of Said Compiled Laws.

Introduction, first and second reading, 588.

Reference, 588.

Reported back, 660.

Indefinitely postponed, 660.

Senate Bill No. 322.—(Carey and Nelson of Richland)

A Bill for an Act to Provide for the Erection of a Terminal Elevator at or Near the Village of Fairmount, and Providing for a Commission to Have General Supervision Over the Construction of Same and the Operation of It.

Introduction, first and second reading, 632.

Reference, 632.

Reported back, 670.

Indefinitely postponed, 1102.

Third reading, 707, 729.

Passed, 730.

Other action, 670, 707, 714.

Senate Bill No. 323.—(Ployhar)

A Bill for an Act to Appropriate Funds to Reimburse Men in the Employ of the State for Loss of Time by Reason of Having to Give Up Their Positions to Serve With the North Dakota State Militia at the Mexican Border.

Introduction, first and second reading, 632.

Reference, 632.

Reported back, 679.

Indefinitely postponed, 1103.

Third reading, 739.

Passed, 739.

Senate Bill No. 324.—(Heckle)

A Bill for an Act Making an Appropriation for Additional Pension for Members of the First North Dakota Infantry in the Service of Their Country During the Years of 1916 and 1917, and Providing a Method of Payment.

Introduction, first and second reading, 749.

Reference, 749.

Third reading, 749.

Passed, 749.

Received from the House, 947, 999.

Senate Bill No. 325.—(Allen)

A Bill for an Act Providing for the Organization of the National Guard of North Dakota and Fixing the Terms of Commissioned Officers and Terms of Enlisted Men of the National Guard, and Repealing Acts in Conflict Therewith.

Introduction, first and second reading, 999.

Reference, 999.

Reported back, 1026.

Indefinitely postponed, 1117.

Third reading, 1027.

Passed, 1028.

Received from the House, 1122.

Other action, 1121.

HOUSE BILLS

House Bill No. 1.—(Walton)

A Bill for an Act Appropriating Money for the Use of the Attorney General Between the Following Dates, To-Wit: January 2, 1917, to June 30, 1917, Both Dates Inclusive.

Received from the House, 66.
First and second reading, 66.
Reference, 66.
Reported back, 187.
Passed, 229.
Other action, 229.

House Bill No. 4.—(Church)

A Bill for an Act Relating to the Cost of Taking and Transcribing the Testimony and Proceedings in Courts of Record.

Received from the House, 68.
First and second reading, 76.
Reference, 76.
Reported back, 101.
Indefinitely postponed, 101.

House Bill No. 5.—(McManus)

A Bill for an Act in Regard to the Legal Rate of Interest.

Received from the House, 88.
First and second reading, 97.
Reference, 97.
Reported back, 241.
Indefinitely postponed, 241.

House Bill No. 6.—(Fraser)

A Bill for an Act Providing for the Calling in and Payment of the Expenses of the Judge of Another Judicial District for the trial of Civil Actions, in the District Court on the Ground of Prejudice of the Trial Judge and Providing for an Appropriation.

Received from the House, 88.
First and second reading, 97.
Reference, 97.
Reported back, 245.
Amended, 245.
Passed, 317, 1076.
Indefinitely postponed, 1074.
Other action, 245, 471, 479, 1084.

House Bill No. 7.—(Lathrop)

A Bill for an Act to Amend Section 7754 and Section 7758 of the 1913 Laws, Relating to the Redemption From Sales of Real Property Under Execution and Mortgage Foreclosure Sales.

Received from the House, 145.
First and second reading, 161.
Reference, 161.
Reported back, 247.
Amended, 247.
Passed, 318.
Other action, 247, 818.

House Bill No. 9.—(Hoare)

A Bill for an Act to Fix and Limit Attorney's Fees and All Costs on the Foreclosure of Real Estate Mortgages.

Received from the House, 83.

First and second reading, 86.

Reference, 86.

Reported back, 207.

Indefinitely postponed, 207.

House Bill No. 10.—(Lageson)

A Bill for an Act Declaring the Law in Regard to Special Assessments.

Received from the House, 88.

First and second reading, 97.

Reference, 97.

Reported back, 245.

Indefinitely postponed, 245.

House Bill No. 11.—(Fraser)

A Bill for an Act Relating to Bonds and Undertaking on Appeal.

Received from the House, 114.

First and second reading, 125.

Reference, 125.

Reported back, 207.

Indefinitely postponed, 207.

House Bill No. 13.—(Miller)

A Bill for an Act to Amend and Re-Enact Section 6073 of the Compiled Laws of North Dakota, as Amended by the Session Laws of 1915.

Received from the House, 68.

First and second reading, 76.

Reference, 76.

Amended, 363, 388, 389, 390.

Passed, 391.

Other action, 389, 536, 584, 1009, 1023, 1034, 1063, 1076, 1077.

House Bill No. 14.—(Mees)

A Bill for an Act Relating to the Summoning of Jurors and Witnesses.

Received from the House, 83.

First and second reading, 86.

Reference, 86.

Reported back, 90.

Indefinitely postponed, 90.

House Bill No. 15.—(Walton)

A Bill for an Act to Declare the Law and to Settle Any Question Concerning the Time for Commencement of the Term of Office for Judges of the Supreme Court.

Received from the House, 83.

First and second reading, 86.

Reference, 86.

Reported back, 101.

Indefinitely postponed, 101.

House Bill No. 16.—(Wood)

A Bill for an Act to Amend Section 6877, 1913 Laws, Providing for a Lien for Repairs Upon Personality.

Received from the House, 88.

First and second reading, 97.

Reference, 97.

Reported back, 169.

Passed, 200.

House Bill No. 17.—(Miller)

A Bill for an Act to Amend and Re-Enact Section 6076 of the Compiled Laws of North Dakota for 1913.

Received from the House, 137.
First and second reading, 140.
Reference, 140.
Reported back, 243.
Indefinitely postponed, 243.

House Bill No. 18.—(Sinclair)

A Bill for an Act to Provide for the Payment of Premiums on State Officials' Bonds.

Received from the House, 100.
First and second reading, 110.
Reference, 110.
Reported back, 159.
Passed, 179.
Other action, 178, 338, 348, 420.

House Bill No. 19.—(Smith)

A Bill for an Act to Repeal Section 672 of 1913 Laws, Relating to Fee Charged by County Auditor for Filing Township Officers' Bonds.

Received from the House, 68.
First and second reading, 77.
Reference, 77.
Reported back, 91.
Amended, 91.
Passed, 110.
Other action, 137.

House Bill No. 21.—(Kurtz)

A Bill for an Act to Prevent Any Foreclosure Proceeding Without First Giving Due Notice to the Mortgagor.

Received from the House, 262.
First and second reading, 297.
Reference, 297.
Reported back, 878.
Indefinitely postponed, 878.

House Bill No. 23.—(Noltimier)

A Bill for an Act to Amend and Re-Enact Article 75 of Section 3599 of 1913 Laws, Relating to Powers of City Councils.

Received from the House, 68.
First and second reading, 77.
Reference, 77, 98.
Reported back, 79, 111.
Amended, 111.
Passed, 98, 125.
Other action, 98.

House Bill No. 24.—(Peterson of Towner)

A Bill for an Act to Amend and Re-Enact Section 2986 of 1913 Laws, Relating to the Appointment of and the Duties of the Inspector of Hotels and Making the Duties of the Inspector the Work of the Food Commissioner at the Agricultural College.

Received from the House, 83.

First and second reading, 86.

Reference, 86, 334.

Reported back, 301.

Amended, 446.

Passed, 476.

Indefinitely postponed, 536.

House Bill No. 25.—(Dettler)

A Bill for an Act Fixing the Situs Within the State, for Purposes of Taxation, of Certain Property Arising Out of Business Transactions Within This State.

Received from the House, 88.

First and second reading, 97.

Reference, 97.

Passed, 334.

House Bill No. 26.—(Ward)

A Concurrent resolution.

Received from the House, 88.

First and second reading, 97.

Reference, 97.

Reported back, 184.

Amended, 350.

Passed, 316, 350.

House Bill No. 27.—(Church)

A Bill for an Act to Amend and Re-Enact Section 8970 of 1913 Laws, Relating to Clerk of County Court.

Received from the House, 137.

First and second reading, 140.

Reference, 140.

Reported back, 207.

Passed, 231.

House Bill No. 30.—(Rott)

A Bill for an Act Repealing Section 720, 1913 Laws, Relating to Expenses Paid of Supreme Judges.

Received from the House, 137.

First and second reading, 140.

Reference, 140.

Reported back, 207.

Passed, 231.

Other action, 294, 354.

House Bill No. 32.—(Reishus)

A Bill for an Act to Amend Section 3 of Chapter 110 of Session Laws of 1915, Relating to Highway Improvements.

Received from the House, 114.

First and second reading, 125.

Reference, 125.

Reported back, 222.

Passed, 316.

Other action, 316, 1115.

House Bill No. 38.—(Renauld)

A Bill for an Act Relating to the Exemption of Personal Property From Attachment, Levy and Sale on Execution, and to Amend Sections 7731 and 7738 of 1913 Laws.

Received from the House, 145.

First and second reading, 161.

Reference, 161.

Reported back, 245.

Indefinitely postponed, 245.

House Bill No. 39.—(Bowman)

A Bill for an Act Providing Regulations for the Delivery or Receipt and Possession for Delivery of Intoxicating Liquor, and Penalty.

Received from the House, 337.

First and second reading, 352.

Reference, 352.

Reported back, 575.

Amended, 575, 893, 1019.

Passed, 1019.

Other action, 790.

House Bill No. 40.—(Mees)

A Bill for an Act Transferring From the Fund Appropriated to the Secretary of the Tax Commission from One Subdivision to Another Subdivision.

Received from the House, 114.

First and second reading, 125.

Reference, 125.

Reported back, 265.

Passed, 318.

Other action, 1082.

