

STATE OF NORTH DAKOTA

---

# JOURNAL OF THE HOUSE

of the

## SPECIAL SESSION

of the

Fifteenth Legislative Assembly

---

*Begun and held at the Capitol at Bismarck,  
January 23 to January 29, 1918,  
Inclusive*



*OFFICERS AND MEMBERS*

of the

**HOUSE OF REPRESENTATIVES**

of

**NORTH DAKOTA**

for the

*SPECIAL SESSION*

of the

*Fifteenth Legislative Assembly*

1918

---

Speaker—H. R. Wood.

Chief Clerk—W. D. Austin.

Assistant Chief Clerk—Ed. F. Wood.

Voucher Clerk—C. G. Boise.

Chief Enrolling and Engrossing Clerk—O. S. Wing.

Sergeant at Arms—H. B. Dunbar.

Chaplains—Rev. J. C. Postlethwaite, Rev. O. R. Svore, Rev. Father Hiltner, Rev. W. J. Hutcheson, Rev. R. E. Stutz.

Pages—A. D. Pickard, Chas. McGarvey, Aslen McGill.

## HOUSE MEMBERS

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

HOUSE MEMBERS—(Continued)

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

HOUSE MEMBERS—(Continued)

	Name	County	Postoffice.
41	E. E. Kurtz	Williams and McKenzie	Schafer
41	F. A. Hoare	Williams and McKenzie	Ray
41	C. F. Dupuis	Williams and McKenzie	Temple
42	Andrew H. Oksendahl	Pierce	Tunbridge
42	A. G. Lowe	Pierce	Wolford
43	G. Patterson	Renville	Donnybrook
44	Walter J. Maddock	Mountrail	Plaza
44	Frank J. Haines	Mountrail	White Earth
45	E. E. Bryans	Part of McHenry	Voltaire
46	R. L. Fraser	McLean	Garrison
46	A. L. Maxwell	McLean	Turtle Lake
46	Jas. Rice	McLean	Mercer
47	Martin Koller	Part of Morton	Hebron
47	F. W. Mees	Part of Morton	Heil
48	A. A. Liederbach	Mercer, Oliver and Dunn	Kildee
48	James Harris	Mercer, Oliver and Dunn	Stanton
48	August Isaak	Mercer, Oliver and Dunn	Mannhaven
49	Henry Moen	Adams, Hettinger and Sioux	Hettinger
49	H. J. Stinger	Adams, Hettinger and Sioux	

# Journal of the House

## Special Session Fifteenth Legislative Assembly

FIRST DAY.

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 23, 1918.

At the hour of nine o'clock meridian, the twenty-third day of January, 1918, being the day and hour designated by the Governor for the convening of the extraordinary session of the Fifteenth Legislative Assembly of the State of North Dakota, pursuant to the following proclamation:

### PROCLAMATION. Call for Extra Session.

In view of the extraordinary conditions existing: That our Nation needs all the food products, especially grains, that can possibly be produced; and that owing to the poor crops of the past two years, assistance is necessary in about half of the counties of our state to supply seed grains and feed; and that all means thus far devised to make provision for sufficient seed and feed have seemingly failed; and that the present laws of our State are inadequate to meet the situation; it is deemed necessary that a special session of the Legislature be called to revise the County Seed Bonding Law in order that the necessary seed and feed can be supplied to assure a good crop acreage being planted next spring, and to provide for any other war measures that may be deemed advisable.

Therefore, I, Lynn J. Frazier, Governor of North Dakota, do hereby call the Fifteenth Legislative Assembly to meet in special session at the Capitol at Bismarck on Wednesday, January 23rd, 1918, at nine o'clock a. m.

Given under my hand and the great seal of the State of North Dakota at Bismarck, this 8th day of January, 1918.

By the Governor:

LYNN J. FRAZIER,  
Governor.

Attest:

THOMAS HALL,  
Secretary of State.

The Speaker presiding.  
Prayer by Chaplain.  
Roll call.

All members present, except Messrs. Carignan, Myhre, Olson of Burke, Ward, Wiley, Wright, Ferguson.

Mr. Maddock of Mountrail moved that the House proceed to the seventh order of business, which motion prevailed.

Mr. Maddock of Mountrail moved that the House continue the old organization and employees of the Fifteenth Legislative Session, with the same house rules for this extraordinary session, which motion prevailed.

Mr. Walton moved that W. D. Austin be elected as Chief Clerk of the House.

The roll was called and there were ayes 105, nays 0, absent and not voting 8.

Those voting for Mr. Austin were:

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kelly	O'Connor, Gd. Fks.
Arnold	Knox	Oksendahl
Bailey	Koller	Olson, of Bowman
Blanchard	Kunkel	Olson, of Cavalier
Bowman	Kurtz	Olson, of Eddy
Brown	Lageson	Patterson
Bryans	Laird	Peterson, Sargent
Byrne	Lang	Peterson, Towner
Carr	Larson, of Cass	Pleasance
Church	Larson, of Ransom	Prater
Christenson	Larson, of Stutsman	Quam
Cole	Lathrop	Riba
Deitler	Lazier	Rice
Dupuis	Liederbach	Reishus
Ebel	Lowe	Renauld
Eckert	McDonnell	Rott
Erb	McManus	Sandbeck
Everson	Mackoff	Schick
Ferguson	Maddock, Benson	Schrag
Fraser	Maddock, Mountr'l	Sinclair
Frederickson	Magnuson	Smith
Geiger	Martin	Stair
Geiszler	Marshall	Stinger
Gunhus	Martz	Storstad
Hagan	Maxwell	Strom
Haines	Mees	Turner
Hanson	Meyer	Varnum
Harding	Miller	Wadeson
Harris	Moen, of Adams	Walton
Havens	Moen, of Trail	Weber
Hendrickson	Myhre	Weld, of Kidder
Hoare	Nathan	Weld, of Wells
Hoghaug	Nims	Whipple
Isaak	Noltmeyer	Wilson
Keitzman	O'Connor, Pembra	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Olson, of Burke	Wiley
Divet	Tennessee	Wright
Kimball	Ward	

Mr Austin having received a majority of all votes cast was duly elected Chief Clerk.

Mr. Walton moved that H. B. Dunbar be elected Sergeant-at-Arms for the House.

The roll was called and there were ayes 105, nays 0, absent and not voting 8.

Those voting for Mr. Dunbar were:

Messrs.	Messrs.	Messrs.
Allen	Kelly	O'Connor, Gd. Fks
Arnold	Knox	Oksendahl
Bailey	Koller	Olson, Bowman
Blanchard	Kunkle	Olson, of Cavalier
Bowman	Kurtz	Olson, of Eddy
Brown	Lageson	Patterson
Bryans	Laird	Peterson, Sargent
Bryne	Lang	Peterson, Townner
Carr	Larson, of Cass	Pleasance
Church	Larson, of Ransom	Prater
Christenson	Larson, of Stutsm'n	Quam
Cole	Lathrop	Riba
Dettler	Lazier	Rice
Dupuis	Liederbach	Reishus
Ebel	Lowe	Renault
Eckert	McDonnell	Rott
Erb	McManus	Sandbeck
Everson	Mackoff	Schick
Ferguson	Maddock, Benson	Schrag
Fraser	Maddock, Mountr'l	Sinclair
Frederickson	Magnuson	Smith
Geiger	Martin	Stair
Geiszler	Marshall	Stinger
Gunhus	Martz	Storstad
Hagan	Maxwell	Strom
Haines	Mees	Turner
Hanson	Meyer	Varnum
Harding	Miller	Wadeson
Harris	Moen, of Adams	Walton
Havens	Moen, of Traill	Weber
Hendrickson	Myhre	Weld, of Kidder
Hoare	Nathan	Weld, of Well.
Hoghaug	Nims	Whipple
Isaak	Noltmier	Wilson
Keitzman	O'Connor, Pemb'a	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Olson, of Burke	Wiley
Divet	Tenneson	Wright
Kimball	Ward	

Mr. Dunbar having received a majority of all votes cast was duly elected Sergeant at Arms.

The Speaker appointed Representatives Bowman, Olson of Bowman and Everson as a committee of three to notify the Governor that the House was ready to receive his message.

The Speaker appointed Representatives Fraser, Moen of Adams and Larson of Cass as a committee of three to notify the Senate that the House was ready to receive them in joint session.



## MESSAGE FROM THE GOVERNOR.

BISMARCK, NORTH DAKOTA,  
January 23, 1918.

*To the Honorable Members of the House of Representatives:  
Gentlemen:*

In response to your invitation, will say that I desire to meet with the members of the Legislature in joint session immediately.

Very respectfully,  
LYNN J. FRAZIER,  
Governor.

The Senate committee announced that the Senate was organized and ready to meet the house in joint session.

The Speaker appointed Representatives Kurtz, Hendrickson and Noltmier as a committee of three to escort the Senate to the House Chamber.

## JOINT SESSION.

The President called the joint session to order.

Mr. Petersen of Towner moved that a committee of three be appointed to escort the Governor to the joint session, which motion prevailed, and the President appointed Senator Pendray, Representatives Peterson of Towner and Geiger of Pembina.

The President of the Senate introduced Governor Frazier, who delivered the following message:

GENTLEMEN OF THE FIFTEENTH LEGISLATURE IN  
EXTRAORDINARY SESSION ASSEMBLED:

Since the adjournment of the regular session, conditions have developed which are unparalleled in the history of our country. We are in the greatest world's struggle and our government is making the most extensive and the most costly preparation ever known in the world's history for the successful prosecution of this war. International law and treaties must be kept sacred. All nations of the world must be protected against future wars by the establishment of democratic form of government that will truly be by, for and of the people. Autocracy, plutocracy and militarism must be put down. The United States is in this war for principle, justice and democracy. And the great problem of the American people today, is to win the war as soon as possible. All resources of the nation are pledged for that purpose. The people of North Dakota are doing their part and the state must co-operate with the nation in order that the best results may be attained.

Many of our boys are now on the battle front—many more are in training camps, and still more are ready to go. These boys are making the supreme sacrifice, and it is the patriotic duty of every citizen to back our army in every way possible in order that they may accomplish the desired results as quickly as possible. And the best support we can give them is insignificant when compared with the sacrifice that they are making for us.

### FOOD PRODUCTION

One thing that is absolutely necessary in order to win the war, is to have a sufficient supply of food products. And this nation is looking to North Dakota as a great agricultural state to do her share towards furnishing this supply. Our people are willing to do all in their power, but owing to poor crops in parts of the state, it is impossible under the present laws to procure sufficient seed and feed to insure a good crop acreage for next spring.

### SEED BONDING LAW.

The principal object in calling this special session was to amend the County Seed Bonding Law to make it meet the present needs. The amount of seed and feed to each farmer should be raised so that all available land may be put into crop. Further provision should also be made to protect the county against loss of payments. And provision should be made that where necessity demands, feed may be provided as soon as possible.

### MORATORIUM.

I would also recommend that some provision be made to protect the rights of our soldiers and sailors who are in the service against loss from law suits or other legal proceedings during the duration of, and for a reasonable time after, the war.

### COUNCIL OF DEFENSE

Last April the War Department urgently requested the appointment of a State Defense Council to co-operate with the National Defense Council. Such a council was appointed and, I believe, they have performed good, faithful work, and I recommend that such council be legalized and that an appropriation be made to take care of their necessary expenses and to re-imburse the present council for the money they have been required to expend.

### STATE MILITIA.

Our National Guard has been called into the federal service leaving the state without any organized military protection, and I therefore recommend that an appropriation be made for the purpose of providing a state militia.

In view of the fact that there are now several Home Guard organizations in the state, I would recommend that all such organizations be incorporated, as far as possible, into this organized militia and placed under the proper military authority of the state.

### PROHIBITION AMENDMENT.

Congress has passed what is known as the National Prohibition Amendment, and its adoption by the various state legislatures is necessary in order that it may become effective. This is a war measure that, if adopted, would not only conserve the food supply but would also conserve the manhood of our nation. And as North Dakota was the first state to be adopted with constitutional prohibition and has always been considered as a progressive prohibition state, I heartily recommend that this national amendment be ratified at this session.

## STATE GRAIN INSPECTION.

It is recommended that the State Grain Grading Law be amended to make the grain inspection a department of the State Agricultural College and thus relieve the State Railroad Commissioners of its supervision.

## PROVISION FOR THE CARE OF INSANE PATIENTS.

On account of the higher per capita cost of maintenance at the State Hospital for the Insane, I would recommend that the amount paid by the counties for the care of their insane patients be raised from eighteen dollars (\$18.00) to twenty-four (\$24.00) dollars per month. And on account of the failure of crop on the farm operated by the state asylum, that the State Treasurer be authorized to give the Board of Control a reasonable credit for the expenditure of money necessary in the maintenance and up-keep of the institution.

## BANK DEPOSITORS' GUARANTEE LAW.

At the regular session of the Legislature, a Bank Depositors' Guarantee Law was enacted but no appropriation was provided. It is therefore recommended that a sufficient appropriation be made at this time that this law may be put into operation.

## CANCELLED CORPORATIONS.

Several hundred corporations have had their charters cancelled by failing to make required reports. I would recommend that they be allowed to reinstate by paying a reasonable penalty and making the necessary reports.

I believe that these measures are all that the emergency at this time requires to be considered. It is my earnest desire, as I am sure it is yours, that this special session be of as short duration as possible. Any unnecessary delay in adjournment will be a waste of public money, and I respectfully call on each of you at this time when we are facing serious and extraordinary conditions, to lay aside all partisan or factional feeling and give your undivided, patriotic service to the best interests of our state and our nation.  
Bismarck, North Dakota, January 23, 1918.

Senator Paulson moved that the joint assembly do now dissolve, which motion prevailed.

The House took up the tenth order of business.

## INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS.

Mr. Maddock of Mountrail introduced:

House Bill No. 1.

A Bill for an Act to Amend and Re-Enact Article 24 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 State Affairs.

Mr. Walton introduced:

House Bill No. 2.

A Bill for an Act Appropriating Money for the Use of the Depositors' Guaranty Fund Commission Between the Following Dates, to-wit: January 23, 1918, to June 30, 1919, Both Inclusive.

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

Mr. Peterson of Towner introduced:

House Bill No. 3.

A Concurrent Resolution.

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

Mr. Peterson of Towner introduced:

House Bill No. 4.

A Concurrent Resolution.

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

Mr. Olson of Bowman introduced:

House Bill No. 5.

A Bill for an Act Reinstating and Validating the Charters of Corporations Which Have Been Cancelled or Whose Authority to Transact Business in the State Has Been Forfeited for Failure to Make Annual Reports as Required by Law.

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

Mr. Peterson of Towner introduced:

House Bill No. 6.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by the 1917 Session Laws, Relating to Maintaining Patients in the Hospital for the Insane.

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

Mr. Lageson introduced:

House Bill No. 7.

A Bill for an Act to Amend and Re-Enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.

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

Mr. Harris introduced:

House Bill No. 8.

A Joint Resolution Ratifying a Proposed Amendment to the Constitution of the United States of America.

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

Mr. Kurtz introduced:

House Bill No. 9.

A Bill for an Act Regulating the Civil Rights of Members of the Military and Naval Establishments of the United States Engaged in the Present War.

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

The House returned to the seventh order of business.

#### MOTIONS AND RESOLUTIONS.

Representatives Carr and Mackoff moved the adoption of the following resolution:

WHEREAS, the nation's need today is more man power, and,

WHEREAS, There is in our House at least one member who is responding loyally to the call for more men,

*Now, Therefore, Be It Resolved, That the House enact a vote of thanks and congratulations to the gentleman from Burke, S. Hendrickson, on the arrival of the latest member of his family.*

Which motion prevailed, and the resolution was adopted. Representatives Lang, Schick and Turner introduced the following:

#### RESOLUTION

WHEREAS, The Hon. L. D. Wiley, member of the Thirteenth, Fourteenth and Fifteenth Legislative Assemblies, has been called to take up his eternal residence, and,

WHEREAS, His colleagues of the Thirtieth District and the members of the Fifteenth Legislative Assembly have heard with profound sorrow of the death of a man of sterling qualities, of broad mind and a conscientious legislator; wherefore, be it

*Resolved, That a copy of this resolution be engrossed and spread upon the Journal, a copy sent by the Chief Clerk to the widow of the late L. D. Wiley, and, as a tribute to his memory, the House, when the order of business headed "Motions and Resolutions" shall have been finished, adjourn.*

Which motion prevailed, and the House adjourned.

#### EXTRAORDINARY SESSION

BISMARCK, NORTH DAKOTA,  
January 23, 1918.

The House assembled at 2 o'clock p. m., pursuant to adjournment, the Speaker presiding.

Prayer by Chaplain.

Roll call.

All members present, except Messrs. Wright, Carignan, Ward, Wiley and Myhre.

#### MESSAGE FROM THE SENATE.

BISMARCK, NORTH DAKOTA,  
January 23, 1918.

*Mr. Speaker:*

I have the honor to inform you that the Senate has passed the following concurrent resolution:

WHEREAS, There is imperative need of amending the seed grain laws allowing county commissioners more latitude in bonding counties for seed grain and feed for needy farmers; also to legalize the Home Guards of the State of North Dakota, for the reason that under the present law any company drilling with firearms violates the present law; also to pass a moratorium law for the protection of the property of absent soldiers; also making an appropriation for the North Dakota Defense Council; also ratification of the Federal Prohibition Amendment to the Federal Constitution; also for the purpose of amending the Grain Grading Law; also an appropriation for the Insane Hospital at Jamestown and the State Bank Depository Guaranty Law; also the curative statute relative to corporations,

WHEREAS, It is necessary that the expenses of this extraordinary session of this Legislature be kept at a minimum,

*Be It Therefore Resolved* by the Senate of the State of North Dakota, the House of Representatives concurring therein, That the Legislature enact laws covering only the above mentioned subjects recommended by the Governor in his message delivered to the joint assembly of the Senate and House of Representatives.

*Be It Further Resolved*, That, when the above mentioned subjects are disposed of by this Legislature, that said Legislature do then adjourn.

And asks your favorable consideration.

Very respectfully,

W. J. PRATER,

Mr. Peterson of Towner moved that the resolution be referred to the Committee on State Affairs, which motion prevailed, and the resolution was so referred.

Mr. Ebel moved that the offer of the State Department offering to deliver the mail for the House of Representatives be accepted with thanks.

Which motion prevailed.

Mr. Walton moved that the house take a recess until 3:30 p. m.

Which motion prevailed.

After recess:

#### MOTIONS AND RESOLUTIONS.

Mr. Blanchard moved that House Bill No. 9 be recalled from the Committee on Military Affairs and be referred to the Judiciary Committee.

Which motion prevailed, and the Bill was so referred.

#### RESOLUTION

Introduced by Mr. Allen and Mr. Kurtz.

WHEREAS, Major Dana Wright of the 23rd Legislative District, is absent from the extraordinary session, and is at present fighting in France with the American forces,

*Be It Resolved*, That the Chief Clerk transmit to Major Wright the congratulations of the House upon his opportunity to be of such service to his country, and wish him a safe and victorious return.

Mr. Peterson of Towner moved that the resolution be adopted.

Which motion prevailed, and the resolution was adopted.

Secretary.

Mr. Lang moved the adoption of the following:

#### RESOLUTION

WHEREAS, The question has arisen as to the right of certain members of the House to their seat in this assembly, at this session,

*Be It Resolved*, With the unanimous consent of the members present, that all members who were elected and qualified to sit in the Fifteenth Legislative Assembly are hereby declared to be duly elected and qualified to sit and act as such members in this extraordinary session.

Which motion prevailed, and the resolution was adopted.

Mr. O'Connor of Grand Forks moved that the Speaker appoint a committee of five to determine the legality of today's legislative actions.

Which motion prevailed, and the Speaker appointed as such committee Representatives Patterson, Mackoff, Fraser, O'Connor of Grand Forks and Hagan.

Mr. O'Connor of Grand Forks moved that the House take a ten minute recess.

Which motion prevailed, and the House took a recess.

#### REPORT OF HOUSE ON SPECIAL COMMITTEE

The Special Committee made the following report:

*Mr. Speaker:*

Your Special Committee to whom was referred the question of the legality of the action taken this morning by this assembly, have had the same under consideration and recommend that there can be but one legislative day on the 23rd of January, 1918.

H. A. MACKOFF,  
Chairman.

Mr. Mackoff moved that the report be adopted.

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

Mr. O'Connor moved that the rules adopted be suspended for the rest of the legislative day.

Which motion prevailed, and the rules were suspended.

#### INTRODUCTION, FIRST AND SECOND READING OF HOUSE BILLS

Mr. Walton introduced:

House Bill No. 10.

A Bill for an Act Providing for the Organization of the Active Militia of North Dakota.

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

The privileges of the floor were extended to:

Mr. C. R. Anderson and

Mr. Geo. Aandahl.

Mr. Church moved that the House do now adjourn until 2 o'clock p. m., tomorrow.

Which motion prevailed, and the House adjourned.

W. D. AUSTIN,  
Chief Clerk.

EXTRAORDINARY SESSION.

SECOND DAY.

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 24, 1918.

The House assembled at 2 o'clock p. m., pursuant to adjournment, the Speaker presiding.

All members present, except Messrs. Carignan, Ferguson, Myhre, Olson of Burke, Ward, Wiley and Wright.

PRESENTATION OF PETITIONS.

*To the House of Representatives of the State of North Dakota :*

The Undersigned, citizens of Amenia and vicinity, North Dakota, respectfully petition that at the special session of the Legislative Assembly to meet January 23rd, 1918, the proposed Constitutional Amendment providing National Prohibition be ratified by the Legislature of the State of North Dakota, thereby placing the State among the first to endorse National Prohibition, as it was among the first to adopt state-wide prohibition.

WALTER A. REED,  
And 24 Others.

*To the House of Representatives of the State of North Dakota :*

The undersigned, members of the Woman's Christian Temperance Union of Amenia, North Dakota, respectfully petition that at the special session of the Legislative Assembly to meet January 23, 1918, the proposed Constitutional Amendment providing for National Prohibition be ratified by the Legislature of the State of North Dakota, thereby placing this State among the first to endorse National Prohibition, as it was among the first to adopt State-wide Prohibition.

MRS. ROBERT B. REED,  
And 17 Others.



McCABE METHODIST EPISCOPAL CHURCH  
W. J. Hutcheson, Minister  
Bismarck, N. D.

To the Honorable Members of the Special Session of the Legislature of the State of North Dakota:

January, 1918.

Gentlemen:

The Congress of the United States has adopted the National Constitutional Prohibition Amendment by a vote of 65 to 20 in the Senate and by a vote of 282 to 128 in the House, and is now submitting the same to the Legislature of the individual States. Already Mississippi, Virginia and Kentucky have confirmed the action of the Congress.

And it is the sense of the Congregation worshipping in the McCabe Methodist Episcopal Church in Bismarck that the special session of the North Dakota Legislature ratify, as speedily as possible, this action of Congress. Since North Dakota has ever been in the lead in matters pertaining to prohibition; and since other States have, with remarkable celerity, shown themselves eager to bring in righteousness; we earnestly pray that you will add to your glory and advance the proud position of our State by doing two things:

1. That you will make your vote in favor of the National Prohibition Constitutional Amendment unanimous, and
2. That you will put the matter "over the top" in less time than that taken by any other State.

Signed on behalf of the Congregation gathered in the McCabe Methodist Episcopal Church on Sunday morning, January 20th, 1918.

GEO. E. WALLACE,  
J. M. TAYLOR,  
W. J. HUTCHESON,  
Pastor.

Mr. O'Connor, Grand Forks, N. D.

*Resolved*, That we endorse the National Prohibition Amendment, and respectfully ask the members of the Legislature of the State of North Dakota to vote at the earliest possible moment to ratify the Amendment.

(Signed) MRS. D. A. McLEOD,  
President.

MRS. P. MONAHAN,  
Secretary.

Dated Jan. 18, 1918.

Grand Forks, N. D.  
Jan. 22, 1918.

HON. J. F. T. O'CONNOR,  
Bismarck, N. D.

Dear Sir:

Consistent with our good tradition and record as a progressive Prohibition State, we ought to ratify the proposed National Prohibition Amendment to our Federal Constitution as speedily as possible. Other states are likely to misunderstand us or will have some reason to doubt our sincerity and alertness as a Prohibition State if we do not—now while our Legislature is in session anyway—ratify the prohibition resolution, adopted by the United States Senate and House with considerably more than the majority required by the Constitution of the United States.

The active society, of which I have the honor of being president, trust that you will not only be glad to go on record as voting for the ratification of the National Prohibition resolution, but will use your influence so that as little time as possible is consumed in the present extra session of our Legislature upon the question; but that the resolution quickly, enthusiastically and unanimously is endorsed by our State Legislators.

Trusting that wise action may be taken and that the extra session of our Legislature may be brief, honorable and highly beneficial to our State, I wish to remain,

Yours truly,

MRS. A. P. HALVORSON,  
Pres. Scand. W. C. T. U.  
502 Oak Street.

#### PETITION

We, the undersigned, citizens of North Dakota, hereby request that for the cause of prohibition, and for the honor of the State that you do all in your power, at the extra Legislative Session, beginning January 23rd, to work and vote for the ratification of the Prohibition Amendment.

E. F. MURPHY,  
And 50 Others.

#### REPORTS OF STANDING COMMITTEES.

*Mr. Speaker:*

Your Committee on State Affairs, to whom was referred: House Bill No. 6.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by the 1917 Session Laws, Relating to Maintaining Patients in the Hospital for the Insane.

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

WALTER MADDOCK,  
Chairman.

Mr. Maddock moved that the report be adopted.

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

*Mr. Speaker:*

Your Committee on Military Affairs, to whom was referred: House Bill No. 10.

A Bill for an Act Providing for the Organization of the Active Militia of North Dakota.

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

E. E. KURTZ,  
Chairman.

Mr. Varnum moved that the report be adopted.

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

#### REPORT OF HOUSE COMMITTEE ON MILITARY AFFAIRS.

*Mr. Speaker:*

Your Committee on Military Affairs, to whom was referred: House Bill No. 4.

A Concurrent Resolution.

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

E. E. KURTZ,  
Chairman.

Mr. Obert Olson moved that the report be adopted.

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

*Mr. Speaker:*

Your Committee on Grain and Grain Grading, to whom was referred:

House Bill No. 7.

A Bill for an Act to Amend and Re-Enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.

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

L. L. STAIR,  
Chairman.

Mr. Stair moved that the report be adopted.

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

#### REPORT OF HOUSE COMMITTEE ON APPROPRIATIONS.

*Mr. Speaker:*

Your Committee on Appropriations, to whom was referred:  
House Bill No. 2.

A Bill for an Act Appropriating Money for the Use of the Depositors' Guaranty Fund Commission Between the Following Dates, to-wit: January 23, 1918, to June 30, 1919, Both Inclusive.

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

ANTHONY WALTON,  
Chairman.

Mr. Walton moved that the report be adopted.

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

#### REPORT OF HOUSE COMMITTEE ON CORPORATIONS.

*Mr. Speaker:*

Your Committee on Corporations, to whom was referred:

House Bill No. 5.

A Bill for an Act Reinstating and Validating the Charters of Corporations Which Have Been Cancelled or Whose Authority to Transact Business in the State Has Been Forfeited for Failure to Make Annual Reports as Required by Law.

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

ALBERT G. MOEN,  
Chairman.

Mr. Albert G. Moen moved that the report be adopted.

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

## REPORT OF HOUSE COMMITTEE ON TEMPERANCE

The Committee on Temperance made the following report:

*Mr. Speaker:*

Your Committee on Temperance, to whom was referred:

A Joint Resolution Ratifying a Proposed Amendment to the Constitution of the U. S. A.

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

SIDNEY SMITH,  
Chairman.

Mr. Smith moved that the report be adopted.

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

Mr. O'Connor of Grand Forks moved that the rules be suspended and that House Joint Resolution ratifying a proposed amendment to the Constitution of the United States of America be considered engrossed and placed on the calendar for third reading and final passage.

Which motion prevailed, and

House Bill No. 8.

A Concurrent Resolution Ratifying a Constitutional Amendment, Relating to Prohibition.

Was read the third time.

The question being on the final passage of the Concurrent Resolution, the roll was called, and there were ayes, 96; nays, 10; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hendrickson	Miller
Arnold	Hoare	Moen, of Adams
Bailey	Hoghaug	Moen, of Traill
Bowman	Keitzman	Nathan
Brown	Kelly	Nims
Bryans	Kimball	Noltimier
Bryne	Knox	O'Connor, Pemb'a
Carr	Kunkle	O'Connor, Gd. Fks
Christenson	Kurtz	Oksendahl
Church	Lageson	Olson, Bowman
Cole	Laird	Olson, of Cavalier
Dettler	Larson, of Cass	Olson, of Eddy
Divet	Larson, of Ransom	Patterson
Dupuis	Larson, of Stutsm'n	Peterson, Sargent
Eckert	Lathrop	Peterson, Towner
Erb	Lazier	Pleasance
Everson	Liederbach	Prater
Fraser	Lowe	Quam
Frederickson	McDonnell	Riba
Geiger	McManus	Rice
Gunhus	Maddock, Benson	Reishus
Hagan	Maddock, Mountr'l	Renauld
Haines	Magnuson	Rott
Hanson	Martin	Sandbeck
Harding	Marshall	Schick
Harris	Martz	Schrag
Havens	Maxwell	Sinclair

Messrs.	Messrs.	Messrs.
Smith	Tenneson	Weld, of Wells
Stair	Varnum	Whipple
Stinger	Wadeson	Wilson
Storstad	Walton	Mr. Speaker
Strom	Weld, of Kidder	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Blanchard	Koller	Meyer
Ebel	Mackoff	Turner
Geiszler	Mees	Weber
Isaak		

Absent and not voting:

Messrs	Messrs	Messrs
Carignan	Myhre	Wiley
Ferguson	Olson, of Burke	Wright
Lang	Ward	
Who were excused.		

So the bill passed and the title was agreed to.

Mr. O'Connor of Grand Forks moved that the vote by which House Bill No. 8 passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Mees explained his vote.

Mr. Meyer explained his vote.

House Bill No. 5.

A Bill for an Act Reinstating and Validating the Charters of Corporations Which Have Been Cancelled or Whose Authority to Transact Business in the State Has Been Forfeited for Failure to Make Annual Reports as Required by Law.

Was read the third time.

Mr. Stair moved that the further consideration of House Bill No. 5 be re-referred to the Committee on Election and Election Privileges.

Which motion prevailed.

House Bill No. 7.

A Bill for an Act to Amend and Re-Enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 7; absent and not voting, 11.

Those voting in the affirmative were:

Messrs	Messrs	Messrs
Allen	Carr	Erb
Arnold	Christenson	Fraser
Bailey	Church	Frederickson
Blanchard	Cole	Geiger
Bowman	Dettler	Geiszler
Brown	Divet	Gunhus
Bryne	Eckert	Hagan

Messrs.	MESSRS.	Messrs.
Haines	Maddock, Benson	Riba
Hanson	Maddock, Mountr'l	Rice
Harding	Magnuson	Renauld
Harris	Martin	Rott
Havens	Marshall	Sandbeck
Hendrickson	Martz	Schick
Hoare	Maxwell	Schrag
Hoghaug	Mees	Sinclair
Isaak	Meyer	Smith
Keitzman	Miller	Stair
Kimball	Moen, of Adams	Storstad
Koller	Moen, of Traill	Strom
Kunkle	Nathan	Tennessee
Kurtz	Nims	Turner
Lageson	Noltimier	Varnum
Laird	O'Connor, Pemb'a	Wadeson
Larson, of Cass	Oksendahl	Walton
Larson of Ransom.	Olson, Bowman	Weber
Larson, of Stutsm'n	Olson, of Cavalier	Weld, of Kidder
Lazier	Olson, of Eddy	Weld, of Wells
Liederbach	Patterson	Whipple
Lowe	Peterson, Towner	Wiley
McDonnell	Pleasance	Wilson
McManus	Prater	Mr. Speaker
Mackoff	Quam	

Those voting in the negative were:

Messrs	Messrs	Messrs
Ebel	Knox	O'Connor, Gd. Fks
Everson	Lathrop	Peterson, Sargent
Kelly		

Absent and not voting:

Messrs	Messrs	Messrs
Bryans	Lang	Reishus
Carignan	Myhre	Ward
Dupuis	Olson, of Burke	Wright
Ferguson		

Mr. Stinger being excused.

So the bill passed and the title was agreed to.

Mr. Petersen of Towner moved that the vote by which House Bill No. 7 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 6.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by the 1917 Session Laws, Relating to Maintaining Patients in the Hospital for the Insane.

Was read the third time.

Mr. Peterson of Towner moved that the further consideration of House Bill No. 6 be referred back to the State Affairs Committee.

Which motion prevailed.

Mr. Peterson of Towner moved that the rules be suspended and House Bill No. 4, a Concurrent Resolution, be considered engrossed, and placed on its third reading and final passage.

Which motion prevailed, and

House Bill No. 4.

A Concurrent Resolution.

Was read the third time.

Mr. O'Connor offered the following amendment and moved its adoption:

In line 5, after the word "and," insert the word "our," and a comma after the word "all."

There being no objection the amendment was adopted.

