

STATE OF NORTH DAKOTA

JOURNAL OF THE SENATE

of the

TWENTY-FIRST SESSION

of the

LEGISLATIVE ASSEMBLY

Held at the Capitol, at Bismarck, January 8th to March 8th,
1929, inclusive.

SENATE OFFICERS AND EMPLOYEES

TITLE	NAME	ADDRESS
President of the Senate.....	John W. Carr.....	Jamestown
President Pro tem	O. H. Olson.....	New Rockford
President Pro tem interim.....	D. H. Hamilton.....	Eckman
Secretary of Senate.....	F. E. Tunell.....	Norma
1st Ass't Secretary.....	T. D. Acheson.....	Westhope
2nd Ass't Secretary.....	Alfred S. Dale.....	Bismarck
Desk Reporter	Chrissie E. Budge, Grand Forks	
Sergeant-at-Arms	Paul Messner.....	Tolna
Stenographer	Jennie Fisher.....	Grafton
Stenographer	Fanny Larson.....	Towner
Stenographer	Ethel Lane Watson.....	Bismarck
Stenographer	Dorothy L. Atkins.....	Cando
Stenographer	Miles Maddock.....	Plaza
Chief Engrossing and En- rolling Clerk	Bernice B. Britton.....	Kenmare
Assistant Engrossing and Enrolling Clerk	Genevieve Boise.....	Bismarck
Bill Clerk	Hans Rauk.....	Esmond
Proof Reader	H. R. Long.....	Heaton
Postmaster	Roy Yeater.....	Hazelton
Bill Room Clerk	Linus Peterson.....	Balfour
Clerk, Appropriations Comm.....	Leo. J. McDonald.....	Mandan
Clerk, State Affairs Comm.....	Fred Anderson.....	Minot
Clerk, Judiciary Comm.	O. T. Haakenson.....	Barton
Clerk, Taxes and Tax Laws.....	Thorwald Mostad.....	Minot
Clerk, Banks and Banking.....	Steve Terhorst.....	Donnybrook
Clerk, Committees Un- assigned	R. E. Anderson.....	Dodge
Mailing Clerk	V. C. Hamilton.....	Cayuga
1st Ass't Mailing Clerk	W. E. McCrory.....	Cogswell
2nd Ass't Mailing Clerk	Leonard Patten.....	Parshall
Cloak Room Attendant.....	J. S. Anderson.....	Crosby
Senate Messenger	B. J. Monaghan.....	Upham
Telephone Messenger	Elsie Keierleber.....	Carson
Messenger and Page	Peter Boehm.....	Bismarck
Messenger and Page	Earl Hoople.....	Hoople
Messenger and Page	Warren Hanson.....	Litchville
Governor's Messenger	Thomas C. Lauder.....	Bismarck
Doorkeeper	Joseph Meyer.....	Solen
Gallery Doorkeeper	J. J. Jollie.....	Belcourt
Senate Chamber Custodian ..	M. C. Scheufele.....	Grassy Butte
Chaplains	Mandan Clergymen	

SENATE MEMBERS

Dist.	COUNTY	NAME	ADDRESS
1.	Pembina	William Renwick	Bathgate
2.	Pt. Ward	John E. Fleckten	Niobe
3.	Pt. Walsh	Geo. H. Hoople	Hoople
4.	Pt. Walsh	P. J. Murphy	Grafton
5.	Pt. Grand Forks	J. E. Eastgate	Larimore
6.	Pt. Grand Forks	W. S. Whitman	Grand Forks
7.	Pt. Grand Forks	J. R. Poupore	Grand Forks
8.	Traill	C. Norman Brunsdale	Mayville
9.	Pt. Cass	Arthur W. Fowler	Fargo
10.	Pt. Cass	John Van Arnam	Kindred
11.	Pt. Cass	Wm. Watt	Leonard
12.	Pt. Richland	Joseph G. Forbes	Wahpeton
13.	Sargent	R. G. McCrory	Cogswell
14.	Ransom	W. G. Crocker	Lisbon
15.	Pt. Barnes	Frank E. Ployhar	Valley City
16.	Steele & Griggs	P. O. Sathre	Finley
17.	Nelson	L. O. Fredrickson	Pekin
18.	Cavalier	W. H. Porter	Calvin
19.	Rolette	Joseph Renauld	Thorne
20.	Benson	C. W. Fine	Sheneyne
21.	Ramsey	F. H. Hyland	Devils Lake
22.	Towner	S. J. Atkins	Cando
23.	Stutsman	Alfred Steel	Jamestown
24.	La Moure	W. D. Lynch	La Moure
25.	Dickey	A. S. Marshall	Forbes
26.	Emmons & Kidder	E. H. Brant	Linton
27.	Burleigh	Lynn Sperry	Bismarck
28.	Bottineau	Nels Magnuson	Souris
29.	Pt. Ward	Walter Bond	Minot
30.	Morton	W. E. Martin	Huff
31.	Stark	J. P. Cain	Dickinson
32.	Eddy & Foster	O. H. Olson	New Rockford
33.	Wells	W. E. Matthaehi	Fessenden
34.	Pt. McHenry	D. H. Hamilton	Eckman
35.	Sheridan	B. Unruh	Goodrich
36.	McIntosh & Logan	P. T. Kretschmar	Venturia
37.	Pt. Richland	A. F. Bonzer, Jr.	Lidgerwood
38.	Pt. Barnes	C. J. Olson	Valley City
39.	Billings, Bowman, Golden Valley & Slope	Gust Wog	Belfield
40.	Burke & Divide	C. E. Erickson	Crosby
41.	Williams & McKenzie	J. K. Brostuen	Alexander
42.	Pierce	O. T. Tofsrud	Rugby
43.	Renville	G. Patterson	Donnybrook
44.	Mountrail	R. W. Patten	Plaza
45.	Pt. McHenry	Ole Ettestad	Balfour
46.	McLean	A. A. Peck	Underwood
47.	Grant	Wm. Kamrath	Leith
48.	Mercer, Oliver & Dunn	F. P. Conrath	Beulah
49.	Adams, Hettinger & Sioux	Herman Thorson	Hettinger