House Bill No. 42.—(Quam)

A Bill for an Act to Amend and Re-Enact Section 1 of Chapter 188, Laws of 1915, Making the State Food Commissioner Ex-Officio State Inspector of Oils, and Providing for the Appointment of Deputies and Their Salaries.

Received from the House, 137.

First and second reading, 140.

Reference, 140, 334.

Reported back, 301.

Amended, 301, 447.

Passed, 478.

House Bill No. 43.—(Petterson of Sargent)

A Bill for an Act Providing That Every Railroad Corporation Shall Maintain Suitable Waiting Rooms for Men and Women in Towns, Villages and Cities Having a Population of Not Less Than Four Hundred.

Received from the House, 481.

First and second reading, 509.

Reference, 509.

Reported back, 889.

Indefinitely postponed, 889.

House Bill No. 44.—(Hagan)

A Concurrent Resolution for the Submission of a Proposed New Constitution.

Received from the House, 202.

First and second reading, 210.

Reference, 211.

Reported back, 252.

Indefinitely postponed, 252.

House Bill No. 45.—(Harris)

A Bill for an Act to Prohibit the Delivery or Negotiating of a Note or Check, Taken in Payment of the First Premium, Until After Policy Has Been Delivered to the Applicant.

Received from the House, 216.

First and second reading, 229.

Reference, 229.

Reported back, 359.

Passed, 406.

House Bill No. 50.—(Hanson)

A Bill for an Act to Amend and Re-Enact Section 1201 of 1913 Laws, Relating to Fire Escapes on School Houses.

Received from the House, 145.

First and second reading, 162.

Reference, 162.

Reported back, 302.

Indefinitely postponed, 302.

House Bill No. 54.—(Peterson of Towner)

A Bill for an Act to Make It Unlawful for Any Person or Persons to Represent Himself or Herself Falsely as Blind, Deaf, Dumb, Crippled, or Otherwise Physically Defective, and Providing a Penalty for the Violation Thereof.

Received from the House, 337.

First and second reading, 352.

Reference, 352.

Reported back, 360.

Passed, 388.

House Bill No. 55.—(Stair)

A Bill for an Act to Appropriate Money to the Agricultural College for the Purpose of Making Studies and Investigations With Cereals, and to Be Used for Other Purposes.

Received from the House, 261.

First and second reading, 297.

Reference, 297.

Reported back, 929.

Passed, 1034.

House Bill No. 57.—(Lowe)

A Bill for an Act to Amend and Re-Enact Section 8954 of 1913 Laws, Relating to Costs in Actions Transferred From County Courts With Increased Jurisdiction to District Courts.

Received from the House, 145.

First and second reading, 162.

Reference, 162.

Reported back, 222.

Indefinitely postponed, 807.

Other action, 315.

House Bill No. 58.—(Lowe)

A Bill for an Act to Amend Chapter 168 of the Session Laws of 1915, Relating to the Payment of Highway Taxes.

First and second reading, 298.

Reference, 298.

Reported back, 931.

Amended, 931.

Passed, 1035.

Other action, 1082.

House Bill No. 59.—(Cole)

A Bill for an Act Providing for Delinquent Taxes, Penalty and Interest Thereon, and the Disposition Thereof, the Forfeiture of Real Property for the Non-Payment of Taxes, and the Procedure Therefor, and Amending Article 12 of Chapter 34 of the Political Code of North Dakota.

Received from the House, 216.

First and second reading, 229.

Reference, 229.

Reported back, 1063.

Indefinitely postponed, 1063.

Other action, 1028.

House Bill No. 60.—(Walton)

A Bill for an Act to Authorize and Empower Cities Operating Municipal Electric Light Plants or Water System to Sell Surplus Electricity or Water to Supply Manufacturing Plants and Other Buildings Outside of the City Limits.

Received from the House, 372.

First and second reading, 384.

Reference, 384.

Reported back, 881.

Passed, 956.

House Bill No. 62.—(Peterson of Towner)

A Bill for an Act to Amend and Re-Enact Section 9017 of 1913 Laws, Relating to Actions, Where Commenced and Tried.

Received from the House, 481.

First and second reading, 509.

Reference, 509.

Reported back, 788.

Indefinitely postponed, 788.

House Bill No. 65.—(Hagan)

A Bill for an Act to Amend and Re-Enact Sections 2 and 7 of Chapter 237 of 1915 Session Laws, Relating to the Appointment of a State Board of Regents and Defining the Power and Duties of Such Board.

Received from the House, 217.

First and second reading, 229.

Reference, 229.

Reported back, 282.

Indefinitely postponed, 282.

House Bill No. 68.—(Oksendahl)

A Bill for an Act Relating to the Duty of Surgeons When Performing Surgical Operations; Requiring Any Person Who Practices Medicine, Surgery or Obstetrics to Conspicuously Display and Post in His Office a Bill of His Fees.

Received from the House, 372.

First and second reading, 384.

Reference, 384.

Reported back, 464.

Indefinitely postponed, 464.

House Bill No. 69.—(Weld of Wells)

A Bill for an Act Prescribing the Hours of Labor for Women in Certain Industries, and Establishing a Public Welfare Commission, Prescribing Its Powers and Duties, and Providing for the Fixing of Minimum Wages for Women and Minors, and for the Protection of the Lives, Health, and Morals of Them.

Received from the House, 537.
 First and second reading, 593.
 Reference, 593.
 Reported back, 993.
 Amended, 993.
 Passed, 1052.
 Other action, 1115.

House Bill No. 71.—(Wood and Walton)

A Bill for an Act to Provide for the Non-Partisan Nomination and Election of Members of the Legislative Assembly and of All Elective State and County Officers.

Received from the House, 372.
 First and second reading, 385.
 Reference, 385.
 Reported back, 1061.
 Indefinitely postponed, 1061.
 Other action, 500, 1006.

House Bill No. 73.—(Prater)

A Bill for an Act to Amend and Re-Enact Section 752 of 1913 Laws, Relating to the Boundaries of and Terms of Court in the Sixth Judicial District.

Received from the House, 261.
 First and second reading, 298.
 Reference, 298.
 Reported back, 300.
 Passed, 333.

House Bill No. 74.—(Weld of Kidder)

A Bill for an Act Making It Unlawful to Separate or Cause to Be Separated Any Child Under Six Months of Age From Its Mother for the Purpose of Placing Such Child in a Foster Home or Institution, or to Place, Receive, or Retain Such Child in a Foster Home.

Received from the House, 262.
 First and second reading, 298.
 Reference, 298.
 Reported back, 867.
 Indefinitely postponed, 867.

House Bill No. 77.—(Mackoff)

A Bill for an Act to Require Railroad Companies to Construct Cattleways in Certain Cases.

Received from the House, 372.
 First and second reading, 386.
 Reference, 386.
 Reported back, 567.
 Amended, 889.
 Passed, 969.
 Other action, 794, 969, 1070.

House Bill No. 78.—(Havens)

A Bill for an Act Creating an Industrial Insurance Department, Defining Its Powers and Duties, Making an Appropriation for Its Administration, Providing for the Creation and Disbursement of Funds for the Compensation and Care of Workmen.

Received from the House, 513.

First and second reading, 534.

Reference, 534.

Reported back, 933.

Indefinitely postponed, 1016.

Other action, 1015.

House Bill No. 79.—(O'Connor of Pembina)

A Bill for an Act to Amend and Re-Enact Section 1 of Chapter 148 of 1915 Session Laws, Relating to the Compensation of Election Officers.

Received from the House, 337.

First and second reading, 352.

Reference, 352.

Reported back, 446.

Indefinitely postponed, 446.

House Bill No. 80.—(O'Connor of Pembina)

A Bill for an Act to Amend and Re-Enact Section 4220 of Compiled Laws of 1913, Relating to the Compensation of the Township Clerk and Supervisors.

Received from the House, 261.

First and second reading, 298.

Reference, 298.

Reported back, 377.

Passed, 406.

House Bill No. 81.—(Mackoff)

A Bill for an Act to Provide for Evening Schools, Where Necessary, for Adult and Other Persons, and to appropriate Money Therefor.

Received from the House, 537.

First and second reading, 593.

Reference, 593.

Reported back, 853.

Passed, 914.

Other action, 791.

House Bill No. 83.—(O'Connor of Grand Forks)

A Bill for an Act Limiting the Power of Courts to Grant Injunctions and Prohibiting the Issuing of Restraining Orders and Injunctions in Certain Labor Matters.

Received from the House, 261.

First and second reading, 298.

Reference, 298.

Indefinitely postponed, 362.

House Bill No. 85.—(Fraser)

A Concurrent Resolution.

Received from the House, 261.

First and second reading, 298.

Reference, 298.

Reported back, 418.

Amended, 418.

Passed, 420.

Other action, 420.

House Bill No. 86.—(Miller)

A Bill for an Act Relating to the Administration of State Aid for Rural Schools.

Received from the House, 261.

First and second reading, 298.

Reference, 298.

Amended, 1004.

Passed, 1054.

Other action, 517, 1084.

House Bill No. 87.—(Keitzman)

A Bill for an Act to Require Any Person, Firm or Corporation Having Charge of Any Depot, Hotel, Lodging House, Restaurant, Pool Hall, Barber Shop, or Public Place to Post in a Conspicuous Place Therein Literature Pertaining to Tuberculosis.

Received from the House, 337.

First and second reading, 352.

Reference, 352.

Reported back, 448.

Indefinitely postponed, 448.

Other action, 819, 859, 868, 890.

House Bill No. 88.—(Geiger)

A Bill for an Act to Amend and Re-Enact Section 17 of Chapter 172, Laws of 1915.

Received from the House, 408.

First and second reading, 433.

Reference, 433.

Reported back, 862.

Amended, 1071.

Passed, 1071.

Other action, 938, 966, 1012.

House Bill No. 90.—(Weber)

A Bill for an Act to Amend and Re-Enact Sections 236 and 237 of 1913 Laws, as Amended by Chapter 230 of 1915 Session Laws, Relating to Board of Control of State Institutions.

Received from the House, 512, 539.