The question being on the final passage of the bill as amended, the roll was called and there were ayes, 93; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs	Messrs	Messrs
Allen	Kelly	Oksendahl.
Arnold	Kimball	Olson, Bowman
Bailey	Koller	Olson, of Cavalier
Blanchard	Kunkle	Olson, of Eddy
Bowman	Kurtz	Patterson
Brown	Lageson	Peterson, Sargent
Bryans	Laird	Peterson, Towner
Bryne	Larson, of Cass	Pleasance
Carr	Larson, of Ransom	Prater
Christenson	Larson, of Stutsm'n	Quam
Church	Lathrop	Riba
Cole	Lazier	Rice
Dettler	Liederbach	Reishus
Divet	Lowe	Renauld
Dupuis	McDonnell	Rott
Ebel	McManus	Sandbeck
Eckert	Mackoff	Schick
Erb	Lathrop	Schrag
Everson	Maddock, Benson	Smith
Fraser	Maddock, Mountr'l	Stair
Frederickson	Magnuson	Stinger
Geiger	Martin	Storstad
Geiszler	Marshall	Strom
Gunhus	Martz	Tennessee
Hagan	Maxwell	Turner
Haines	Mees	Varnum
Hanson	Meyer	Wadeson
Harding	Miller	Walton
Harris	Moen, of Adams	Weber
Havens	Moen, of Traill	Weld, of Kidder
Hendrickson	Nathan	Weld, of Wells
Hoare	Nims	Whipple
Hoghaug	Noltmier	Wilson
Isaak	O'Connor, Pemb'a	Mr. Speaker
Keitzman	O'Connor, Gd. Fks	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Myhre	Ward
Ferguson	Olson, of Burke	Wiley
Knox	Sinclair	Wright
Lang		

Who were excused.

So the bill passed and the title was agreed to.

Mr. Peterson of Towner moved that the vote by which the Concurrent Resolution passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Stair moved that the rules be suspended and that House Bill No. 10 be considered properly engrossed and placed on its third reading and final passage.

Which motion prevailed, and

House Bill No. 10.

A Bill for an Act Providing for the Organization of the Active Militia 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, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs	Messrs	Messrs
Allen	Kimball	O'Connor, Gd. Fks
Arnold	Knox	Oksendahl
Bailey	Koller	Olson, Bowman
Blanchard	Kunkle	Olson, of Cavalier
Bowman	Kurtz	Olson, of Eddy
Brown	Lageson	Patterson
Bryans	Laird	Peterson, Sargent
Bryne	Lang	Peterson, Towner
Carr	Larson, of Cass	Pleasance
Christenson	Larson, of Ransom	Prater
Church	Larson, of Stutsm'n	Quam
Cole	Lathrop	Riba
Dettler	Lazier	Rice
Divet	Liederbach	Reishus
Dupuis	Lowe	Renauld
Ebel	McDonnell	Rott
Eckert	McManus	Sandbeck
Erb	Mackoff	Schrag
Everson	Lathrop	Sinclair
Fraser	Maddock, Benson	Smith
Frederickson	Maddock, Mountr'l	Stair
Geiger	Magnuson	Stinger
Geizler	Martin	Storstad
Gunhus	Marshall	Strom
Hagan	Martz	Tennessee
Haines	Maxwell	Turner
Hanson	Mees	Varnum
Harding	Meyer	Wadeson
Harris	Miller	Walton
Havens	Moen, of Adams	Weber
Hendrickson	Moen, of Traill	Weld, of Kidder
Hoare	Nathan	Weld, of Wells
Hoghaug	Nims	Whipple
Keitzman	Noltimier	Wilson
Kelly	O'Connor, Pemb'a	Mr. Speaker



Absent and not voting :

Messrs.	Messrs.	Messrs.
Carignan	Myhre	Ward
Ferguson	Olson, of Burke	Wiley
Isaak	Schick	Wright
Who were excused.		

So the bill passed and the title was agreed to.

Mr. Stair moved that the vote by which House Bill No. 10 passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

The question being on the final passage of the emergency clause on House Bill No. 10, the roll was called, and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were :

Messrs.	Messrs.	Messrs.
Allen	Kimball	Olson, Bowman
Arnold	Knox	Olson, of Cavalier
Bailey	Koller	Olson, of Eddy
Blanchard	Kunkle	Patterson
Bowman	Kurtz	Peterson, Sargent
Brown	Lageson	Peterson, Towner
Bryans	Laird	Pleasance
Bryne	Larson, of Cass	Prater
Carr	Larson, of Ransom	Quam
Christenson	Larson, of Stutsm'n	Riba
Church	Lathrop	Rice
Cole	Lazier	Reishus
Dettler	Liederbach	Renauld
Divet	Lowe	Rott
Dupuis	McDonnell	Sandbeck
Ebel	McManus	Schick
Eckert	Mackoff	Schrag
Erb	Lathrop	Sinclair
Everson	Maddock, Benson	Smith
Fraser	Maddock, Mountr'l	Stair
Frederickson	Magnuson	Stinger
Geiger	Martin	Storstad
Geiszler	Marshall	Strom
Gunhus	Martz	Tenneson
Hagan	Maxwell	Turner
Haines	Mees	Varnum
Hanson	Meyer	Wadeson
Harding	Moen, of Adams	Walton
Harris	Moen, of Traill	Weber
Hendrickson	Nathan	Weld, of Kidder
Hoare	Nims	Weld, of Wells
Hoghaug	Noltmier	Whipple
Isaak	O'Connor, Pemb'a	Wilson
Keltzman	O'Connor, Gd. Fks	Mr. Speaker
Kelly	Oksendahl	

Absent and not voting :

Messrs.	Messrs.	Messrs.
Carignan	Miller	Ward
Ferguson	Myhre	Wiley
Havens	Olson, of Burke	Wright
Who were excused.		

So the emergency clause carried.

Mr. Stair moved that the rules be suspended and that House Bill No. 2 be considered properly engrossed and placed on its third reading and final passage.

Which motion prevailed, and

House Bill No. 2.

A Bill for an Act Appropriating Money for the Use of the Depositors' Guaranty Fund Commission Between the Following Dates, to-wit: January 23, 1918, to June 30, 1919, Both Inclusive.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 102; nays, 0; absent and not voting, 11.

These voting in the affirmative were:

Messrs	Messrs	Messrs
Allen	Keitzman	Oksendahl
Arnold	Kelly	Olson, Bowman
Bailey	Kimball	Olson, of Cavalier
Blanchard	Knox	Olson, of Eddy
Bowman	Koller	Patterson
Brown	Kunkle	Peterson, Sargent
Bryans	Kurtz	Peterson, Towner
Bryne	Lageson	Pleasant
Carr	Laird	Prater
Christenson	Lang	Quam
Church	Larson, of Cass	Riba
Cole	Larson, of Ransom	Rice
Dettler	Larson, of Stutsm'n	Reishus
Divet	Lazier	Renauld
Dupuis	Liederbach	Rott
Ebel	Lowe	Sandbeck
Eckert	McDonnell	Schick
Erb	McManus	Schrag
Everson	Maddock, Benson	Smith
Fraser	Magnuson	Stair
Frederickson	Martin	Stinger
Geiger	Marshall	Storstad
Geiszler	Martz	Strom
Gunhus	Maxwell	Tennessee
Hagan	Mees	Turner
Haines	Meyer	Varnum
Hanson	Miller	Wadeson
Harding	Moen, of Adams	Walton
Harris	Moen, of Traill	Weber
Havens	Nathan	Weld, of Kidder
Hendrickson	Nims	Weld, of Wells
Hoare	Noltmier	Whipple
Hoghaug	O'Connor, Pemb'a	Wilson
Isaak	O'Connor, Gd. Fks	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Maddock, Mountr'l	Ward
Ferguson	Myhre	Wiley
Lang	Olson, of Burke	Wright
Mackoff	Sinclair	

being excused.

So the bill passed and the title was agreed to.

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

Which motion prevailed.

The question being on the passage of the emergency clause, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kimball	Olson, Bowman
Arnold	Knox	Olson, of Cavalier
Bailey	Koller	Olson, of Eddy
Blanchard	Kunkle	Patterson
Bowman	Kurtz	Peterson, Sargent
Brown	Lageson	Peterson, Towner
Bryans	Laird	Pleasance
Bryne	Larson, of Cass	Prater
Christenson	Larson, of Ransom	Quam
Church	Larson, of Stutsm'n	Riba
Cole	Lazier	Rice
Dettler	Liederbach	Reishus
Dupuis	Lowe	Renauld
Ebel	McDonnell	Rott
Eckert	McManus	Sandbeck
Erb	Mackoff	Schick
Everson	Maddock, Benson	Schrag
Fraser	Maddock, Mountr'	Sinclair
Frederickson	Magnuson	Smith
Geiger	Martin	Stair
Geiszler	Marshall	Stinger
Gunhus	Martz	Storstad
Hagan	Maxwell	Strom
Haines	Mees	Tenneson
Hanson	Meyer	Turner
Harding	Miller	Varnum
Harris	Moen, of Adams	Wadeson
Havens	Moen, of Traill	Walton
Hendrickson	Nathan	Weber
Hoare	Nims	Weld, of Kidder
Hoghaug	Noltimier	Weld, of Wells
Isaak	O'Connor, Pemb'a	Whipple
Keitzman	O'Connor, Gd. Fks	Wilson
Kelly	Oksendahl	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Lang	Ward
Carr	Myhre	Wiley
Divet	Olson, of Burke	Wright
Ferguson		

who were excused.

So the emergency clause carried.

#### MOTIONS AND RESOLUTIONS.

*To the Honorable Members of the Legislature of the State of North Dakota, now in Session:*

The State Council of Defense at its meeting on Wednesday,

January 23rd, 1918, adopted the following resolution, which we commend to your honorable body for your favorable consideration.

We have the honor to be:

THE NORTH DAKOTA COUNCIL OF DEFENSE,

By Dorr H. Carroll,  
Chairman.  
F. O. Hellstrom,  
Secretary.

WHEREAS, Our country, in its war for existence of popular government throughout the world, is called upon to exercise every energy and resource at its command and must above all things avoid waste and duplication of effort, and

WHEREAS, The State of North Dakota has within its borders vast and extraordinary resources now in the early stage of development in her lignite coal deposits which underlie much of the western half of the state tributary to three great transcontinental trunk lines of railroad and the great commercial waterway, the Missouri river,

WHEREAS, These resources could be used to further the efficiency and power of the American nation in carrying on the war by providing fuel for smelters for the reduction of iron ore and factories for the manufacture of such agricultural and other machinery as are being used in the northwest and mills for the completion of the finished steel products for use in the western part of the United States and laboratories for the manufacture of munitions of war in building railroads, ships, bridges and other essentials of the development of our country to its greatest strength,

*Be It Resolved*, That the Council of Defense of the State of North Dakota request the legislature of the State of North Dakota now in session to formulate a memorial to Congress calling the attention of congress to the above condition and asking that our national legislature immediately take steps to use and further develop for the above purposes our great natural resource now jointly owned by the people, the State and the Nation.

Mr. Peterson of Towner moved that the resolution be adopted.

Which motion prevailed, and the resolution was adopted.  
The House returned to the fourth order of business.

#### MOTIONS AND RESOLUTIONS.

#### REPORTS OF STANDING COMMITTEES.

*Mr. Speaker:*

Your Committee on State Affairs has had under consideration House Bill No. 1, and recommend that same be amended as follows:

Section 3480 in the seventh (7th) line after the word "note," the following be inserted:

"shall be acknowledged before some person authorized to administer oaths and"

Also in the second paragraph of said section after the word "shall" in the first (1st) line, the following words be inserted: "record and"

And when so amended recommend that the same do pass.

WALTER J. MADDOCK,  
Chairman.

## REPORT OF HOUSE COMMITTEE ON STATE AFFAIRS.

The Committee on State Affairs made the following report:

*Mr. Speaker:*

Your Committee on State Affairs, to whom was referred:

Senate Concurrent Resolution.

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

WHEREAS, There is imperative need of amending the Seed Grain Laws allowing county commissioners more latitude in bonding counties for seed grain and feed for needy farmers; also to legalize and incorporate the Home Guards of the State of North Dakota into the organized state militia under the proper military authority of the State in accordance with the constitution; also to pass a moratorium law for the protection of the property of absent soldiers; also making an appropriation for the North Dakota Defense Council; also ratification of the Federal Prohibition Amendment to the Federal Constitution; also for the purpose of amending the Grain Grading Law; also an appropriation for the Insane Hospital at Jamestown and the State Bank Depository Guaranty Law; also the curative statute relative to corporations; and such relative measures necessary for the proper protection of our soldiers at home and abroad; and for perfect co-operation of this State with our Federal Government in the vigorous prosecution of this world war toward a final victorious conclusion;

WHEREAS, It is necessary that the expenses of this extraordinary session of this Legislature be kept at a minimum,

*Be It Therefore Resolved*, By the Senate of the State of North Dakota, the House of Representatives concurring therein; that the Legislature enact laws covering only the above mentioned subjects recommended by the Governor in his message delivered to the joint assembly of the Senate and House of Representatives.

*Be It Further Resolved*, That, when the above mentioned subjects are disposed of by this Legislature, that said Legislature do then adjourn;

And, further, that we pledge ourselves to the effort of finishing our task and closing this session on its fourth legislative day, January 26th, 1918.

And when so amended recommend the same do pass.

WALTER J. MADDOCK,  
Chairman.

Mr. Maddock 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

Mr. Walton introduced:

House Bill No. 11.

A Bill for an Act Creating the North Dakota Council of Defense; Defining Its Powers and Duties, and Appropriating Money for Carrying Out the Purpose Thereof; and to Reimburse the Members of the Present Organization Known as the North Dakota State Council of Defense for Monies Expended.

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

Mr. Walton introduced:

House Bill No. 12.

A Bill for an Act to Appropriate Twelve Thousand Dollars for the Expenses of the Legislative Department of the State Government, for the Extraordinary Session Beginning January 23, 1918.

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

Mr. Church introduced:

House Bill No. 13.

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 was referred to the Committee on Insurance.

Mr. Peterson of Towner introduced:

House Bill No. 14.

A Bill for an Act Giving a Credit to the State Hospital for the Insane for the Sum of Fifty Thousand Dollars.

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

## REPORTS OF STANDING COMMITTEES.

### REPORT OF HOUSE COMMITTEE ON STATE AFFAIRS

The Committee on State Affairs made the following report:

*Mr. Speaker:*

Your Committee on State Affairs, to whom was referred:

House Bill No. 6.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by the 1917 Session Laws, Relating to Maintaining Patients in the Hospital for the Insane.

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

By striking out Section 1762A.

And when so amended recommend the same do pass.

WALTER J. MADDOCK,  
Chairman.

Mr. Maddock moved that the rules be suspended, and the report of the committee be adopted, the bill be considered engrossed and placed on its third reading and final passage.

Which motion prevailed, and

House Bill No. 6.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by the 1917 Session Laws, Relating to 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, 105; absent and not voting, 8.

Those voting in the affirmative were:

Messrs	Messrs	Messrs
Allen	Keitzman	O'Connor, Gd. Fks
Arnold	Kimball	Oksendahl
Bailey	Knox	Olson, Bowman
Blanchard	Koller	Olson, of Cavalier
Bowman	Kunkle	Olson, of Eddy
Brown	Kurtz	Patterson
Bryans	Lageson	Peterson, Sargent
Bryne	Laird	Peterson, Towner
Carr	Lang	Pleasance
Christenson	Larson, of Cass	Prater
Church	Larson, of Ransom	Quam
Cole	Larson, of Stutsm'r	Riba
Dettler	Lathrop	Rice
Divet	Lazier	Reishus
Dupuis	Liederbach	Renauld
Ebel	Lowe	Rott
Eckert	McDonnell	Sandbeck
Erb	McManus	Schick
Everson	Mackoff	Schrag
Fraser	Maddock, Benson	Sinclair
Frederickson	Maddock, Mountr	Smith
Geiger	Magnuson	Stair
Geiszler	Martin	Storstad
Gunhus	Marshall	Strom
Hagan	Martz	Tennessee
Haines	Maxwell	Turner
Hanson	Mees	Wadeson
Harding	Meyer	Walton
Harris	Miller	Weber
Havens	Moen, of Adam	Weld, of Kidder
Hendrickson	Moen, of Traill	Weld, of Wells
Hoare	Myhre	Whipple
Hoghaug	Nims	Wilson
Isaak	Noltmier	Mr. Speaker
Kelly	O'Connor, Pemb'a	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Olson, of Burke	Ward
Ferguson	Stinger	Wiley
Nathan	Varnum	Wright

Who were excused.

So the bill passed and the title was agreed to.

Mr. Peterson of Towner, moved that the vote by which House Bill No. 6 passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The question being on the emergency clause, the roll was called, and there were ayes, 104; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kimball	Oksendahl
Arnold	Knox	Olson, Bowman
Bailey	Koller	Olson, of Cavalier
Blanchard	Kunkle	Olson, of Eddy
Bowman	Kurtz	Patterson
Brown	Lagesor	Peterson, Sargent
Bryans	Laird	Peterson, Towner
Bryne	Lang	Pleasance
Carr	Larson, of Cass	Prater
Christenson	Larson, of Ransom	Quam
Church	Larson, of Stutsm'r	Riba
Cole	Lathrop	Rice
Dettler	Lazier	Reishus
Divet	Liederbach	Renauld
Dupuis	Lowe	Rott
Ebel	McDonnell	Sandbeck
Eckert	McManus	Schick
Erh	Mackoff	Schrag
Everson	Maddock, Benson	Sinclair
Fraser	Maddock, Mountr'	Smith
Frederickson	Magnuson	Stair
Geiger	Martin	Stinger
Geiszler	Marshall	Storstad
Gunhus	Martz	Strom
Hagan	Maxwell	Tenneson
Haines	Mees	Turner
Hanson	Meyer	Varnum
Harding	Miller	Wadeson
Harris	Moen, of Adams	Walton
Havens	Moen, of Trail	Weber
Hendrickson	Nathan	Weld, of Kidder
Hoare	Nims	Weld, of Wells
Hoghaug	Noltimier	Whipple
Keitzman	O'Connor, Pemb'a	Wilson
Kelly	O'Connor, Gd. Fks	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Myhre	Wiley
Ferguson	Olson, of Burke	Wright
Isaak	Ward	

Who were excused.

So the Emergency Clause carried.

## REPORTS OF STANDING COMMITTEES.

### REPORT OF HOUSE COMMITTEE ON CORPORATIONS.

The Committee on Corporations made the following report:

*Mr. Speaker:*

Your Committee on Corporations, to whom was referred:

House Bill No. 5.

A Bill for an Act Reinstating and Validating Charters of Corporations Which have been Cancelled or Whose Authority to Transact Business in the State Has Been Forfeited for Failure to Make Annual Reports as Required by Law.

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



In line 21 of Section 2, after the semicolon insert the following, "and whereas it is necessary for the public peace, health and safety."

And when so amended recommend the same do pass.

ALBERT G. MOEN,  
Chairman.

Mr. Albert G. Moen moved that the report be adopted.

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

Mr. Stair moved that the rules be suspended and House Bill No. 5 be considered properly engrossed and placed on its third reading and final passage.

Which motion prevailed and

House Bill No. 5.

A Bill for an Act Reinstating and Validating Charters of Corporations Which have been Cancelled or Whose Authority to Transact Business in the State Has Been Forfeited for Failure to Make Annual Reports as Required by Law.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kimball	Olson, of Cavalier
Arnold	Knox	Olson, of Eddy
Bailey	Kunkle	Patterson
Bowman	Kurtz	Peterson, Sargent
Brown	Lageson	Peterson, Towner
Bryans	Laird	Pleasance
Bryne	Larson, of Cass	Prater
Carr	Larson, of Ransom	Quam
Christensen	Larson, of Stutsm'r	Riba
Church	Lazier	Rice
Cole	Liederbach	Reishus
Dettler	Lowe	Renauld
Dupuis	McDonnell	Rott
Ebel	McManus	Sandbeck
Eckert	Mackoff	Schick
Erb	Maddock, Benson	Schrag
Everson	Maddock, Mountr'l	Sinclair
Fraser	Magnuson	Smith
Frederickson	Martin	Stair
Geiger	Marshall	Stinger
Geiszler	Martz	Storstad
Gunhus	Maxwell	Strom
Hagan	Mees	Tennessee
Haines	Meyer	Turner
Hanson	Miller	Varnum
Harding	Moen, of Adams	Wadeson
Harris	Moen, of Traill	Walton
Havens	Nathan	Weber
Hendrickson	Nims	Weld, of Kidder
Hoare	Noltmier	Weld, of Wells
Hoghaug	O'Connor, Pembin	Whipple
Isaak	O'Connor, Gd. F'ks	Wilson
Keitzman	Oksendahl	Mr. Speaker
Kelly	Olson, Bowman	

Absent and not voting :

Messrs.	Messrs.	Messrs.
Blanchard	Koller	Ward
Carignan	Lang	Wiley
Divet	Myhre	Wright
Ferguson	Olson, of Burke	

So the bill passed and the title was agreed to.

The question being on the passage of the emergency clause to House Bill No. 5, the roll was called and there were ayes, 100; nays, 0; absent and not voting, 13.

Those voting in the affirmative were :

Messrs.	Messrs.	Messrs.
Allen	Knox	Olson, of Bowman
Arnold	Koller	Olson, of Cavalier
Bailey	Kunkel	Olson, of Eddy
Blanchard	Kurtz	Patterson
Bowman	Lageson	Peterson, Sargent
Brown	Laird	Peterson, Towner
Bryans	Lang	Pleasance
Byrne	Larson, of Cass	Prater
Carr	Larson, of Ransom	Quam
Christenson	Larson, of Stutsm'n	Riba
Church	Lazier	Rice
Cole	Lathrop	Reishus
Dettler	Liederbach	Renauld
Dupuis	Lowe	Rott
Ebel	McDonnell	Sandbeck
Eckert	McManus	Schick
Erb	Maddock, Benson	Schrag
Everson	Maddock, Mountr'l	Sinclair
Fraser	Martin	Smith
Geiger	Marshall	Stair
Geiszler	Martz	Stringer
Gunhus	Maxwell	Storstad
Hagan	Mees	Strom
Haines	Meyer	Tenneson
Harding	Miller	Turner
Harris	Moen, of Adams	Wadeson
Havens	Moen, of Trail	Walton
Hoare	Nathan	Weber
Hoghaug	Nims	Weld, of Kidder
Isaak	Noltimier	Weld, of Wells
Keitzman	O'Connor, Pemb'a	Whipple
Kelly	O'Connor, Gd. F'ks.	Wilson
Kimball	Oksendahl	Mr. Speaker

Absent and not voting :

Messrs.	Messrs.	Messrs.
Carignan	Hendrickson	Olson, of Burke
Divet	Mackoff	Ward
Ferguson	Magnuson	Wiley
Frederickson	Myhre	Wright
Hanson		

So the emergency clause carried.

INTRODUCTION, FIRST AND SECOND READING OF  
HOUSE BILLS

Mr. Reishus introduced:

House Bill No. 15.

A Bill for an Act to Amend and Re-Enact Sections 992, 993, 995, 997, 998, 1002 and 1003 of the Compiled Laws of North Dakota for the Year 1915, Relating to Absent Voters and Providing for the Voting of Soldiers and Sailors Engaged in the Military and Naval Service of the State of North Dakota and the United States.

Was read the first and second time and was referred to the Committee on Election and Election Privileges.

Mr. Reishus introduced:

House Bill No. 16.

A Bill for an Act to Amend and Re-Enact Sections 853 and 854 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Primary Elections.

Was read the first and second time and was referred to the Committee on Election and Election Privileges.

Mr. Patterson moved that House Bill No. 9 be recalled from the Judiciary Committee and be referred to the Committee on State Affairs.

Which motion prevailed, and the bill was so referred.

Mr. Maddock moved that the rules be suspended and the report of the committee on House Bill No. 1. be adopted, and that the Bill be considered engrossed and placed on its third reading and final passage.

Which motion prevailed and

House Bill No. 1.

A Bill for an Act to Amend and Re-Enact Article 24 of the Compiled Laws of the State of North Dakota for 1913.

Was read the third time.

Mr. Tenneson moved the adoption of the following amendment.

In line 198 strike out the words "of a" and insert in lieu thereof the words "and recording thereof".

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, 105; nays, 0; absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Eckert	Hoare
Arnold	Erb	Hoghaug
Bailey	Everson	Isaak
Bowman	Fraser	Keitzman
Brown	Frederickson	Kelly
Bryans	Geiger	Kimball
Byrne	Geiszler	Knox
Carr	Gunhus	Koller
Cnr'stenson	Hagan	Kunkel
Church	Haines	Kurtz
Coie	Hanson	Lageson
Dettler	Harding	Laird
Divet	Harris	Lang
Dupuis	Havens	Larson, of Cass
Ebel	Hendrickson	Larson, of Ransom

Messrs.	Messrs.	Messrs.
Larson, of Stutsm'n	Nathan	Sandbeck
Lathrop	Nims	Schick
Lazier	Noltmier	Schrag
Liederbach	O'Connor, Pemb'a	Sinclair
Lowe	O'Connor, Gd. Fks.	Smith
McDonnell	Oksendahl	Stair
McManus	Olson, of Bowman	Stringer
Mackoff	Olson, of Cavalier	Storstad
Maddock, Benson	Olson, of Eddy	Strom
Maddock, Mountr'l	Patterson	Tennessee
Magnuson	Peterson, Sargent	Turner
Martin	Peterson, Towner	Wadeson
Marshall	Pleasance	Walton
Martz	Prater	Weber
Maxwell	Quam	Weld, of Kidder
Mees	Riba	Weld, of Wells
Meyer	Rice	Whipple
Miller	Reishus	Wilson
Moen, of Adams	Renauld	Mr. Speaker
Moen, of Traill	Rott	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blanchard	Myhre	Wiley
Carignan	Olson, of Burke	Wright
Ferguson	Ward	

who were excused.

Mr. Hoghaug moved that the title be amended by adding the words "and make an appropriation there for" at the end of the present title.

Which motion prevailed and the amendment was adopted.

So the bill passed and the title as amended was agreed to.

The question being on the emergency clause, the roll was called and there were ayes, 103; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Fraser	Koller
Arnold	Frederickson	Kunkel
Bailey	Geiger	Kurtz
Bowman	Geiszler	Lageson
Brown	Gunhus	Lang
Bryans	Hagan	Larson, of Cass
Byrne	Haines	Larson, of Ransom
Carr	Hanson	Larson, of Stutsm'n
Church	Harding	Lathrop
Christenson	Harris	Lazier
Co'e	Havens	Liederbach
Dettler	Hendrickson	Lowe
Divet	Hoare	McDonnell
Dupuis	Hoghaug	McManus
Ebel	Isaak	Mackoff
Eckert	Keitzman	Maddock, Benson
Erb	Kelly	Maddock, Mountr'l
Everson	Kimball	Magnuson

Messrs.	Messrs.	Messrs.
Martin	Olson, of Eddy	Stair
Marshall	Patterson	Stringer
Martz	Peterson, Sargent	Storstad
Maxwell	Peterson, Towner	Strom
Mees	Pleasance	Tennessee
Meyer	Prater	Turner
Miller	Quam	Varnum
Moen, of Adams	Riba	Wadeson
Moen, of Traill	Rice	Walton
Nathan	Reishus	Weber
Nims	Renauld	Weld, of Kidder
Noltmier	Rott	Weld, of Wells
O'Connor, Pembi'a	Sandbeck	Whipple
O'Connor, Gd. Fks.	Schick	Wilson
Oksendahl	Schrag	Mr. Speaker
Olson, of Bowman	Sinclair	
Olson, of Cavalier	Smith	

Absent and not voting :

Messrs.	Messrs.	Messrs.
Blanchard	Laird	Ward
Carignan	Myhre	Wiley
Ferguson	Olson, of Burke	Wright
Knox		

So the emergency clause carried.

The privileges of the floor were extended to :

John Martin, Fargo;

Wm. Rakow, Fargo;

O. K. Otteson, Crosby;

Olaf Braatlien, Crosby, and

G. Bardsley, Crosby.

Mr. Stair moved that the House take a recess until ten o'clock tomorrow.

W. D. AUSTIN,  
Chief Clerk.

EXTRAORDINARY SESSION.  
SECOND DAY AFTER RECESS AND  
THIRD DAY.

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 25, 1918.

The House assembled at 10 o'clock A. M., pursuant to recess taken.

The Speaker presiding.

REPORT OF STANDING COMMITTEES

REPORT OF HOUSE COMMITTEE ON WAYS AND MEANS.

The Committee on State Affairs made the following report:

Mr. Speaker:

Your Committee on State Affairs to whom was referred:

House Bill No. 9.

A Bill for an Act Regulating the Civil Rights of Members of the Military and Naval Establishments of the United States Engaged in the Present War.

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

That section 1, line 2 of the printed bill be amended by striking out the words "court procedure" and inserting the word "action."

That section 3 in line 16 the word "fifty" be stricken out and the word "thirty" be inserted.

That at the end of section 3, line 18, the following be added: "and for six months thereafter.. Provided, however, that if the owner of the rented property is a needy person and relies upon the income for a livelihood, then the county shall pay same and raise sufficient funds for that purpose in its general tax levy.

That the following section be added and known as "Section 4."

Section 4. In all cases of personal property where such property is either perishable or likely to deteriorate or depre-

ciate in value, the court may upon being petitioned, in its discretion, order the sale of the same and any funds derived from such sale shall be deposited with the county treasurer until the termination of such military service and for six months thereafter. The petitioner shall put up sufficient funds to protect such person in military service from any loss that he may sustain from such sale.

The rights of such parties may be finally adjudicated and determined six months after the termination of such military service.

That section 4 of the printed bill be changed to section 5.

That section 5, line 24, of the printed bill be amended by striking out the figure "5" and inserting the figure "6."

That line 25 of section 5 of the printed bill be amended by inserting the words "void, and shall be" between "be" and "vacated."

That section 6 of the printed bill be amended by changing the figure "6" to the figure "7."

That section 7, line 33 be amended by changing the figure "7" to the figure "8."

And when so amended recommend the same do pass.

WALTER J. MADDOCK,

Mr. Maddock moved

That the rules be suspended and the report of the committee on House Bill No. 9 be adopted and the bill be considered properly engrossed and placed on its third reading and final passage.

Which motion prevailed.

House Bill No. 9.

A Bill for an Act Regulating the Civil Rights of Members of the Military and Naval Establishments of the United States Engaged in the Present War.

Was read the third time.

The question being on the final passage of the bill;

The roll was called and there were ayes 77, nays 2; absent and not voting 34.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hagan	Liederbach
Bowman	Haines	Lowe
Brown	Hanson	McDonnell
Bryans	Hoare	McManus
Byrne	Hoghaug	Maddock, Benson
Carr	Isaak	Maddock, Mountr'l
Church	Keitzman	Magnuson
Dettler	Kimball	Martin
Dupuis	Knox	Marshall
Ebel	Koller	Miller
Eckert	Kunkel	Moen, of Adams
Erb	Kurtz	Moen, of Traill
Fraser	Lageson	Nathan
Frederickson	Laird	Nims
Geiger	Larson, of Cass	Noltmier
Geiszler	Larson, of Ransom	O'Connor, Pembia'
Gunhus	Lazier	Oksendahl

Messrs.	Messrs.	Messrs.
Olson, of Bowman	Reishus	Strom
Olson, of Eddy	Renauld	Turner
Patterson	Rott	Wadeson
Peterson, Sargent	Sandbeck	Walton
Peterson, Towner	Schrag	Weber
Pleasance	Sinclair	Weld, of Wells
Prater	Stair	Whipple
Riba	Stinger	Mr. Speaker
Rice	Storstad	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Tenneson	Wilson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Arnold	Hendrickson	O'Connor, Gd. Fks
Bailey	Kelly	Olson, of Burke
Blanchard	Lang	Olson, of Cavalier
Carignan	Larson, o' Stutsm'n	Quam
Christenson	Lathrop	Schick
Cole	Mackoff	Smith
Divet	Martz	Varnum
Everson	Maxwell	Ward
Ferguson	Mees	Weld, of Kidder
Harding	Meyer	Wiley
Harris	Myhre	Wright
Havens		

So the bill passed and the title was agreed to.

Mr. Peterson of Towner moved,

That the vote by which House Bill No. 9 passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Tenneson explained his vote as follows:

Mr. Speaker: I am in hearty accord with the purpose of House Bill No. 9, and I would like to see some law enacted that would give adequate protection to the men who had to go to the front and sacrifice their time and possibly their life in defense of their country. But the same should be done in such a manner and in such form as to give the intended protection and to minimize the sacrifice to the people who remain at home and have to support the soldiers while they are away, and I want it clearly understood, at this time, that I do not disapprove of this bill upon the principles involved in the same. My vote on this bill will be registered against it wholly and solely for the reason that the bill is inartistically drawn and prepared and amended by this House, and in its present form will do more injury to the soldier in its operation than if no law was passed at all—and will do injustice to the people who remain at home and have to provide for the soldier when abroad, and for these reasons I vote "No."

House Bill No. 9.

A Bill for an Act Regulating the Civil Rights of Members of the Military and Naval Establishments of the United States Engaged in the Present War.



The question being on the emergency clause, the roll was called and there were ayes, 81; nays, 2; absent and not voting, 30.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Koller	Oksendahl
Bowman	Kunkle	Olson, Bowman
Brown	Kurtz	Olson, of Eddy
Bryans	Lageson	Patterson
Bryne	Laird	Peterson, Sargent
Carr	Larson, of Cass	Peterson, Towner
Church	Larson, of Ransom	Pleasance
Dettler	Larson, of Stutsm'n	Prater
Dupuis	Lathrop	Riba
Ebel	Lazier	Rice
Eckert	Liederbach	Reishus
Erb	Lowe	Renauld
Everson	McDonnell	Rott
Fraser	McManus	Sandbeck
Frederickson	Maddock, Benson	Schrag
Geiger	Maddock, Mountr'l	Sinclair
Geiszler	Magnuson	Stair
Gunhus	Martin	Stinger
Hagan	Marshall	Storstad
Haines	Meyer	Strom
Hanson	Miller	Turner
Hoare	Moen, of Adams	Wadeson
Hoghaug	Moen, of Traill	Walton
Isaak	Nathan	Weber
Keitzman	Nims	Weld, of Kidder
Kimball	Noltimier	Whipple
Knox	O'Connor, Pemb'a	Mr. Speaker

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Tenneson	Wilson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Arnold	Havens	Olson, of Cavalier
Bailey	Hendrickson	Olson, of Burke
Blanchard	Kelly	Quam
Carignan	Lang	Schick
Christenson	Mackoff	Smith
Cole	Martz	Varnum
Divet	Maxwell	Ward
Ferguson	Mees	Weld, of Wells
Harding	Myhre	Wright
Harris	O'Connor, Gd. Fks	Wiley

So the emergency carried.

Mr. Tenneson moved that the House do now adjourn.

Which motion was lost.

Mr. Maddock moved that the House take a recess until 12:30 o'clock.

Which motion prevailed, and the House took a recess.

## AFTER RECESS.

INTRODUCTION, FIRST AND SECOND READING OF  
HOUSE BILLS.

Mr. Patterson introduced:

House Bill No. 17.

A Bill for an Act to Permit the Electors in the Military Service of the United States in Foreign Lands to Vote; Creating a Commission, and Making an Appropriation Therefor.

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

Mr. Lageson moved that the House do now adjourn.

Which motion prevailed, and the House adjourned.

W. D. AUSTIN,  
Chief Clerk.

## THIRD DAY.

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 25, 1918.

The House assembled at 2 o'clock p. m., pursuant to adjournment, the Speaker presiding.

Prayer by Chaplain.

Roll call.

All members present, except Messrs. Carignan, Ferguson, Kelly, Olson of Burke and Wright.

## REVISION AND CORRECTION OF THE JOURNAL.

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

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

Page 20, strike out title of House Bill No. 15 and insert the following:

An Act to Amend and Re-Enact Sections 992, 993, 995, 997, 998, 1002, 1003 of the Compiled Laws of North Dakota for the Year 1915, Relating to Absent Voters, and Providing for the Voting of Soldiers and Sailors Engaged in the Military and Naval Service of the State of North Dakota and the United States.

And when so corrected recommend that the same be approved.

J. C. MILLER,  
Chairman.

Mr. Miller moved that the report be adopted.

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

## PETITIONS AND COMMUNICATIONS

KILLDEER, N. D.,  
January 24, 1918.

CHIEF CLERK OF HOUSE,  
Bismarck, North Dakota.

WHEREAS, There seems to be some doubt that our Legislature will make provision for our soldier boys casting their ballots at the next elections, and

WHEREAS, It is only fair and just that they should have a right to vote in a government under whose care they have left friends, families and property;

*Be It Resolved*, By us, citizens representing various sections of Dunn county, assembled at military headquarters at Dunn Center, January 24th, that we urge our legislature to give the boys who are risking their lives for liberties and comforts that we enjoy, the same voting privilege as we have.

SEVENTY-FIVE DUNN COUNTY PATRIOTS,

9:30 A. M.  
KILLDEER, N. D.,  
January 24, 1918.

REP. A. A. LIEDERBACH,  
Bismarck, N. D.

WHEREAS, There seems to be some doubt that our Legislature will make provision for our absent soldier boys casting their ballots at the next elections, and

WHEREAS, It is only fair and just that they should have a right to vote in a government under whose care they have left friends, families and property;

*Be It Resolved*, By us, citizens representing various sections of Dunn county, assembled at military headquarters at Dunn Center, January 24th, that we urge our legislature to give the boys who are risking their lives for liberties and comforts that we enjoy, the same voting privilege as we have.

SEVENTY-FIVE DUNN COUNTY PATRIOTS.

9:20 A. M. 25th.

*To the Honorable Members of the 1917 Legislative Assembly of the State of North Dakota:*

WHEREAS, The United States is now involved in a serious conflict with the central powers, and it has become necessary to send American forces across the sea, and to remove the members of the National Guard of the respective states from said states, thereby leaving each state without any adequate defense against riots or other unlawful assemblies or acts, and;

WHEREAS, The cities, towns and villages throughout the State of North Dakota have realized the need of trained forces, who may be depended upon to cope with any unlawful assembly or riot during the present crisis, and thereby guard the health and safety of the inhabitants in such communities, and to that end have organized, and still are in the process of organizing military units, popularly known as Home Guard; and;

WHEREAS, Each of said units throughout the State has, in order to perfect efficient organizations, spent or expect to

invest considerable sums of money for the purchase of rifles and uniforms from private funds

We, the undersigned members of the Home Guard within and for the Village of Golden Valley, Mercer County, North Dakota and the vicinity thereof, hereby urge, press and appeal to your Honorable Assembly, and ask that some proper legislation may be enacted during the present session, whereby our organization, and that of other communities throughout the state may be given legal recognition, so that the acts of such units in case of emergency may be with legal authority.

W. H. HASSMAN,  
And 75 Others.

### REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

*Mr. Speaker:*

Your Committee on Appropriations to whom was referred House Bill No. 11.

A Bill for an Act Creating the North Dakota Council of Defense; Defining Its Powers and Duties, and Appropriating Money for Carrying Out the Purpose Thereof; and to Reimburse the Members of the Present Organization Known as the North Dakota State Council of Defense for Monies Expended.

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

In the first line of the enacting clause strike out the word "Fifteenth."

That in line 5 of section 1 of the engrossed bill, preceding the words "The Attorney General," the words "in addition thereto" be inserted.

That in line 4, of section 2, the word "Five" be stricken out and the word "Seven" inserted.

That in line 3, in section 3, after the word "officials" strike out the words "and with" and insert, "and shall have the power to call upon."

That in line 6, of section 3, strike out the word "for" and insert, "to cooperate with the council for such work it shall deem necessarily connected with."

That in line 4, of section 3, after the word "societies," the words "County Council of Defense" be inserted.

In line 7, of section 3, first paragraph, after the word "labor" insert "and consult with farmers and others who might be in need of labor and with labor organizations and such other persons as might be in position to furnish labor and devise means for furnishing thereof."

That in line 7 of the first paragraph of section 3 of the engrossed bill, between the word "the" and the word "Federal" the words "North Dakota" be inserted.

That in line 8 of the first paragraph of section 3 the word "administrator" be changed to "administrators," and that immediately preceding the said "administrators" the words "and Fuel" be added, and immediately after the word "Administrators" in the same line, the words "Dr. Ladd" be stricken out.

That in line 3 of the second paragraph of section 3, after the word "state" before the semicolon the words "and shall encourage its use" shall be inserted.

That in line 4, of the second paragraph of section 3, after the word "developing," the words "and extending" be added, and after the word "governor," in the same line, the following be inserted: "and shall carry out any recommendations made by him to assist and further the use, production and distribution of lignite coal."

In line 1, of the last paragraph of section 3, after the word "that," insert "shall have power to and."

That in line 2, of section 4, of the engrossed bill, after the word "member," the words "of the council," be added.

At the end of section 5 add the following words: "if for any reason there shall be no funds to pay the same, he shall endorse upon the back of said warrant 'Not paid for want of funds,' and if such endorsement is made, the said warrants shall thereafter bear interest at the rate of seven per cent per annum until paid, provided, however, that no warrants shall be issued which, with the interest thereon, exceed the annual appropriation."

That in line 3, of section 7, the word "eight" be stricken out and the word "twenty-five" substituted therefor.

That in line 3, of section 7, the words "to be immediately available" be stricken out.

That in line 1, of section 7, of the engrossed bill a period be placed after the word "governor," and the remainder of the section stricken out.

And when so amended recommend the same do pass.

ANTHONY WALTON,

Chairman.

Mr. Peterson, of Towner, moved that the rules be suspended and the report of the committee be adopted.

Which motion prevailed.

Mr. Tenneson moved that House Bills Nos. 15, 16 and 17 be re-referred to the Committee on Elections and Election Privileges with instructions to report same back at 10 o'clock tomorrow, at which time they be made a Special Order.

Which motion prevailed.

#### MESSAGE FROM THE SENATE.

BISMARCK, NORTH DAKOTA,

Jan. 25, 1918.

..  
..  
*Mr. Speaker:*

I have the honor to return herewith:

House Bill No. 8.

A Joint Resolution Ratifying a Proposed Amendment to the Constitution of the United States of America.

Which the Senate has passed unchanged,

Very respectfully,

W. J. PRATER,

Secretary.

The Committee on Appropriations made the following report:

*Mr. Speaker:*

Your Committee on Appropriations to whom was referred House Bill No. 12.

A Bill for an Act to appropriate Twelve Thousand Dollars for the Expenses of the Legislative Department of the State Government, for the Extraordinary Session Beginning January 23, 1918.

Title to be amended as follows:

An Act to appropriate Money for the Payment of Mileage and Per Diem of the Members of the Legislative Officers and Employees and All Other Expenses of the Legislature Incident to the Holding of the Special Session Beginning January 23, 1918.

Strike out line 7 in Section 1.

In line 9, after the word "members," insert the words, "and employees."

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

And when so amended recommend the same do pass.

ANTHONY WALTON,  
Chairman.

Mr. Geiger moved that the rules be suspended and that the report of the committee on House Bill No. 12 be adopted.

Which motion prevailed.

Also House Bill No. 14.

A Bill for an Act Giving a Credit to the State Hospital for the Insane for the Sum of Fifty Thousand Dollars.

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

Word "Fifteenth" be stricken out of the enacting clause. And when so amended recommend the same do pass.

ANTHONY WALTON,  
Chairman.

Mr. Peterson, of Towner, moved that the rules be suspended and that the report of the committee on House Bill No. 14 be adopted.

Which motion prevailed.

The Committee on Insurance made the following report:

*Mr. Speaker:*

Your Committee on Insurance to whom was referred House Bill No. 13.

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 be amended as follows:

Section 2. Emergency. Whereas an emergency exists, in that there are several county mutual insurance companies whose articles of incorporation will expire before July 1st, 1918; and

Whereas, it is necessary for the immediate preservation of public peace, health and safety, that immediate relief be given,

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.

H. GEIGER,  
Chairman.

Mr. Geiger moved that the rules be suspended and that the report of the committee on House Bill No. 13 be adopted.

Which motion prevailed.

Mr. Moen of Adams moved that the report of the committee on mileage and per diem be adopted.

Which motion prevailed and

The report of the committee was adopted.

Mr. Peterson of Towner moved that the rules be suspended and that House Bill No. 11 be considered properly engrossed and placed on its third reading and final passage.

Which motion prevailed.

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

CERTIFICATE OF COMMITTEE ON MILEAGE AND PER  
DIEM.

*Mr. Speaker, and Members of the House of Representatives of the Fifteenth Legislative Assembly of the State of North Dakota:*

We, and each of us, members of the mileage committee hereby find and certify that the mileage for the House Members of the the Fifteenth Legislative Assembly, Extraordinary Session, showing the number of miles actually and necessarily traveled in going to and returning from the state capitol and the amount due each member respectively for such travel at ten (10) cents per mile, is as follows:

District	County	Name & Postoffice	Miles Traveled	Amount at 10c per mile
1	Pembina	Henry Geiger, Hamilton	687	\$68.70
1	Pembina	William Pleasance, Akra	714	71.40
1	Pembina	J. J. O'Connor, Neche	713	71.30
2	Ward	J. H. Sinclair, Kenmare	486	48.60
3	Walsh	Henning Gunhus, Edinburg	702	70.20
3	Walsh	A. Ferguson, Fordville	.....	Absent
4	Walsh	C. I. Christenson, Grafton	640	64.00
5	Grand Forks	P. G. Hanson, Northwood	534	53.40
6	Grand Forks	J. F. T. O'Connor, Grand Forks	550	55.00
7	Grand Forks	O. K. Lageson, Reynolds	534	53.40
8	Traill	Henry Strom, Hillsboro	484	48.40
8	Traill	A. G. Moen, Mayville	520	52.00
8	Traill	J. E. Quam, Portland	512	51.20
9	Cass	Stewart Wilson, Fargo	392	39.20
9	Cass	B. G. Tenneson, Fargo	392	39.20
9	Cass	E. E. Cole, Fargo	392	39.20
10	Cass	A. G. Storstad, Horace	418	41.80
10	Cass	B. N. Sandbeck, Davenport	434	43.40
11	Cass	Robert Wadeson, Alice	390	39.00
11	Cass	M. Larson, Wheatland	346	34.60
12	Richland	A. G. Divet, Wahpeton	392	39.20
12	Richland	Paul Meyer, Wahpeton	482	48.20
13	Sargent	Nils Petterson, Gwinner	332	33.20
13	Sargent	Frank Riba, Geneseo	404	40.40
14	Ransom	F. Nims, Lisbon	514	51.40
14	Ransom	M. Larson, Nome	440	44.00
15	Barnes	Burl Carr, Valley City	274	27.40
16	Steele and Griggs	P. Kimball, Hope	504	50.40
16	Steele and Griggs	E. W. Everson, Walum	310	31.00
16	Steele and Griggs	R. A. Lathrop, Hope	504	50.40
17	Nelson	L. O. Frederickson, Pekin	608	60.80
17	Nelson	F. W. Keitzman, Lakota	680	68.00
18	Cavalier	J. J. Schrag, Munich	792	79.20
18	Cavalier	O. C. Olson, Elkwood	796	79.60
18	Cavalier	Otto Dettler, Langdon	770	77.00
19	Rolette	James McMannis, St. John	874	87.40
19	Rolette	Joseph Renauld, Thorne	822	82.20
20	Benson	J. R. Maddock, Maddock	396	39.60
20	Benson	W. J. Church, York	465	46.50
21	Ramsey	M. A. Hoghaug, Devils Lake	726	72.60
21	Ramsey	G. D. Laird, Webster	642	64.20
21	Ramsey	P. H. Kelly, Brocket	710	71.00
22	Towner	F. J. Martz, Sarles	830	83.00
22	Towner	C. P. Peterson, Bisbee	820	82.00
23	Stutsman	L. H. Larson, Courtenay	353	35.30
23	Stutsman	N. E. Whipple, Eckelson	238	23.80
23	Stutsman	Dana Wright, Jamestown	.....	Absent
23	Stutsman	S. O. Allen, Jamestown	220	22.00
24	LaMoure	E. A. Bowman, Kulm	220	22.00
24	LaMoure	Paul Havens, Mortonville	256	25.60
25	Dickey	H. S. Marshall, Forbes	417	41.70
25	Dickey	C. E. Knox, Oakes	318	31.80
26	Emmons and Kidder	Fay A. Harding, Braddock	130	13.00
26	Emmons and Kidder	C. A. Ward, Hazelton	.....	Absent
26	Emmons and Kidder	Rollan Weld, Bowdon	376	37.60
26	Emmons and Kidder	S. F. Smith, Steele	100	10.00
27	Burleigh	Frank Prater, Arena	94	9.40
27	Burleigh	L. D. Bailey, Moffit	60	6.00
27	Burleigh	G. N. Varnum, Menoken	29	2.90
28	Bottineau	A. M. Hagan, Westhope	934	93.40
28	Bottineau	J. C. Miller, Souris	918	91.80



District	County	Name & Postoffice	Miles Traveled	Amount at 10c per mile
28	Bottineau	L. L. Stair, Newburg	914	91.40
28	Bottineau	Nels Magnuson, Souris	908	90.80
29	Ward	G. A. Reishus, Minot	384	38.40
29	Ward	Anthony Walton, Minot	384	38.40
29	Ward	H. R. Wood, Deering	464	46.40
29	Ward	J. E. Erb, Ryder	243	24.30
30	Morton	M. S. Lang, Mandan	14	1.40
30	Morton	L. D. Wiley, Odense		
30	Morton	C. F. Schick, Lark	178	17.80
31	Stark	C. C. Turner, Gladstone	208	20.80
31	Stark	H. A. Mackoff, Belfield	272	27.20
31	Stark	H. J. Blanchard, Dickinson	232	23.20
32	Eddy and Foster	O. H. Olson, New Rockford	346	34.60
32	Eddy and Foster	C. W. McDonnell, Kensal	377	37.70
33	Wells	J. N. Kunkel, Fessenden	460	46.00
33	Wells	Roy B. Weld, Chaseley	372	37.20
34	McHenry	F. E. Lazier, Barton	713	71.30
35	Sheridan	John Nathan, Goodrich	388	38.80
36	McIntosh and Logan	John Weber, Wishek	168	16.80
36	McIntosh and Logan	John Rott, Jr., Hellwig	240	24.00
36	McIntosh and Logan	Christ Geiszler, Gackle	406	40.60
37	Richland	C. H. Ebel, Lidgerwood	586	58.60
37	Richland	M. C. Myhre, Walcott		Absent
38	Barnes	C. H. Noltmier, Valley City	274	27.40
39	Billings			
39	Bowman			
39	Golden Valley Slope	O. C. Martin, DeSart	354	35.40
39	Billings			
39	Bowman			
39	Golden Valley Slope	Bert D. Arnold, Scranton	772	77.20
39	Billings			
39	Bowman			
39	Golden Valley Slope	Obert A. Olson, Bowman	746	74.60
40	Burke and Divide	Wm. A. Olson, Flaxton	540	54.00
40	Burke and Divide	G. J. Brown, Noonan	838	83.80
40	Burke and Divide	S. Hendrickson, Coteau	780	78.00
41	Williams and McKenzie	Robert Byrne, Arnegard	639	63.90
41	Williams and McKenzie	Fred Eckert, Williston	880	88.00
41	Williams and McKenzie	E. E. Kurtz, Schafer	668	66.80
41	Williams and McKenzie	F. A. Hoare, Ray	850	85.00
41	Williams and McKenzie	C. F. Dupuis, Temple	834	83.40
42	Pierce	A. H. Oksendahl, Tunbridge	675	67.50
42	Pierce	A. G. Lowe, Wolford	522	52.20
43	Renville	G. Patterson, Donnybrook	466	46.60
44	Mountrail	W. J. Maddock, Plaza	274	27.40
44	Mountrail	F. J. Hainess, White Earth	548	54.80
45	McHenry	E. E. Bryans, Voltaire	339	33.90
46	McLean	R. L. Fraser, Garrison	156	15.60
46	McLean	A. L. Maxwell, Turtle Lake	138	13.80
46	McLean	James Rice, Mercer	444	44.40
47	Morton	Martin Koller, Hebron	167	16.70
47	Morton	F. W. Mees, Heil	124	12.40

District	County	Name & Postoffice	Miles Traveled	Amount at 10c per mile
48	Mercer, Oliver & Dunn	A. A. Liederbach, Killdeer ..	266	26.60
48	Mercer, Oliver & Dunn	James Harris, Stanton .....	134	13.40
48	Mercer, Oliver & Dunn	August Isaak, Mannhaven ..	186	18.60
49	Adams, Hettinger and Sioux .....	Henry Moen, Hettinger .....	826	82.60
49	Adams, Hettinger and Sioux .....	J. M. Carignan, Fort Yates .....		Absent
49	Adams, Hettinger and Sioux .....	H. L. Stinger, Petrel .....	892	89.20
	.....	W. D. Austin, Chief Clerk Fargo .....	392	39.20

\*Deceased.

Given under our hands at the Capitol at Bismarck, North Dakota, this 25th day of January, A. D. 1918.

HENRY MOEN,  
Chairman.

JAMES RICE,  
CHAS. F. SCHICK.

### THIRD READING OF HOUSE BILLS

#### House Bill No. 11.

A Bill for an Act Creating the North Dakota Council of Defense; Defining Its Powers and Duties, and Appropriating Money for Carrying Out the Purpose Thereof; and to Reimburse the Members of the Present Organization Known as the North Dakota State Council of Defense for Monies Expended.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 95, nays 8, absent and not voting 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Cole	Gunhus
Arnold	Dettler	Hagan
Bailey	Dupuis	Haines
Bowman	Eckert	Hanson
Brown	Erb	Harding
Bryans	Everson	Harris
Byrne	Fraser	Havens
Carr	Frederickson	Hendrickson
Christenson	Geiger	Hoare
Church	Geiszler	Hoghaug

Messrs.	Messrs.	Messrs.
Isaak	Magnuson	Quam
Keitzman	Martin	Riba
Kimball	Marshall	Rice
Knox	Martz	Renauld
Koller	Maxwell	Rott
Kunkel	Mees	Sandbeck
Kurtz	Miller	Schrag
Lageson	Moen, of Adams	Sinclair
Laird	Moen, of Trail	Stair
Lang	Nathan	Stinger
Larson, of Cass	Nims	Storstad
Larson, of Ransom	Noltimier	Strom
Larson, of Stutsman	O'Connor, Pemb'a	Turner
Lathrop	O'Connor, Gd. Fks.	Varnum
Lazier	Oksendahl	Wadeson
Liederbach	Olson, of Bowman	Walton
Lowe	Olson, of Cavalier	Weber
McDonnell	Olson, of Eddy	Weld, of Kidder
McManus	Patterson	Weld, of Wells
Mackoff	Peterson, Towner	Whipple
Maddock, Benson	Pleasance	Mr. Speaker
Maddock, Mountr'l	Prater	

Those voting in the negative were :

Messrs.	Messrs.	Messrs.
Blanchard	Meyer	Tennessee
Divet	Peterson, Sargent	Wilson
Ebel	Reishus	

Absent and not voting :

Messrs.	Messrs.	Messrs.
Carignan	Olson, of Burke	Ward
Ferguson	Schick	Wiley
Kelly	Smith	Wright
Myhre		

So the bill passed and the title was agreed to.

The question being on the emergency clause on House Bill No. 11, the roll was called and there were ayes 101, nays 1, absent and not voting, 11.

Those voting in the affirmative were :

Messrs.	Messrs.	Messrs.
Allen	Divet	Haines
Arnold	Dupuis	Hanson
Bailey	Ebel	Harding
Bowman	Eckert	Harris
Brown	Erb	Havens
Bryans	Everson	Hendrickson
Byrne	Fraser	Hoare
Carr	Frederickson	Hoghaug
Christenson	Geiger	Isaak
Church	Geiszler	Keitzman
Cole	Gunhus	Kimball
Det'ier	Hagan	Knox

Messrs.	Messrs.	Messrs.
Koller	Maxwell	Renauld
Kunkel	Meyer	Rott
Kurtz	Miller	Sandbeck
Lageson	Moen, of Adams	Schick
Laird	Moen, of Traill	Schrag
Lang	Nathan	Sinclair
Larson, of Cass	Nims	Smith
Larson, of Ransom	Noitimier	Stair
Larson, of Stutsman	O'Connor, Pembina	Stinger
Lathrop	O'Connor, Gd. Fks.	Storstad
Lazier	Oksendahl	Strom
Liederbach	Olson, of Bowman	Tenneson
Lowe	Olson, of Cavalier	Turner
McDonnell	Olson, of Eddy	Varnum
McManus	Patterson	Wadeson
Mackoff	Peterson, Sargent	Walton
Maddock, Benson	Peterson, Towner	Weber
Maddock, Mountr'l	Pleasance	Weld, of Kidder
Magnuson	Prater	Weld, of Wells
Martin	Quam	Whipple
Marshall	Riba	Mr. Speaker
Martz	Rice	

Absent and not voting:

Blanchard	Mees	Ward
Carignan	Myhre	Wiley
Ferguson	Olson, of Burke	Wright
Kelly	Reishus	

So the emergency clause carried.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, N. D.,  
January, 25, 1918.

*Mr. Speaker:*

I have the honor to transmit herewith:

Senate Bill No. 2.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913 as Amended by the 1917 Session Laws, Relating to Maintaining Patients in the Hospital for the Insane.

Also Senate Bill No. 13.

A Concurrent Resolution.

which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

W. J. PRATER,  
Secretary.

Also,

*Mr. Speaker:*

I have the honor to inform you that the Senate has not concurred in the House amendment to Senate concurrent resolution relating to legislation to be introduced at this special session of the Fifteenth Assembly, and requests that

a conference committee of three be appointed by the Speaker of the House to act with a like committee from the Senate.

The President has appointed as such committee Senators Hyland, Wenstrom and Heckle.

Very respectfully,

W. J. PRATER,  
Secretary.

The Speaker announced the appointment of Messrs. Maddock of Mountrail, Turner and Wells as House conferees on Senate Concurrent Cloture Resolution.

Mr. Church moved that the rules be suspended and that House Bill No. 13 be considered properly engrossed and placed on its third reading and final passage.

Which motion prevailed.

House Bill No. 13.

A Bill for an Act to Amend and Re-Enact Section 17, of Chapter 172, Laws of 1915.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 102; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Olson, of Bowman	Oksendahl
Arnold	Kimball	Olson, of Cavalier
Bailey	Knox	Olson, of Eddy
Blanchard	Koller	Patterson
Bowman	Kunkel	Peterson, Sargent
Brown	Kurtz	Peterson, Towner
Bryans	Lageson	Pleasance
Byrne	Laird	Prater
Carr	Lang	Quam
Christenson	Larson, of Cass	Riba
Church	Larson, of Ransom	Rice
Detrier	Larson, of Stutsman	Reishus
Divet	Lathrop	Renauld
Dupuis	Lazier	Rott
Ebel	Liederbach	Sandbeck
Eckert	Lowe	Schick
Erb	McDonnell	Schrag
Everson	McManus	Sinclair
Fraser	Maddock, Benson	Smith
Frederickson	Maddock, Mountr'l	Stair
Geiger	Magnuson	Stinger
Geiszler	Martin	Storstad
Gunhus	Marshall	Strom
Hagan	Martz	Tenneson
Haines	Mees	Turner
Hanson	Meyer	Varnum
Harding	Miller	Wadeson
Harris	Moen, of Adams	Walton
Havens	Moen, of Traill	Weber
Hendrickson	Nathan	Weld, of Kidder
Hoare	Nims	Weld, of Wells
Hoghaug	Noltmier	Whipple
Isaak	O'Connor, Pemb'a	Wilson
Keitzman	O'Connor, Gd. Fks.	Mr. Speaker

Absent and not voting :

Messrs.	Messrs.	Messrs.
Carignan	Mackoff	Ward
Cole	Maxwell	Wiley
Ferguson	Myhre	Wright
Kelly	Olson, of Burke	

who were excused.

So the bill passed and the title was agreed to.

The question being on the emergency clause on House Bill No. 13, the roll was called and there were ayes, 93, nays 0; absent and not voting, 20.

Those voting in the affirmative were :

Messrs.	Messrs.	Messrs.
Allen	Isaak	Olson, of Bowman
Arnold	Keitzman	Olson, of Cavalier
Bailey	Kimball	Olson, of Eddy
Bowman	Knox	Patterson
Brown	Kunkel	Peterson, Sargent
Bryans	Kurtz	Peterson, Towner
Byrne	Lageson	Pleasance
Christenson	Laird	Prater
Church	Larson, of Cass	Quam
Cole	Larson, of Ransom	Riba
Dettler	Lathrop	Rice
Divet	Lazier	Reishus
Dupuis	Liederbach	Renauld
Ebel	Lowe	Sandbeck
Eckert	McDonnell	Schick
Erb	McManus	Schrag
Everson	Maddock, Benson	Sinclair
Fraser	Maddock, Mountr'l	Smith
Frederickson	Magnuson	Stair
Geiger	Marshall	Stinger
Geiszler	Martz	Storstad
Gunhus	Maxwell	Strom
Hagan	Meyer	Tennessee
Haines	Miller	Varnum
Hanson	Moen, of Adams	Wadeson
Harding	Moen, of Traill	Walton
Harris	Nathan	Weber
Havens	Nims	Weld, of Kidder
Hendrickson	Noltmier	Weld, of Wells
Hoare	O'Connor, Pemb'a	Wilson
Hoghaug	Oksendahl	Mr. Speaker

Absent and not voting :

Messrs.	Messrs.	Messrs.
Blanchard	Larson, of Stutsman	Rott
Carignan	Mackoff	Turner
Carr	Martin	Ward
Ferguson	Mees	Whipple
Kelly	Myhre	Wiley
Koller	O'Connor, Gd. Fks.	Wright
Lang	Olson, of Burke	

So the emergency clause carried.

Mr. Peterson, of Towner, moved that the rules be suspended and that House Bill No. 12 be considered properly engrossed and placed on its third reading and final passage.

Which motion prevailed.

House Bill No. 12.

A Bill for an Act to Appropriate Twelve Thousand Dollars for the Expenses of the Legislative Department of the State Government, for the Extraordinary Session Beginning January 23, 1918.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 87, nays 0; absent and not voting 25.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Isaak	Oksendahl
Arnold	Keitzman	Olson, of Cavalier
Bailey	Kimball	Olson, of Eddy
Bowman	Knox	Patterson
Brown	Koller	Peterson, Sargent
Bryans	Kunkel	Peterson, Towner
Byrne	Kurtz	Pleasance
Carr	Lageson	Prater
Christenson	Laird	Riba
Church	Larson, of Cass	Rice
Dettler	Larson, of Ransom	Reishus
Divet	Larson, of Stutsman	Renauld
Dupuis	Lathrop	Sandbeck
Ebel	Lazier	Schick
Erb	Liederbach	Schrag
Everson	McDonnell	Sinclair
Fraser	McManus	Smith
Frederickson	Magnuson	Stinger
Geiger	Martin	Strom
Geiszler	Marshall	Tenneson
Gunhus	Martz	Varnum
Hagan	Meyer	Wadeson
Haines	Miller	Walton
Hanson	Moen, of Adams	Weber
Harding	Moen, of Traill	Weld, of Kidder
Havens	Nathan	Weld, of Wells
Hendrickson	Nims	Whipple
Hoare	Noltimier	Wilson
Hoghaug	O'Connor, Pemb'a	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blanchard	Mackoff.	Olson, of Burke
Carignan	Maddock, Benson	Quam
Cole	Maddock, Mountr'l	Rott
Eckert	Maxwell	Stair
Ferguson	Mees	Storstad
Harris	Myhre	Turner
Kelly.	O'Connor, Gd. Fks.	Ward
Lang	Olson, of Bowman	Wright
Lowe		

The question being on the emergency clause on House Bill No. 12, the roll was called and there were ayes 82, nays 0; absent and not voting 30.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Keitzman	Olson, of Cavalier
Bailey	Kimball	Olson, of Eddy
Bryans	Knox	Patterson
Byrne	Koller	Peterson, Towner
Carr	Kunkel	Pleasance
Christenson	Kurtz	Prater
Church	Lageson	Quam
Dettler	Laird	Riba
Dupuis	Larson, of Ransom	Rice
Ebel	Larson, of Stutsman	Renauld
Erb	Lazier	Sandbeck
Everson	McDonnell	Schick
Fraser	McManus	Schrag
Frederickson	Maddock, Benson	Stair
Geiger	Magnuson	Stinger
Geiszler	Martin	Storstad
Gunhus	Marshall	Strom
Hagan	Martz	Tenneson
Haines	Meyer	Varnum
Hanson	Miller	Wadeson
Harding	Moen, of Adams	Walton
Harris	Moen, of Traill	Weber
Havens	Nathan	Weld, of Kidder
Hendrickson	Nims	Weld, of Wells
Hoare	Noltmier	Whipple
Hoghaug	O'Connor, Pemb'a	Wilson
Isaak	Oksendahl	Mr. Speaker
	Olson, of Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Arnold	Lang	O'Connor, Gd. Fks.
Blanchard	Larson, of Cass	Olson, of Burke
Bowman	Lathrop	Peterson, Sargent
Brown	Liederbach	Reishus
Carignan	Lowe	Rott
Cole	Mackoff	Sinclair
Divet	Maddock, Mountr'l	Smith
Eckert	Maxwell	Turner
Ferguson	Mees	Ward
Kelly	Myhre	Wright

So the emergency clause carried.

Mr. Peterson, of Towner, moved that the rules be suspended and that House Bill No. 14 be considered properly engrossed and placed on its third reading and final passage.

Which motion prevailed.

House Bill No. 14.

A Bill for an Act Giving a Credit to the State Hospital for the Insane for the Sum of Fifty Thousand Dollars.

Was read the third time.



The question being on the final passage of the bill, the roll was called and there were ayes 88, nays 0; absent and not voting 24.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kimball	Oksendahl
Arnold	Knox	Olson, of Bowman
Bailey	Koller	Olson, of Cavaller
Bowman	Kunkel	Olson, of Eddy
Brown	Kurtz	Peterson, Sargent
Byrne	Lageson	Peterson, Towner
Christenson	Laird	Pleasance
Church	Larson, of Ransom	Prater
Dettler	Larson, of Stutsm'n	Riba
Dupuis	Lathrop	Rice
Ebel	Lazier	Reishus
Erb	Liederbach	Renauld
Everson	Lowe	Sandbeck
Fraser	McDonnell	Schrag
Frederickson	McManus	Sinclair
Geiger	Maddock, Benson	Smith
Geiszler	Maddock, Mountr'l	Stair
Gunhus	Magnuson	Stinger
Hagan	Martin	Strom
Haines	Marshall	Tennessee
Hanson	Martz	Varnum
Harding	Maxwell	Wadeson
Harris	Meyer	Walton
Havens	Miller	Weber
Hendrickson	Moen, of Adams	Weld, of Kidder
Hoare	Moen, of Traill	Weld, of Wells
Hoghaug	Nathan	Whipple
Isaak	Nims	Wilson
Keitzman	Noltimier	Mr. Speaker
	O'Connor, Pemb'l	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blanchard	Kelly	Patterson
Bryans	Lang	Quam
Carignan	Larson, of Cass	Rott
Carr	Mackoff	Schick
Cole	Mees	Storstad
Divet	Myhre	Turner
Eckert	O'Connor, Gd. Fks.	Ward
Ferguson	Olson, of Burke	Wright

So the bill passed and the title was agreed to.