First and second reading, 534, 590.

Reference, 534, 590.

Reported back, 868.

Indefinitely postponed, 868.

House Bill No. 91.—(Keitzman)

A Bill for an Act Requiring Every Person Who Handles Meat in a Butcher Shop, Meat Market, or Place Where It Is Sold to Procure a Certificate of Health.

Received from the House, 338.

First and second reading, 352.

Reference, 352.

Reported back, 890.

Amended, 890, 1044.

Passed, 1045.

Indefinitely postponed, 448.

Other action, 819, 859, 868, 971, 1084.

House Bill No. 93.—(Carignan)

A Bill for an Act Regulating Bail in Cases of Larceny of Horses or Cattle.

Received from the House, 372.

First and second reading, 386.

Reference, 386.

Reported back, 570.

Passed, 795.

House Bill No. 95.—(Lang)

A Bill for an Act Providing for the Construction and Repair of Curbing in Cities and Providing for the Letting of Contracts and the Manner of Enforcing Payment for Curbing Built.

Received from the House, 715.

First and second reading, 757.

Reference, 757.

Reported back, 882.

Passed, 959.

House Bill No. 96.—(Whipple)

A Bill for an Act Amending Section 287 of 1913 Laws, Relating to the Investment of School Funds on Farm Lands.

Received from the House, 513.

First and second reading, 534.

Reference, 534.

Reported back, 867.

Indefinitely postponed, 867, 1044.

House Bill No. 98.—(Maxwell)

A Bill for an Act to Re-Enact Section 5517 of 1913 Laws, Relating to Confirmation of the Conveyance of the Family Homestead in Any Case in Which the Same Has Been Deeded by Both Husband and Wife in Separate Instruments.

Received from the House, 337.

First and second reading, 352.

Reference, 352.

Reported back, 379.

Passed, 407.

Other action, 208.

House Bill No. 99.—(Arnold)

A Bill for an Act Relating to the Incorporation of Co-Operative Associations, and the Fees to Be Paid Therefor, the Powers, Duties and Obligations Thereof.

Received from the House, 717.

First and second reading, 753.

Reference, 753.

Reported back, 934.

Amended, 1069.

Passed, 1070.

Other action, 1116.

House Bill No. 100.—(Havens and Bowman)

A Bill for an Act to Amend Section 3969, Laws of 1913, Relating to Excluding Farm Lands from the Limits of Cities, Towns or Villages.

Received from the House, 338.

First and second reading, 352.

Reference, 352.

Reported back, 813.

Indefinitely postponed, 813.

House Bill No. 101.—(Liederbach)

A Bill for an Act Creating a Commission Herein Designated as the Killdeer Park Commission for the Purpose of Investigation as to the Advisability and Cost of Purchasing the Killdeer Mountains for a Park and Game and Fish Preserve.

Received from the House, 409.

First and second reading, 433.

Reference, 433.

Reported back, 891.

Amended, 891.

Passed, 972.

Other action, 1083.

House Bill No. 104.—(Fraser)

A Bill for an Act to Provide for the Certification of Questions of Law to the Supreme Court in Civil and Criminal Cases Where the Determination of Such Questions May Determine the Issues in a Cause at Issue.

Received from the House, 338.

First and second reading, 353.

Reference, 353.

Reported back, 379.

Indefinitely postponed, 379.

House Bill No. 106.—(Hendrickson)

A Bill for an Act to Amend and Re-Enact Section 4777 of 1913 Laws, Relating to the Construction of Transfer Facilities, Railroad Wyes and Connections Between Railroads.

Received from the House, 337.

First and second reading, 353.

Reference, 353.

Reported back, 566.

Amended, 566.

Passed, 795.

House Bill No. 107.—(Martin)

A Bill for an Act Amending and Re-Enacting Section 7841 of 1913 Laws, Specifying What Orders Made by the District Court are Reviewable by the Supreme Court, and Fixing the Time When the Same Shall Be Heard Therein.

Received from the House, 483.

First and second reading, 509.

Reference, 509.

Reported back, 808.

Indefinitely postponed, 808.

House Bill No. 109.—(Harris)

A Bill for an Act Relating to the Compensation of Inmates of the State Reform School for Work Performed by Them, and Providing for the Disposition of Moneys Earned.

Received from the House, 717.

First and second reading, 724.

Reference, 724.

Reported back, 810.

Amended, 810.

Passed, 902.

Other action, 1113.

House Bill No. 110.—(Christenson and Magnuson)

A Bill for an Act Authorizing the Commissioner of Insurance to Examine Fire Rating Bureau; Forbidding Discriminatory Rates, and Requiring Written Variation to Be Filed; Requiring Fire Insurance Companies to Join Bureau.

Received from the House, 409.
 First and second reading, 432.
 Reference, 432.
 Reported back, 863.
 Indefinitely postponed, 863.

House Bill No. 111.—(Christenson and Magnuson)

A Bill for an Act Authorizing the Commissioner of Insurance to Fix Rates to Be Charged by Fidelity and Surety Companies, Providing for Appeal Therefrom and Fixing Penalty.

Received from the House, 714.
 First and second reading, 755.
 Reference, 755.
 Reported back, 863.
 Indefinitely postponed, 863.

House Bill No. 112.—(Christenson)

A Bill for an Act to Amend Section 1456 of 1913 Laws, Relating to the Establishment, Maintenance, Improvements and Equipment of County Agricultural and Training Schools, and Providing Levies Therefor by County and State.

Received from the House, 566.
 First and second reading, 593.
 Reference, 593.
 Reported back, 807.
 Amended, 807.
 Passed, 896.
 Other action, 1089.

House Bill No. 113.—(Kurtz)

A Bill for an Act to Amend and Re-Enact Section 4521 of 1913 Laws, Relating to the Reinstatement of Corporations Failing to Report to the Secretary of State.

Received from the House, 372.
 First and second reading, 386.
 Reference, 386.
 Reported back, 884.
 Amended, 961.
 Passed, 961.
 Other action, 1082.

House Bill No. 115.—(Stair)

A Bill for an Act to Amend and Re-Enact Sections 47 and 45 Relating to Proposals and Printing.

Received from the House, 537.
 First and second reading, 591.
 Reference, 591.
 Reported back, 837.
 Indefinitely postponed, 837.

House Bill No. 116.—(Church and Prater)

A Bill for an Act Providing for Term of Imprisonment in the Penitentiary. Establishing Board of Criminal Anthropology.

Received from the House, 483.

First and second reading, 509.

Reference, 509.

Reported back, 888.

Indefinitely postponed, 888.

House Bill No. 117.—(Stair)

A Bill for an Act to Provide How North Dakota Blue Book or Legislative Manual Shall Be Printed.

Received from the House, 537.

First and second reading, 591.

Reference, 591.

Reported back, 837.

Amended, 912.

Passed, 912.

Other action, 1100, 1115, 1118.

House Bill No. 118.—(Havens)

A Bill for an Act Relating to Child Welfare.

Received from the House, 715.

First and second reading, 756.

Reference, 756.

Reported back, 883.

Indefinitely postponed, 883.

House Bill No. 119.—(Mees)

A Bill for an Act to Amend and Re-Enact Section 2141 of 1913 Laws, Relating to the State Board of Equalization, Prescribing Its Powers and Duties, and Providing Rules for Equalization.

Received from the House, 373.

First and second reading, 386.

Reference, 386.

Reported back, 930.

Indefinitely postponed, 930.

House Bill No. 120.—(Mees)

A Bill for an Act Creating a State Board of Levy and Defining Its Powers and Duties.

Received from the House, 371.

First and second reading, 386.

Reference, 386.

Reported back, 931.

Indefinitely postponed, 931.

House Bill No. 121.—(Lageson)

A Bill for an Act to Repeal Chapter 234 of 1915 Session Laws, Relating to the State Board of Immigration.

Received from the House, 408.

First and second reading, 432.

Reference, 432.

Reported back, 572.

Passed, 796.

House Bill No. 122.—(Martz)

A Bill for an Act to Appropriate Five Thousand Dollars to the Use of the Commissioner of Agriculture and Labor to Be Used by Him to Investigate, Prepare and Carry Out Plans for the Establishment of a State Employment Bureau.

Received from the House, 409.

First and second reading, 432.

Reference, 432.

Other action, 487.

House Bill No. 123.—(Bailey)

A Bill for an Act Regulating and Licensing the Manufacture, Labeling, Sale, and Advertising of Patent and Proprietary Medicines, Fraudulent Therapeutic Appliances and Devices and for Other Purposes.

Received from the House, 539.

First and second reading, 590.

Reference, 590.

Reported back, 935.

Indefinitely postponed, 935.

House Bill No. 124.—(Reishus)

A Bill for an Act Relating to the Bonding of Collection Agencies, Fixing Amount and Time of Bond and Qualifications and Number of Sureties Thereon, Terms and Conditions Thereof and Prescribing Penalty for Failure to Comply.

Received from the House, 611.

First and second reading, 708.

Reference, 708.

Reported back, 861.

Indefinitely postponed, 861.

House Bill No. 125.—(Renauld)

A Bill for an Act to Amend and Re-Enact Section 2223 of 1913 Laws, Relating to the Redemption of Land Sold for Taxes.

Received from the House, 373.

First and second reading, 386.

Reference, 386.

Reported back, 930.

Indefinitely postponed, 930.

Other action, 1083.

House Bill No. 126.—(Tennessee)

A Bill for an Act Defining the Crime of Swindling; Prescribing a Punishment Therefor; Providing the Method for Making Arrests for Violations Thereof, and Specifying the Class of Testimony Upon Which Convictions May Be Had.

Received from the House, 610.

First and second reading, 708.

Reference, 708.

Reported back, 860.

Amended, 860.

Passed, 937.

Other action, 1043.

House Bill No. 127.—(Bowman)

A Bill for an Act Providing for a State Transportation Officer, Relating to the Transportation of Prisoners and Patients to Institutions Under Jurisdiction of State Board of Control.

Received from the House, 372.