The question being on the emergency clause on House Bill No. 14, the roll was called and there were ayes 78, nays 0; absent and not voting 35.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Arnold	Christenson	Everson
Bailey	Dettler	Fraser
Bowman	Dupuis	Frederickson
Bryans	Ebel	Geiger
Bryne	Erb	Gunhus

Messrs.	Messrs.	Messrs.
Hagan	Maddock, Benson	Pleasance
Haines	Maddock, Mountr'l	Prater
Hanson	Magnuson	Quam
Harding	Martin	Riba
Havens	Marshall	Rice
Hoare	Martz	Renauld
Hoghaug	Maxwell	Sandbeck
Keitzman	Mees	Schrag
Kimball	Miller	Sinclair
Knox	Moen, of Traill	Stair
Koller	Nathan	Strom
Kunkle	Nims	Tennessee
Kurtz	Noltmier	Wadeson
Lageson	O'Connor, Pemb'a	Walton
Laird	Oksendahl	Weber
Larson, of Ransom	Olson, Bowman	Weld of Kidder
Larson, of Stutsm'n	Olson, of Cavalter	Weld, of Wells
Lazier	Olson, of Eddy	Whipple
Liederbach	Patterson	Wilson
McDonnell	Peterson, Sargent	Mr. Speaker
McManus	Peterson, Towner	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Allen	Hendrickson	Olson of Burke
Blanchard	Isaak	Reishus
Brown	Kelly	Rott
Carignan	Lang	Schick
Carr	Larson, of Cass	Smith
Church	Lathrop	Stinger
Cole	Lowe	Storstad
Divet	Mackoff	Turner
Eckert	Meyer	Varnum
Ferguson	Moen, of Adams	Ward
Geiszler	Myhre	Wright
Harris	O'Connor, Gd. Fks	

So the emergency clause carried.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS.

Senate Bill No. 2.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913 as Amended by the 1917 Session Laws, Relating to Maintaining Patients in the Hospital for the Insane.

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

Senate Bill No. 13.

A Concurrent Resolution.

Was read the first and second time and referred to the committee on Public Printing.

Mr. Stair moved that all members that have not been present be excused.

Which motion prevailed.

## REPORT OF CONFERENCE COMMITTEE.

*Mr. Speaker:*

Your committee appointed to act with a like committee from the Senate beg leave to report that the House recedes from its last amendment wherein the following language is used:

"And, further, that we pledge ourselves to the effort of finishing our task and closing this session on its fourth legislative day, January 26th, 1918."

For the Senate:

FRANK H. HYLAND,  
C. O. HECKLE,  
JAMES A. WENSTROM.

For the House:

WALTER J. MADDOCK,  
F. W. MEES,  
C. C. TURNER.

Mr. Maddock moved the adoption of the report.  
Which motion prevailed, and the report was adopted.  
The privileges of the floor were extended to:

Orma Hall,  
Albert Goldammer, Lakota;  
Sander Peterson, Lakota;  
John Martin,  
J. P. Lamb, Michigan City,  
B. B. Cahahan,  
E. Lehr,  
C. F. Smith and  
Ed Engebretson, Fargo.

Mr. Stair moved that the House do now take a recess until  
10 o'clock tomorrow.

Which motion prevailed and the House took a recess.

W. D. AUSTIN,  
Chief Clerk.

THIRD DAY AFTER RECESS AND  
FOURTH DAY.

---

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 26, 1918.

The House assembled at ten o'clock a. m., pursuant to recess taken, the Speaker presiding.

REPORT OF HOUSE COMMITTEE ON WAYS AND MEANS.

The Committee on Elections and Election Privileges made the following report:

*Mr. Speaker:*

A majority of your Committee on Elections and Election Privileges to whom was referred

House Bill No. 17.

A Bill for an Act to Permit the Electors in the Military Service of the United States in Foreign Lands to Vote; Creating a Commission, and Making an Appropriation Therefor.

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

That Section 2, line 5 of the engrossed bill be amended by changing the period after "county" to a comma and inserting the words "legislative district"

That Section 4 of the engrossed bill be amended by striking out everything after the word "within" in line 3, also by striking out line 4, and the following be inserted in lieu thereof:

"Five days next prior to any primary election or twenty-five days next succeeding any such election, or twenty-five days prior to any general election or within five days next succeeding any such"

That Section 8, line 4 of the engrossed bill be amended by inserting the following between the words "or" and "general", "within thirty days after such"

That Section 7 of the engrossed bill be amended by adding the following sentences at the end of the section:

"Immediately after such notice the County Auditor shall call the county canvassing board together who shall canvass the vote. All such votes shall be considered by the state canvassing and the county canvassing boards in determining the final result of the election."

That Section 5 of the engrossed bill, paragraph 2, line 4 be amended by inserting between the word "and" and "forward" the word "immediately"

That Section 14 of the engrossed bill be amended by adding the following to the end of the section:

"Such funds or so much thereof as is needed shall be paid to the commission upon vouchers properly presented to the auditor and allowed by the auditing board."

And when so amended recommended the same do pass.

A. M. HAGAN.

Chairman.

Mr. Patterson moved that the majority report on House Bill No. 17 be adopted.

Which motion prevailed.

The Committee on Election and Election Privileges made the following report:

*Mr. Speaker:*

A majority of your committee on Election and Election Privileges to whom was referred

House Bill No. 15.

A Bill for an Act to Amend and Re-Enact Sections 992, 993, 995, 997, 998, 1002 and 1003 of the Compiled Laws of North Dakota for the Year 1913, Relating to Absent Voters and Providing for the Voting of Soldiers and Sailors Engaged in the Military and Naval Service of the State of North Dakota and the United States.

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

A. M. HAGAN,

Chairman.

Mr. Hagan moved that the report be adopted, which motion prevailed and the further consideration of House Bill 15 was indefinitely postponed.

The committee on Election and Election Privileges made the following report:

*Mr. Speaker:*

A majority of your committee on Election and Election Privileges to whom was referred

House Bill No. 16.

A Bill for an Act to Amend and Re-Enact Sections 853 and 854 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Primary Elections.

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

A. M. HAGAN,

Chairman.

Mr. Hagan moved that the report be adopted, which motion prevailed and the further consideration of House Bill No. 16 was indefinitely postponed.

## MESSAGE FROM THE SENATE

SENATE CHAMBER,  
BISMARCK, N. D.,

*Mr. Speaker:*

I have the honor to inform you that the Senate has concurred in the report of the Conference committee in regard to the Concurrent Resolution known as the Heckle resolution relating to the legislation of the special session.

Mr. Hagan moved that the rules be suspended and that House Bill 17 be considered properly engrossed and that it be placed on its third reading and final passage.

Which motion prevailed.

Call of the House demanded.

Mr. Hendrickson moved that further proceeding under the call be dispensed with.

Which motion prevailed.

House Bill No. 17.

A Bill for an Act to Permit the Electors in the Military Service of the United States in Foreign Lands to Vote; Creating a Commission, and Making an Appropriation Therefor.

Was read the third time, the roll was called and there were ayes, 99; nays, 1; absent and not voting 11.

Those voting for House Bill No. 17 were:

Messrs.	Messrs.	Messrs.
Allen	Hoare	Miller
Arnold	Hoighau	Moen, of Adams
Bailey	Keitzman	Nims
Blanchard	Kelly	Noltimier
Bowman	Knox	O'Connor, Pemb'a
Brown	Koller	O'Connor, Gd. Fks
Bryans	Kunkle	Oksendahl
Bryne	Kurtz	Olson, Bowman
Carr	Lageson	Olson, of Cavalier
Church	Laird	Olson, of Eddy
Christenson	Lang	Patterson
Cole	Larson, of Cass	Peterson, Sargent
Dettler	Larson, of Ransom	Peterson, Towner
Dupuis	Larson, of Stutsm'n	Pleasance
Ebel	Lathrop	Prater
Eckert	Lazier	Quam
Erb	Liederbach	Riba
Everson	Lowe	Rice
Fraser	McDonnell	Renault
Frederickson	McManus	Rott
Geiger	Mackoff	Sandbeck
Geiszler	Maddock, Benson	Schick
Gunhus	Maddock, Mountr'l	Schrag
Hagan	Magnuson	Sinclair
Haines	Martin	Smith
Hanson	Marshall	Stair
Harding	Martz	Stinger
Harris	Maxwell	Storstad
Havens	Mees	Strom
Hendrickson	Meyer	Tenneson

Messrs.	Messrs.	Messrs.
Turner	Weber	Wilson
Varnum	Weld, of Well.	Mr. Speaker
Wadeson	Whipple	

Mr. Reishus voted in the negative.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Kimball	Olson, of Burke
Divet	Moen, of Traill	Ward
Ferguson	Myhre	Weld, of Kidder
Isaak	Nathan	Wright

Messrs. Carignan, Ward, Wright, Moen of Traill and Nathan being excused.

So the bill passed and the title was agreed to.

Mr. Liederbach moved that the vote by which House Bill No. 17 passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. Hendrickson explained his vote.

Mr. Meyer explained his vote.

Mr. Patterson explained his vote.

Mr. Tenneson explained his vote.

Mr. O'Connor of Grank Forks explained his vote as follows:

As I pointed out in my remarks when this bill was under consideration it is clearly unconstitutional. That view has been accepted by this House and it has been agreed that the constitutional objections will be cured in the conference committee report and relying on this and being very much in favor of giving our citizen soldier boys the vote I vote "aye."

House Bill No. 17.

A Bill for an Act to Permit the Electors in the Military Service of the United States in Foreign Lands to Vote; Creating a Commission, and Making an Appropriation Therefor.

The question being on the final passage of the bill; the emergency clause to House Bill 17.

The roll was called and there were ayes, 94; nays, 0; absent and not voting 18.

Those voting in the affirmative were:

Messrs	Messrs	Messrs
Arnold	Ebel	Havens
Bailey	Eckert	Hendrickson
Blanchard	Erb	Hoare
Bowman	Everson	Hoghaug
Brown	Fraser	Isaak
Bryans	Geiger	Keitzman
Bryne	Geiszler	Kimball
Carr	Gunhus	Knox
Christenson	Hagan	Koller
Church	Haines	Kunkle
Cole	Hanson	Kurtz
Dettler	Harding	Lageson
Dupuis	Harris	Laird

Messrs.	Messrs.	Messrs.
Lang	Meyer	Renauld
Larson, of Cass	Miller	Rott
Larson, of Ransom	Moen, of Adams	Sandbeck
Larson, of Stutsm'n	Nims	Schick
Lathrop	Noltmier	Schrag
Lazier	O'Connor, Pemb'a	Sinclair
Liederbach		Smith
Lowe	O'Connor, Gd. Fks	Stair
McDonnell	Oksendahl	Storstad
McManus	Olson, Bowman	Strom
Mackoff	Olson, of Cavalier	Turner
Lathrop	Olson, of Eddy	Varnum
Maddock, Benson	Patterson	Wadeson
Maddock, Mountr'l	Peterson, Sargent	Walton
Magnuscn	Peterson, Towner	Weber
Martin	Pleasance	Weld, of Wells
Marshall	Prater	Whipple
Martz	Quam	Wilson
Maxwell	Riba	Mr. Speaker
Mees	Rice	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Moen, of Traill	Stinger
Divet	Myhre	Tennessee
Ferguson	Nathan	Ward
Frederickson	Olson, of Burke	Weld, of Kidder
Kelly	Reishus	Wright

So the bill passed and the title was agreed to.  
Mr. Ebel moved that the house do now adjourn which motion prevailed and the House adjourned.

W. D. AUSTIN,  
Chief Clerk.

---

#### FOURTH DAY.

---

HOUSE OF REPRESENTATIVES,  
January 26, 1918.

The House assembled at 2 o'clock, pursuant to adjournment, the Speaker presiding.

Prayer by Chaplain.

Roll call.

All members present, except Messrs. Carignan, Ferguson, Myhre, Nathan, Olson of Burke, being excused.

#### REPORTS OF STANDING COMMITTEES.

The Committee on Public Printing made the following report:

*Mr. Speaker:*

Your Committee on Public Printing, to whom was referred:  
Senate Bill No. 13.

A Concurrent Resolution.



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

JOHN R. MADDOCK,  
Chairman.

Mr. Maddock of Benson moved the adoption of the report. Which motion prevailed and the report was adopted.

Mr. Maddock of Benson moved that the rules be suspended and that Senate Bill No. 13 be considered properly engrossed and placed on its third reading and final passage.

Which motion prevailed.

Senate Bill No. 13.

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, 104; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kimball	Olson, of Bowman
Arnold	Knox	Olson, of Cavalier
Bailey	Koller	Olson, of Eddy
Blanchard	Kunkel	Patterson
Bowman	Kurtz	Peterson, Sargent
Brown	Lageson	Peterson, Towner
Bryans	Laird	Pleasance
Byrne	Lang	Prater
Carr	Larson, of Cass	Quam
Church	Larson, of Ransom	Riba
Christenson	Larson, of Stutsm'n	Rice
Dettler	Lathrop	Reishus
Divet	Lazier	Renauld
Dupuis	Liederbach	Rott
Ebel	Lowe	Sandbeck
Eckert	McDonnell	Schick
Erb	McManus	Schrag
Everson	Mackoff	Sinclair
Fraser	Maddock, Benson	Smith
Frederickson	Maddock, Mountr'l	Stair
Geiger	Magnuson	Stinger
Geiszler	Martin	Storstad
Gunhus	Marshall	Strom
Hagan	Martz	Tennessee
Haines	Maxwell	Turner
Hanson	Mees	Varnum
Harding	Meyer	Wadeson
Harris	Miller	Walton
Havens	Moen, of Adams	Weber
Hendrickson	Nathan	Weld, of Kidder
Hoare	Nims	Weld, of Wells
Hoghaug	Noltimier	Whipple
Isaak	O'Connor, Pemb'a	Wilson
Keitzman	O'Connor, Gd. Fks.	Mr. Speaker
Kelly	Oksendahl	

Absent and not voting :

Messrs.	Messrs.	Messrs.
Carignan	Moen, of Traill	Ward
Ccle	Myhre	Wright
Ferguson	Olson, of Burke	

Messrs. Carignan, Ferguson, Olson of Burke, Ward, Wright being excused.

So the bill passed and the title was agreed to.

Mr. Maddock of Mountrail 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.

Mr. Divet moved that the House take a recess subject to the call of the chair.

Which motion prevailed, and the House took a recess.

AFTER RECESS.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 26, 1918.

*Mr. Speaker:*

I have the honor to return herewith:

House Bill No. 13.

A Bill for an Act to Amend and Re-Enact Section 17, of Chapter 172, Laws of 1915.

Which the Senate has passed unchanged.

Very respectfully,

W. J. PRATER,  
Secretary.

Also,

*Mr. Speaker:*

I have the honor to transmit herewith:

Senate Bill No. 1.

A Bill for an Act to Provide for the Organization of Home Guard Units; the Qualifications of Members Thereof, and Providing for the Furnishing of Equipments Therefor.

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

Very respectfully,

W. J. PRATER,  
Secretary.

FIRST AND SECOND READING OF SENATE BILLS.

Senate Bill No. 1.

A Bill for an Act to Provide for the Organization of Home Guard Units; the Qualifications of Members Thereof, and Providing for the Furnishing of Equipments Therefor.

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

## REVISION AND CORRECTION OF THE JOURNAL

The committee on revision and correction of the journal made the following report:

*Mr. Speaker:*

Your committee on revision and correction of the journal have carefully examined the journal of the first day and recommend that the same be corrected as follows:

Page two, line two, after the name Wright, the name Ferguson be added

Also, on page 8, line 5 the name "Divide" should be stricken and the name "Burke" be inserted in lieu thereof.

And when so corrected recommend that the same be approved.

J. C. Miller,  
Chairman.

Mr. Miller moved the adoption of the report,

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

## REVISION AND CORRECTION OF THE JOURNAL

The committee on revision and correction of the journal made the following report:

*Mr. Speaker:*

Your committee on revision and correction of the journal have carefully examined the journal of the Third day and recommend that the same be corrected as follows:

That the word "unskillfully" on page 3, line twelve, of Mr. Tenneson's explanation of his vote be stricken out and the word "inartistically" be substituted in its place.

That on page eleven, after the name "A Ferguson of Fordville" the amounts of 690 miles and \$69 be stricken and the word "Absent" be inserted in lieu thereof.

That on page 15, 3rd paragraph, 2nd line, under "Message from the Senate" the word "not" be stricken and the same paragraph. Also on page 22 under "The privileges of the floor were extended to": the name of "U. P. Lountz" be stricken and the name J. P. Lamb be inserted in lieu thereof.

Also on Page 13 the date of signatures of the committee on mileage and per diem should be the 25th.

And when so corrected recommend that the same be approved.

J. C. MILLER,  
Chairman.

Mr. Miller moved the adoption of the report which motion prevailed and the report of the committee was adopted.

## MESSAGE FROM THE SENATE

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,

*Mr. Speaker:*

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

A Bill for an Act to Amend and Re-enact Article 24 of the Compiled Laws of the State of North Dakota for 1913.

Which the Senate has amended as follows:

Be it amended as follows by striking out everything after the word "A Bill," and insert in lieu thereof the following: "A bill for an Act to Amend Sections 3471, 3472, 3473, 3476, 3477, 3478, 3479, 3480, 3481, 3482, 3483, 3484, 3485, 3486, 3487 and 3488, of the Compiled Laws of North Dakota for the year 1913, authorizing counties to issue bonds and warrants to procure seed grain and feed for needy inhabitants therein," and making an appropriation therefor.

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

Section 1. Amendment.) That Section 3471 of the Compiled Laws of North Dakota, 1913, is hereby amended and re-enacted so as to read as follows:

Section 3471. Bonds Authorized. Petition for. Time to run. In any county of the state where the crops for any preceding year have been a total or partial failure by reason of drouth, hail or other cause, it shall be lawful for the board of county commissioners of such county to issue the bonds of the county under and pursuant to the provisions of this article, and with the proceeds derived from the sale thereof, to purchase seed grain and feed for the inhabitants thereof who are in need of seed grain and feed, and are unable to procure the same, whenever said board shall be petitioned in writing so to do by not less than one hundred freeholders resident in the county; and said board at a meeting called as hereinafter provided to consider said petition, shall by a majority vote determine that the prayer of the petitioners should be granted; provided, that all such petitions shall be filed with the county auditor, on or before the first day of April; and thereupon it shall be the duty of said officer to forthwith call a meeting of the board of county commissioners of his county to consider said petition; and provided, further, that the total amounts of bonds issued by any county under the provisions of this article shall not, with the then existing indebtedness of the county, exceed the limit of indebtedness fixed by the constitution in such case; that said bonds shall be in denominations of from one hundred to five hundred dollars; shall bear a rate of interest not exceeding six per cent per annum, payable semi-annually at such place and times as shall be determined by the board, and that all bonds issued under the provisions of this article shall become due and payable in not less than one nor more than five years from the date thereof, the date of maturity to be fixed by the county board at the time of the issuance thereof, with the above limitation.

Section 2. Amendment.) That Section 3472 of the Compiled Laws of North Dakota for 1913, is hereby amended and re-enacted so as to read as follows:

Section 3472. Bonds, how executed. Such bonds shall be signed by the chairman of the board of county commissioners and be attested by the county auditor, who shall affix the seal of the county thereto and shall have indorsed thereon a certificate signed by the county auditor, stating that said bonds are issued pursuant to law and are within the debt limit.

Section 3. Amendment.) That section 3473 of the Compiled Laws of North Dakota for 1913, is hereby amended and re-enacted so as to read as follows:

Section 3473. Bonds, how sold. It shall be the duty of said board to receive sealed proposals for the purchase of said bonds after giving notice of ten days in three newspapers of general daily circulation, published as follows: One in the city of St. Paul, in the state of Minnesota; one in the city of Bismarck, in the state of North Dakota; and one in the county where the bonds are to be issued, if there be one published in such county; if not, then publication may be made in a weekly paper published in said county, if there be one so published, and said bonds shall be sold to the highest bidder for cash; provided, the same shall not be sold for less than their par value; and, provided, further, that the said county may reject all bids and postpone the sale of said bonds for a time not exceeding fifteen days; provided that the notice herein provided for shall be given immediately after it has been determined to issue bonds.

The board may at its option require the commissioner of agriculture and labor to act for and on their behalf in the sale of such bonds, and in such event said commissioner shall forthwith proceed to dispose of said bonds in the same manner as herein required of the board of county commissioners.

Section 4. Amendment). That section 3476 of the Compiled Laws of North Dakota for 1913, is hereby amended and re-enacted so as to read as follows:

Section 3476. Tax levied for sinking fund. Bonds registered. For the purpose of securing prompt payment of the principal and interest of said bonds, there shall be levied by the board of county commissioners at the time and in the manner other taxes are levied, such sums as shall be sufficient to pay such interest, and in addition thereto a sinking fund tax shall be annually levied sufficient to pay and retire said bonds at their maturity, and it shall be the duty of the county treasurer to pay promptly the interest upon the said bonds as the same shall fall due. No tax or fund provided for the payment of such bonds, either principal or interest, shall at any time be used for any other purpose; provided, however, that the board of county commissioners may deposit any part or portion of the sinking fund herein provided for, in any bank furnishing satisfactory security to the state of North Dakota, which shall furnish to the county a bond of indemnity to be approved by the board, and receive interest on the same, which shall be credited to the sinking fund. It shall be the duty of the treasurer when said bond or any coupons attached thereto are paid, to cancel the same by writing upon the face thereof the word "paid," and the date of payment. Before the bonds are delivered to the purchaser, the treasurer of the county shall register them in a book to be provided for that purpose, known as the bond register, in which register he shall enter the number of each bond, its date, date of maturity, amount, rate of interest, to whom and where payable; provided that said treasurer shall receive a per centum at the discretion of the county commissioners, not to exceed one per cent, for the receiving and disbursing of the amount received from the sale of said bonds, said per

centum to be covered into the treasury as a part of the salary fund. The board of county commissioners may issue warrants instead of bonds, if in their judgment the best interests of the county are thereby served, provided that such warrants shall not be issued in any amount to exceed five per cent of the assessed valuation of such county.

Section 5. Amendment). That Section 3477 of the Compiled Laws of North Dakota for 1913 is hereby amended and re-enacted so as to read as follows:

Section 3477. Proceeds used exclusively to purchase seed grain and feed. The fund arising from the sale of said bonds shall be applied exclusively by the said board for the purchase of seed grain and feed, for residents of the state who farm land within the county who are unable to procure the same; provided that the county commissioners shall determine the amount of seed and feed or either, which each applicant shall receive, and provided further that the county auditor shall issue to each applicant an order for the number of bushels of each kind of seed grain, together with the amount of feed, that has been allowed by the board, to be furnished to any one person; provided, further, that in any county in which it is necessary to procure seed grain under the provisions of this article, and the parties taking advantage of the same are unable to obtain feed for their stock for the putting in of said seed grain, the county commissioners may, in their discretion, purchase and deliver to such parties who are unable to procure in any other way, such amount of feed as well in their judgment enable said parties to put in their seed; such feed to be furnished at actual cost, the amount to be paid for such feed to become a part of the seed lien on the crop raised from the seed furnished to such party under the provisions of this article.

Section 6. Amendment). That Section 3478 of the Compiled Laws of North Dakota for 1913, is hereby amended and re-enacted so as to read as follows:

Section 3478. Commissioners may issue warrants for purchase. In providing for the purchase of seed grain and feed or either, the commissioners may in lieu of issuing bonds, order warrants drawn upon the general fund of the county to pay for the seed grain purchased under the general provisions of this article.

Section 7. Amendment). That Section 3479 of the Compiled Laws of North Dakota for 1913, is hereby amended and re-enacted so as to read as follows:

Section 3479. Application for aid, how made. All persons entitled to, and wishing to avail themselves of the benefit of this article, shall file with the county auditor, on or before the twentieth day of March, an application duly sworn to before said county auditor, or some other officer authorized to administer oaths. Said application shall contain a true statement of the number of acres the applicant has plowed or prepared for seeding; how many acres the applicant intends to have plowed or prepared for seeding; how many bushels and what kind of grain he will require to seed the ground so prepared as aforesaid; how many bushels of grain the applicant harvested in the preceding year, and the amount and kind of grain and feed that he has in his possession; that the applicant has not procured and is not able to procure the necessary seed grain for the current

year; that he desires the same for seed and feed and no other purpose, and that he will not sell or dispose of the same or any part thereof, but will use the same and the whole thereof in seeding the land prepared or to be prepared for crop; that the applicant will seed the wheat and rye before May 20th, and all other grain before June 10th, except grain sown for fodder purposes may be sown up to June 20th. Said application shall also contain a true and full description of all the real and personal property owned by the applicant, and the incumbrances thereon, and a true description by government subdivisions of the land upon which the applicant intends to sow said seed grain. All applications filed under the provisions of this article shall be consecutively numbered and shall be open to public inspection, and no application shall be considered by the board of county commissioners except such as have been made and filed in the manner prescribed in this section; provided, that the board of commissioners may in their discretion consider any application although made after the time so specified.

If the applicant is a renter the owner of the land shall sign the application with him, unless an exception is made by the county commissioners in such instances.

Section 8. Amendment). That Section 3480 of the Compiled Laws of North Dakota for 1913, is hereby amended and re-enacted so as to read as follows:

Section 3480. Adjustment of application, county commissioners make. The board of county commissioners of each county issuing bonds or warrants under the provisions of this article are hereby appointed and constituted a board of examination and adjustment of the applications for seed grain and feed filed under the preceding section, and it shall be the duty of said board to meet at the county auditor's office on the first Tuesday in March, or as soon thereafter as possible, to examine and consider separately each application filed under the provisions of this article, and to determine who are entitled to the benefits thereof, and the amount to which each applicant is entitled, and said board shall on or before the twenty-fifth day of March, deliver and file with the county auditor its adjustment of the said applications, which shall be signed by the chairman of the board.

Section 9. Amendment). That Section 3481 of the Compiled Laws of North Dakota, for 1913, is hereby amended and re-enacted so as to read as follows:

Section 3481. Contract for repayment. Delinquent payments extended on tax list. Placed in judgment. The county auditor of each county shall as soon as the county commissions shall have performed the duty prescribed in the preceding sections, issue to each applicant demanding it an order for the number of bushels of each kind of seed grain and amount of feed which has been allowed to said applicant, unless otherwise directed by the board or the chairman thereof; provided, however, that said order shall not be delivered until said applicant shall have signed a contract in duplicate, which contract shall have the same force and effect as a promissory note, attested by the county auditor to the effect that said applicant for and in consideration of.....bushels of seed grain and.....  
.....of feed received from.....county,  
promise to pay to said county.....dollars, the

amount of cost of said seed grain and feed; that said sum shall be taxable against all of the real property for which said seed and feed was furnished and all personal property of said applicant; that such tax shall be levied by said auditor and collected as other taxes are collected under the laws of this state; that the amount of such indebtedness shall become due and payable on the first day of October in each year, in which said seed grain and feed is furnished, together with interest on such amount from the date of the bonds provided for herein, and at the rate of not to exceed six per cent per annum, and if such indebtedness be not paid on or before the 15th day of October in that year it shall then be the duty of the county auditor of said county to cause the amount of said indebtedness to be entered upon the tax lists of said county then in the hands of the county treasurer as a tax against the land owned by the applicant for which said seed and feed was furnished, to be collected as other taxes are, and the sum so entered and levied shall be a lien upon the real estate owned by said person, for which said seed and feed was furnished, until said indebtedness is fully paid; when it shall be the duty of the proper officer to cancel the same; provided, that such indebtedness shall not be subject to the penalty provided for taxes, nor shall it bear a greater rate of interest than six per cent per annum. A duplicate of such contract shall be filed in the office of the Register of deeds of said county.

Provided, further, that if the applicant is a renter, the owner of the land shall also sign the contract with him, except in case where an exception is made by an order of the board of county commissioners, and where the owner signed such contract, the county shall in addition have a lien upon all real estate of such owner upon which said seed and grain was sown.

If such indebtedness be not paid on or before November 1st of such year, or if the sheriff shall have reason to believe that any person who shall have received aid under this act is about to remove from the county, or is about to sell and dispose of his grain without first paying to the county the amount due, it shall be his duty to take and sell a sufficient amount of grain of such applicant to pay such indebtedness, including the cost of seizure, in the same manner as now provided for the collection of taxes in Section 2166 of the Compiled Laws of North Dakota for 1913.

Provided, further, it shall be the duty of the county treasurer to deliver to the state's attorney a statement of all contracts which may remain unpaid on the first day of January following said year, and it shall be the duty of such state's attorney to immediately in behalf and in the name of such county to commence an action for the placing of such indebtedness in judgment, which judgment shall not in any manner abrogate any other lien which the county may have acquired under this act.

Section 10. Amendment.) That Section 3482 of the Compiled Laws of North Dakota for 1913 is hereby amended and re-enacted so as to read as follows:

Section 3482. Contract made first lien. Under the filing of the contracts provided for in Section 3480, the county shall acquire a just and valid lien upon the crops of grain and feed raised each year by the person receiving seed grain



and feed to the amount of the sum then due to the county upon said contract, which shall as to the crops covered thereby have priority over all other liens and incumbrances thereon, except threshers and labor liens, and the filing of said contract shall be held and considered to be full and sufficient notice to all parties of the existence and extent of said lien, which shall continue in force until the amount covered by said contract is fully paid.

Section 11. Amendment). That Section 3483 of the Compiled Laws of North Dakota, 1913, is hereby amended and re-enacted so as to read as follows:

Section 3483. One the first day of October following the furnishing of any seed or feed under the provisions of this act, the county treasurer shall mail to each person having obtained aid under the provisions of this act a statement of the amount which will be due upon his note on the date it becomes due, and as a part of such notice which shall be under the signature of the county treasurer, there shall be a permission to sell at any public market place sufficient of the crop covered by the county's lien to pay the amount so to become due, and a direction that the person purchasing the same shall take up such permission and remit the proceeds of the sale of such grain to the county treasurer of the county in which the grain was raised, and the person purchasing the same shall take up such permission and preserve the same and upon making remittance to the county treasurer the purchaser shall acquire title to the grain so purchased, free of the county's lien. Immediately upon receiving such remittance the county treasurer shall mail to the person whose note has thus been paid, a satisfaction of the county's lien, and shall note such satisfaction on all the appropriate records of the county. Any person buying any part of the crop of such person without taking up the permission to sell the same issued by the county treasurer shall be deemed to have taken the same subject to all rights of the county.

Section 12. Amendment). That Section 3484 of the Compiled Laws of North Dakota, 1913, is hereby amended and re-enacted so as to read as follows:

Section 3484. Penalty for misuse of seed furnished. Any person or persons, who, contrary to the provisions of this article, sell, transfer, take or carry away, or in any manner dispose of the seed grain and seed or any part thereof, furnished by the county under this act, or shall use or dispose of said seed grain and feed or any part thereof, for any other purpose than that of planting or sowing and feeding the same as stated in his application, or shall sell, transfer, take or carry away, or in any manner dispose of the crop, or any part thereof, produced from the sowing or planting of said seed grain, shall be guilty of a misdemeanor, and upon conviction thereof shall pay a fine of not less than ten dollars, nor more than one hundred dollars, or may be imprisoned in the county jail for a term of not less than ninety days, and shall pay all the costs of prosecution, and whoever under any of the provisions herein shall be found guilty of false swearing shall be deemed to have committed perjury, and shall upon conviction suffer the pains and penalties of that crime. Upon the filing of said application in the office of the register of deeds and the sowing of the seed obtained thereunder, the title and

right of possession to the growing crop and to the grain produced from said seed shall be in the county, which shall have furnished the seed, until the debt incurred for said seed shall have been paid, and any seizure thereof or interference therewith, except by the applicant and those in his employ, for the purpose of harvesting, threshing and marketing the same to pay the debt as aforesaid, shall be deemed a conversion thereof, and treble damages may be recovered against the person so converting the same by the county furnishing said seed.

Section 13. Amendment.) That Section 3485 of the Compiled Laws of North Dakota, 1913, is hereby amended and re-enacted so as to read as follows:

Section 3485. Duty of officers to prosecute. It shall be the duty of the constables and town clerks of the towns, and the county commissioners, sheriffs and state's attorneys of the counties furnishing seed grain and feed under the provisions of this article, having any knowledge of the violation of its provisions, to make complaint thereof to a justice of the peace, and said justice shall thereupon issue a warrant for the arrest of the offender, and proceed to hear and determine the matter or to bind the offender over to appear before the district court, as the case may be.

Section 14. Amendment). That Section 3486 of the Compiled Laws of North Dakota, 1913, is hereby amended and re-enacted so as to read as follows:

Section 3486. Commissioners advertise intention of distribution. The county commissioners of every county proposing to distribute seed grain and feed under the provisions of this article shall advertise such intention in such manner and for such length of time prior to the twentieth day of March as it is possible for them to do, giving notice that all applications must be filed with the county auditor, by the twentieth day of March; provided, that no distribution of seed grain and feed under the provisions of this article shall take place prior to the tenth day of March. If more seed grain is applied for than can be supplied by the commissioners under the provisions of this article, a pro rata distribution shall be made by them among those who shall have been found entitled to the benefits of this article. The commissioners shall have the right to refuse any application which they may deem improper to grant, and they may revise their adjustment of applications at any time before final distribution.

Section 15. Amendment.) That Section 3487 of the Compiled Laws of North Dakota for 1913 is hereby amended and re-enacted so as to read as follows:

Section 3487. Grain furnished at cost. It shall be the duty of the commissioners providing seed grain and feed under the provisions of this article, to purchase the same at the lowest price at which suitable grain can be obtained, and to furnish the same to applicants at the actual cost thereof to the commissioners, with transportation and handling charges added, if any there be, and any person requiring or extorting from any applicant a greater price shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by fine or imprisonment, or both, as the court may determine.

Section 16. Amendment.) That Section 3488 of the Compiled Laws of North Dakota for 1913 is hereby amended and re-enacted so as to read as follows:

Section 3488. Sinking fund. All money received by the county treasurer in payment of debts incurred under the provisions of this article, shall be paid into, and become a part of the sinking fund herein provided for, and be used exclusively in the payment of bonds or warrants issued hereunder.

Section 17. Selection and Purchase of Grain and Feed. Immediately after the board of county commissioners has made an estimate of the amount of seed grain or feed or both required, it shall notify the commissioner of agriculture and labor, and he shall assist and co-operate with the board in procuring said grain and feed. The board may advertise for offers of seed grain or feed or both, in one or two newspapers within the county, and give the same such other publicity as it may deem advisable. Where price and quality are equal, preference shall be given to grain and feed offered for sale within the county.

The Board and the commissioner of agriculture and labor shall take samples from the grain offered which in their judgment is most suitable for seed, and shall transmit them to the state seed commissioner at the Agricultural College for analysis and germination test. The state seed commissioner shall make a prompt report of each test, classifying the samples as to their fitness for seed, which report shall be filed in the county auditor's office and in the office of the commissioner of agriculture and labor, and shall be open to public inspection.

No contract shall be made for any lot of seed grain which in its viability (growth power), its varietal purity, and its freedom from noxious seeds, is unsatisfactory for use as bulk seed for sowing the general crop.

After the grain has been delivered to the board of county commissioners a second test may be made, if in the opinion of the board of county commissioners time permits, before it is distributed to the farmers. In no event shall any grain be sold to the farmers by the county as seed which is unsuitable for the growing of the general crop.

Section 18. Any county that has issued any bonds or had any proceedings heretofore with a view of issuing its bonds under chapter 24 of the Political Code of the Compiled Laws of North Dakota for 1913, shall, upon the passage and approval of this act, come under, and proceed according to the provisions of this act. No bonds issued or proceeding, had heretofore under chapter 24 of the Political Code of the Compiled Laws for North Dakota for 1913, shall be invalidated or in any manner made void by this act.

Section 19. Appropriation. There is hereby appropriated out of any monies in the state treasury not otherwise appropriated, to the state seed commission the sum of two thousand dollars, or so much thereof as may be necessary, for analyses, tests, inspections, clerical assistance, and such other expenses which may be deemed necessary in making such tests.

Section 20. Emergency. Whereas, an emergency exists in that there has been a crop failure in many parts of the state, and no adequate relief is provided for by law; and

whereas it is necessary for the immediate preservation of public peace, health, and safety, that immediate relief be given, therefore, this act shall take effect and be in force from and after its passage and approval.

And when so amended recommend that the same do pass.

Very respectfully,

W. J. PRATER,  
Secretary.

Mr. Hagan moved that the House do not concur in the Senate amendments to House Bill No. 1 and asks that Conference Committee be appointed which motion prevailed and the Speaker appointed as such conferees on the part of the House Messrs. Hagan, Patterson and Maddock of Mountrail.

#### MESSAGE FROM THE SENATE

SENATE CHAMBER,  
BISMARCK, N. D.,

*Mr. Speaker:*

I have the honor to return herewith

House Bill No. 14.

A Bill for an Act Giving a Credit to the State Hospital for the Insane for the Sum of Fifty Thousand Dollars.

Which the Senate has amended as follows:

Mr. Geiger moved that the House do now concur in the Senate amendments to House Bill No. 14.

Which motion prevailed, and

House Bill No. 14.

A Bill for an Act Giving a Credit to the State Hospital for the Insane for the Sum of Fifty Thousand Dollars.

Was read the third time.

The question being on the final passage of the bill; as amended by the Senate. The roll was called and there were ayes, 95; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Messrs	Messrs	Messrs
Allen	Geiszler	Lageson
Arnold	Gunhus	Lang
Bailey	Hagan	Larson, of Cass
Blanchard	Haines	Larson, of Ransom
Bryans	Hanson	Larson, of Stutsm'n
Bryne	Harding	Lathrop
Christenscn.	Harris	Lazier
Cole	Havens	Liederbach
Dettler	Hendrickson	Lowe
Divet	Hoghaug	McDonnell
Dupuis	Isaak	McManus
Ebel	Keitzman	Mackoff
Erb	Kelly	Maddock, Mountr'l
Everson	Kimball	Magnuson
Fraser	Koller	Martin
Frederickson	Kunkle	Marshall
Geiger	Kurtz	Martz

Messrs	Messrs	Messrs
Maxwell	Peterson, Sargent	Stinger
Mees	Peterson, Townner	Storstad
Meyer	Pleasance	Strom
Miller	Prater	Tenneson
Moen, of Adams	Quam	Turner
Nathan	Riba	Varnum
Nims	Rice	Wadeson
Noltimier	Reishus	Walton
O'Connor, Pemb'a	Renauld	Weber
O'Connor, Gd. Fks	Rott	Weld, of Kidder
Oksendahl	Sandbeck	Weld, of Wells
Olson, Bowman	Schick	Whipple
Olson, of Cavalier	Schrag	Wilson
Olson, of Eddy	Smith	Mr. Speaker
Patterson	Stair	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bowman	Ferguson	Myhre
Brown	Hoare	Olson, of Burke
Carignan	Knox	Sinclair
Carr	Laird	Ward
Church	Maddock, Benson	Wright
Eckert	Moen, of Traill	

Messrs. Carignan, Wright, Ward, Olson of Burke and Moen of Traill being excused.

So the bill as amended by the Senate passed and the title was agreed to.

Mr. Patterson moved that the House do not concur in the Senate amendments to House Bill No. 5 and that a conference be appointed which motion prevailed and the Speaker appointed as such conferees on the part of the House Messrs. Olson of Eddy, Arnold and Whipple.

#### MESSAGE FROM THE SENATE

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 26, 1918.

*Mr. Speaker:*

I have the honor to return herewith

House Bill No. 5.

A Bill for an Act Reinstating and Validating Charters of Corporations Which have been Cancelled or Whose Authority to Transact Business in the State Has Been Forfeited for Failure to Make Annual Reports as Required by Law.

Which the Senate has amended as follows:

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

An Act to amend and re-enact Section 4521 of the Compiled Laws of North Dakota of 1913 as amended by Chapter 99 of the Session Laws of North Dakota for 1917.

Section 1. That Section 4521, Compiled Laws of North Dakota as amended by Chapter 99 of the Session Laws of

North Dakota for 1917 is hereby amended and re-enacted to read as follows:

Section 4521. (Corporations May be Reinstated. How.) Any domestic corporation which is engaged in active business under its charter or any foreign corporation authorized to transact business in the State of North Dakota engaged in active business under its certificate of authority to transact business, failing to make said report as required by Section 4518 of this chapter, may be reinstated upon the records of the office of the Secretary of State upon the filing of complete annual corporation reports as provided for by Section 4518 and the payment of a fee of \$2.50 and in addition thereto the payment of a fee of \$5.00 for such re-instatement; and filing in the office of the Secretary of State an affidavit stating the further fact that such corporation was at the time of such default and still is engaged in active business in the State of North Dakota. Said corporations shall be re-instated at any time upon filing said full and complete annual report within a period of six months from the time of cancellation as provided by Section 4518, and the payment of said fees; and at any time after the said six months upon filing of all and complete annual reports for all years in default with a fee of \$2.50 for each of said reports and the payment of \$15.00 for each and every year the said corporation has failed and neglected to file full and complete report.

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.

Very respectfully,

W. J. PRATER,

Secretary.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
Bismarck, N. D., Jan. 26. 1918.

*Mr. Speaker:*

I have the honor to return herewith

House Bill No. 2.

A Bill for an Act Appropriating Money for the Use of the Depositors' Guaranty Fund Commission Between the Following Dates, to-wit: January 23, 1918, to June 30, 1919, Both Inclusive.

Which the Senate has amended as follows:

"In the printed bill after the words 'A Bill' strike out all four lines of the title, and insert in lieu thereof the following words: 'For an Act Making an Appropriation for the Use of Depositors' Guarantee Fund Commission.' At the beginning of the line three, Section One of the printed bill, strike out the words 'sums hereinafter named, only' and insert in lieu thereof the 'sum of \$5,000.00.' In line seven of Section One strike out the words 'to wit' including the 'period.' And at the beginning of line eight begin the word 'For' with a small letter 'f'. Strike out line eleven of Section One of the Printed Bill and insert in lieu thereof the follow-

ing 'said sum to be paid out on warrants and vouchers as approved and allowed according to law.'

Very respectfully,

W. J. PRATER,

Secretary.

Mr. Walton moved that the House do now concur in the Senate Amendments to House Bill No. 2.

Which motion prevailed and

House Bill No. 2.

A Bill for an Act Appropriating Money for the Use of the Depositors' Guaranty Fund Commission Between the Following Dates, to-wit: January 23, 1918, to June 30, 1919, Both Inclusive.

Was read the third time.

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 97; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kimball	Olson, Bowman
Bailey	Koller	Olson, of Cavalier
Blanchard	Kunkle	Olson, of Eddy
Bowman	Kurtz	Patterson
Brown	Lageson	Peterson, Sargent
Bryans	Laird	Peterson, Towner
Bryne	Larson, of Cass	Pleasance
Christenson	Larson, of Ransom	Quam
Cole	Larson, of Stutsm'n	Riba
Dettler	Lathrop	Rice
Divet	Lazier	Reishus
Dupuis	Liederbach	Renauld
Ebel	Lowe	Rott
Eckert	McDonnell	Sandbeck
Erb	McManus	Schick
Everson	Mackoff	Schrag
Fraser	Magnuson	Smith
Frederickson	Martin	Stair
Geiger	Marshall	Stinger
Geiszler	Martz	Storstad
Gunhus	Maxwell	Strom
Hagan	Mees	Tennessee
Haines	Meyer	Varnum
Hanson	Miller	Wadeson
Harding	Moen, of Adams	Walton
Harris	Nathan	Weber
Havens	Nims	Weld, of Kidder
Hendrickson	Noltmier	Weld, of Wells
Hoghaug	O'Connor, Pemb'a	Whipple
Isaak	O'Connor, Gd. Fks	Wilson
Keitzman	Oksendahl	Mr. Speaker
Kelly		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Arnold	Knox	Prater
Carignan	Maddock, Benson	Sinclair
Carr	Maddock, Mountr'l	Turner
Church	Moen, of Traill	Ward
Ferguson	Myhre	Wright
Hoare	Olson, of Burke	

Messrs. Carignan, Ward, Wright, Olson of Burke and Moen of Traill being excused.

So the bill as amended by the Senate passed and the title was agreed to.

Mr. Geiger moved that the House take a recess subject to the call of the chair, which motion prevailed and the House took a recess.

AFTER RECESS.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
Bismarck, N. D., Jan. 26. 1918.

*Mr. Speaker:*

I have the honor to inform you that the Senate has appointed as Conference Committee on House Bill No. 1, Senators Stenmo, Jacobsen and McCarten and on House Bill No. 5, Senators Drown, McBride and Sandstrom.

Very respectfully,  
W. J. PRATER,  
Secretary.

Also

*Mr. Speaker:*

I have the honor to transmit the following concurrent resolution which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,  
W. J. PRATER,  
Secretary.

A CONCURRENT RESOLUTION.

WHEREAS, It has pleased Him in whose hands are all the issues of life, to remove from among us the Honorable Henry J. Linde, late Attorney General of the State of North Dakota, and formerly a member of both Houses of the Legislative Assembly, and

WHEREAS, In his death the State has lost an honored citizen and his family a devoted husband,

*Be It Therefore Resolved*, By the Senate of the State of North Dakota, the House of Representatives concurring therein, that we extend to his family in this, their bereavement, our sympathy and condolence;

*Be It Further Resolved*, That these resolutions be printed in both Houses of the Legislative Assembly, and a copy thereof forwarded to Mrs. Linde by the Secretary of the Senate.



Mr. Hendrickson moved that the House do now concur in Senate Concurrent Resolution relating to the Hon. Henry J. Linde.

Which motion prevailed, and the Concurrent Resolution was concurred in.

The Committee on State Affairs made the following report:

*Mr. Speaker:*

Your Committee on State Affairs, to whom was referred:

House Bill No. 3.

A Concurrent Resolution.

Report the same back to the House without recommendation.

WALTER J. MADDOCK,  
Chairman.

Mr. Peterson of Towner moved that the report of the committee be adopted, and that House Bill No. 3, a Concurrent Resolution, be considered properly engrossed and that it be placed on its third reading and final passage.

House Bill No. 3.

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, 28; nays, 55; absent and not voting, 29.

Those voting in the affirmative were:

Messrs	Messrs	Messrs
Arnold	Laird	Schrag
Bailey	Larson, of Ransom	Stair
Bryans	Liederbach	Strom
Dupuis	Martz	Varnum
Geiger	Mees	Walton
Hagan	Olson, of Eddy	Weld, of Kidder
Harding	Peterson, of Towner	Weld, of Wells
Harris	Riba	Whipple
Kimball	Rott	Mr. Speaker
Kunkle		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Allen	Geiszler	Lathrop
Bowman	Gunhus	Lazier
Brown	Haines	Lowe
Bryne	Hanson	McDonnell
Christenson	Isaak	McManus
Church	Keitzman	Maddock, Benson
Cole	Kelly	Maddock, Mountr'l
Ebel	Kurtz	Magnuson
Eckert	Lageson	Martin
Everson	Larson, of Cass	Marshall
Frederickson	Larson, of Stutsm'n	Maxwell

Messrs.	Messrs.	Messrs.
Meyer	Olson, Bowman	Sinclair
Miller	Olson, of Cavalier	Storstad
Moen, of Adams	Peterson, Sargent	Tenneson
Nathan	Pleasance	Turner
Nims	Quam	Wadeson
Noltimier	Reishus	Weber
O'Connor, Pemb'a	Renauld	Wilson
Oksendahl		

Absent and not voting :

Messrs.	Messrs.	Messrs.
Blanchard	Hoare	Patterson
Carignan	Hoghaug	Prater
Carr	Knox	Rice
Dettler	Koller	Sandbeck
Divet	Lang	Schick
Erb	Mackoff	Smith
Ferguson	Moen, of Traill	Stinger
Fraser	Myhre	Ward
Havens	O'Connor, Gd. Pks	Wright
Hendrickson	Olson, of Burke	

Messrs. Carignan, Waid, Wright, Moen of Taill, Ferguson being excused.

So the bill was lost.

Mr. Church explained his vote.

Mr. Cole explained his vote.

Mr. Ebel explained his vote.

Mr. Lageson explained his vote.

Mr. Maddock of Benson explained his vote.

Mr. Maddock of Mountrail explained his vote.

Mr. Miller explained his vote.

Mr. Peterson of Towner explained his vote.

Mr. Riba explained his vote.

Mr. Reishus explained his vote.

Mr. Stair explained his vote.

Mr. Speaker explained his vote.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 26, 1918.

*Mr. Speaker :*

I have the honor to transmit herewith :

Senate Bill No. 4.

A Bill for an Act to Amend and Re-Enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.

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

Very respectfully,

W. J. PRATER,  
Secretary.

INTRODUCTION, FIRST AND SECOND, READING OF  
SENATE BILLS.

Senate Bill No. 4.

A Bill for an Act to Amend and Re-Enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.

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

*Mr. Speaker:*

Your Conference Committee on House Bill No. 5 submits the following report:

That your committee conferred with a like committee from the Senate; that said committee recommends that the House recede and accept the Senate amendment to said bill.

For the House:

O. H. OLSON,  
B. D. ARNOLD,  
W. E. WHIPPLE,

For the Senate:

CHAS. E. DROWN,  
M. L. MCBRIDE,  
L. P. SANDSTROM,

Mr. Arnold moved that the report of the committee be adopted.

Which motion prevailed, and the report was adopted.

The Committee on State Affairs made the following report:

*Mr. Speaker:*

Your Committee on State Affairs, to whom was referred:

Senate Bill No. 2.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Years 1913 as Amended by the 1917 Session Laws, Relating to Maintaining Patients in the Hospital for the Insane.

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

WALTER J. MADDOCK,  
Chairman.

Mr. Church moved that the report be adopted.

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

The privileges of the floor were extended to:

P. S. Peterson of Grand Forks,  
Martin Olson, Devils Lake;  
S. W. Edland and  
M. L. Losson, Fargo.

Mr. Storstad moved that the House take a recess until 10 o'clock Monday morning.

Which motion prevailed, and the House took a recess.

W. D. AUSTIN,  
Chief Clerk.

FOURTH DAY AFTER RECESS AND  
SIXTH DAY.

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 28, 1918.

The House assembled at 10 o'clock a. m., pursuant to recess taken, the Speaker presiding.

House Bill No. 5.

A Bill for an Act Reinstating and Validating Charters of Corporations Which have been Cancelled or Whose Authority to Transact Business in the State Has Been Forfeited for Failure to Make Annual Reports as Required by Law.

Was read the third time.

The question being on the final passage of the bill, as amended by the Senate, the roll was called and there were ayes, 82; nays, 0; absent and not voting, 30.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Geiszler	Lazier
Bailey	Gunhus	Liederbach
Blanchard	Haines	Lowe
Bowman	Hanson	McDonnell
Brown	Harding	McManus
Bryans	Havens	Maddock, Benson
Bryne	Hendrickson	Maddock, Mountr'l
Carr	Hoare	Magnuson
Christenson	Keitzman	Martin
Church	Kelly	Marshall
Dettler	Koller	Martz
Dupuis	Knox	Maxwell
Ebel	Kunkle	Miller
Eckert	Kurtz	Moen, of Adams
Er'b	Lageson	Nims
Everson	Laird	Noltmier
Fraser	Larson, of Cass	O'Connor, Pembi'a
Frederickson	Larson, of Ransom	Oksendahl
Geiger	Larson, of Stutsm'n	Olson, Bowman

Messrs	Messrs	Messrs
Olson, of Cavalier	Renauld	Tenneson
Olson, of Eddy	Rott	Varnum
Peterson, Sargent	Sandbeck	Wadeson
Peterson, Towner	Schrag	Walton
Pleasance	Sinclair	Weber
Prater	Stair	Whipple
Quam	Storstad	Wilson
Riba	Strom	Mr. Speaker
Rice		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Arnold	Lang	Patterson
Carignan	Mackoff	Reishus
Cole	Lathrop.	Schick
Divet	Mees	Smith
Ferguson	Meyer	Stinger
Hagan	Moen, of Traill	Turner
Harris	Myhre	Ward
Hoghaug	Nathan	Weld, of Kidder
Isaak	O'Connor, Gd. F'ks	Weld, of Wells
Kimball	Olson, of Burke	Wright

So the bill as amended by the Senate passed, and the title was agreed to.

Mr. Ebel moved that a committee of three be appointed to investigate the action being taken by the Enrolling Contractor and to find out why he isn't on the job.

Which motion prevailed and the speaker appointed as such Messrs. Fraser, Wilson and Walton.

Mr. Stair moved that the House take a recess until 11 o'clock.

Which motion prevailed and the House took a recess.

#### AFTER RECESS.

Mr. Walton moved that the House take a recess until 1:30 P. M.

Which motion prevailed and the House took a recess.

#### AFTER RECESS.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 28, 1918.

*Mr. Speaker:*

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

#### INTRODUCED BY MR. GIBBENS.

WHEREAS, The permanent Journals of the House and Senate for this special session of the Fifteenth Legislative Assembly will be comparatively small, and,

WHEREAS, The binding required by law for said Journals

is of such quality and it would seem of greater expense than necessary for the binding of the Journals for this special session of the Fifteenth Legislative Assembly, on account of the brevity of said Journals, therefore,

*Be It Resolved*, By the Senate of the State of North Dakota, the House of Representatives concurring therein, that the permanent Journals of this special session of the Fifteenth Legislative Assembly be wire stitched and paper bound, quality and weight of cover paper to be similar to that now used for printing of departmental reports.

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

Very respectfully,

W. J. PRATER,

Mr. Turner moved the adoption of the Senate Concurrent Resolution relating to Printing and Binding of the Permanent House and Senate Journals. and

The question being on the adoption of the Concurrent Resolution relating to the Permanent Journals of the Special Session, the roll was called and there were yeas, 95; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kelly	Olson, of Cavalier
Arnold	Kimball	Olson, of Eddy
Bailey	Knox	Patterson
Blanchard	Koller	Peterson, Sargent
Bowman	Kunkel	Peterson, Towner
Brown	Kurtz	Pleasance
Bryans	Lageson	Prater
Byrne	Laird	Quam
Carr	Larson, of Cass	Riba
Christenson	Larson, of Ransom	Rice
Church	Lathrop	Reishus
Cole	Liederbach	Renauld
Dettler	Lowe	Rott
Divet	McDonnell	Sandbeck
Dupuis	McManus	Schick
Ebel	Mackoff	Sinclair
Erb	Maddock, Benson	Schrag
Everson	Maddock, Mountr')	Stair
Frederickson	Magnuson	Stringer
Geiger	Martin	Storstad
Geiszler	Marshall	Strom
Gunhus	Martz	Tenneson
Haines	Maxwell	Turner
Hanson	Meyer	Wadeson
Harding	Miller	Walton
Havens	Moen, of Adams	Weber
Hendrickson	Nathan	Weld, of Kidder
Hoare	Nims	Weld, of Wells
Hoghaug	Noltimier	Whipple
Isaak	O'Connor, Pemb'a	Wilson
Keitzman	Oksendahl	Mr. Speaker
	Olson, of Bowman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Lang	O'Connor, Gd. Fks
Eckert	Larson, of Stutsman	Olson, of Burke
Ferguson	Lazier	Smith
Fraser	Mees	Ward
Hagan	Moen, of Traill	Wright
Harris	Myhre	

Messrs. Carignan, Ward, Wright and Moen of Traill being excused.

So the resolution was concurred in.

Mr. Lageson moved that the House do now adjourn, which motion prevailed, and the House adjourned.

W. D. AUSTIN,  
Chief Clerk.

---

### SIXTH DAY.

---

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 28, 1918.

The House assembled at 2 o'clock p. m., pursuant to adjournment, the Speaker presiding.

Prayer by Chaplain.

Roll call.

All members present, except Messrs. Ward, Wright, Carignan, Olson of Burke.

### REPORT OF STANDING COMMITTEE.

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

*Mr. Speaker:*

Your Committee on Warehouse and Grain Grading, to whom was referred:

Senate Bill No. 4.

A Bill for an Act to Amend and Re-Enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.

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

That Section 2 be amended by striking out the words "the commissioners of railroads" and inserting in lieu thereof in line 1 the words "the state inspector of grades, weights and measures," and inserting after the words "carrying out" the words "his duties under."

That Section 4 be amended by inserting between the words "measures" and "shall" in line 2 the following: "shall appoint and designate a chief deputy grain inspector who shall be stationed at the Agricultural College and."

That section 6 be amended by adding thereto following the words "shall cancel the license of such warehouse" the words "The commissioners of railroads shall authorize the employment of such clerical help as is necessary for carrying out their duties under the provisions of this act and determine the compensation to be paid for such service."

That in section 10, line 4, the words "gross and wilful" be stricken out.

And when so amended recommend the same do pass.

L. L. STAIR,  
Chairman.

Mr. Stair moved that the rules be suspended and that the report of the committee on Senate Bill No. 4 be adopted.

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

Mr. Geiger moved that Senate Bill No. 4 be placed on its third reading and final passage.

Which motion prevailed and

### THIRD READING OF SENATE BILLS.

Senate Bill No. 4.

A Bill for an Act to Amend and Re-enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.

Was read the third time.

Mr. Hendrickson moved that Senate Bill No. 4 be re-referred to the Committee on Warehouse and Grain Grading.

Which motion prevailed, and the bill was so referred.

Mr. Peterson of Towner moved that the House take a recess for ten minutes.

Which motion prevailed, and the House took a recess.

### AFTER RECESS.

The Chief Clerk announced that the Speaker was about to sign:

Senate Bill No. 13.

A Concurrent Resolution.

And the Speaker signed the same in the presence of the House.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 28, 1918.

*Mr. Speaker:*

I have the honor to transmit herewith:

Senate Bill No. 21.

A Bill for an Act Defining the Crime of Sabotage and Prescribing the Penalty Therefor.

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

Very respectfully,

W. J. PRATER,  
Secretary.



INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS.

Senate Bill No. 21.

A Bill for an Act Defining the Crime of Sabotage and Prescribing the Penalty Therefor.

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

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 28, 1918.

*Mr. Speaker:*

I have the honor to return herewith:

House Bill No. 11.

A Bill for an Act Creating the North Dakota Council of Defense; Defining Its Powers and Duties, and Appropriating Money for Carrying Out the Purpose Thereof; and to Reimburse the Members of the Present Organization Known as the North Dakota State Council of Defense for Monies Expended.

Which the Senate has amended as follows:

Amend Section 1 of House Bill No. 11 to read as follows:

There is hereby created a council to be known as the North Dakota Council of Defense, to consist of the Governor and thirteen other members, one of which members shall be the Attorney General, and one to be appointed from each judicial district of the state, by the presiding judge thereof, with the consent and approval of the Governor, such appointee to be an elector of the judicial district from which appointed, and to hold office during the pleasure of the Governor. Immediately after their appointment the members of the council shall meet at the office of the Governor and organize by electing a Secretary. The Governor shall be the chairman of said Council of Defense.

Amend Section 2, as follows:

Strike out the words "chairman and" at the beginning of the fourth line of the section in the enrolled bill. Insert in the fifth line after the word "as" the word "he", strike out the word "they", immediately following and add the letter "s" to the word "devote" immediately following. Add to the end of the Section the words "in the discretion of the council as hereinafter provided."

Amend Section 3, as follows:

Strike out the word "the" and the balance of lines 1, 2, 3, 4, 5, 6, 7 and 8, and the letters "poses" in line nine of the enrolled bill.

Strike out in line four of paragraph two of the section of the bill after the word "use", the balance of the line, and strike out all of line five up to the word "production", and strike out the word "of" at the end of line five and the words "lignite coal" at the beginning of line six.

At the end of paragraph three of the Section add the words "whenever necessity exists therefor".

Add as a separate paragraph following Section three, the following: "They shall further have power and it shall be their duty to make and promulgate from time to time rules and regulations for the promotion and preservation of the public peace, safety and welfare, and to require all county and municipal officers to perform the duties laid upon them by the laws of the state or the United States, and to suspend such officers from office in case of refusal or neglect to perform such duties, and they may prescribe rules and regulations under which the citizens of this state, not a part of the active militia may organize, carry arms and drill in preparation for the public defense and the preservation of the peace of the state. They may also from time to time, as the exigencies of the occasion shall require, make and promulgate rules and regulations to assist the government of the United States in carrying out and enforcing its laws and regulations relative to the conduct of the war."

By adding a further paragraph to said Section three as follows: "Each member of the council shall possess the same powers as the sheriffs of the several counties and may exercise such powers in any part of the state, separately or in conjunction with other police officers. It shall be the duty of all police officers of the state to act under the direction of the council and assist it in the carrying out of its orders, and upon call for assistance to aid any member of the council in exercising any of the powers or authority hereby conferred."

Amend Section four of the bill as follows:

By striking out the entire section.

Amend Section five as follows:

Change number of Section five to Section four.

In line twelve of the bill strike out the word "seven" and insert the word "six" in lieu thereof.

Add a new section to be numbered five, reading as follows:

Section Five—At the first meeting of the council it shall elect one of its members vice-chairman who shall preside at its meetings whenever the Governor is unable to attend, and shall from time to time provide for such clerical and other assistance as shall be necessary to the proper performance of its duties, the expense thereof to be audited and paid as other charges against the state are audited and paid. The council shall hold such meetings as shall be necessary for the proper performance of its duties, which meetings shall be held at Bismarck, unless to meet the exigencies of some special occasion a meeting shall be specially called for some other place in the state. Meetings of the council may be called by the Governor, or by three members upon such notice as shall be practicable under the exigencies of the particular occasion, and the council may at any meeting provide for stated future meetings.

Amend Section six as follows:

Strike out of the section all of lines four and five and insert the following: "Said Council of Defense is created for the duration of the war in which the United States is now engaged, and for the period of six months thereafter; provided, however, the Governor may if in his judgment the public interest demands, extend the duration thereof by proclamation from time to time made."

Add a new paragraph to Section six, reading as follows: "If in the opinion of the council the work of the Secretary requires an unreasonable expenditure of time as compared with the time spent by the other members of the council, it may allow him a compensation not exceeding seven dollars and fifty cents a day for such time as it finds he should be compensated for.

Amendment to Section seven.

Strike out the word "twenty" in line two of said Section and insert the word "fifteen", and strike out the word "five" in line three of said Section.

Very respectfully,

W. J. PRATER,  
Secretary.

Mr. Walton moved that the House do not concur in the Senate amendments to House Bill No. 11, and that a conference committee be appointed.

Which motion prevailed, and the Speaker appointed as such conferees on the part of the House Messrs. Walton, Turner and Lageson.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 28, 1918.

*Mr. Speaker:*

I have the honor to return herewith:  
House Bill No. 9.

A Bill for an Act Regulating the Civil Rights of Members of the Military and Naval Establishments of the United States Engaged in the Present War.

Which the Senate has amended as follows:

An Act Regulating the Civil Rights of Members of the Military and Naval Establishments of the United States Engaged in the Present War.

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

Section I. No proceeding by action or otherwise shall be had or taken in this State for the foreclosure of a mortgage or other lien on real or personal property or for the cancellation of an executory contract for the sale of land or for the recovery of any indebtedness against any person in the active military service of the United States as hereinafter defined during the time the United States is engaged in the present war and for an additional period of one year, and during such time no further proceeding shall be taken in any action or proceeding that is pending at the time of the taking effect of this Act in which such a person is a party over the objection of such party, his attorney or any person interested on his behalf, nor shall any judgment against such person in the military service be enforced against him or his property during said period.

Section II. The term "person in the Active Military Service of the United States" within the meaning of this Act, means any person who is actually called to service and is

under the direction and command of the military authorities of the United States in any line of military duty that prevents him from attending to his own ordinary business affairs, but it does not include a person only temporarily or incidentally engaged in some special or temporary service.

Section III. Any proceeding against any such person in the active military service of the United States, shall be treated as absolutely void, at the election of such person, and upon proper application to vacate the same within the period mentioned in Section 1 hereof, it shall be vacated and declared void as a matter of course; provided, however, if such proceedings were taken in good faith without knowledge of the fact that the person proceeded against was so in the service of the United States, then the person so proceeding shall not be liable to any damages on account of taking such proceedings and shall be subject to no penalties on account thereof, except that he shall be liable to account to the person so proceeded against in such way as to equitably restore such person to the position he would be in if such proceedings had not been taken.

Section IV. Notwithstanding anything in this Act to the contrary, provided, in such case it shall be made to appear to a district court of this state that the property of a person so engaged in the active military service of the United States, subject to liens or to seizure under execution is of such character or so situated that it is liable to become wasted and depreciated in value, or for any reason should be disposed of, the court shall make his order that the person in possession of such property, or such relatives of the owner as it shall deem proper, be cited to appear before it and upon such appearance the court shall diligently and informally and with a view to avoiding expense, inquire into the situation, and if upon such inquiry the court is satisfied that such property will depreciate in value, or that the interests of the parties require that it should be disposed of, it shall make an order that upon giving bond with sufficient surety, to be approved by the clerk of said court, to indemnify the owner for the value of the property in case it shall ever be adjudged that such foreclosure or seizure was not for a valid existing debt, which bond shall be filed in the office of the clerk of said court, then such mortgage or other lien may be foreclosed, or such property may be taken on execution, as the case may be, but the judgment in any such foreclosure proceeding shall not be taken to have established the validity or amount of the debt for foreclosure of which such action was had, but such question shall be open to determination in any action on such bond, provided, however, to recover on such bond the owner must bring his action within the period mentioned in Section 1 of this Act.

Section V. In any character of proceeding that may come before the County Court or any other court of the State for the administration of estates, or for any other purpose in which there are parties who do not make appearance it shall be the duty of such court of its own motion to diligently inquire and ascertain whether any of such parties are in the active military service of the United States, and if it appears that they are or probably are in such service, and that they have any probable substantial rights involved in such proceeding, then the court shall stay the closing of the proceeding or shall segregate the right of such party leaving

such right undetermined, or make such other appropriate disposition of the proceeding as will, under the circumstances thereof, serve to protect the rights of such parties, and the court may in any appropriate case require any other party to such proceeding to give bond with sufficient surety for the protection of the rights of such person.

Section VI. All taxes, whether on real or personal property, now due or hereafter to become due on property owned by any person in the active military service of the United States, shall be held in abeyance and no proceedings taken for the collection thereof until the expiration of the period mentioned in Section 1, of this Act.

To obtain the benefits of this Section it shall be necessary for some person on behalf of such person in the military service, to file with the Treasurer of the appropriate county, an affidavit to the effect that the person against whom such taxes are charged is in such active military service, which affidavit shall be filed at or before the time when taxes become delinquent, and upon the filing thereof the Treasurer shall make a notation upon his records to the effect that the collection of such taxes is suspended on account of the military service of the taxpayer. But nothing herein shall be taken as preventing the right of the Treasurer to receive payment of such taxes whenever offered.