First and second reading, 386.

Reference, 386.

Reported back, 811.

Passed, 905.

House Bill No. 129.—(Tenneson)

A Bill for an Act Canceling Uncollected Personal Property Taxes Assessed for 1910 and Prior Years, and Making It the Duty of the County Auditor to Cancel Such Taxes Six Years Old.

Received from the House, 482, 539.

First and second reading, 509, 591.

Reference, 509, 591.

Reported back, 853.

Indefinitely postponed, 853.

House Bill No. 130.—(Tenneson)

A Bill for an Act to Provide, Under the Commission Form of Municipal Government, for Civil Service Rules and Regulations for City Employees.

Received from the House, 612.

First and second reading, 714.

Reference, 714.

Reported back, 883.

Indefinitely postponed, 883.

House Bill No. 131.—(Tenneson)

A Bill for an Act Declaring Every Child to Be the Legitimate Child of Its Natural Parents, Making Such Child an Heir to Such Parents; and Providing the Procedure for Establishing Such Parentage.

Received from the House, 718.

First and second reading, 754.

Reference, 754.

Reported back, 808.

Passed, 897.

House Bill No. 133.—(Peterson of Towner)

A Bill for an Act Authorizing the County Superintendent of Schools to Employ, With the Consent of the County Commissioners, a Visiting Nurse.

Received from the House, 409.

Indefinitely postponed, 1029.

House Bill No. 134.—(Maddock of Benson)

A Bill for an Act to Repeal Sections 3277 and 3278 of 1913 Laws, Relating to Special Tax Levy for Immigration.

Received from the House, 373.

First and second reading, 387.

Reference, 387.

Reported back, 572.

Indefinitely postponed, 572.

House Bill No. 135.—(Olson of Bowman)

A Bill for an Act to Amend and Re-Enact Section 4904 of 1913 Laws, Relating to Fidelity Insurance and Corporate Suretyship.

Received from the House, 715.

First and second reading, 755.

Reference, 755.

Reported back, 862.

Indefinitely postponed, 862.

House Bill No. 136.—(Koller)

A Bill for an Act Providing That the Board of County Commissioners Shall Have General Supervision Over the Laying Out, Construction and Work on Highways, and Providing Compensation for Services so Rendered.

Received from the House, 715.

First and second reading, 756.

Reference, 756.

Reported back, 814.

Amended, 814.

Passed, 909.

Other action, 1088.

House Bill No. 137.—(Cole)

A Bill for an Act to Amend Section 1833 of 1913 Laws, Relating to Allowances and Payments of Estimate Upon Contracts for the Construction of Public Buildings.

Received from the House, 409.

First and second reading, 432.

Reference, 432.

Reported back, 933.

Indefinitely postponed, 1043.

Other action, 1035.

House Bill No. 138.—(Oksendahl)

A Bill for an Act to Amend and Re-Enact Sections 4890 and 4891 of 1913 Laws, Relating to Consolidation and Re-Insurance of Domestic Insurance Companies Transacting Business of Life, Accident or Health Insurance.

Received from the House, 740.

First and second reading, 432, 757.

Reference, 432, 757.

Reported back, 888.

Indefinitely postponed, 888.

House Bill No. 140.—(Stinger)

A Bill for an Act to Provide Reliable Information to Prospective Settlers, and to Protect Both Buyer and Seller From Unfair and Unscrupulous Dealers in Lands; Also to Encourage Immigration.

Received from the House, 482.

First and second reading, 509.

Reference, 509.

Reported back, 995.

Amended, 1049.

Passed, 1050.

Indefinitely postponed, 572.

Other action, 791, 792, 793, 1083.

House Bill No. 141.—(Havens)

A Bill for an Act Relating to Procedure in Certain Actions for Divorce, or Annulment of Marriage.

Received from the House, 409.

First and second reading, 432.

Reference, 432.

Reported back, 495.

Indefinitely postponed, 495.

House Bill No. 142.—(Hoare)

A Bill for an Act to Amend and Re-Enact Section 8085 of 1913 Laws, Relating to Redemption of Property Sold Under Mortgage Foreclosure.

Received from the House, 372.

First and second reading, 387.

Reference, 387.

Reported back, 465.

Indefinitely postponed, 465.

House Bill No. 144.—(Liederbach)

A Bill for an Act Withdrawing From Sale Certain School Lands in Dunn County, North Dakota.

Received from the House, 409.

First and second reading, 432.

Reference, 432.

Reported back, 927.

Amended, 1015.

Passed, 1015.

Other action, 1083.

House Bill No. 145.—(Walton)

A Bill for an Act to Amend and Re-Enact Sections 5198 of 1913 Laws, Authorizing and Restricting the Investment of Capital, Deposits and Surplus of Savings Banks.

Received from the House, 482.

First and second reading, 509.

Reference, 509.

Passed, 1069.

Reported back, 876.

Indefinitely postponed, 876.

Other action, 975, 1013, 1014, 1068.

House Bill No. 146.—(Erb)

A Bill for an Act to Create the Office of President Emeritus of the Agricultural College at Fargo, and Electing John H. Worst Thereto, and Providing a Salary Therefor.

Received from the House, 537.

First and second reading, 592.

Reference, 592.

Reported back, 950.

Indefinitely postponed, 950.

House Bill No. 147.—(Harding)

A Bill for an Act to Amend and Re-Enact Sections 1105, 1107, 1108, 1111, 1113, 1116, 1120, and Repealing Section 1119 of 1913 Laws, Relating to the Office of Superintendent of Public Instruction.

Received from the House, 537.

First and second reading, 590.

Reference, 590.

Reported back, 951.

Indefinitely postponed, 951.

House Bill No. 149.—(McDonnell)

A Bill for an Act to Amend and Re-Enact Sections 1122, 1125, 1127, 1135 and 1136 of 1913 Laws, Relating to the Office of County Superintendent of Instruction.

Received from the House, 718.

First and second reading, 753.

Reference, 753.

Amended, 1005.

Passed, 1054.

House Bill No. 150.—(Harding)

A Bill for an Act to Provide for the Examination and Certification of Teachers in the State of North Dakota, and to Repeal Sections 1357 to 1377, Inclusive, of the 1913 Laws.

Received from the House, 718.

First and second reading, 754.

Reference, 754.

Reported back, 1004.

Indefinitely postponed, 1004.

House Bill No. 151.—(Larson)

A Bill for an Act to Amend Section 2702 of 1913 Laws, as Amended by Section 1 of Chapter 263 of 1915 Session Laws, and to Amend Section 2706, Relating to Reimbursement and Indemnification of Owners of Cattle.

Received from the House, 408.

First and second reading, 431.

Reference, 431.

Reported back, 885.

Indefinitely postponed, 885.

House Bill No. 152.—(Sandbeck and Storstad)

A Bill for an Act to Amend and Re-Enact Sections 2464 and 2468 of 1913 Laws, Relating to Drainage.

Received from the House, 538.

First and second reading, 592.

Reference, 592.

Reported back, 880.

Indefinitely postponed, 880.

House Bill No. 153.—(Olson of Eddy)

A Bill for an Act to Amend and Re-Enact Section 4871 of 1913 Laws, Relating to Membership, Notice of Meetings and By-Laws of Domestic Insurance Companies.

Received from the House, 718.

First and second reading, 754.

Reference, 754.

Reported back, 863.

Passed, 939.

House Bill No. 154.—(Magnuson)

A Bill for an Act to Amend and Re-Enact Section 4844 of 1913 Laws, Relating to the Payment of Dividends by Domestic Insurance Companies From Surplus Profits.

Received from the House, 538.

First and second reading, 592.

Reference, 592.

Reported back, 862.

Passed, 938.

House Bill No. 155.—(Haines)

A Bill for an Act to Amend and Re-Enact Sections 967 and 968 of 1913 Laws, Relating to the Delivery of Poll Books and Ballot Boxes.

Received from the House, 410.
First and second reading, 431.
Reference, 431.
Reported back, 859.
Indefinitely postponed, 859.

House Bill No. 156.—(Haines)

A Bill for an Act to Amend and Re-Enact Section 1008 of 1913 Laws, Relating to the Election Returns.

Received from the House, 410.
First and second reading, 431.
Reference, 431.
Reported back, 859.
Indefinitely postponed, 859.

House Bill No. 157.—(Divet)

A Bill for an Act to Provide for Joint Action and Co-Operation Between the District Courts of This State Having Jurisdiction of Drainage Proceedings and Like Authorities of Adjoining States.

Received from the House, 717.
First and second reading, 724.
Reference, 724.
Reported back, 819.
Passed, 909.

House Bill No. 158.—(Hoare)

A Bill for an Act to Fix and Limit Attorney's Fees and All Costs on the Foreclosure of Real Estate Mortgages.

Received from the House, 409.
First and second reading, 431.
Reference, 431.
Reported back, 446.
Indefinitely postponed, 446.

House Bill No. 162.—(Weld of Wells)

A Bill for an Act to Amend and Re-Enact Section 3321 of 1913 Laws, Relating to Depositories of County Funds.

Received from the House, 482.
First and second reading, 510.
Reference, 510.
Reported back, 877.
Indefinitely postponed, 877.

House Bill No. 163.—(Sandbeck)

A Bill for an Act to Amend and Re-Enact Sections 2093 and 2123 of 1913 Laws, Relating to the Manner of Listing Property for Taxation Purposes.

Received from the House, 717.
First and second reading, 753.
Reference, 753.
Reported back, 854.
Passed, 915.

House Bill No. 165.—(Lathrop)

A Bill for an Act Amending the Constitution of North Dakota, Relating to the Investment of School Funds.
Received from the House, 538.
First and second reading, 592.
Reference, 592.
Reported back, 866.
Passed, 934.
Other action, 1083.

House Bill No. 167.—(Committee on Highways)

A Bill for an Act Providing for Dealers' Motor Vehicle License Fees, and Amending Sections 2976e, 2976g, 2976h, 2976o and 2976p of 1913 Laws.
Received from the House, 538.
First and second reading, 591.
Reference, 591.
Reported back, 752.
Amended, 799.
Passed, 799.