Section VII. In any action or proceeding sought to be taken after the close of the period provided for in Section 1 of this Act, the period of such military service shall be excluded in computing the statutory limitation.

Section VIII. Nothing in this Act provided shall be construed as limiting the right of any person in the active military service of the United States to maintain on his own behalf any action in any court, or to make appearance and give consent to the maintenance of any action or proceeding against him, or to waive by express agreement any right or privilege granted hereby.

Section IX. Whereas, large numbers of the citizens of the state are now absent from the state in the military service of the United States, it is necessary for the immediate preservation of the public peace, health and safety that the provisions of this Act become operative at once after its passage and approval.

It is hereby provided that the same shall take effect and be in force from the time of its approval by the Governor.

Very respectfully,

W. J. PRATER,  
Secretary.

Mr. Kurtz moved that the House do not concur in the Senate amendments to House Bill No. 9 and that a conference committee be appointed.

Which motion prevailed and the Speaker appointed as conferees on the part of the House, Messrs. Kurtz, Lang and Dupuis.

#### REVISION AND CORRECTION OF THE JOURNAL.

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

*Mr. Speaker:*

Your Committee on Revision and Correction of the Journal

have carefully examined the Journal of the third day after recess and fourth day and recommend that the same be corrected as follows:

On page 1 under "Report of House Committee on Ways and Means," the words "Ways and Means" should be stricken and the words "Election and Election Privileges" substituted therefor.

On page 3, line 24, the words "For Mr. Dunbar" should be stricken and the words "House Bill 17" be substituted in the place thereof.

On page 3, line 24, the words "The final passage of the bill" and the semicolon should be stricken.

Also on House Bill 17 Allen's vote should be recorded in the affirmative.

On page 17, beginning with line 22, the following eleven lines consisting of, "Report of the Senate Committee on Appropriations" should be stricken out.

On page 19 at top of page place the words "Message from the Senate."

On the same page after line 10, insert the words "House Bill No. 5", same page after line 11, insert lines 48 and 49.

After the insertion of lines 48 and 49 insert lines 12 to 30 inclusive.

After above insertion strike out lines 50 to 55 inclusive.

On page 20 after line 39 insert the roll call as received on pages 21 and 22, also on pages 21 and 22 strike out roll call.

On page 23 lines 13 and 25 should be transposed.

Insert Mr. Lathrop as voting "No" on House Bill No. 3.

And when so corrected recommend that the same be approved.

J. C. MILLER,  
Chairman.

Mr. Miller moved that the report of the committee be adopted.

Which motion prevailed and the report was adopted.

Mr. Walton introduced the following resolution:

*Resolved*, That O. S. Wing be and is hereby appointed to correct the House Journal of the last day and to complete and index the House Journal of the Special Session of the Fifteenth Legislative Assembly, and that he be allowed Five Dollars per day for actual time spent in completing said work. Not to exceed four days.

Mr. Walton moved that the resolution be adopted.

The question being on the adoption of the resolution for completing the Journal, the roll was called and there were ayes, 100; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kimball	O'Connor, Gd. Fks
Arnold	Knox	Oksendahl
Bailey	Koller	Olson, Bowman
Blanchard	Kunkle	Olson, of Cavalier
Bowman	Kurtz	Olson, of Eddy
Brown	Lageson	Peterson, Sargent
Bryans	Laird	Peterson, Towner
Bryne	Lang	Pleasance
Carr	Larson, of Cass	Prater
Christenson	Larson, of Ransom	Quam
Church	Larson, of Stutsm'r	Riba
Dettler	Lathrop	Rice
Dupuis	Lazier	Reishus
Ebel	Liederbach	Renauld
Erb	Lowe	Rott
Everson	McDonnell	Sandbeck
Fraser	McManus	Schick
Frederickson	Mackoff	Schrag
Geiger	Maddock, Benson	Stair
Geiszler	Maddock, Mountr'	Stinger
Gunhus	Magnuson	Storstad
Hagan	Martin	Strom
Haines	Marshall	Tenneson
Hanson	Martz	Turner
Harding	Maxwell	Varnum
Harris	Mees	Wadeson
Havens	Mever	Walton
Hendricks on	Miller	Weber
Hoare	Moen, of Adam.	Weld, of Kidder
Hoghaug	Nathan	Weld, of Wells
Isaak	Nims	Whipple
Kelly	Noltmic-	Wilson
Keitzman	O'Connor, Pemb'a	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Moen, of Traill	Sinclair
Cole	Myhre	Smith
Divet	Olson, of Burke	Ward
Eckert	Patterson	Wright
Ferguson		

who were excused.

So the resolution was adopted.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER.  
BISMARCK, NORTH DAKOTA,  
January 28, 1918.

*Mr. Speaker:*

I have the honor to inform you that the President has appointed as members on the Conference Committee on House Bill No. 9 Senators Rowe, Cahill and McBride.

Also,

*Mr. Speaker:*

I have the honor to inform you that the President has ap-

pointed as members on the Conference Committee on House Bill No. 11 Senators Heckle, Zieman and Porter.

Also,

*Mr. Speaker:*

I have the honor to return herewith:

House Bill No. 12.

A Bill for an Act to Appropriate Twelve Thousand Dollars for the Expenses of the Legislative Department of the State Government, for the Extraordinary Session Beginning January 23, 1918.

Which the Senate has amended as follows:

'Very respectfully,

W. J. PRATER,  
Secretary.

Mr. Peterson of Towner moved that House Bill No. 12 be messaged back to the Senate for correction in Senate amendments.

Which motion prevailed.

Mr. Walton introduced the following concurrent resolution:

WHEREAS, Many farmers of North Dakota will require seed grain of many different varieties and

WHEREAS, It is painfully evident that seed corn, spring rye, barley, oats and forage seeds are being hoarded by special interests and

WHEREAS, The prices to be charged by the United States Licensed Seed Dealers have not been fixed, or regulated by the License Department of the United States Food Administration and

WHEREAS, There is a shortage in steel and it is imperative that as much as possible of the farm machinery now in use be conserved, and

WHEREAS, The repairs for farm machinery cost no more to manufacture than similar parts used in assembling new machinery,

*Therefore, Be It Resolved*, By the Legislature now assembled that the attention of the United States Department of Agriculture be called to the matter to the end that reasonable prices based upon cost to the United States licensed seed dealers, allowing a reasonable percentage over the cost for profit to dealers, be fixed now by the United States Food Administration and that the United States Department of Agriculture be urged to assemble and distribute all kinds of seeds at reasonable prices based upon cost. Failure to regulate the prices quickly will result in exorbitant prices that will cause a great decrease in the acreage to be seeded the coming spring in the Northwest, with the result that because of a consequent food shortage farmers will not be able to raise and fatten hogs and other stock thus increasing the acuteness of the meat shortage and retarding the development of diversified farming, and

*Be It Resolved*, By the Legislature now assembled that the United States Department of Agriculture and the Food Administration use their utmost influence on Congress to regulate prices on farm machinery, parts sold as repairs to be sold at not more than the proportionate cost of similar parts



of new machinery plus the cost of distributing and a reasonable profit.

*And Be It Further Resolved*, That the Secretary of State be instructed to send a copy of these resolutions to the Secretary of the United States Department of Agriculture, the United States Food Administrator and to the President of the United States.

Mr. Miller moved the adoption of the concurrent resolution.

Which motion prevailed, and the concurrent resolution was adopted.

#### MESSAGE FROM THE SENATE.

BISMARCK, NORTH DAKOTA,  
SENATE CHAMBER,  
January 28, 1918.

*Mr. Speaker:*

I have the honor to inform you that the President has appointed a committee of three, consisting of Senators Gronvold, Benson and Allen, and the Senate requests that the House appoint a committee of three to work in conjunction with the Senate committee in drafting a new bill in place of House Bill 17 and Senate Bills 19 and 20.

Very respectfully.

W. J. PRATER,  
Secretary.

Mr. Hendrickson moved that the House acquiesce in the Senate's request that a conference committee be appointed to draft a new bill from House Bill 17, and Senate Bills 19 and 20.

Which motion prevailed, and the Speaker appointed as conferees on the part of the House, Messrs. Cole, Bowman and Weld of Wells.

The Committee on Enrollment made the following report:

*Mr. Speaker:*

Your Committee on Enrollment have examined:

House Bill No. 2.

A Bill for an Act Appropriating Money for the Use of the Depositors' Guaranty Fund Commission Between the Following Dates, to-wit: January 23, 1918, to June 30, 1919, Both Inclusive.

Also, House Bill No. 5.

A Bill for an Act Reinstating and Validating the Charters of Corporations Which Have Been Cancelled or Whose Authority to Transact Business in the State Has Been Forfeited for Failure to Make Annual Reports as Required by Law.

Also, House Bill No. 14.

A Bill for an Act Giving Credit to the State Hospital for the Insane for the Sum of Fifty Thousand Dollars.

The Committee on Enrollment made the following report:

*Mr. Speaker:*

Your Committee on Enrollment have examined:

House Bill No. 8.

A Joint Resolution Ratifying a Proposed Amendment to the Constitution of the United States of America.

Also, House Bill No. 13.

A Bill for an Act to Amend and Re-enact Section 17, of Chapter 172, Laws of 1915.

And find the same correctly enrolled.

H. J. BLANCHARD,  
Chairman.

Mr. Blanchard moved that the report of the committee be adopted.

Which motion prevailed, and the report was adopted.

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 14.

A Bill for an Act Giving a Credit to the State Hospital for the Insane for the Sum of Fifty Thousand Dollars.

Also House Bill No. 2.

A Bill for an Act Appropriating Money for the Use of the Depositors' Guaranty Fund Commission Between the Following Dates, to-wit: January 23, 1918, to June 30, 1919, Both Inclusive.

Also House Bill No. 8.

A Joint Resolution Ratifying a Proposed Amendment to the Constitution of the United States of America.

Also House Bill No. 13.

A Bill for an Act to Amend and Re-Enact Section 17, of Chapter 172, Laws of 1915.

Also House Bill No. 5.

A Bill for an Act Reinstating and Validating the Charters of Corporations Which Have Been Cancelled or Whose Authority to Transact Business in the State Has Been Forfeited for Failure to Make Annual Reports as Required by Law.

And the Speaker signed the same in the presence of the House.

Mr. Mees moved that the House recess subject to the call of the chair.

Which motion prevailed and the House took a recess.

#### AFTER RECESS.

#### REPORT OF STANDING COMMITTEE

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

*Mr. Speaker:*

Your Committee on Warehouse and Grain Grading to whom was referred:

Senate Bill No. 4.

A Bill for an Act to Amend and Re-enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.

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

That Section two be amended to read as follows:

Clerical Help. The State Inspector of Grades, Weights and Measures shall authorize the employment of such clerical help, including a chief and other deputy grain inspectors, as

is necessary for carrying out his duties under the provisions of this Act and shall determine the compensation to be paid for such service, which compensation, together with traveling and other expenses of such State Inspector of Grades, Weights and Measures, his deputies and other clerical help, shall not exceed the sum of \$25,000, per annum to be paid out of the state public grain grading and weighing fund on vouchers submitted to the state auditing board and approved by the State Inspector of Grades, Weights and Measures.

That Section 4 be amended by inserting between the words "measures" and "shall" in line 2 the following:

"Shall appoint and designate a chief deputy grain inspector who shall be stationed at the Agricultural College and" and strike out in lines two and three the words "one of whom shall be designated Chief Deputy Grain Inspector."

That Section 6 be amended by adding thereto following the words "The commissioners of railroads shall authorize the employment of such clerical help as is necessary for carrying out their duties under the provisions of this Act and determine the compensation to be paid for such service."

That in Section 10, line 4, the words "gross and wilful" be stricken out.

And when so amended recommend the same do pass.

L. L. STAIR,  
Chairman.

Mr. Stair moved that the rules be suspended and that the report of the committee be adopted and that Senate Bill No. 4 be put on its third reading and final passage.

Which motion prevailed, and

Senate Bill No. 4.

A Bill for an Act to Amend and Re-enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 87; nays, 4; absent and not voting, 21.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Fraser	Larson, of Ransom
Arnold	Frederickson	Larson, of Stutsman
Bailey	Geiger	Lathrop
Blanchard	Getszler	Lazier
Bowman	Gunhus	Liederbach
Brown	Haines	Lowe
Bryans	Hanson	McDonnell
Bryne	Harding	McManus
Carr	Havens	Mackoff
Christenson	Hendrickson	Maddock, Benson
Church	Hoare	Maddock, Mountr'
Dettler	Hoghaug	Magnuson
Divet	Kimball	Marshall
Ebel	Koller	Martin
Eckert	Kunkle	Martz
Erb	Laird	Maxwell
Everson	Larson, of Cass	Mees

Messrs	Messrs	Messrs
Meyer	Quam	Stinger
Nathan	Riba	Storstad
Nims	Rice	Strom
Noltimier	Reishus	Tenneson
O'Connor, Pemb'a	Renauld	Varnum
Olson, Bowman	Rott	Walton
Olson, of Cavalier	Sandbeck	Weber
Olson, of Eddy	Schick	Weld, of Kidder
Patterson	Schrag	Weld, of Wells
Peterson, Towner	Sinclair	Whipple
Pleasance	Smith	<b>Wilson</b>
Prater	Stair	Mr. Speaker

Those voting in the negative were:

Messrs	Messrs	Messrs
Kelly	O'Connor, Gd. Fks	Peterson, Sargent
Knox		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Keitzman	Myhre
Cole	Kurtz	Oksendahl
Dupuis	Lagesor	Olson, of Burke
Ferguson	Lang	Turner
Hagan	Miller	Wadeson
Harris	Moen, of Adams	Ward
Isaak	Moen, of Traill	Wright

Messrs. Carignan, Ward, Wright, Olson of Burke and Moen of Traill being excused.

So the bill passed and the title was agreed to.

Mr. O'Connor of Grand Forks explained his vote as follows:

"For the reason that I believe the original bill to be unconstitutional and because the amendments do not cure the defects, I vote 'No'."

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 28, 1918.

*Mr. Speaker:*

I have the honor to return herewith:

House Bill No. 12.

A Bill for an Act to appropriate Twelve Thousand Dollars for the Expenses of the Legislative Department of the State Government, for the Extraordinary Session Beginning January 23, 1918.

Which the Senate has amended as follows:

At the end of line 12, section 1 of the engrossed bill, strike out the figures "\$11,000" and insert in lieu thereof the figures "\$13,300.00."

At the end of line 13 of section 1 strike out the figures "\$500.00" and insert in lieu thereof the figures "\$700.00."

At the end of line 16, section 1, strike out the figures

"\$12,000.00" and insert in lieu thereof the figures "\$14,000.00."  
And when so amended recommend the same do pass.

Very respectfully,

W. J. PRATER,  
Secretary.

Mr. Hoghaug moved that the House do now concur in the Senate amendments to House Bill No. 12.

Which motion prevailed, and  
House Bill No. 12.

A Bill for an Act to Appropriate Twelve Thousand Dollars for the Expenses of the Legislative Department of the State Government, for the Extraordinary Session Beginning January 23, 1918.

Was read the third time.

The question being on the final passage of the bill as amended by the Senate, the roll was called and there were ayes, 96; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Knox	Olson, of Cavalier
Arnold	Koller	Olson, of Eddy
Bailey	Kunkle	Patterson
Blanchard	Kurtz	Peterson, Sargent
Bowman	Laird	Peterson, Towner
Brown	Lang	Pleasance
Bryans	Larson, of Cass	Prater
Bryne	Larson, of Ransom	Quam
Carr	Larson, of Stutsman	Riba
Christenson	Lathrop	Rice
Church	Lazier	Reishus
Dettler	Liederbach	Renauld
Divet	Lowe	Rott
Ebel	McDonnell	Sandbeck
Eckert	McManus	Schick
Erb	Mackoff	Schrag
Everson	Maddock, Benson	Sinclair
Fraser	Maddock, Mountr'	Smith
Frederickson	Martin	Stair
Geiger	Marshall	Stinger
Geiszler	Martz	Storstad
Gunhus	Maxwell	Strom
Haines	Mees	Tennessee
Hanson	Meyer	Varnum
Harding	Miller	Wadeson
Havens	Nathan	Walton
Hendrickson	Nims	Weber
Hoare	Noltmier	Weld, of Kidder
Hoghaug	O'Connor, Pemb'a	Weld, of Wells
Isaak	O'Connor, Gd. Fk's	Whipple
Kelly	Oksendahl	Wilson
Kimball	Olson, Bowman	Mr. Speaker

Absent and not voting:

Messrs	Messrs	Messrs
Carignan	Keitzman	Myhre
Cole	Lageson	Olson, of Burke
Dupuis	Magnuson	Turner
Ferguson	Moen, of Adams	Ward
Hagan	Moen, of Traill	Wright
Harris		

Messrs. Carignan, Wright, Ward, Ferguson, Olson of Burke and Moen of Traill being excused.

So the bill passed as amended by the Senate, and the title was agreed to.

#### REPORT OF CONFERENCE COMMITTEE.

*Mr. Speaker:*

Your Conference Committee appointed to confer on House Bill No. 9 with a like committee of the Senate, recommend that the same do pass as amended by the Senate.

For the Senate:

H. W. ROWE,  
M. L. McBRIDE,  
J. I. CAHILL,

For the House:

E. E. KURTZ,  
W. S. LANG,  
C. F. DUPUIS,

Mr. Kurtz moved that the report of the committee be adopted.

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

Mr. Hendrickson moved a call of the House.

Which motion prevailed.

Mr. Divet moved that further proceedings under the call be dispensed with.

Which motion prevailed.

Mr. Lang moved that House Bill No. 9 be placed on its third reading and final passage.

Which motion prevailed, and

House Bill No. 9.

A Bill for an Act Regulating the Civil Rights of Members of the Military and Naval Establishments of the United States Engaged in the Present War.

Was read the third time.

The question being on the final passage of the bill; as amended by the Senate.

The roll was called and there were ayes, 95; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Messrs	Messrs	Messrs
Allen	Erb	Kelly
Arnold	Everson	Kimball
Bailey	Fraser	Koller
Blanchard	Frederickson	Knox
Brown	Geiger	Kunkel
Bryans	Geiszler	Kurtz
Byrne	Gunhus	Lageson
Carr	Haines	Laird
Church	Hanson	Lang
Christenson	Harding	Larson, of Cass
Dettler	Havens	Larson, of Ransom
Divet	Hendrickson	Larson, of Stutsm'n
Dupuis	Hoare	Lathrop
Ebel	Hoghaug	Lazier
Eckert	Isaak	Liederbach

Messrs	Messrs	Messrs
Lowe	O'Connor, Pemb'a	Schick
McDonnell	O'Connor, Gd. Fks.	Schrag
Mackoff	Oksendahl	Sinclair
Maddock, Benson	Olson, of Bowman	Smith
Maddock, Mountr'l	Olson, of Cavalier	Stair
Magnuson	Olson, of Eddy	Stinger
Martin	Peterson, Sargent	Storstad
Marshall	Peterson, Towner	Strom
Martz	Pleasance	Tenneson
Maxwell	Prater	Turner
Mees	Quam	Varnum
Meyer	Riba	Wadeson
Miller	Rice	Weber
Moen, of Adams	Reishus	Weld, of Kidder
Nathan	Renauld	Whipple
Nims	Rott	Wilson
Noltimier	Sandbeck	Mr. Speaker

Absent and not voting:

Messrs	Messrs	Messrs
Bowman	Keitzman	Patterson
Carignan	McManus	Walton
Co'e	Moen, of Traill	Ward
Ferguson	Myhre	Weld, of Wells
Hagan	Olson, of Burke	Wright
Harris		

Messrs. Carignan, Wright, Ward, Olson of Burke, Ferguson being excused.

So the bill as amended by the Senate passed and the title was agreed to.

House Bill No. 9.

A Bill for an Act Regulating the Civil Rights of Members of the Military and Naval Establishments of the United States Engaged in the Present War.

Was read the third time.

The question being on the emergency clause; as amended by the Senate.

The roll was called and there were ayes, 96; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Eckert	Hoghaug
Arnold	Erb	Isaak
Bailey	Everson	Keitzman
Blanchard	Fraser	Kelly
Brown	Frederickson	Kimball
Bryans	Geiger	Knox
Byrne	Geiszler	Koller
Carr	Gunhus	Kunkel
Christenson	Haines	Kurtz
Church	Hanson	Laird
Dettler	Harding	Lang
Divet	Havens	Larson, of Cass
Dupuis	Hendrickson	Larson, of Ransom
Ebel	Hoare	Larson, of Stutsm'n

Messrs	Messrs	Messrs
Lathrop	Nims	Sandbeck
Lazier	Noltmier	Schick
Liederbach	O'Connor, Gd. Fks.	Schrag
Lowe	O'Connor, Pemb'a	Sinclair
McDonnell	Oksendahl	Smith
McManus	Olson, of Bowman	Stair
Mackoff	Olson, of Cavalier	Stinger
Maddock, Benson	Olson, of Eddy	Storstad
Magnuson	Peterson, Sargent	Strom
Martin	Peterson, Towner	Tennessee
Marshall	Pleasance	Varnum
Martz	Prater	Wadeson
Maxwell	Quam	Weber
Mees	Riba	Weld, of Kidder
Meyer	Rice	Weld, of Wells
Miller	Reishus	Whipple
Moen, of Adams	Renauld	Wilson
Nathan	Rott	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bowman	Lageson	Patterson
Carignan	Maddock, Mountr'l	Turner
Coie	Moen, of Traill	Walton
Ferguson	Myhre	Ward
Hagan	Olson, of Burke	Wright
Harris		

Messrs. Carignan, Ward, Wright, Ferguson, Olson of Burke, and Moen of Traill, being excused.

So the emergency clause as amended by the Senate carried.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 28, 1918.

*Mr. Speaker:*

I have the honor to inform you that the Senate refuses to concur in the House amendments to Senate Bill No. 4, and the President has appointed as conferees on the part of the Senate Senators Welford, Kirkeide and Nelson of Grand Forks.

The Speaker appointed as conferees on the part of the House on Senate Bill No. 4, Messrs. Stair, Sinclair and Christenson.

The Committee on Military Affairs made the following report:

*Mr. Speaker:*

Your Committee on Military Affairs, to whom was referred: Senate Bill No. 1.

A Bill for an Act to Provide for the Organization of Home Guard Units; the Qualifications of Members Thereof, and Providing for the Furnishing of Equipments Therefor.



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

E. E. KURTZ,  
Chairman.

Mr. Varnum moved that the report be adopted.

Which motion prevailed, and the further consideration of Senate Bill was indefinitely postponed.

The privilege of the floor was extended to:

Mr. Thorstein.

Mr. Hyland.

Mr. Tenneson moved that the House recess until 10 o'clock tomorrow.

Which motion prevailed, and the House took a recess.

W. D. AUSTIN,  
Chief Clerk.

---

SIXTH DAY AFTER RECESS AND  
SEVENTH DAY.

---

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 29, 1918.

The House assembled at 10 o'clock a. m., pursuant to recess taken, the Speaker presiding.

Mr. Hagen moved the adoption of the Conference Committee report on House Bill No. 1.

Which motion prevailed, and the report was adopted.

House Bill No. 1.

A Bill for an Act to Amend and Re-Enact Article 24 of the Compiled Laws of the State of North Dakota for 1913.

Was read the third time.

The question being on the final passage of the bill as amended by the Conference Committee, the roll was called and there were ayes, 89; nays, 1; absent and not voting, 22.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Fraser	Kunkle
Arnold	Frederickson	Kurtz
Bailey	Geiger	Lageson
Bowman	Geiszler	Laird
Brown	Gunhus	Larson, of Ransom
Bryans	Hagan	Lathrop
Bryne	Haines	Liederbach
Carr	Hanson	Lowe
Christenson	Harding	McDonnell
Church	Harris	McManus
Cole	Hendrickson	Mackoff
Dettler	Hoare	Maddock, Benson
Dupuis	Hoghaug	Maddock, Mountr'l
Ebel	Keitzman	Magnuson
Eckert	Kimball	Martin
Erb	Knox	Marshall
Everson	Koller	Maxwell

Messrs	Messrs	Messrs
Mees	Peterson, Towner	Storstad
Meyer	Pleasance	Strom
Miller	Prater	Tenneson
Moen, of Adams	Quam	Turner
Nathan	Riba	Varnum
Noltimier	Rice	Walton
O'Connor, Gd. Fks	Reishus	Weber
O'Connor, Pemb'a	Renauld	Weld of Kidder
Oksendahl	Rott	Weld, of Wells
Olson, Bowman	Schick	Whipple
Olson, of Cavalier	Schrag	Wilson
Olson, of Eddy	Sinclair	Mr. Speaker
Patterson	Stair	

Those voting in the negative were: Mr. Stinger.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blanchard	Larson, of Cass	Olson of Burke
Carignan	Larson, of Stutsm'n	Peterson, Sargent
Divet	Lazier	Sandbeck
Ferguson	Martz	Smith
Havens	Moen, of Traill	Wadeson
Isaak	Myhre	Ward
Kelly	Nims	Wright
Lang		

Messrs. Carignan, Ward, Wright, Ferguson, Olson of Burke, Moen of Trail and Peterson of Sargent being excused.

So the bill passed and the title was agreed to.

Mr. Everson explained his vote.

Mr. Stinger explained his vote as follows:

"I am in favor of aiding the farmers of our State by furnishing seed and feed to aid in the production of foodstuff, but believe House Bill No. 1, now under consideration, is unworkable, cumbersome, and unjust and will not accomplish the intended aid to our armers. Also it tends to a concentration of power to which I am opposed.

House Bill No. 1.

A Bill for an Act to Amend and Re-Enact Article 24 of the Compiled Laws of the State of North Dakota for 1913.

The question being on the emergency clause, the roll was called and there were ayes, 91; nays, 1; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Arnold	Dupuis	Haines
Bailey	Ebel	Hanson
Bowman	Eckert	Harding
Brown	Erb	Harris
Bryans	Everson	Hendrickson
Bryne	Fraser	Hoare
Carr	Frederickson	Hoghaug
Christenson	Geiger	Keitzman
Church	Geiszler	Kimball
Cole	Gunhus	Knox
Dettler	Hagan	Koller

Messrs	Messrs	Messrs
Kunkle	Miller	Reishus
Kurtz	Moen, of Adams	Renauld
Lageson	Moen, of Traill	Rott
Laird	Nathan	Schick
Larson, of Ransom	Noltmier	Schrag
Lathrop	O'Connor, Pemb'a	Sinclair
Lazier	O'Connor, Gd. Fks	Stair
Liederbach	Oksendahl	Storstad
Lowe	Olson, Bowman	Strom
McDonnell	Olson, of Cavalier	Tennessee
McManus	Olson, of Eddy	Turner
Mackoff	Patterson	Varnum
Maddock, Benson	Peterson, Sargent	Walton
Maddock, Mountr'l	Peterson, Towner	Weber
Magnuson	Pleasance	Weld, of Kidder
Martin	Prater	Weld, of Wells
Marshall	Quam	Whipple
Maxwell	Riba	Wilson
Mees	Rice	Mr. Speaker
Meyer		

Those voting in the negative were: Mr. Stinger.

Absent and not voting:

Messrs.	Messrs.	Messrs.
Blanchard	Lang	Olson, of Burke
Carignan	Larson, of Cass	Sandbeck
Divet	Larson, of Stutsman	Smith
Ferguson	Martz	Wadeson
Havens	Myhre	Ward
Isaak	Nims	Wright
Kelly		

Messrs. Carignan, Ward, Wright, Olson of Burke, Moen of Traill, Ferguson and Peterson of Sargent being excused.

So the emergency clause carried.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 29, 1918.

*Mr. Speaker:*

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

WHEREAS, Our country, in its war for existence of popular government throughout the world, is called upon to exercise every energy and resource at its command and must above all things avoid waste and duplication of effort, and

WHEREAS, The State of North Dakota has within its borders vast and extraordinary resources now in the early stage of development in her lignite coal deposits which underlie much of the western half of the State tributary to three great transcontinental trunk lines of railroad and the great commercial waterway, the Missouri river,

WHEREAS, These resources could be used to further the efficiency and power of the American nation in carrying on the war by providing fuel for smelters for the reduction of iron ore and factories for the manufacture of such agricultural and

other machinery as are being used in the northwest and mills for the completion of the finished steel products for use in the western part of the United States and laboratories for the manufacture of munitions of war in building railroads, ships, bridges and other essentials of the development of our country to its greatest strength.

*Be It Resolved*, That the Legislature of the State of North Dakota now in session concurrently by the Senate and the House of Representatives herewith call the attention of Congress to the facts above set forth and respectfully requests the members thereof to immediately take steps toward furthering the development and use for the above purposes of our great natural resources now jointly owned by the people, the State and the Nation, and the representatives and Senators of North Dakota are respectfully requested to call the attention of Congress to the above facts and conditions.

Which the Senate adopted.

Very respectfully,

W. J. PRATER,  
Secretary.

Mr. Walton moved that the House do now concur in the Senate concurrent resolution relating to lignite coal.

Which motion prevailed, and the concurrent resolution was concurred in.

Mr. Lathrop moved that the House take a recess subject to the call of the chair.

Which motion prevailed, and the House took a recess.

#### AFTER RECESS.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 29, 1918.

*Mr. Speaker*:

I have the honor to inform you that the Senate has concurred in the House concurrent resolution relating to fixing price of seeds and farm machinery repairs.

Very respectfully,

W. J. PRATER,  
Secretary.

#### REPORT OF CONFERENCE COMMITTEE.

*Mr. Speaker*:

We, your Conference Committee appointed on House Bill 11, beg leave to report that we are unable to agree and ask that another Conference Committee be appointed.

C. C. TURNER,  
ANTHONY WALTON,  
O. K. LAGESON.

Mr. O'Connor of Grand Forks, moved that the report of the committee be adopted.

Which motion prevailed, and the report was adopted.

The Speaker appointed as conferees on the part of the House on House Bill No. 11 Messrs. Peterson of Towner, Miller and Sinclair.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 29, 1918.

*Mr. Speaker:*

I have the honor to transmit herewith:

Senate Bill No. 4.

A Bill for an Act to Amend and Re-Enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.

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

Very respectfully,

W. J. PRATER,  
Secretary.

## REPORT OF CONFERENCE COMMITTEE.

*Mr. Speaker:*

Your Committee on Conference, to whom was referred Senate Bill No. 4, to confer with a like committee of the Senate, have had the same under consideration and report as follows:

That the House recede from its amendment of Section 2, and recommend that Section 2 be amended as follows:

At the end of said section add the following: "The State Inspector of Grades, Weights and Measures shall name and select such clerical help as is authorized by the Commissioners of Railroads; provided such clerical help and other expenses shall not exceed the sum of \$15,000.00 per annum, to be paid out of the state public grain grading and weighing fund on vouchers submitted to the state auditing board and approved by the commissioners of railroads."

That the Senate assent to the House amendments of Section 4. That the House recede from its amendment of Section 6 and Section 10.

And when so amended recommend that the report be adopted.

For the House:

L. L. STAIR,  
C. I. CHRISTENSON,  
J. H. SINCLAIR.

For the Senate:

A. J. KIRKEIDE,  
WALTER WELFORD,  
N. N. NELSON.

Mr. O'Connor of Grand Forks moved that the report of the Conference Committee on Senate Bill No. 4 be adopted.

Which motion prevailed, and

Senate Bill No. 4.

A Bill for an Act to Amend and Re-Enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.

Was read the third time.

The question being on the final passage of the bill as amended by the Conference Committee, the roll was called and there were ayes, 92; nays, 0; absent and not voting, 20.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Knox	Olson, Bowman
Bailey	Koller	Olson, of Cavalier
Bowman	Kunkle	Olson, of Eddy
Brown	Kurtz	Patterson
Bryans	Lageson	Peterson, Sargent
Bryne	Laird	Peterson, Towner
Carr	Larson, of Cass	Pleasance
Church	Larson, of Ransom	Prater
Christenson	Larson, of Stutsm'n	Quam
Dettler	Lazier	Riba
Divet	Liederbach	Rice
Dupuis	Lowe	Reishus
Eckert	McDonnell	Renauld
Erb	McManus	Rott
Everson	Mackoff	Schick
Fraser	Maddock, Benson	Schrag
Frederickson	Maddock, Mountr'l	Sinclair
Gelger	Magnuson	Smith
Geiszler	Martin	Stair
Gunhus	Marshall	Stinger
Hagan	Martz	Strom
Haines	Maxwell	Tennessee
Hanson	Mees	Turner
Harding	Meyer	Wadeson
Harris	Miller	Walton
Hendrickson	Moen, of Adams	Weber
Hoare	Nims	Weld, of Kidder
Hoghaus	Noltmier	Weld, of Well.
Isaak	O'Connor, Pemb'a	Wilson
Keitzman	O'Connor, Gd. Fks	Mr. Speaker
Kimball	Oksendahl	

Absent and not voting:

Messrs	Messrs	Messrs
Arnold	Kelly	Sandbeck
Blanchard	Lang	Storstad
Carignan	Lathrop	Varnum
Cole	Moen, of Traill	Ward
Ebel	Myhre	Whipple
Ferguson	Nathan	Wright
Havens	Olson, of Burke	

Messrs. Ward, Wright, Carignan, Ferguson, Moen of Traill, Olson of Burke and Peterson of Sargent being excused.

So the bill as amended by the Conference Committee passed and the title was agreed to.

#### JOINT RESOLUTION.

Introduced by J. F. T. O'Connor of Grand Forks.

WHEREAS, The House of Representatives of the United States has passed a proposed amendment to the Constitution of the United States extending equal suffrage to the women of our nation, and

WHEREAS, The proposed amendment is now before the Senate of the United States for consideration, and

WHEREAS, All the political parties in the State of North Dakota have declared in their platforms for equal suffrage, and

WHEREAS, Equal suffrage has been endorsed by the President of the United States,

*Therefore, Be It Resolved*, By the House of Representatives of the State of North Dakota, the Senate concurring therein, that our Senators in Congress be urged to vote for the equal suffrage amendment, and

*Be It Further Resolved*, That copies of the resolution be sent to our Senators and Representatives in Congress, to the President of the United States and to the Secretary of State, for the United States of America.

Mr. Hoare moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

Mr. Maddock of Mountrail offered the following:

#### CONCURRENT RESOLUTION.

WHEREAS, This Special Session of the Fifteenth Legislative Assembly was called for the purpose of enacting war measures, and

WHEREAS, Principal among these measures was the enactment of a broad seed bonding act for the purpose of encouraging production of every possible pound of food for ourselves and our allies in this great struggle for democracy, and

WHEREAS, It is important that the features of this bill become common knowledge to the commissioners of the various counties and to the people of the State at large at the earliest possible moment,

*Therefore, Be It Resolved*, By the House of Representatives of the State of North Dakota, the Senate concurring therein, that there be printed two thousand copies of House Bill No. 1 as finally passed by this Legislature and placed for distribution with the Commissioner of Agriculture and Labor.

Mr. O'Connor of Grand Forks moved the adoption of the resolution.

Which motion prevailed, and the Concurrent Resolution was adopted.

Mr. Mees moved that the House take a recess subject to the call of the chair.

Which motion prevailed, and the House took a recess.

#### AFTER RECESS.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 29, 1918.

*Mr. Speaker:*

I have the honor to inform you that the President has appointed as conferees on House Bill No. 11 Messrs. Gibbens, Mortenson and Sandstrom.

Very respectfully,

W. J. PRATER,  
Secretary.

January 29, 1918.

Also,

*Mr. Speaker:*

I have the honor to inform you that the Senate has passed the O'Connor joint resolution relating to equal suffrage.

Very respectfully,

W. J. PRATER,  
Secretary.

January 29, 1918.

Also,

*Mr. Speaker:*

I have the honor to transmit herewith:

Senate Bill No. 16.

A Bill for an Act to Amend and Re-Enact Sections 72, 77 and 80 of Chapter 161 of the Session Laws of North Dakota for the Year 1915, Relating to Nets and Seines, Fish Houses and Manner of Taking Fish.

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

Very respectfully,

W. J. PRATER,  
Secretary.

Mr. Walton offered the following:

## RESOLUTION.

WHEREAS, The Legislature is now assembled in special session to enact legislation necessary during the emergency of the war, and

WHEREAS, The presence of officers and employees of the House of the last regular session of the Legislature has been necessary to expedite the work of the present special session and many of such former officers and employees have come long distances from their homes and regular occupations to undertake their duties in the House at great expense to themselves, and

WHEREAS, Their presence here and experienced services resulted in greatly expediting the business of the present special session,

*Therefore, Be It Resolved,* That the officers and employees of the House be paid, in addition to their regular compensation, mileage at the rate of ten cents per mile each way for every mile of necessary travel in going to the Capitol at Bismarck and returning from the same to their homes by the shortest route.

Mr. Hagan moved that the resolution be adopted.

Which motion prevailed.

The question being on the adoption of the resolution providing for mileage for employees, the roll was called, and there were ayes, 87; nays, 0; absent and not voting, 34.



Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kunkel	Peterson, Towner
Arnold	Lageson	Pleasance
Blanchard	Laird	Prater
Bowman	Larson, of Cass	Quam
Brown	Lazier	Riba
Bryans	Liederbach	Rice
Church	McDonnell	Reishus
Christenson	McManus	Renauld
Deutler	Mackoff	Rott
Divet	Maddock, Benson	Sandbeck
Dupuis	Maddock, Mountr'l	Schick
Ebel	Magnuson	Schrag
Eckert	Martin	Smith
Geiszler	Marshall	Stair
Gunhus	Maxwell	Storstad
Hagan	Meyer	Strom
Haines	Miller	Tennessee
Hanson	Nathan	Turner
Harding	Noltimier	Wadeson
Harris	O'Connor, Pembr'a	Walton
Hendrickson	O'Connor, Gd. Fks.	Weber
Hoghaug	Olson, of Bowman	Weld, of Kidder
Keitzman	Olson, of Cavalier	Weld, of Wells
Kelly	Olson, of Eddy	Whipple
Knox	Patterson	Wilson
Koller	Peterson, Sargent	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bailey	Hoare	Moen, of Adams
Byrne	Isaak	Moen, of Traill
Carignan	Kimball	Myhre
Carr	Kurtz	Nims
Ccle	Lang	Oksendahl
Erb	Larson, of Ransom	Olson, of Burke
Everson	Larson, of Stutsm'n	Sinclair
Ferguson	Lathrop	Stinger
Fraser	Lowe	Varnum
Frederickson	Martz	Ward
Geiger	Mees	Wright
Havens		

So the resolution was adopted.

#### REPORT OF STANDING COMMITTEE.

The Committee on Enrollment made the following report:

*Mr. Speaker:*

Your Committee on Enrollment have examined:

House Bill No. 9.

A Bill for an Act Regulating the Civil Rights of Members of the Military and Naval Establishments of the United States Engaged in the Present War.

Also House Bill No. 12.

A Bill for an Act to Appropriate Twelve Thousand Dollars for the Expenses of the Legislative Department of the State Government, for the Extraordinary Session Beginning January 23, 1918.

And find the same correctly enrolled.

H. J. BLANCHARD,  
Chairman.

Mr. Blanchard moved that the report be adopted.

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 9.

A Bill for an Act Regulating the Civil Rights of Members of the Military and Naval Establishments of the United States Engaged in the Present War.

Also House Bill No. 12.

A Bill for an Act to Appropriate Twelve Thousand Dollars for the Expenses of the Legislative Department of the State Government, for the Extraordinary Session Beginning January 23, 1918.

And the Speaker signed the same in the presence of the House.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 29, 1918.

*Mr. Speaker:*

I have the honor to inform you that the Senate has refused to concur in the amendments proposed to House Bill No. 1 and has appointed as conferees Senators Beck, McBride and Porter.

Very respectfully,

W. J. PRATER,  
Secretary.

The Senate having failed to pass House Bill No. 1 as amended by the conference committee, Mr. Walton moved that another conference committee be appointed to confer with a like committee from the Senate on House Bill No. 1.

Which motion prevailed, and the Speaker appointed as such committee Messrs. Whipple, Martin and Christianson.

Mr. Mees moved that the House do now adjourn.

Which motion prevailed, and the House adjourned.

W. D. AUSTIN,  
Chief Clerk.

## SEVENTH DAY

HOUSE OF REPRESENTATIVES,  
BISMARCK, NORTH DAKOTA,  
January 29, 1918.

The House assembled at 2 o'clock p. m., pursuant to adjournment, the Speaker presiding.

Prayer by Chaplain.

Roll call.

All members present except Messrs. Carignan, Ward, Wright, Church, Ferguson, Olson of Bowman and Moen of Trill, who were excused.

## REPORTS OF STANDING COMMITTEES

The Committee on Game and Fish made the following report:

*Mr. Speaker:*

Your Committee on Game and Fish, to whom was referred:

House Bill No. 16.

A Bill for an Act to Amend and Re-Enact Sections 853 and 854 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Primary Elections.

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

ANDREW H. OKSENDAHL,  
Chairman.

Mr. Oksendahl moved that the report be adopted.

Which motion prevailed, and the further consideration of Senate Bill No. 16 was indefinitely postponed.

*Mr. Speaker:*

Your Conference Committee appointed on House Bill No. 1 beg to report that they are unable to agree with the conference committee appointed by the Senate.

N. E. WHIPPLE,  
O. C. MARTIN,  
C. I. CHRISTENSON.

Mr. O'Connor of Grand Forks moved that the report of the committee be adopted.

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

Mr. Haare moved that a new conference committee be appointed to confer with a like committee from the Senate on House Bill No. 1, and the Speaker appointed as such conferees on the part of the House, Messrs. Mees, Prater and Bowman.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 29, 1918.

*Mr. Speaker:*

I have the honor to inform you that the President has appointed as conferees on House Bill No. 1, Senators McGray, King and McLean.

Very respectfully,  
W. J. PRATER,  
Secretary.

The House took up the Seventh Order of Business.

## MOTIONS AND RESOLUTIONS.

Mr. Hendrickson moved that the vote by which Senate Bill No. 1 was indefinitely postponed, be reconsidered and roll call demanded.

The question being on the motion to reconsider the vote by which Senate Bill No. 1 was indefinitely postponed. The roll was called and there were ayes, 34; nays, 60; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kelly	Rice
Blanchard	Knox	Reishus
Brown	Lathrop	Rott
Carr	Lowe	Sandbeck
Divet	Mackoff	Schick
Ebel	Meyer	Smith
Everson	Moen, of Adams	Stinger
Hanson	Nims	Storstad
Harris	O'Connor, Gd. Fks.	Tenneson
Hendrickson	Peterson, Sargent	Turner
Isaak	Pleasance	Wilson

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Arnold	Keltzman	Nathan
Bailey	Kimball	Noltimier
Bryans	Koller	O'Connor, Pembi'a
Byrne	Kunkel	Olson, of Cavalier
Christenson	Kurtz	Olson, of Eddy
Cole	Lageson	Patterson
Dupuis	Laird	Quam
Eckert	Larson, of Cass	Riba
Erb	Larson, of Ransom	Renauld
Fraser	Lazier	Schrag
Fredericks	Liederbach	Stair
Geiger	McDonnell	Strom
Geizler	McManus	Varnum
Gunhus	Maddock, Benson	Wadeson
Hagan	Maddock, Mountr'l	Walton
Haines	Magnuson	Weber
Harding	Marshall	Weld, of Kidder
Havens	Martin	Weld, of Wells
Hoare	Martz	Whipple
Hoghaug	Maxwell	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
<b>Bowman</b>	<b>Mees</b>	<b>Olson, of Burke</b>
<b>Carignan</b>	<b>Miller</b>	<b>Peterson, Towner</b>
<b>Church</b>	<b>Moen, of Traill</b>	<b>Prater</b>
<b>Ferguson</b>	<b>Myhre</b>	<b>Sinclair</b>
<b>Lang</b>	<b>Oksendahl</b>	<b>Ward</b>
<b>Larson, of Stutsm'n</b>	<b>Olson, of Bowman</b>	<b>Wright</b>

Messrs. Carignan, Ward, Wright, Ferguson, Olson of Burke, Moen of Traill, Church and Peterson of Sargent being excused. So the motion to reconsider Senate Bill No. 1 was lost.

#### REPORT OF CONFERENCE COMMITTEE.

*Mr. Speaker:*

Your committee appointed to act with a like committee from the Senate to draft a new bill to take the place of House Bill No. 17, report that we have failed to agree on a draft of a new bill, but have submitted proposed amendments to House Bill No. 17, to the Senate Committee on Elections and Election Privileges..

E. A. BOWMAN,  
E. E. COLE,  
ROY B. WELD,

Mr. Bowman moved the adoption of the report of the committee.

Which motion prevailed, and the report was adopted.

Mr. Hagan offered the following:

#### RESOLUTION.

WHEREAS, The House of Representatives duly passed House Bill No. 1, providing for giving aid to farmers of this State by the issuance of bonds for seed grain;

WHEREAS, The Senate, upon consideration of the same, amended the same by striking out everything after the words "A Bill" and inserting matter containing an amendment to House Bill No. 1, and

WHEREAS, Pursuant thereto both the House and Senate appointed a conference committee consisting of three members from each body to confer for the purpose of trying to adjust the mutual difference existing between such two bodies, and

WHEREAS, The conference committee appointed by the House and by the Senate labored diligently and painstakingly for two days on the subject matter of dispute between the House and Senate, and

WHEREAS, After such consideration the conference committees so appointed by both the House and the Senate, unanimously agreed upon a modification of the amendment of the bill as amended by the Senate and the report of such conference committee was made to the House and to the Senate by their respective conference committees, and

WHEREAS, The House of Representatives in good faith has adopted the report of its conference committee, and

WHEREAS, The Senate has rejected the unanimous report of the conference committee appointed by both this House and the Senate, and

WHEREAS, This House of Representatives believes that there is urgent necessity of immediate and prompt action on the part of this Legislature in order that our United States Government in its national crisis may be afforded every assistance that it is in the power of this State to render and perform, and that needy and destitute farmers in this State may receive prompt aid and assistance in rendering such services,

*Therefore, Be It Resolved,* That in the interest of prompt and speedy action that the Senate do appoint a conference committee in whose action and upon whose report they may have full confidence, and upon whose action and report this House may be assured that the efforts of this conference committee after consultation with the conference committee of the Senate, so appointed, may not be idle, futile and without result.

Mr. Hagan moved the adoption of the above resolution and that the same be messaged to the Senate forthwith.

Which motion was lost and the resolution was not adopted.

Your Committee on Conference to confer with a like committee from the Senate to consider House Bill No. 11 have had the same under consideration and report that they are unable to agree and ask to be discharged and that another committee be appointed.

For the House:

C. C. PETERSON,

Chairman.

J. H. SINCLAIR,

J. C. MILLER,

For the Senate:

A. S. GIBBENS,

L. O. SANDSTROM,

MORTEN MORTENSON.

Mr. Peterson of Towner moved that the report of the Conference Committee on House Bill No. 11 be accepted.

Which motion prevailed, and the report was accepted.

And the Speaker appointed as conferees on the part of the House Messrs. Kimball, Erb, Mackoff.

Mr. Renauld moved that the House take a recess subject to the call of the chair.

Which motion prevailed, and the House took a recess.

AFTER RECESS.

#### MESSAGE FROM THE SENATE

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 29, 1918.

*Mr. Speaker:*

I have the honor to inform you that the President has appointed as conferees on the part of the Senate on House Bill No. 11, Senators Pendray, Putnam and Paulson.

BISMARCK, NORTH DAKOTA,  
January 29, 1918.

Also,

*Mr. Speaker:*

I have the honor to return herewith,

## House Bill No. 17.

A Bill for an Act to Permit the Electors in the Military Service of the United States in Foreign Lands to Vote; Creating a Commission, and Making an Appropriation Therefor.

which the Senate has amended as follows:

For an Act to Permit Electors in the Military Service of the United States Absent from Their Respective Counties to Vote at General Elections Other Than Primary and to Amend Section 1003 of the Compiled Laws of North Dakota for 1913, Relating to Ballots When Furnished the Auditor.

*Be It Enacted by the Legislative Assembly of the State of North Dakota.*

Section 1.—Absent Voter Who May Vote.) Any qualified elector of this state who is absent from the county in which he is an elector at any general election other than primary and engaged in the military or naval service of the United States may vote at such election as hereinafter provided.

Section 2.—Duty of County Auditors.) The County auditors of each county in this state must prepare, keep and maintain a general register of names of all persons of their respective counties who are engaged in the military or naval service of the United States and shall further keep and maintain a register of such persons who are qualified to vote in their respective counties at general elections other than primary.

Section 3.—Absent Voter Ballot, How Sent.) It shall be the duty of each county auditor, at least forty-five days before any general election other than primary, of his own accord and without application from any election, to send such absent voter ballot to such elector in the manner provided in Section 997 of the Compiled Laws of North Dakota for 1913; provided, however, that the enclosed envelope shall be duly stamped with return postage and the affidavit endorsed thereon may be made by such elector before his immediate commissioned commanding officer; and provided, further, that such affidavit need not have any venue if contrary to the military orders at the place where made.

Section 4.—Ballot and Canvassing.) Such absent voter shall make and subscribe such affidavit before his immediate commissioned commanding officer and shall thereupon, in the presence of such officer and of no other person, mark such ballot or ballots in the manner provided in Section 998 of the Compiled Laws of North Dakota for 1913; and the county auditor upon receipt of such envelope, shall proceed in the same manner as provided in Section 999 of the Compiled Laws of 1913 relating to absent voter ballots; provided, however, that if any such envelope is received by such county auditor too late to be forwarded to the proper voting precinct in time to be canvassed the same shall be retained by him and canvassed by the canvassing board of the county of such auditor at any time prior to the meeting of the state canvassing board or any adjourned meeting of said board where the same has been received by such auditor in time to canvass and transmit the results to the state canvassing board. In all other respects such absent voter ballots of electors engaged in the military service of the United States shall be treated in the same manner as now provided for the absent voter ballots.

Section 5.—That Section 1003 of the Compiled Laws of North Dakota for 1913 be and the same is hereby amended and re-enacted so as to read as follows:

Section 1003. Ballots Furnished Auditor, When.) It shall be the duty of the secretary of state, county auditor, or any other officer by law required to prepare any general or primary election ballots, to prepare and have printed and deliver to the county auditor, at least forty-five days prior to the holding of any general election and fifteen days prior to the holding of any primary election a sufficient number of absent voter ballots provided for in Section 994 of the Compiled Laws of North Dakota for 1913 and in this act, for the use of all voters likely to be absent from such county on the day of such election.

Section 6.—Whereas, An emergency exists in that there is no provision whereby persons in the active military service of the United States, absent from their respective counties, and especially those in foreign countries, may vote, and whereas it is manifestly against public policy and endangers the peace, health and safety of the people of this state to **deprive men** engaged in the military service of the United State and devoting their lives to the defense of their country, of the right to vote. therefore, this act shall be in force from and after its passage and approval.

Very respectfully,

W. J. PRATER,  
Secretary.

Mr. Kelly moved that the House do now concur in the Senate amendments to House Bill No. 17, which motion was lost.

Mr. Peterson moved that a special committee of eleven members to whom House Bill No. 11 shall be referred for inspection with instructions to report as soon as possible.

Which motion prevailed and the speaker appointed as such committee, Messrs. Hendrickson, Blanchard, Allen, Storstad, Gunhus, Wadson, Patterson, Olson of Cavalier, Lathrop, Liederbach, Cole.

#### REPORT OF SPECIAL COMMITTEE

*Mr. Speaker:*

Your committee appointed to consider the Senate amendments to House Bill 17 have had the same under consideration and recommend that the house do concur in the senate amendments:

O. C. OLSON  
S. HENDRICKSON,  
H. J. BLANCHARD,  
S. O. ALLEN,  
R. A. LATHROP,  
A. G. STORSTAD,  
HENNING GUNHUS,  
ROBERT WADESON,  
G. PATTERSON.

Mr. Patterson moved that the vote by which the motion not to concur in the Senate amendments to House Bill No. 17 be reconsidered.

Which motion prevailed.

Mr. Hendrickson moved that the report of the committee be adopted and that House Bill No. 17 as amended by the Senate be placed on its third reading and final passage, and

House Bill No. 17.



A Bill for an Act to Permit the Electors in the Military Service of the United States in Foreign Lands to Vote; Creating a Commission, and Making an Appropriation Therefor.

Was read the third time.

The question being on the final pasage of the bill as amended by the Senate.

The roll was caled and there were ayes, 96; yays, 0; absent and not voting, 15.

Those voting in the affirmative were :

Messrs.	Messrs.	Messrs.
Allen	Koller	Olson, of Cavalier
Arnold	Kunkel	Olson, of Eddy
Bailey	Kurtz	Patterson
Blanchard	Lageson	Peterson, Sargent
Brown	Laird	Peterson, Towner
Bryans	Larson, of Cass	Pleasance
Byrne	Larson, of Ransom	Prater
Carr	Larson, of Stutsman	Quam
Christenson	Lathrop	Riba
Cole	Lazier	Rice
Detler	Liederbach	Reishus
Divet	Lowe	Renauld
Dupuis	McDonnell	Rott
Ebel	McManus	Sandbeck
Eckert	Mackoff	Schick
Everson	Maddock, Benson	Schrag
Fraser	Maddock, Mountr'l	Sinclair
Frederickson	Magnuson	Smith
Geiger	Martin	Stair
Geiszler	Marshall	Stinger
Gunhus	Martz	Storstad
Hagan	Maxwell	Strom
Haines	Meyer	Tenneson
Hanson	Miller	Varnum
Harding	Moen, of Adams	Wadeson
Havens	Nathan	Walton
Hendrickson	Nims	Weber
Hoare	Noltimier	Weld, of Kidder
Hoghaug	O'Connor, Gd. Fks.	Weld, of Wells
Isaak	O'Connor, Pemb'a	Whipple
Keitzman	Oksendahl	Wilson
Knox	Olson, of Bowman	Mr. Speaker

Absent and not voting :

Messrs.	Messrs.	Messrs.
Bowman	Kelly	Myhre
Carignan	Kimball	Olson, of Burke
Church	Lang	Turner
Erb	Mees	Ward
Ferguson	Moen, of Traill	Wright
Harris		

Messrs. Carignan, Ferguson, Ward Wright, Olson of Burke, Moen of Traill, being excused.

So the bill as amended by the senate passed and the title was agreed to.

## House Bill No. 17.

A Bill for an Act to Permit the Electors in the Military Service of the United States in Foreign Lands to Vote; Creating a Commission, and Making an Appropriation Therefor.

The question being on the emergency clause.

The roll was called and there were ayes, 97; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kelly	Olson, of Bowman
Arnold	Knox	Olson, of Cavalier
Bailey	Koller	Olson, of Eddy
Blanchard	Kunkel	Patterson
Brown	Kurtz	Peterson, Sargent
Bryans	Lageson	Peterson, Towner
Byrne	Laird	Pleasance
Carr	Larson, of Cass	Prater
Christenson	Larson, of Ransom	Quam
Cole	Larson, of Stutsman	Riba
Dettler	Lathrop	Rice
Divet	Lazier	Reishus
Dupuis	Liederbach	Renauld
Ebel	Lowe	Rott
Eckert	McDonnell	Sandbeck
Erb	McManus	Schick
Everson	Maddock, Benson	Sinclair
Fraser	Maddock, Mountr'l	Smith
Frederickson	Magnuson	Stair
Geiger	Martin	Stinger
Geiszler	Marshall	Storstad
Gunhus	Martz	Strom
Hagan	Maxwell	Tennessee
Haines	Meyer	Varnum
Hanson	Miller	Wadeson
Harding	Moen, of Adams	Walton
Havens	Nathan	Weber
Hendrickson	Nims	Weld, of Kidder
Hoare	Noltmier	Weld, of Wells
Hoghaug	O'Connor, Gd. Fks.	Whipple
Isaak	O'Connor, Pemb'a	Wilson
Keitzman	Oksendahl	Mr. Speaker

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bowman	Lang	Olson, of Burke
Carignan	Mackoff	Schrag
Church	Mees	Turner
Ferguson	Moen, of Traill	Ward
Harris	Myhre	Wright
Kimball		

Messrs. Carignan, Church, Ferguson, Lang, Moen of Traill, Olson of Burke, Ward and Wright.

So the bill passed and the title was agreed to.

## STANDING COMMITTEES

*Mr. Speaker:*

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

For an Act defining the Crime of Sabotage and Prescribing the Penalty Therefor.

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

In line 17, Section 1, after the word "Penitentiary" insert the following "from one year to life", and in line 12, Section 2 insert the following after the word "than", the words "one year and not more than".

In line 1, Section 4 after the word "Whereas" insert the following "The Country is engaged in war and great danger exists that efforts will be made to destroy its food supply."

And when so amended recommend the same do pass.

PAUL HAVENS,  
Chairman.

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

Mr. O'Connor of Grand Forks moved that the rules be suspended and that Senate Bill No. 21, as amended be placed on its third reading and final passage which motion prevailed, and

Senate Bill No. 21.

For an Act Defining the Crime of Sabotage and prescribing the Penalty 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, 95; nays, 0; absent and not voting 17.

Those voting in the affirmative were:

Messrs.	Messrs	Messrs.
Allen	Gunhus	Larson, of Ransom
Arnold	Hagan	Larson, of Stutsm'n
Bailey	Haines	Lathrop
Blanchard	Hanson	Lazier
Bowman	Harding	Liederbach
Brown	Havens	Lowe
Bryans	Hendrickson	McDonnell
Byrne	Hoare	McManus
Carr	Hoghaug	Maddock, Benson
Cole	Isaak	Maddock, Mountr'l
Dettler	Keitzman	Magnuson
Divet	Kelly	Martin
Dupuis	Kurtz	Marshall
Ebel	Knox	Martz
Everson	Koller	Maxwell
Fraser	Kunkel	Mees
Frederickson	Lageson	Meyer
Geiger	Laird	Miller
Geiszler	Larson, of Cass	Moen, of Adams

Messrs.	Messrs.	Messrs.
Nathan	Prater	Storstad
Nims	Quam	Strom
Noltimier	Riba	Tenneson
O'Connor, Gd. Fks	Rice	Varnum
O'Connor, Pemb'a	Reishus	Wadeson
Oksendahl	Renauld	Walton
Olson, of Bowman	Rott	Weber
Olson, of Cavalier	Sandbeck	Weld, of Kidder
Olson, of Eddy	Schick	Weld, of Wells
Patterson	Schrag	Whipple
Peterson, Sargent	Smith	Wilson
Peterson, Towner	Stair	Mr. Speaker
Pleasance	Stinger	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Harris	Olson, of Burke
Christenson	Kimball	Sinclair
Church	Lang	Turner
Eckert	Mackoff	Ward
Erb	Moen, of Traill	Wright
Ferguson	Myhre	

Absent and not voting:

Messrs. Ferguson, Carignan, Ward, Wright, Olson of Burke, Moen of Traill, Church. Long being excused.

So the bill as amended passed and the title was agreed to.

Senate Bill No. 21.

For an Act Defining the Crime of Sabotage and Prescribing the Penalty Therefor.

The question being on the emergency clause.

The roll was called and there were ayes, 98; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Haines	McDonnell
Arnold	Hanson	McManus
Bailey	Harding	Mackoff
Blanchard	Havens	Maddock, Benson
Bowman	Hendrickson	Maddock, Mountr'l
Brown	Hoare	Magnuson
Bryans	Hoghaug	Martin
Bryne	Isaak	Marshall
Carr	Keitzman	Martz
Christenson	Kelly	Maxwell
Cole	Knox	Mees
Dettler	Koller	Meyer
Divet	Kunkle	Miller
Dupuis	Kurtz	Moen, of Adams
Ebel	Lageson	Nathan
Erb	Laird	Nims
Everson	Larson, of Cass	Noltimier
Fraser	Larson, of Ransom	O'Connor, Gd. Fks
Frederickson	Larson, of Stutsm'n	O'Connor, Pemb'a
Geiger	Lathrop	Oksendahl
Geiszler	Lazier	Olson, Bowman
Gunhus	Liederbach	Olson, of Cavalier
Hagan	Lowe	Olson, of Eddy

Messrs.	Messrs.	Messrs.
Patterson	Rott	Turner
Peterson, Sargent	Sandbeck	Wadeson
Peterson, Towner	Schick	Walton
Pleasance	Schrag	Weber
Prater	Sinclair	Weld, of Kidder
Quam	Stair	Weld, of Wells
Riba	Stinger	Whipple
Rice	Storstad	Wilson
Reishus	Strom	Mr. Speaker
Renauld	Tenneson	

Absent and not voting:

Messrs	Messrs	Messrs
Carignan	Kimball	Smith
Church	Lang	Varnum
Eckert	Moen, of Traill	Ward
Ferguson	Myhre	Wright
Harris	Olson, of Burke	

Messrs. Carignan, Church, Olson of Burke, Ward, Wright, Moen of Traill, Lang, Ferguson being excused.

So the emergency clause carried.

#### MESSAGE FROM THE SENATE

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 29, 1918.

*Mr. Speaker:*

I have the honor to return herewith

House Bill No. 1.

A Bill for an Act to Amend and Re-Enact Article 24 of the Compiled Laws of the State of North Dakota for 1913.

Which the Senate has amended as follows:

#### REPORT OF CONFERENCE COMMITTEE

*Mr. Speaker:*

Your conference committee, appointed to confer with a like committee from the Senate upon House Bill No. 1 have had the same under consideration and recommend that the amended bill, as amended by the Senate, be amended as recommended by the first conference committee upon the said bill, except that that section designated as Section 17 of the said first conference committee's report, the same being the section that the state pays bonds, be stricken from the report of said first conference committee.

That section 19 of the said report of the first conference committee thereon be changed so as to read Section 17.

That that section designated in said first report as being Section 20 be changed so as to read Section 19.

That that section designated in said conference committee's report as Section 21 be made to read section 20 and that that section in said first conference committee's report designated as Section 22 be made to read Section 21, the intention being

to only strike from said first conference committee's report Section 17 thereof, and when so amended, recommend the same do pass.

F. W. MEES,  
Chairman House Committee  
FRANK G. PRATER,  
E. A. BOWMAN,  
C. W. McGRAY,  
Chairman Senate Committee  
HENRY McLEAN,  
C. D. KING.

Mr. Mees moved the adoption of the report which motion prevailed and the report of the committee was adopted.

Mr. O'Connor of Grand Forks moved that House Bill No. 1 as amended by the conference committee be placed on its third reading and final passage which motion prevailed and

House Bill No. 1.

A Bill for an Act to Amend and Re-Enact Article 24 of the Compiled Laws of the State of North Dakota for 1913.

Was read the third time.

The question being on the final passage of the bill as amended by the conference committee.

The roll was called and there were ayes, 100; nays, 0; absent and not voting 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Harris	Martin
Arnold	Havens	Marshall
Bailey	Hendrickson	Martz
Blanchard	Hoghaug	Maxwell
Bowman	Hoare	Mees
Brown	Isaak	Meyer
Bryans	Keitzman	Miller
Bryne	Kelly	Moen, of Adams
Carr	Kimball	Nathan
Christenson	Knox	Nims
Cole	Koller	Noltimier
Dettler	Kunkle	O'Connor, Pemb'a
Divet	Kurtz	O'Connor, Gd. Fks
Dupuis	Lageson	Oksendahl
Ebel	Laird	Olson, Bowman
Eckert	Larson, of Cass	Olson, of Cavalier
Erb	Larson, of Ranson	Olson, of Eddy
Everson	Larson, of Stutsm'n	Patterson
Fraser	Lathrop	Peterson, Sargent
Frederickson	Lazier	Peterson, Towner
Geiger	Liederbach	Pleasance
Geiszler	Lowe	Prater
Gunhus	McDonnell	Quam
Hagan	McManus	Riba
Haines	Maddock, Benson	Rice
Hanson	Maddock, Mountr'l	Reishus
Harding	Magnuson	Renauld

Messrs	Messrs	Messrs
Rott	Storstad	Weber
Sandbeck	Strom	Weld, of Kidder
Schick	Tenneson	Weld, of Wells
Schrag	Turner	Whipple
Sinclair	Varnum	Wilson
Stair	Wadeson	Mr. Speaker
Stinger	Walton	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Mackoff	Smith
Church	Moen, of Traill	Ward
Ferguson	Myhre	Wright
Lang	Olson, of Burke	

Messrs. Carignan, Ward, Wright Ferguson, Olson of Burke, Moen of Traill and Church, Lang being excused.

So the bill as amended by the conference committee passed and the title was agreed to.

Mr. Mees explained his vote.

House Bill No. 1.

A Bill for an Act to Amend and Re-Enact Article 24 of the Compiled Laws of the State of North Dakota for 1913.

Was read the third time.

The question being on the emergency clause.

The roll was called and there were ayes, 104; nays, 0; absent and not voting, 8.

These voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Hanson	McManus
Arnold	Harding	Mackoff
Bailey	Harris	Maddock, Benson
Blanchard	Havens	Maddock, Mountr'l
Bowman	Hendrickson	Magnuson
Brown	Hoare	Martin
Bryans	Hoghaug	Marshall
Bryne	Isaak	Martz
Carr	Keitzman	Maxwell
Christenson	Kelly	Mees
Cole	Kimball	Meyer
Divet	Koller	Miller
Dettler	Knox	Moen, of Adams
Dupuis	Kunkle	Myhre
Ebel	Kurtz	Nathan
Eckert	Lageson	Nims
Erl	Laird	Noltimier
Everson	Larson, of Cass	O'Connor, Gd. F'ks
Fraser	Larson, of Ransom	O'Connor, Pemb'a
Frederickson	Larson, of Stutsm'r	Oksendahl
Geiger	Lathrop.	Olson, Bowman
Geiszler	Lazier	Olson, of Cavalier
Gunhus	Liederbach	Olson, of Eddy
Hagan	Lowe	Patterson
Haines	McDonnell	Peterson, Sargent

Messrs	Messrs	Messrs
Peterson, Towner	Schick	Varnum
Pleasance	Schrag	Wadeson
Prater	Sinclair	Walton
Quam	Smith	Weber
Riba	Stair	Weld, of Kidder
Rice	Stinger	Weld, of Wells
Reishus	Storstad	Whipple
Renaud	Strom	Wilson
Rott	Tenneson	Mr. Speaker
Sandbeck	Turner	

Absent and not voting:

Messrs	Messrs	Messrs
Carignan	Lang	Ward
Church	Moen, of Traill	Wright
Ferguson	Olson, of Burke	

Messrs. Carignan, Church, Ward, Wright, Ferguson, Olson of Burke, Moen of Traill, Lang who were excused.

So the emergency clause carried.

#### MESSAGE FROM THE SENATE

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 29, 1918.

*Mr. Speaker:*

I have the honor to inform you that the Senate has amended the ouse concurrent resolution relating to printing 2,000 copies of House Bill No. 1 by striking out in line 6 the words "a broad state bonding act" and insert in lieu thereof the word "laws."

A Concurrent Resolution.