House Bill No. 168.—(Committee on Highways)

A Bill for an Act Authorizing State Aid for the Establishment, Construction, Maintenance and Repair of Public Roads, and Making an Appropriation Therefor.
Received from the House, 410.
First and second reading, 430.
Reference, 430.
Reported back, 671.
Amended, 525, 671, 797.
Passed, 797.
Other action, 525.

House Bill No. 174.—(Walton)

A Bill for an Act to Repeal, Amend and Re-Enact Sections 1877, 1878, 1879 and 1880 of 1913 Laws, Relating to Farmers' Institutes, and Providing an Appropriation Therefor.
Received from the House, 372.
First and second reading, 384.
Reference, 384.
Reported back, 856.
Passed, 924.
Other action, 1054.

House Bill No. 175.—(Byrne)

A Bill for an Act to Provide for the Creation, Organization, Government and Extension of Irrigation Districts.
Received from the House, 513.
First and second reading, 534.
Reference, 534.
Reported back, 579.
Passed, 817.
Other action, 800.

House Bill No. 177.—(Maxwell)

A Bill for an Act to Amend and Re-Enact Section 3534 of 1913 Laws, Relating to the Fees of Jurors.

Received from the House, 410.

First and second reading, 430.

Reference, 430.

Reported back, 445.

Amended, 445.

Passed, 476, 790.

Indefinitely postponed, 789.

Other action, 536, 585.

House Bill No. 180.—(Fraser)

A Bill for an Act Locating the Asylum for the Insane at Garrison, and Making an Appropriation Therefor.

Received from the House, 513.

First and second reading, 534.

Reference, 534.

Reported back, 867.

Indefinitely postponed, 867.

House Bill No. 181.—(McManus)

A Bill for an Act to Amend and Re-Enact Section 2212 of 1913 Laws, as Amended by Chapter 252 of Session Laws of 1915, Relating to the Duty of the County Auditor and the Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Conveyances.

Received from the House, 715.

First and second reading, 755.

Reference, 755.

Reported back, 931.

Indefinitely postponed, 931.

House Bill No. 182.—(Lowe)

A Bill for an Act to Amend and Re-Enact Section 1828 of 1913 Laws, as Amended by 1915 Session Laws, Relating to the Use of Lignite Coal in the State and County Institutions and Schools; and Providing a Penalty for Violation of Act.

Received from the House, 482.

First and second reading, 509.

Reference, 509.

Reported back, 812.

Indefinitely postponed, 812.

Other action, 965.

House Bill No. 183.—(Everson)

A Concurrent Resolution.

Received from the House, 481.

First and second reading, 509.

Reference, 509.

House Bill No. 184.—(Prater)

A Bill for an Act to Regulate the Shipment of Cases or Boxes, Containing Bottles, and Providing That Certain Additional Facts Be Contained in the Bill of Lading and Freight Receipt.

Received from the House, 538.

First and second reading, 590.

Reference, 590.

Reported back, 890.

Amended, 970.

House Bill No. 185.—(Whipple)

A Bill for an Act to Amend and Re-Enact Section 5155 of 1913 Laws, as Amended by Section 56 of 1915 Session Laws, Relating to Capital Stock of State Banks.

Received from the House, 566.

First and second reading, 593.

Reference, 593.

Reported back, 877.

Indefinitely postponed, 877.

House Bill No. 188.—(O'Connor of Grand Forks)

A Bill for an Act to Make Uniform the Law of Sale of Goods.

Received from the House, 513.

First and second reading, 534.

Reference, 534.

Reported back, 877.

Amended, 877.

Passed, 954.

Other action, 1089.

House Bill No. 191.—(Stinger)

A Bill for an Act to Amend and Re-Enact Section 336 of 1913 Laws, Relating to the Leasing of School Lands and Providing for the Appraisal and Sale of Improvements Thereon, and Declaring an Emergency.

Received from the House, 410.

First and second reading, 430.

Reference, 430.

Reported back, 576.

Indefinitely postponed, 927.

House Bill No. 192.—(Reishus)

A Bill for an Act to Amend Section 4059 of 1913 Laws, Relating to Powers of Park Commission.

Received from the House, 742.

First and second reading, 757.

Reference, 757.

Reported back, 881.

Amended, 881, 957, 1063.

Passed, 953, 1063.

Other action, 1051, 1053, 1063, 1101.

House Bill No. 194.—(Tenneson)

A Bill for an Act Requiring an Instrument Affecting Real and Personal Property, Executed or Taken in a Representative Capacity, to Identify the Beneficiary and Nature of the Trust.

Received from the House, 610.

First and second reading, 708.

Reference, 708.

Reported back, 808.

Passed, 897.

House Bill No. 195.—(Stinger)

A Bill for an Act to Prevent Unfair Discrimination by Railroad Companies in the Furnishing of Cars to the Different Elevator Companies at Any Railroad Station in North Dakota and Prescribing Penalties.

Received from the House, 715.

First and second reading, 757.

Reference, 757.

Reported back, 854.

Amended, 921.

Passed, 921.

House Bill No. 196.—(Turner)

A Bill for an Act to Provide That Every Insurance Company Engaged in the Business of Insuring Crops Against Loss by Hail Shall in Case of Such Loss Pay the Owner of Such Crop His Estimated Loss Unless an Adjustment Is Made Seven Days After Loss.

Received from the House, 539.

First and second reading, 590.

Reference, 590.

Reported back, 888.

Indefinitely postponed, 888.

House Bill No. 200.—(Wadeson)

A Bill for an Act to Amend and Re-Enact Chapter 269 of Laws of 1915.

Received from the House, 716.

First and second reading, 725.

Reference, 725.

Reported back, 882.

Amended, 959.

Passed, 959.

Other action, 1113.

House Bill No. 202.—(Committee on Appropriations)

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of 1913, Relating to the Cost of Maintaining Patients in the Hospital for the Insane.

Received from the House, 483.

First and second reading, 508.

Reference, 508.

Reported back, 811.

Amended, 811.

Passed, 903.

Other action, 1112.

House Bill No. 203.—(Nims)

A Bill for an Act Providing for the Dragging of Roads and Levying a Tax Therefor, and Prescribing the Duties of County Commissioners, Township Supervisors of Highways in Connection.

Received from the House, 718.

First and second reading, 753.

Reference, 753.

Reported back, 815.

Amended, 815.

Passed, 908.

Other action, 1085.

House Bill No. 206.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Hospital for Insane, and for Making Permanent Improvements and Additions Thereto.

Received from the House, 717.

First and second reading, 753.

Reference, 753.

Reported back, 918.

Passed, 981.

House Bill No. 207.—(Committee on Appropriations)

A Bill for an Act Making Appropriations for the Current and Contingent Expenses of the State Penitentiary, and for Making Permanent Improvements and Additions Thereto.

Received from the House, 804.

First and second reading, 815.

Reference, 815.

Reported back, 929.

Amended, 929.

Passed, 1018.

Other action, 1084.

House Bill No. 208.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Reimbursement of Alphonso Boley.

Received from the House, 612.

First and second reading, 709.

Reference, 709.

Reported back, 917.

Amended, 917.

Passed, 981.

Other action, 1112.

House Bill No. 213.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association, for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of Annual Tournament.

Received from the House, 482.

First and second reading, 511.

Reference, 511.

Reported back, 917.

Passed, 979.

House Bill No. 217.—(Committee on Appropriations)

A Bill for an Act Making Appropriation for the Current and Contingent Expenses of the Institution for the Feeble-Minded at Grafton, and for Making Permanent Improvements and Additions Thereto.

Received from the House, 717.

First and second reading, 725.

Reference, 725.

Reported back, 919.

Amended, 919.

Passed, 985.

Other action, 1112.

House Bill No. 218.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Maintenance, Improvements and Repairs, New Buildings, Equipments and Permanent Additions Thereto for the North Dakota Tuberculosis Sanitarium at Dunseith.

Received from the House, 538.

First and second reading, 592.

Reference, 592.

Reported back, 919.

Amended, 919.

Passed, 986.

Other action, 1112.

House Bill No. 221.—(Cele)

A Bill for an Act to Appropriate Money to Pay the Members of the First North Dakota Infantry in the Service of Their Country During the Years 1916 and 1917.

Received from the House, 481.

First and second reading, 511.

Reference, 511.

Reported back, 552.

Other action, 552, 618.

House Bill No. 222.—(Committee on Appropriations)

A Bill for an Act Providing for the Transportation of Prisoners and Insane Patients.

Received from the House, 482.

First and second reading, 509.

Reference, 509.

Reported back, 950.

Indefinitely postponed, 950.

House Bill No. 223.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Purpose of Paying Outstanding Bills for Expense of Trustees of Schools of Forestry.

Received from the House, 482.

First and second reading, 509.

Reference, 509.

Reported back, 855.

Passed, 922.

House Bill No. 224.—(Committee on Appropriations)

A Bill for an Act Making Appropriation for Public Printing.

Received from the House, 717.

First and second reading, 753.

Reference, 753.

Passed, 1053.

Other action, 1112.

House Bill No. 225.—(Committee on Appropriations)

A Bill for an Act Making Appropriation to Provide Funds for Payment of Per Diem and Expenses of the North Dakota Budget Board.

Received from the House, 483.

First and second reading, 508.

Reference, 508.

Reported back, 950.

Indefinitely postponed, 950.

House Bill No. 226.—(Oksendahl)

A Bill for an Act to Amend and Re-Enact Section 4565 of 1913 Laws, Relating to the Dissolution of Corporations.

Received from the House, 483.

First and second reading, 508.

Reference, 508.

Reported back, 517.

Passed, 794.

Other action, 594.

House Bill No. 228.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Purpose of Securing Federal Aid for Road Purposes.

Received from the House, 715.

First and second reading, 756.

Reference, 756.

Reported back, 1050.

Amended, 992.

Passed, 1050.

Other action, 1112.

House Bill No. 231.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol Fund for Improvements, Repairs and Equipment Therefor.

Received from the House, 714.

First and second reading, 755.

Reference, 755.

Reported back, 855.

Amended, 925.

Passed, 926.

Other action, 1112.

House Bill No. 233.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Received from the House, 714.

First and second reading, 755.

Reference, 755.

Reported back, 916.

Passed, 976.

Other action, 1113.

House Bill No. 234.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses for the School for the Deaf at Devils Lake, and for Making Permanent Improvements and Additions Thereto.

Received from the House, 751.

First and second reading, 758.

Reference, 758.

Reported back, 932.

Amended, 932.

Passed, 1035.

Other action, 1084.

House Bill No. 235.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Florence Crittenden Home at Fargo, North Dakota.

Received from the House, 482.

First and second reading, 509.

Reference, 509.

Reported back, 855.

Amended, 1095.

Passed, 923, 1096.

Other action, 1054, 1101.

House Bill No. 236.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Purpose of Encouraging Immigration.
Received from the House, 482.
First and second reading, 511.
Reference, 511.
Reported back, 918.
Passed, 984.

House Bill No. 239.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation to Provide for the Payment of a Deficit Incurred for the Transportation of Inmates to the State Reform School.
Received from the House, 482.
First and second reading, 511.
Reference, 511.
Reported back, 855.
Passed, 923.

House Bill No. 240.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation to Pay the Deficit in the Current Appropriation for Expenses of the Stallion Registration Board.
Received from the House, 483.
First and second reading, 511.
Reference, 511.
Reported back, 928.
Passed, 1033.

House Bill No. 241.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Reform School at Mandan, North Dakota, and for Making Permanent Improvements and Additions Thereto.
Received from the House, 748.
First and second reading, 757.
Reference, 757.
Reported back, 917.
Passed, 980.

House Bill No. 244.—(Liederbach)

A Bill for an Act to Amend and Re-Enact Section 1714 of the 1913 Laws, Relating to the Commitment of Feeble-Minded Persons to the Institution for the Feeble-Minded.
Received from the House, 716.
First and second reading, 754.
Reference, 754.
Reported back, 867.
Passed, 945.

House Bill No. 245.—(Prater)

A Bill for an Act Transferring from the Funds Appropriated to the State Auditor's Department for Chief Clerk and Bookkeeper, Clerk and Stenographer Under Subdivision 7 of Chapter 43 of the Session Laws of 1915 to a Contingent Fund.
Received from the House, 716, 718.
First and second reading, 723, 753.
Reference, 723, 753.
Indefinitely postponed, 928.

House Bill No. 247.—(Cole)

A Bill for an Act Relating to Ordinance Granting Franchise to Be Submitted to Popular Vote.

Received from the House, 684.

First and second reading, 709.

Reference, 709.

Reported back, 883.

Indefinitely postponed, 883.

House Bill No. 248.—(Weld of Wells)

A Bill for an Act to Amend Section 303 of 1913 Laws, Relating to Transient Merchants and Peddlers.

Received from the House, 483.

First and second reading, 509.

Reference, 509.

Reported back, 887.

Amended, 887.

Passed, 963.

House Bill No. 249.—(Lageson)

A Bill for an Act Extending the Jurisdiction and Authority of the State Engineer, and Defining His Duties Hereunder, and in Relation to the Control of Flood Waters and Co-Operation in Relation Thereto with the Government of the United States, the State of Minnesota and the State of South Dakota.

Received from the House, 717.

First and second reading, 724.

Reference, 724.

Reported back, 819.

Passed, 910.

Other action, 1115.

House Bill No. 252.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Glanders and Durine Indemnity Fund.

Received from the House, 716.

First and second reading, 754.

Reference, 754.

Reported back, 855.

Passed, 923.

House Bill No. 253.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Received from the House, 611.

First and second reading, 714.

Reference, 714.

Reported back, 928.

Passed, 1032.

House Bill No. 259.—(Hoghaug)

A Bill for an Act to Legalize the Execution and Acknowledgment of Certain Deeds, Mortgages and Other Instruments in Writing and the Record Thereof, and Making the Same or Certified Copies Thereof, Admissible in Evidence.

Received from the House, 538.

First and second reading, 592.

Reference, 592.

Reported back, 857.

Passed, 937.

Other action, 1082.

House Bill No. 260.—(Hoghaug)

A Bill for an Act Validating Certain General and Special Elections in Villages, and Bonds and Warrants Issued by the Corporate Authorities Thereof in Pursuance of Such Elections.

Received from the House, 683.
First and second reading, 709.
Reference, 709.
Reported back, 882.
Passed, 960.
Other action, 790.

House Bill No. 268.—(Martin)

A Bill for an Act to Amend and Re-Enact Section 759 of 1913 Laws, Relating to the Tenth Judicial District, and the Terms of Court Therein.

Received from the House, 718.
First and second reading, 754.
Reference, 754.
Reported back, 877.
Amended, 877.
Passed, 1012.
Other action, 953.

House Bill No. 269.—(Lazier)

A Bill for an Act Relating to the Issuance of Permits for Breeding or Domestication of Certain Fur-Bearing Animals.

Received from the House, 566.
First and second reading, 594.
Reference, 594.
Reported back, 893.
Amended, 893.
Passed, 976.
Other action, 1115.

House Bill No. 270.—(Cole)

A Bill for an Act to Amend and Re-Enact Section 983 of 1913 Laws, Relating to Opening and Closing of Polls on Election Day.

Received from the House, 539.
First and second reading, 591.
Reference, 591.
Reported back, 1006.
Indefinitely postponed, 1006.

House Bill No. 274.—(Christenson)

A Bill for an Act to Provide that Riparian Owners of Land Lying Adjacent to Non-Navigable Streams and Rivers Shall Prevent the Falling of Trees, Logs and Brush Into Such Streams, and Prescribing the Duties of County Commissioners.

Received from the House, 715.
First and second reading, 724.
Reference, 724.
Reported back, 820.
Passed, 911.

House Bill No. 275.—(Magnuson)

A Bill for an Act Requiring Assessment, Accident and Health Insurance Companies, or Associations, to Make Deposit with the Commissioner of Insurance.

Received from the House, 483.

First and second reading, 509.

Reference, 509.

Reported back, 853.

Amended, 853.

Passed, 914.

Other action, 1083.

House Bill No. 279.—(Stair)

A Bill for an Act to Amend and Re-Enact Sections 1431, 1432, 1433, 1434, 1435, 1436 and 1437, and to Repeal Sections 1430 and 1438 of 1913 Laws Relating to the Administration of State Aid for Classified High Schools.

Received from the House, 716.

First and second reading, 723.

Reference, 723.

Reported back, 920.

Indefinitely postponed, 920.

House Bill No. 280.—(O'Connor of Grand Forks)

A Bill for an Act Providing for Writ of Error and Granting to the Supreme Court Power to Prescribe Rules Therefor.

Received from the House, 611.

First and second reading, 709.

Reference, 709.

Reported back, 857.

Passed, 936.

House Bill No. 282.—(Hoare)

A Bill for an Act to Amend and Re-Enact Section 10122 of 1913 Laws, Relative to Prohibition.

Received from the House, 684.

First and second reading, 709.

Reference, 709.

Reported back, 879.

Indefinitely postponed, 879.

House Bill No. 284.—(Larson)

A Bill for an Act to Amend and Re-Enact Section 3695 of 1913 Laws, Relating to Sidewalk Special Assessment Fund.

Received from the House, 610.

First and second reading, 709.

Reference, 709.

Reported back, 995.

Indefinitely postponed, 995.

House Bill No. 286.—(Dettler, Olson of Cavalier and Schrag)

A Bill for an Act to Amend and Re-Enact Section 10841 of 1913 Laws, Relating to Accomplice; Evidence; Corroboration.

Received from the House, 566.

First and second reading, 594.

Reference, 594.

Reported back, 788.

Passed, 907.

Other action, 1084.

House Bill No. 287.—(Wilson)

A Bill for an Act to Amend and Re-Enact Section 3740 of 1913 Laws, Relating to Cities; Providing for Connections with Sewer and Other Mains, Cables and Conduits.

Received from the House, 537.

First and second reading, 593.

Reference, 593.

Reported back, 813.

Amended, 813.

Other action, 1083.

House Bill No. 288.—(Walton)

A Bill for an Act to Provide for the Issuance of Warehouse Certificates on Packing House Products.

Received from the House, 539.

First and second reading, 590.

Reference, 590.

Other action, 951, 1038, 1043, 1044.

House Bill No. 292.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation to Provide for Compensation and Expenses of the Board of Trustees of the State Live Stock Sanitary Board.

Received from the House, 512.

First and second reading, 533.

Reference, 533.

Reported back, 918.

Passed, 985.

House Bill No. 294.—(Cole)

A Bill for an Act to Amend and Re-Enact Section 3799 of 1913 Laws, Relating to Ordinances Under the Commission System of Government.

Received from the House, 512.

First and second reading, 533.

Reference, 533.

Reported back, 949.

Passed, 1037.

House Bill No. 295.—(Cole)

A Bill for an Act to Amend and Re-Enact Section 3686 of 1913 Laws, as Amended by Chapter 73 of 1915 Session Laws, Relating to Taking and Purchasing Private Property by Cities.

Received from the House, 513.

First and second reading, 534.

Reference, 534.

Reported back, 949.

Passed, 1036.

House Bill No. 298.—(Dupuis)

A Bill for an Act Relating to Railroad Rates in This State for the Transportation of Freight, and Prescribing a Schedule and Classification of Freight and Rates in Relation Thereto, and Providing Penalties for Violation Thereof.

Received from the House, 715.

First and second reading, 755.

Reference, 755.

Reported back, 886.

Indefinitely postponed, 1013.

Other action, 886, 894, 1012.

House Bill No. 299.—(Lathrop)

A Bill for an Act to Establish a Revolving Fund in the Pure Food Department of the State, and Providing Regulations Therefor.