WHEREAS, this special session of the Fifteenth Legislative Assembly was called for the purpose of enacting war measures, and,

WHEREAS, principal among these measures was the enactment of laws for the purpose of encouraging production of every possible pound of food for ourselves and our allies in this great struggle for democracy, and,

WEREAS, it is important that the features of this bill become a common knowledge to the commissioners of the various counties and to the people of the state at large at the earliest possible moment.

THEREFORE, BE IT RESOLVED, by the House of Representatives of the State of North Dakota, the Senate concurring therein, that there be printed two thousand copies of ouse Bill No.1 as finally passed by this Legislature and placed for distribution with the Commissioner of Agriculture and Labor.

Mr. O'Connor of Grand Forks moved that the amendments be concurred in, which motion prevailed and the amendments were concurred in.

Also,



*Mr. Speaker:*

I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 21.

A Bill for an Act Defining the Crime of Sabotage and Prescribing the Penalty Therefor.

Very respectfully,

W. J. PRATER,  
Secretary.

#### REVISION AND CORRECTION OF THE JOURNAL.

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

*Mr. Speaker:*

Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the 4th day after recess and the 6th day and recommend that the same be corrected as follows:

On page 9 at the end of line 2 strike out the word "presents" and substitute therefor the word "prevents." Sec. 4, line 6 the word "situate" should be stricken and the word "situated" be placed in lieu thereof.

On page 10, line 50 the word "Sinclair" should be stricken and the word "Dupius" placed in lieu thereof.

On page 12 the name "Moen of Traill" should be stricken from the list of those voting in the affirmative on roll call and enrolled in the column of absentees.

On page 17 Senate Amendments to House Bill 12, viz: "At the end of line 12, section 1 of the engrossed bill strike out the figures '\$11,000.00' and insert in lieu thereof the figures '\$13,300.00.'"

"At the end of line 13 of section 1 strike out the figures '\$500.00' and insert in lieu thereof the figures '\$700.00.'"

"At the end of line 16, section 1, strike out the figures '\$12,000.00' and insert in lieu thereof the figures '\$14,000.00', and when so amended recommend the same do pass" should be inserted after the words "Which the Senate has amended."

And when so corrected recommend that the same be approved.

J. C. MILLER,  
Chairman.

#### REVISION AND CORRECTION OF THE JOURNAL.

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

*Mr. Speaker:*

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

On page 22, line 3 the words "Number 1" should be inserted after the words "Senate Bill."

Page 19 transpose lines 6 and 7 so as to read:

*Mr. Speaker:*

I have the honor to return herewith

House Bill No. 5.

also strike out last 16 lines on same page.

And when so corrected recommend that the same be approved.

J. C. Miller,  
Chairman.

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

Mr. O'Connor of Grand Forks moved that Mr. Wing be instructed to send a copy of the House and Senate Journals of the last day to each member of the House.

Which motion prevailed.

### THIRD READING OF SENATE BILLS

Senate Bill No. 2.

A Bill for an Act to Amend and Re-enact Section 1762 of the Compiled Laws of North Dakota for the year 1913 as Amended by the 1917 Session Laws, Relating to 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, 93; nays, 0; absent and not voting 19.

Those voting in the negative were:

Messrs	Messrs	Messrs
Allen	Knox	Olson, of Cavalier
Arnold	Koller	Olson, of Eddy
Bowman	Kunkle	Patterson
Brown	Kurtz	Peterson, Sargent
Bryans	Lageson	Peterson, Towner
Bryne	Laird	Prater
Carr	Larson, of Cass	Quam
Christensen	Larson, of Ransom	Riba
Cole	Larson, of Stutsman	Rice
Dettler	Lathrop	Reishus
Divet	Lazier	Renauld
Dupuis	Liederbach	Rott
Ebel	Lowe	Sandbeck
Eckert	McDonnell	Schrag
Erb	McManus	Sinclair
Everson	Maddock, Benson	Smith
Fraser	Maddock, Mountr'l	Stair
Frederickson	Magnuson	Stinger
Geiger	Martin	Storstad
Geiszler	Marshall	Strom
Hagan	Martz	Tennessee
Haines	Mees	Turner
Hanson	Meyer	Varnum
Harding	Miller	Wadeson
Harris	Moen, of Adams	Walton
Hendrickson	Nathan	Weber
Hoghaug	Nims	Weld, of Kidder
Hoare	Noltmier	Weld, of Wells
Isaak	O'Connor, Gd. Fks	Whipple
Keltzman	Oksendahl	Wilson
Kelly	Olson, Bowman	Mr. Speaker

Absent and not voting :

Messrs.	Messrs.	Messrs.
Bailey	Kimball	O'Connor, Pemb'a
Blanchard	Lang	Olson, of Burke
Carignan	Mackoff	Pleasance
Church	Maxwell	Schick
Ferguson	Moen, of Traill	Ward
Gunhus	Myhre	Wright
Havens		

Messrs. Carignan, Ferguson, Ward, Wright, Moen of Traill, Olson of Burke, Church and Lang being excused.

So the bill passed and the title was agreed to.

Senate Bill No. 2.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913 as Amended by the 1917 Session Laws, Relating to Maintaining Patients in the Hospital for the Insane.

The question being on the emergency clause.

The roll was called and there were ayes, 94; nays, 0; absent and not voting 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Knox	Olson, of Eddy
Arnold	Koller	Patterson
Bailey	Kunkel	Peterson, Sargent
Bowman	Kurtz	Peterson, Towner
Brown	Lageson	Pleasance
Bryans	Laird	Prater
Byrne	Larson, of Cass	Quam
Christenson	Larson, of Ransom	Riba
Cole	Larson, of Stutsman	Rice
Detrier	Lathrop	Reishus
Divet	Lazier	Renauld
Dupuis	Liederbach	Rott
Ebel	Lowe	Sandbeck
Eckert	McDonnell	Schrag
Everson	McManus	Sinclair
Fraser	Maddock, Benson	Smith
Frederickson	Maddock, Mountr'l	Stair
Geiger	Magnuson	Stinger
Geiszler	Martin	Storstad
Gunhus	Marshall	Strom
Hagan	Martz	Tenneson
Haines	Meyer	Turner
Hanson	Miller	Varnum
Harding	Moen, of Adams	Wadeson
Harris	Nathan	Walton
Hendrickson	Nims	Weber
Hoare	Noltmier	Weld, of Kidder
Hoghaug	O'Connor, Pemb'a	Weld, of Wells
Isaak	O'Connor, Gd. Fks.	Whipple
Keltzman	Oksendahl	Wilson
Kelly	Olson, of Bowman	Mr. Speaker
	Olson, of Cavalier	

Absent and not voting :

Messrs.	Messrs.	Messrs.
<b>Blanchard</b>	<b>Havens</b>	Moen, of Traill
<b>Carignan</b>	<b>Kimball</b>	Myhre
<b>Carr</b>	<b>Lang</b>	Olson, of Burke
<b>Church</b>	<b>Mackoff</b>	Schick
<b>Erb</b>	<b>Maxwell</b>	Ward
<b>Ferguson</b>	<b>Mees</b>	Wright

Messrs. Ward, Wright, Carignan, Ferguson, Olson of Burke, Church, Lang and Moen of Traill being excused.

So the emergency clause carried.

The Committee on Enrollment made the following report :

The Committee on Enrollment made the following report :

*Mr. Speaker:*

Your Committee on Enrollment have examined :

House Bill No. 17.

A Bill for an Act to Permit the Electors in the Military Service of the United States in Foreign Lands to Vote; Creating a Commission, and making an Appropriation Therefor.

And find the same correctly enrolled.

H. J. BLANCHARD,

Chairman.

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

The chief clerk announced that the Speaker was about to sign

senate Bill No. 4.

A Bill for an Act to Amend and Re-Enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.

Also,

Senate Bill No. 21.

For an Act Defining the Crime of Sabotage and Prescribing the Penalty Therefor.

Also,

House Bill No. 17.

A Bill for an Act to Permit the Electors in the Military Service of the United States in Foreign Lands to Vote; Creating a Commission, and Making an Appropriation Therefor.

Also,

Senate Bill No. 2.

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by the 1917 Session Laws, Relating to Maintaining Patients in the Hospital for the Insane.

And the Speaker signed the same in the presence of the House.

#### REPORT OF CONFERENCE COMMITTEE.

*Mr. Speaker:*

Your conference committee on House Bill No. 11, as amended by the Senate, beg leave to report that they have agreed with the House committee upon the following:

That in Section 1 of the said amended House Bill No. 11, in line four after the word appointed insert "by the Governor." In line five after the word "state" strike out the following "by the presiding Judge thereof, with the approval and consent of the Governor."

In Section 3 on page 2 on line five in the separate paragraph added by the amended bill strike out all of the following: "and to require all county and municipal officers to perform the duties laid upon them by the laws of the state or the United States, and to suspend such officers from office in case of refusal or neglect to perform such duties," and in the same paragraph in line eleven after the word "organize," strike out the comma and insert a period in its place, and in the same paragraph in the same line after the word "organize" strike out the following: "carry arms and drill in preparation for the public defense and the preservation of the peace of the state," and in the same Section 3, paragraph 2 on page 2 of the same amended bill on line five of the said paragraph 2, Section 3, after the word "officers" strike out the following: "it shall be the duty of all police officers of the state to act under the direction of the council and assist it in the carrying out of its orders, and upon call for assistance to aid any member of the council in exercising any of the powers or authority hereby conferred."

After Section 7 add the following:

Section 8. The provisions of the within act are hereby declared to be severable and not inter-dependent and if one of the provisions shall be declared unconstitutional such declaration shall not affect the constitutionality of any other provision of the said act.

Change Section 8 to Section 9.

And when so amended recommend that the same do pass.

THOMAS PENDRAY,  
JOHN E. PAULSON,  
T. N. PUTNAM,

PORTER,  
J. E. ERB,  
H. A. MACKOFF,

PORTER KIMBALL,  
Chairman.

Mr. Kimball moved that the report of the committee be adopted.

Which motion prevailed, and the report of the Conference Committee on House Bill No. 11 was adopted.

Mr. Arnold moved that the rules be suspended and that House Bill No. 11 as amended be placed on the calendar for its third reading and final passage.

Which motion prevailed, and

House Bill No. 11.

A Bill for an Act Creating the North Dakota Council of Defense; Defining Its Powers and Duties, and Appropriating Money for Carrying Out the Purpose Thereof; and to Reimburse the Members of the Present Organization Known as the North Dakota State Council of Defense for Monies Expended.

Was read the third time.

The question being on the final passage of the bill; as amended by the Conference Committee.

The roll was called and there were ayes, 79; nays, 0; absent and not voting, 33.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kunkel	Olson, of Cavalier
Arnold	Kurtz	Olson, of Eddy
Bailey	Lageson	Patterson
Blanchard	Laird	Peterson, Towner
Bowman	Lang	Pleasance
Brown	Larson, of Cass	Prater
Bryans	Larson, of Stutsman	Quam
Byrne	Lazier	Riba
Christenson	Liederbach	Rice
Cole	Lowe	Renauld
Dettler	McDonnell	Rott
Dupuis	McManus	Sandbeck
Ebel	Mackoff	Schick
Erb	Maddock, Benson	Schrag
Fraser	Maddock, Mountr'l	Stair
Frederickson	Magnuson	Stinger
Hagan	Martin	Strom
Hanson	Marshall	Turner
Harding	Mees	Varnum
Harris	Meyer	Wadeson
Hendrickson	Miller	Walton
Isaak	Moen, of Adams	Weber
Keitzman	Nathan	Weld, of Kidder
Kelly	Noltmier	Weld, of Wells
Kimball	O'Connor, Gd. Fks.	Whipple
Koiler	Oksendahl	Mr. Speaker
	Olson, of Bowman	

Absent and not voting:

Messrs	Messrs	Messrs
Carignan	Havens	O'Connor, Gd. Fks
Carr	Hoare	Olson, of Burke
Church	Hoghaug	Peterson, Sargent
Divet	Knox	Reishus
Eckert	Larson, of Ransom	Sinclair
Everson	Lathrop	Smith
Ferguson	Martz	Storstad
Geiger	Maxwell	Tennessee
Geiszler	Moen, of Traill	Ward
Gunhus	Myhre	Wilson
Haines	Nims	Wright

Messrs. Carignan, Church, Ferguson, Ward, Wright, Olson of Burk and Moen of Traill, being excused.

So the bill as amended by the Conference Committee passed and the title was agreed to.

House Bill No. 11.

A Bill for an Act Creating the North Dakota Council of Defense; Defining Its Powers and Duties, and Appropriating Money for Carrying Out the Purpose Thereof; and to Reimburse the Members of the Present Organization Known as the North Dakota State Council of Defense for Monies Expended.

The question being on the emergency clause.

The roll was called and there were ayes, 79; nays, 0; absent and not voting, 33.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Allen	Kurtz	Olson, Bowman
Arnold	Lageson	Olson, of Eddy
Bailey	Laird	Patterson
Blanchard	Lang	Peterson, Towner
Bowman	Larson, of Cass	Pleasance
Brown	Larson, of Stutsm'n	Prater
Bryans	Lazier	Quam
Bryne	Liederbach	Riba
Christenson	Lowe	Rice
Cole	McDonnell	Renauld
Dettler	McManus	Rott
Dupuis	Mackoff	Sandbeck
Ebel	Maddock, Benson	Schick
Erb	Maddock, Mountr'l	Schrag
Fraser	Magnuson	Stair
Frederickson	Martin	Stinger
Hagan	Marshall	Strom
Hanson	Mees	Turner
Harding	Meyer	Varnum
Harris	Miller	Wadeson
Hendrickson	Moen, of Adams	Walton
Isaak	Nathan	Weber
Keitzman	Noltimier	Weld, of Kidder
Kelly	O'Connor, Pemb'a	Weld, of Wells
Kimball	Oksendahl	Whipple
Koller	Olson, of Cavalier	Mr. Speaker
Kunkle		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carignan	Havens	O'Connor, Gd. Fks
Carr	Hoare	Olson, of Burke
Church	Hoghaug	Peterson, Sargent
Divet	Knox	Reishus
Eckert	Larson, of Ransom	Sinclair
Everson	Lathrop	Smith
Ferguson	Martz	Storstad
Geiger	Maxwell	Tenneson
Geiszler	Moen, of Traill	Ward
Gunhus	Myhre	Wilson
Haines	Nims	Wright

Messrs. Carignan, Church, Ferguson, Ward, Wright, Olson of Burke and Moen of Traill, being excused.

So the emergency clause carried.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
BISMARCK, NORTH DAKOTA,  
January 29, 1918.

*Mr. Speaker:*

I have the honor to return herewith:  
House Bill No. 11.

A Bill for an Act Creating the North Dakota Council of Defense; Defining Its Powers and Duties, and Appropriating Money for Carrying Out the Purpose Thereof; and to Reimburse the Members of the Present Organization Known as the North Dakota State Council of Defense for Monies Expended.

Which the Senate has amended as follows:

Your Conference Committee on House Bill No. 11, as amended by the Senate, beg leave to report that they have agreed with the Senate committee upon the following:

That in Section 1 of the said amended House Bill No. 11, in line four after the word appointed insert "by the Governor." In line five after the word "state" strike out the following, "by the presiding Judge thereof, with the approval and consent of the Governor."

In Section 3 on page 2 on line five in the separate paragraph added by the amended bill strike out all of the following: "and to require all county and municipal officers to perform the duties laid upon them by the laws of the State or the United States, and to suspend such officers from office in case of refusal or neglect to perform such duties," and in the same paragraph in line eleven after the word "organize," strike out the comma and insert a period in its place, and in the same paragraph in the same line after the word "organize" strike out the following: "carry arms and drill in preparation for the public defense and the preservation of the peace of the State," and in the same Section 3, paragraph 2, on page 2 of the same amended bill on line five of the said paragraph 2, Section 3, after the word "officers" strike out the following: "it shall be the duty of all police officers of the state to act under the direction of the council and assist it in the carrying out of its orders, and upon call for assistance to aid any member of the council in exercising any of the powers or authority hereby conferred."

After Section 7 add the following:

Section 8. The provisions of the within act are hereby declared to be severable and not inter-dependent and if one of the provisions shall be declared unconstitutional such declaration shall not affect the constitutionality of any other provision of the said act.

Change "Section 8" to "Section 9."

And when so amended recommend that the same do pass.

PORTER KIMBALL,  
J. E. ERB,  
H. A. MACKOFF,  
THOMAS PENDRAY,  
T. N. PUTNAM,  
JOHN PAULSON.

#### HOUSE COMMITTEE ON ENROLLMENT.

The Committee on Enrollment made the following report:

*Mr. Speaker:*

Your Committee on Enrollment have examined:

House Bill No. 1.

A bill for an Act to Amend and Re-enact Article 24 of the Compiled Laws of the State of North Dakota for 1913.

Also House Bill No. 11.



A Bill for an Act Creating the North Dakota Council of Defense; Defining Its Powers and Duties, and Appropriating Money for Carrying Out the Purpose Thereof; and to Reimburse the Members of the Present Organization Known as the North Dakota State Council of Defense for Monies Expended.

And find the same correctly enrolled.

J. H. BLANCHARD,  
Chairman.

Mr. Blanchard moved that the report of the committee be adopted.

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

The Chief Clerk announced that the Speaker was about to sign:

House Bill No. 1.

A bill for an Act to Amend and Re-enact Article 24 of the Compiled Laws of the State of North Dakota for 1913.

Also House Bill No. 11.

A Bill for an Act Creating the North Dakota Council of Defense; Defining Its Powers and Duties, and Appropriating Money for Carrying Out the Purpose Thereof; and to Reimburse the Members of the Present Organization Known as the North Dakota State Council of Defense for Monies Expended.

And the Speaker signed the same in the presence of the House.

Mr. Maddock of Mountraill moved that a committee of three be appointed by the Speaker to wait upon the Governor and notify him that the House was about to adjourn sine die and ascertain if he had any communication to send to the House.

Which motion prevailed, and the Speaker appointed as such committee, Messrs. Walton, Lageson and Hagan.

Mr. Walton moved that a committee of three be appointed by the Speaker to wait upon the Senate and inform them that the House was about to adjourn sine die.

Which motion prevailed, and the Speaker appointed as such committee, Messrs. Maddock of Mountraill, McManus and Renaud.

Mr. Maddock of Mountraill, moved that the House do now adjourn sine die.

Which motion prevailed, and the House adjourned sine die.

W. D. AUSTIN,  
Chief Clerk.

# INDEX

---

## RECORD OF BILLS IN THE HOUSE

---

### HOUSE BILLS

**House Bill No. 1.**—(Maddock of Montrail)

A Bill for an Act to Amend and Re-Enact Article 24 of the  
Complied Laws of the State of North Dakota for 1913.

Introduction, first and second reading, 6.

Reference, 6

Reported back, 23.

Amended, 23.

Third reading, 30.

Passed, 31.

Returned from the Senate, 62.

Amended, 63.

Conference committee, 71, 110.

Report of Conference committee, 121.

Report of Conference committee adopted, 100.

Passed as amended, 101, 102, 121, 122.

**House Bill No. 2.**—(Walton)

A Bill for an Act Appropriating Money for the Use of the  
Depositors' Guaranty Fund Commission Between the  
Following Dates, to-wit: January 3, 1918, to June 30,  
1919, Both Inclusive.

Introduction, first and second reading, 6.

Reference, 7.

Reported back, 14.

Third reading, 21.

Passed, 22.

Received from the Senate, 73.

Amended, 73, 74.

Amendments adopted, 74.

Other actions, 92, 93.

**House Bill No. 3.**—(C. P. Peterson)

A Concurrent Resolution.

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

Introduction, first and second reading, 7.

Reference, 7.

Reported back, 76.

Third reading and final passage, 76.

Lost 76, 77.

**House Bill No. 4.—(Peterson of Towner)**

A Concurrent Resolution.  
 Introduction, first and second reading, 6.  
 Reference, 6.  
 Reported back, 13.  
 Third reading, 18.  
 Passed, 19.  
 Not returned from the Senate.

**House Bill No. 5.—(Olson of Bowman)**

A Bill for an Act Aeinstitating and Validating the Charters of Corporations Which have Been Cancelled or Whose Authority to Transact Business in the State Has Been Forfeited for Failure to Make Annual Reports as Required by Law.  
 Introduction, first and Second reading, 7.  
 Reference, 7.  
 Reported back, 14.  
 Third reading, 16.  
 Reported back from the Senate, 72.  
 Amended, 72, 73.  
 Conference committee, 72.  
 Report of Conference committee, 78.  
 Amendments adopted 79.

**House Bill No. 6.—(Peterson of Towner)**

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913, as Amended by the 1917 Session Laws, Relating to Maintaining to Patients in the Hospital for the Insane.  
 Introduction, first and second reading, 7.  
 Reference, 7.  
 Reported back, 13.  
 Third reading, 25.  
 Passed, 26.  
 Not reported back from the Senate.

**House Bill No. 7.—(Lageson)**

A Bill for an Act to Amend and Re-Enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.  
 Introduction, first and second reading, 7.  
 Reference, 7.  
 Reported back, 14.  
 Third reading, 16.  
 Passed, 17.  
 Not reported back from the Senate.

**House Bill No. 8.—(Harris)**

A Joint Resolution Ratifying a Proposed Amendment to the Constitution of the United States of America.  
 Introduction, first and second reading, 7.  
 Reference, 7.  
 Reported back, 15.  
 Third reading, 15.  
 Received from the Senate, 40.  
 Other actions, 92.

**House Bill No. 9.—(Kurtz)**

A Bill for an Act Regulating the Civil Rights of Members of the Military and Naval Establishments of the United States Engaged in the Present War.

Introduction, first and second reading, 7.

Reference, 7.

Re-referred, 9, 30.

Reported back 33.

Amended, 33, 34.

Third reading, 34.

Passed, 35.

Returned from the Senate, 86.

Amended, 86, 87, 88.

Conference committee, 88.

Conference committee report adopted, 97.

Passed as amended, 97, 98, 99.

**House Bill No. 10.—(Walton)**

A Bill for an Act Providing for the Organization of the Active Militia of North Dakota.

Introduction, first and second reading, 10.

Reference, 10.

Reported back, 13.

Third reading, 19.

Passed, 20.

Not reported back from Senate.

**House Bill No. 11.—(Walton)**

A Bill for an Act Creating the North Dakota Council of Defense; Defining Its Powers and Duties, and Appropriating Money for Carrying Out the Purpose Thereof; and to Re-imburse the Members of the Present Organization Known as the North Dakota State Council of Defense for Monies Expended.

Introduction, first and second reading, 24.

Reference, 12.

Reported back, 39.

Amended, 39, 40.

Third reading, 45.

Passed, 46, 47.

Returned from the Senate, 84.

Amendments, 84, 85, 86.

Conference committee, 86, 103, 113.

Amendments adopted, 128.

Passed as amended, 129, 13.

**House Bill No. 12.—(Walton)**

A Bill for an Act to appropriate Twelve Thousand Dollars for the Expenses of the Legislative Department of the State Government, for the Extraordinary Session Beginning January 23, 1918.

Introduction, first and second reading, 25

Reference, 25.

Reported back, 41.

Amended, 41.

Third reading, 50.

Passed, 50, 51.

Reported back from Senate, 91.

Returned to Senate for Correction, 91.

Reported back from Senate, 95.

Amended, 95, 96.

Amendments adopted, 96, 97.

**House Bill No. 13.—(Church)**

A Bill for an Act to Amend and Re-Enact Section 17, of Chapter 172, Laws of 1915.

Introduction, first and second reading, 25.

Reference, 25.

Reported back, 41.

Amended, 41, 42.

Third reading and passed, 48.

Reported back from the Senate, 61.

Other actions, 92.

**House Bill No. 14.—(C. P. Peterson)**

A Bill for an Act Giving a Credit to the State Hospital for the Insane for the Sum of Fifty Thousand Dollars.

Introduction, first and second reading, 25.

Reference, 25.

Reported back, 41.

Amended, 41.

Third reading and passed, 51, 52, 53.

Reported back from the Senate, 71.

Amended, 7.

Amendments adopted, 71, 72.

**House Bill No. 15.—(Reishus)**

A Bill for an Act to Amend and Re-Enact Sections 992, 993, 995, 997, 998, 1002 and 1003 of the Compiled Laws of North Dakota for the Year 1913, Relating to Absent Voters and Providing for the Voting of Soldiers and Sailors Engaged in the Military and Naval Service of the State of North Dakota and the United States.

Introduction, first and second reading, 30.

Reference, 30.

Reported back, 56.

Indefinitely postponed, 56.

**House Bill No. 16.—(Reishus)**

A Bill for an Act to Amend and Re-Enact Sections 853 and 854 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Primary Elections.

Introduction, first and second reading, 30.

Reference, 30.

Reported back, 56.

Indefinitely postponed, 56.

**House Bill No. 17.—(Patterson)**

A Bill for an Act to Permit the Electors in the Military Service of the United States in Foreign Lands to Vote; Creating a Commission, and Making an Appropriation Therefor.

Introduction, first and second reading, 37.

Reference, 37.

Reported back, 55.

Amended, 55, 56.

Passed as amended, 58, 59.

Returned by the Senate, 113.

Amended, 114, 115.

Amendments adopted, 115.

Passed as amended, 116, 117.

Other actions, 92, 112, 115.

## SENATE BILLS

**Senate Bill No. 1.—**

A Bill for an Act to Provide for the Organization of Home Guard Units; the Qualifications of Members Thereof, and Providing for the Furnishing of Equipments Therefor.  
Received from the Senate, 61.  
First and second reading, 61.  
Reference, 61.  
Reported back, 99.  
Indefinitely postponed, 100.

**Senate Bill No. 2.—**

A Bill for an Act to Amend and Re-Enact Section 1762 of the Compiled Laws of North Dakota for the Year 1913 as Amended by the 1917 Session Laws, Relating to Maintaining Patients in the Hospital for the Insane.  
Received from the Senate, 53.  
First and second reading, 53.  
Reference, 53.  
Reported back, 125.  
Passed, 125.

**Senate Bill No. 4.—**

A Bill for an Act to Amend and Re-Enact Chapter 56, Page 63, of Session Laws of the State of North Dakota for 1917, Being Senate Bill No. 314.  
Received from the Senate, 77.  
First and second reading, 78.  
Reference, 78.  
Reported back, 82.  
Amended, 82.  
Re-referred, 83.  
Reported back, 93.  
Passed, 94.

**Senate Bill No. 16.—**

A Bill for an Act to Amend and Re-Enact Sections 72, 77 and 80 of Chapter 161 of the Session Laws of North Dakota for the Year 1915, Relating to Nets and Seines, Fish Houses and the Manner of Taking Fish.  
Received from the Senate, 107.  
First and second reading, 107.  
Reference, 107.  
Reported back, 110.

**Senate Bill No. 21.—**

A Bill for an Act Defining the Crime of Sabotage and Prescribing the Penalty Therefor.  
Received from the Senate, 83.  
First and second reading, 84.  
Reference, 84.  
Reported back, 118.  
Amended, 118.  
Passed, 119, 120.

## INDEX TO MEMBERS

---

**ALLEN—**

Committee, 115.  
Committee report, 115.  
Resolutions, 9.

**ARNOLD—**

Committee, 72.  
Committee reports, 78.  
Motions, 128.

**BAILEY—****BLANCHARD—**

Committee, 115.  
Committee reports, 93, 109, 115, 127, 132.  
Motions, 93, 109, 127, 132.

**BOWMAN—**

Bills  
Committees, 3, 92.  
Committee reports, 112, 121.  
Motions, 112.

**BROWN—****BRYANS—****BYRNE—****CARR—**

Resolutions, 7.

**CHURCH—**

Bills, 13.  
Committees.  
Committee reports.  
Motions, 78.

**CHRISTENSON—**

Committees, 99.  
Committee reports, 103, 110.

**COLE—**

Committees, 92, 115.  
Committee reports, 112, 115.

**DETTLER—****DIVET—**

Motions, 61, 97.

**DUPUIS—**

Committees, 97.

- EBEL—  
Committees, 113.  
Committee reports, 121.  
Motions, 80.
- ECKERT—
- ERB—  
Committees, 113.  
Committee reports, 128.
- EVERSON—  
Committee, 3.  
Committee reports.
- FRASER—  
Committees, 3, 80.  
Committee reports.
- FREDRICKSON—
- GEIGER—  
Motions, 71, 75, 83.
- GEIZLER—  
Committees, 36.  
Committee Reports, 42.  
Motions, 41, 42.
- GUNHUS—  
Committees, 115.  
Committee reports, 115.
- HAGAN—  
Committee, 71, 132.  
Committee reports, 56.  
Motions, 56, 57, 71, 100, 107.  
Resolutions, 112.
- HAINES—
- HANSON—
- HARDING—
- HARRIS—  
Bills, 8.
- HAVENS—  
Committee reports, 118.  
Motions, 118.
- HENDRICKSON—  
Committees, 115.  
Committee reports, 115.  
Motions, 57, 58, 76, 83, 92, 97, 111, 115.
- HOARE—  
Motions, 110.
- HOZHAUG—  
Motions, 31, 96.



ISAAC—

KEITZMAN—

KELLY—

Motions, 115.

KIMBALL—

Committee, 113.

Committee reports, 128.

Motions, 128.

KNOX—

KOLLER—

KUNKLE—

KURTZ—

Bills, 9.

Committee, 97.

Committee reports, 13, 14, 100.

Resolutions, 9, 86, 97.

LAGESON—

Bills, 7.

Committees, 86, 132.

Committee Reports, 103.

Motions, 82.

LAIRD—

LANG—

Committees, 97.

Resolutions, 8, 9.

Motions, 97.

LARSON (of Cass)—

Committees, 3.

Committee reports.

LARSON (of Ransom)—

LARSON (of Stutsman)—

LATHROP—

Committees, 115.

Committee reports, 115.

Motions, 103.

LAZIER—

LIEDERBACH—

Committees, 115.

Committee reports, 115.

Motions, 58.

LOWE—

McDONNELL—

McMANUS—

Committees, 132.

## MACKOFF—

Committees, 113.  
Committee reports, 128.  
Motions, 10.  
Resolutions, 7.

## MADDOCK (of Benson)—

Committees.  
Committee reports, 60.  
Motions, 60.

## MADDOCK (of Montrail)—

Bills, 1.  
Committees, 48, 71, 76, 78, 132.  
Committee reports, 13, 23, 25, 34.  
Motions, 2, 13, 24, 25, 30, 34, 36, 54, 61, 132.

## MAGNUSON—

## MARTIN—

Committees, 99.  
Committee reports, 110.

## MARSHALL—

## MARTZ—

## MAXWELL—

## MEES—

Committees.  
Committee reports, 121, 124.  
Motions, 93, 106, 109, 121, 125.

## MEYER—

## MILLER—

Committees, 103.  
Committee reports, 37, 62, 89, 113.  
Motions, 37, 62, 89, 92.

## MOEN (of Adams) —

Committees, 3, 14.  
Committee reports, 14, 28, 45.  
Motions, 28, 42.

## MOEN (of Traill)—

## NATHAN—

## NIMS—

## MOLTIMIER—

## O'CONNOR (of Pembina)—

## O'CONNOR (of Grand Forks)—

Motions, 10, 16, 103, 104, 110, 118, 125.  
Resolutions, 105, 106.

## OKSEND AHL—

Motions, 110.  
Committee reports, 110.

## OLSON (of Bowman)—

Bills, 5.  
Committees, 3.  
Committee reports, 78.  
Motions, 14.

## OLSON (of Cavalier)—

Committees, 115.  
Committee reports, 115.

## OLSON (of Eddy)—

Committees, 73.  
Committee reports.

## PATTERSON—

Bills.  
Committees, 71, 115.  
Committee reports, 115.  
Motions, 30, 56, 72, 115.

## PETERSON (of Sargent)—

## PETERSON (of Towner)

Bills, 3, 4, 6, 14.  
Committees, 103.  
Committee reports, 113.  
Concurrent resolution.  
Motions, 9, 17, 19, 26, 35, 40, 41, 42, 51, 76, 83,  
91, 113, 115.

## PLEASANCE—

## PRATER—

Committees.  
Committee reports, 121.

## QUAM—

## RIBA—

## RICE—

Committee reports 45.

## REISHUS—

Bills, 15, 16.

## RENAULD—

Committees, 132.  
Motions, 113.

## ROTT—

## SANDBECK—

## SCHICK—

Committee reports, 45.  
Resolutions, 8.

## SCHRAG—

## SINCLAIR—

Committees, 99, 103.  
Committee reports, 104, 113.

## SMITH—

Committee reports, 15.  
Motions, 15.

## STAIR—

Committees, 99.  
Committee reports, 14, 83, 94, 104.  
Motions, 14, 16, 20, 21, 53, 83, 94.

## STINGER—

## STORSTAD—

Committees, 115.  
Committee reports, 115.  
Motions, 78.

## STROM—

## TENNESON—

Motions, 36, 40, 100.

## TURNER—

Committees, 48, 86.  
Committee reports, 103.  
Motions, 81.  
Resolutions, 8.

## VARNUM—

Motions, 13, 100.

## WADESON—

Committees, 115.  
Committee reports, 115

## WALTON—

Bills, 2, 10, 12.  
Committees, 86, 103, 132.  
Committee reports, 14, 40, 41, 80, 103.  
Motions 2, 3, 9, 74, 80, 83, 89, 103.  
Resolutions 89, 91.

## WEBER—Absent—

## WELD (of Kidder)—

## WELD (of Wells)—

Committees, 48, 92.  
Committee reports, 112.

## WHIPPLE—

Committees, 71.  
Committee reports, 78, 110.

## WILSON—

Committees, 80.  
Committee reports.

## WOOD—(Speaker)—