Received from the House, 683.

First and second reading, 709.

Reference, 709.

Reported back, 838.

Indefinitely postponed, 953.

House Bill No. 300.—(Harding)

A Bill for an Act to Amend and Re-Enact Section 924 of 1913 Laws, Relating to the Publicity Pamphlet and What It May Contain.

Received from the House, 538.

First and second reading, 592.

Reference, 592.

Reported back, 837.

Indefinitely postponed, 837.

House Bill No. 301.—(Harding)

A Bill for an Act to Amend and Re-Enact Sections 877 and 1020 of 1913 Laws, Relating to the Publication of the Abstract of Votes.

Received from the House, 610.

First and second reading, 709.

Reference, 709.

Reported back, 838.

Indefinitely postponed, 838.

House Bill No. 304.—(Eckert)

A Bill for an Act Providing Funds for the School of Mines for Necessary Equipment and the Work and Maintenance of the Investigations and Tests of the Clays of the State to Show Their Value.

Received from the House, 684.

First and second reading, 709.

Reference, 709.

Reported back, 918.

Passed, 983.

Other action, 1113.

House Bill No. 306.—(Harris)

A Bill for an Act to Amend and Re-Enact Section 7615 of 1913 Laws, Relating to Challenges to Jurors in Civil Action, by Whom Made, and Number Allowed.

Received from the House, 566.

First and second reading, 593.

Reference, 593.

Reported back, 788.

Passed, 816.

House Bill No. 311.—(Wright)

A Bill for an Act to Amend and Re-Enact Section 2360 of 1913 Laws, Relating to the Duties of the Adjutant General.

Received from the House, 538.

First and second reading, 593.

Reference, 593.

Reported back, 671.

Passed, 796.

House Bill No. 312.—(Larson of Stutsman)

A Bill for an Act to Amend Section 669 of 1913 Laws, Relating to Local Officers' Bonds.

Received from the House, 610.

First and second reading, 710.

Reference, 710.

Reported back, 809.

Amended, 809, 901.

Passed, 902.

Other action, 1083.

House Bill No. 313.—(Harding)

A Bill for an Act to Amend and Re-Enact Sections 3173, 3174, 3307, 3308 and 3540, Relating to the Qualifications and Designation of Legal Newspapers and Legal Rates to Be Charged for Public Printing.

Received from the House, 566.

First and second reading, 594.

Reference, 594.

Other action, 636.

House Bill No. 315.—(Larson of Ransom)

A Bill for an Act Providing for Private Game Preserves.

Received from the House, 611.

First and second reading, 710.

Reference, 710.

Reported back, 892.

Passed, 975.

House Bill No. 317.—(Peterson of Towner)

A Bill for an Act to Amend and Re-Enact Section 9691 of 1913 Laws, Relating to Gambling Houses Declared to Be Public Nuisances, and Providing Penalty for Maintaining Same.

Received from the House, 716.

First and second reading, 756.

Reference, 756.

Reported back, 879.

Passed, 955.

House Bill No. 318.—(Moen of Adams)

A Bill for an Act Making an Appropriation to Cover a Deficit in the Accounts of the Agricultural Sub-Experiment Station at Hettinger, Adams County, North Dakota.

Received from the House, 716.

First and second reading, 755.

Reference, 755.

Reported back, 929.

Passed, 1033.

House Bill No. 325.—(Olson of Bowman)

A Bill for an Act Creating the Office of State Fire Marshal, Describing the Duties and Providing a Fund for the Maintenance of Same; and the Repeal of Article 11 of Chapter 4 of the 1915 Laws.

Received from the House, 610.

First and second reading, 710.

Reference, 710.

Reported back, 933.

Indefinitely postponed, 933.

House Bill No. 327.—(Committee on Appropriations)

A Bill for an Act Appropriating Money for the Benefit of the North Dakota Dairymen's Association for the Purpose of Promoting and Encouraging the Dairying Interests of the State.

Received from the House, 566.

First and second reading, 594.

Reference, 594.

Reported back, 856.

Passed, 926.

House Bill No. 329.—(Church)

A Bill for an Act to Provide That Examinations Shall Be Given in the Various Common and High Schools of the State in the Month of March of Each Year for the Purpose of Enabling Pupils Who Are Sufficiently Advanced in Their Studies to Be Promoted to a Higher Grade.

Received from the House, 718.

First and second reading, 754.

Reference, 754.

Reported back, 1006.

Indefinitely postponed, 1006.

House Bill No. 332.—(Geiger)

A Bill for an Act to Amend and Re-Enact Sections 3169 and 3172 of 1913 Laws, Relating to the Treatment of the Eyes of New-Born Infants.

Received from the House, 610.

First and second reading, 714.

Reference, 714.

Reported back, 836.

Indefinitely postponed, 836.

House Bill No. 335.—(Fredrickson)

A Bill for an Act to Amend and Re-Enact Section 3134 of 1913 Laws.

Received from the House, 566.

First and second reading, 594.

Reference, 594.

Reported back, 788.

Passed, 817.

Other action, 1082.

House Bill No. 340.—(Lang)

A Bill for an Act Defining the Crime of Using With Intent to Defraud Proceeds of Payment Made to a Contractor or Sub-Contractor on Any Improvement to Real Estate for Any Other Purpose Than the Payment of Labor, Material, Machinery or Fixtures, Performed or Furnished for Such Improvement While the Same Remains Unpaid for, as Larceny, and Defining the Penalty Therefor.

Received from the House, 610.

First and second reading, 710.

Reference, 710.

Reported back, 809.

Passed, 898.

House Bill No. 345.—(Fraser)

A Bill for an Act Relating to Garnishment Proceedings in the District Court and County Court of Increased Jurisdiction.

Received from the House, 611.
First and second reading, 710.
Reference, 710.
Reported back, 813.
Passed, 907.

House Bill No. 346.—(Harris)

A Concurrent Resolution.

Received from the House, 612.
First and second reading, 710.
Reference, 710.
Reported back, 787.
Passed, 815.
Other action, 1083.

House Bill No. 348.—(Committee on Appropriations)

A Bill for an Act Making Appropriation to Cover Necessary Expenses for Maintaining the State Tuberculosis Sanatorium to July 1, 1917.

Received from the House, 716.
First and second reading, 723.
Reference, 723.
Reported back, 918.
Passed, 982.

House Bill No. 351.—(Blanchard)

A Bill for an Act to Amend and Re-Enact Section 4767 of 1913 Laws, Relating to Side Tracks Adjacent to Coal Mines, and Providing for the Extension Thereof.

Received from the House, 611.
First and second reading, 710.
Reference, 710.
Reported back, 889.
Passed, 970.

House Bill No. 352.—(Fraser)

A Bill for an Act Providing for the Calling in and the Payment of the Expenses of a Judge of Another Judicial District for the Trial of Civil Actions in the District Court on the Ground of Prejudice of the Trial Judge.

Received from the House, 611.
First and second reading, 711.
Reference, 711.
Reported back, 860.
Indefinitely postponed, 860.

House Bill No. 355.—(Committee on Appropriations)

A Bill for an Act Appropriating Money for the Use of the Office of State Auditor Between the Following Dates: March 1, 1917, and July 1, 1917.

Received from the House, 611.
First and second reading, 711.
Reference, 711.
Reported back, 993.
Amended, 1023.
Passed, 1025.
Other action, 1023, 1113.

House Bill No. 356.—(Whipple, Hagan and Hoghaug)

A Bill for an Act Appropriating the Sum of \$15,000 to Be Used by the Governor, and Authorizing Him to Cause an Investigation to Be Made as to the Location and Cost of a State-Owned Flour Mill and State-Owned Packing Plant.

Received from the House, 611.

First and second reading, 711.

Reference, 711.

Reported back, 950.

Indefinitely postponed, 950.

House Bill No. 357.—(Cole)

A Bill for an Act Defining the Word "Precinct" as Used in the Laws of the State of North Dakota, Relating to Elections and Providing for the Formation of Voting Districts and the Designation of Voting Places Within Such Voting Districts.

Received from the House, 537.

First and second reading, 591.

Reference, 591.

Reported back, 1059.

Indefinitely postponed, 1059.

Other action, 1006.

House Bill No. 358.—(Kurtz)

A Bill for an Act Making It the Duty of Every Person Taking a Crop Mortgage to Notify Every Manager of an Elevator Within a Distance of 25 Miles from the Land on Which the Crop Is Raised, and Prescribing Penalties.

Received from the House, 748.

First and second reading, 757.

Reference, 757.

Reported back, 836.

Amended, 836.

Indefinitely postponed, 911.

House Bill No. 359.—(Kurtz)

A Bill for an Act to Repeal Sections 917, 918 and 919 of 1913 Laws, Relating to Party Registration of Electors.

Received from the House, 612.

First and second reading, 711.

Reference, 711.

Reported back, 859.

Indefinitely postponed, 859.

House Bill No. 362.—(Blanchard)

A Bill for an Act to Amend and Re-Enact Section 1816 of 1913 Laws, Prescribing the Manner of Payment of Appropriations for the State Educational Institutions for Maintenance and Other Purposes.

Received from the House, 684.

First and second reading, 711.

Reference, 711.

Reported back, 888.

Passed, 969.

House Bill No. 363.—(Olson of Bowman)

A Bill for an Act to Amend and Re-Enact Sections 979 and 3188 of 1913 Laws, Relating to the Advertising of Constitutional Amendments, and to Repeal Sections 3189 and 3190 of Said Compiled Laws.

Received from the House, 566.

First and second reading, 594.

Reference, 594.

Indefinitely postponed, 838.

House Bill No. 366.—(Hendrickson)

A Concurrent resolution.

Received from the House, 611.

First and second reading, 711.

Reference, 711.

Reported back, 857.

Passed, 936.

House Bill No. 371.—(Walton)

A Bill for an Act Making an Appropriation to Enable the State of North Dakota to Pay Its Pro Rata Share to Cover the Expenses of the Governor's Conference for the Year 1917 and the Year 1918.

Received from the House, 611.

First and second reading, 711.

Reference, 711.

Reported back, 856.

Passed, 925.

House Bill No. 372.—(Hendrickson)

A Bill for an Act Relating to the Validation of Certain Defective Proceedings in the Incorporation of Cities and Relating to Defective Proceedings to Affect the Extension of the Limits Thereto.

Received from the House, 683.

First and second reading, 711.

Reference, 711.

Reported back, 879.

Passed, 955.

House Bill No. 373.—(Peterson of Towner)

A Bill for an Act Providing for the Construction of the State Constitution of North Dakota so as to Make Operative and Self-Executing, Paragraph 2, Section, 202.

Received from the House, 612.

First and second reading, 712.

Reference, 712.

Reported back, 990.

Indefinitely postponed, 990.

Other action, 373.

House Bill No. 376.—(Peterson of Towner)

A Bill for an Act to Amend and Re-Enact Section 3188 of 1913 Laws, Relating to Published Amendments to the Constitution.

Received from the House, 610.

First and second reading, 712.

Reference, 712.

Reported back, 989.

Indefinitely postponed, 989.

Other action, 953.

House Bill No. 378.—(Committee on Appropriations)

A Bill for an Act Making an Appropriation for the Office of the State Board of Railroad Commissioners Between the Dates of February 6, 1917 and June 30, 1917, Both Dates Inclusive.

Received from the House, 537 (as 147).

First and second reading, 590.

Reference, 590.

Reported back, 928.

Passed, 1031.

House Bill No. 380.—(Prater)

A Bill for an Act to Regulate the Installation and Operation of Soda Water Fountains, and Requiring the Owners and Lessees of All Soda Water Fountains to Register the Same with the Food Commissioner and State Chemist.

Received from the House, 612.

First and second reading, 712.

Reference, 712.

Reported back, 839.

Amended, 839.

Passed, 912.

Other action, 1101.

House Bill No. 384.—(Kelly)

A Bill for an Act Requiring Every Motor Vehicle Operated on the Public Highway to Be Equipped with Lights Which Do Not Shed a Light of Such Brilliance, Intensity or Brightness as to Blind Persons Facing Such Lights, and Prescribing Penalties for Violation Thereof.

Received from the House, 751.

First and second reading, 758.

Reference, 758.

Reported back, 885.

Amended, 885.

Passed, 961.

Other action, 1082.

House Bill No. 385.—(Cole)

A Bill for an Act Authorizing Cities Incorporated Under the Laws of This State to Regulate and Fix the Rate to Be Charged by Persons, Firms or Corporations Furnishing Water, Light, Telephone Service or Other Public Service or Utilities to Such Cities and the Inhabitants.

Received from the House, 612.

First and second reading, 712.

Reference, 712.

Reported back, 882.

Indefinitely postponed, 882.

Other action, 921.

House Bill No. 386.—(Stair)

A Concurrent Resolution.

Received from the House, 612.

First and second reading, 712.

Reference, 712.

Reported back, 861.

Indefinitely postponed, 861.

Other action, 921.

House Bill No. 388.—(Walton)

A Bill for an Act to Amend and Re-Enact Section 10105 of 1913 Laws, Defining Intoxicating Liquors.
Received from the House, 684.
First and second reading, 712.
Reference, 712.
Reported back, 879.
Passed, 956.

House Bill No. 390.—(Varnum)

A Bill for an Act to Provide for the Arbitration by the Judge of the District Court of Differences Between Debtor and Creditor.
Received from the House, 612.
First and second reading, 712.
Reference, 712.
Reported back, 861.
Indefinitely postponed, 861.

House Bill No. 392.—(Harris)

A Bill for an Act to Amend and Re-Enact Section 1951 of 1913 Laws, Relating to the Petitioning of the Board of County Commissioners for the Purpose and Erection of Bridges.
First and second reading, 712.
Reference, 712.
Messaged to Senate by mistake.

House Bill No. 393.—(Geiger)

A Bill for an Act to Amend Section 4836 of 1913 Laws, Relating to the Purposes for Which Insurance Corporations May Be Formed in North Dakota.
Received from the House, 611.
Reported back, 862.
Amended, 938.
Passed, 938.
Other action, 1082.

House Bill No. 396.—(Joint Committee on State Affairs)

A Bill for an Act Providing for the Disposition of Moneys Earned by Prisoners in the Penitentiary Which Have Been Left by Such Prisoners and Uncalled for.
Received from the House, 610.
First and second reading, 713.
Reference, 713.
Reported back, 811.
Passed, 903.

House Bill No. 397.—(Joint Committee on State Affairs)

A Bill for an Act to Amend and Re-Enact Section 11230 of 1913 Laws, as Amended by Section 1 of Chapter 189 of 1915 Session Laws, Relating to the Parole of Persons Confined in the Penitentiary.
Received from the House, 612.
First and second reading, 713.
Reference, 713.
Reported back, 811.
Passed, 905.

House Bill No. 398.—(Joint Committee on State Affairs)

A Bill for an Act to Amend and Re-Enact Section 11265 of 1913 Laws, as Amended by Section 5 of Chapter 191 of 1915 Laws, Relating to the Disposition of Moneys Earned by Prisoners in the State Penitentiary.

Received from the House, 612.
First and second reading, 713.
Reference, 713.
Reported back, 812.
Passed, 906.

House Bill No. 400.—(Sinclair)

A Bill for an Act Defining Mutual Telephone Companies, Placing Same Under Control of Railroad Commissioners and Providing for Certain Rules and Conditions Governing the Same.

Received from the House, 716.
First and second reading, 754.
Reference, 754.
Indefinitely postponed, 865.
Other action, 791.

House Bill No. 404.—(Marshall)

A Bill for an Act Making an Appropriation for Certain Outstanding Indebtedness Incurred for the Improvement of White Stone Battlefield.

Received from the House, 683.
First and second reading, 713.
Reference, 713.
Reported back, 917.
Passed, 979.

House Bill No. 409.

A Concurrent Resolution.
Received from the House, 611.
First and second reading, 713.
Reference, 713.
Reported back, 808.
Indefinitely postponed, 808.

House Bill No. 412.—(Byrne)

A Bill for an Act Authorizing, Empowering and Permitting the Inspection of the Public Records of This State by Its Citizens Without Charge.

Received from the House, 716.
First and second reading, 725.
Reference, 725.
Reported back, 809.
Amended, 809.
Passed, 898.
Other action, 1083.

House Bill No. 415.—(Maddock of Benson)

A Bill for an Act Making an Additional Appropriation for the Maintenance of the County Agricultural and Training School at Maddock, Benson County, North Dakota.

Received from the House, 716.
First and second reading, 724.
Reference, 724.
Reported back, 950.
Indefinitely postponed, 950.

House Bill No. 418.—(Varnum)

A Bill for an Act to Provide for an Implied Warranty in the Selling of Farm Machinery, and Providing That Promissory Notes Given in Payment for Same Shall Not Be Negotiable Except Upon Certain Conditions.
Received from the House, 751.
First and second reading, 758.
Reference, 758.
Reported back, 951.
Indefinitely postponed, 951.
Other action, 875.

House Bill No. 420.—(Christenson)

A Bill for an Act Making an Additional Appropriation for Maintenance of the County Agricultural and Training School at Park River, Walsh County.
Received from the House, 717.
First and second reading, 724.
Reference, 724.
Reported back, 993.
Indefinitely postponed, 993.

House Bill No. 424.—(Kimball)

A Bill for an Act to Amend and Re-Enact Section 9 of Chapter 209 of 1915 Session Laws, Relating to Telephone Companies.
Received from the House, 740.
First and second reading, 756.
Reference, 756.
Reported back, 812.
Indefinitely postponed, 812.

House Bill No. 425.—(Stair)

A Concurrent Resolution.
Received from the House, 683.
First and second reading, 713.
Reference, 713.
Reported back, 861.
Indefinitely postponed, 861.

House Bill No. 427.—(Cole)

A Bill for an Act Relating to and Regulating the Use and Furnishing of Trading Stamps or Other Similar Schemes or Devices or Substitutes Therefor for or With the Sale of Goods, Wares and Merchandise, and Providing a Penalty for Violation Thereof.
Received from the House, 715.
First and second reading, 756.
Reference, 756.
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Amended, 810, 934.
Passed, 1043.
Other action, 1042, 1101.

House Bill No. 428.—(Hoghaug)

A Bill for an Act to Amend and Re-Enact Section 1240 of 1913 Laws, Relating to Territory to Be Attached to Special School Districts.

Received from the House, 684.

First and second reading, 713.

Reference, 713.

Reported back, 892.

Amended, 892.

Passed, 972.

Other action, 1083.

House Bill No. 431.—(Sinclair)

A Concurrent Resolution.

Received from the House, 715.

First and second reading, 756.

Reference, 756.

Reported back, 854.

Indefinitely postponed, 854.

House Bill No. 435.—(Committee on State Affairs)

A Concurrent Resolution.

Received from the House, 741.

First and second reading, 756.

Reported back, 808.

Indefinitely postponed, 808.

House Bill No. 437.—(O'Connor of Grand Forks)

A Concurrent Resolution.

Received from the House, 564.

First and second reading, 593.

Reference, 593.

Reported back, 788.

Passed, 790.

Other action, 790.

House Bill No. 438.—(Stair)

A Concurrent Resolution.

Received from the House, 740.

First and second reading, 757.

Reference, 757.

Reported back, 861.

Indefinitely postponed, 861.

House Bill No. 441.—(Keitzman)

A Bill for an Act Creating a Commission to Study Health Conditions in the State, and Making an Appropriation Therefor.

Received from the House, 1017.

Other action, 1084.

House Bill No. 444.—(Moen of Adams)

A Bill for an Act to Permit Cities in Other States to Purchase or Lease Real Estate in This State for Certain Municipal Purposes.

Received from the House, 1006.

First and second reading, 1085.

Reference, 1085.

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