HOUSE MEMBERS

Dist.	COUNTY	NAME	ADDRESS
1.	Pembina	John Halcrow	Bowesmont
		G. W. Hoffman	Backoo
		John K. Olafson	Gardar
2.	Pt. Ward	J. H. Burkhart	Berthold
3.	Pt. Walsh	Knute Boe	Adams
		Aron Levin	Park River
4.	Pt. Walsh	Andrew Johnston	Forest River
5.	Pt. Grand Forks	David Steedsman	Kempton
6.	Pt. Grand Forks	C. Vernon Freeman	Grand Forks
7.	Pt. Grand Forks	E. E. Veitch	Emerado
8.	Traill	Philip Bohnsack	Hillsboro
		Karl H. Brunsdale	Mayville
		Carl E. Johnson	Hatton
9.	Pt. Cass	H. F. Horner	Fargo
		J. A. Jardine	Fargo
		L. L. Twichell	Fargo
10.	Pt. Cass	W. J. Bell	Casselton
		John G. Plath	Davenport
11.	Pt. Cass	Wm. L. Plath	Woods
		F. Paul Smith	Amenia
		J. D. Holthusen	Tyler
12.	Pt. Richland	Geo. Worner	Great Bend
		O. C. Anderson	Rutland
13.	Sargent	A. N. Lavik	Milnor
		A. E. Carter	Venlo
14.	Ransom	Fred E. Mau	Enderlin
		Ben Northridge	Valley City
15.	Pt. Barnes	E. E. Iverson	Binford
		I. W. Standley	Hope
		C. F. Carlson	Hope
16.	Steele & Griggs	R. E. Hamilton	Dahlen
		John D. Johnson	Aneta
		Hugh McDowell	Langdon
17.	Nelson	A. N. Flom	Nekoma
		Joseph McGauvran	Osnabrock
		James McManus	St. John
18.	Cavalier	Carl Anfinson	Mylo
		Minnie D. Craig	Esmond
19.	Rolette	M. A. Erickson	Minnewaukan
		F. E. Henderson	Lawton
		W. A. Hausmann	Churchs Ferry
20.	Towner	Edwin Traynor	Starkweather
		R. R. Gibbens	Cando
21.	Stutsman	W. J. Gilchrist	Cando
		Frank M. Brown	Montpelier
		Fred G. Kneeland	Jamestown
22.	La Moure	Arthur J. Rulon	Jamestown
		E. A. Watt	Woodworth
		C. H. Opdahl	Marion
23.	Dickey	L. H. Steen	Kulm
		H. E. Wedel	Ellendale
24.	Emmons & Kidder	J. H. Frojen	Glover
		O. E. Erickson	Tappen
		A. S. Kraft	Strasburg
25.	Emmons & Kidder	Anton Larson	Temvik
		Carl Larvick	Temvik

Dist.	COUNTY	NAME	ADDRESS
27.	Burleigh	Gordon Cox	Bismarck
		M. J. Olson, Jr.	Driscoll
		J. M. Thompson	Wilton
28.	Bottineau	Wm. A. Thatcher	Bottineau
		Wm. M. Martin	Maxbass
		Fred J. Shurr	Lansford
		C. O. Svingen	Bottineau
29.	Pt. Ward	J. H. Burns	Surrey
		R. A. Johnson	Makoti
		Mabel C. Lindgren	Minot
30.	Morton	Einar Muus	Minot
		E. R. Helbling	St. Anthony
		William Hermes	Glen Ullin
31.	Stark	H. M. Pfenning	Mandan
		John Dolwig	Gladstone
		C. C. Turner	Dickinson
32.	Eddy & Foster	E. P. Bishop	Belfield
		W. W. Treffry	New Rockford
		Elling M. Indergaard	Barlow
33.	Wells	Geo. Aljets	Carrington
		Robert C. Montgomery	Harvey
		J. E. Westford	Upham
34.	Pt. McHenry	H. G. Kapfer	Anamoose
35.	Sheridan	Jacob Bittner	Lehr
		C. A. Miller	Gackle
		John J. Wentz	Napoleon
36.	McIntosh & Logan	M. H. Lynch	Lidgerwood
		C. H. Morgan	Walcott
		C. J. Hanson	Litchville
37.	Pt. Barnes	W. S. Place	Ranger
		Ira J. Wilson	New England
		W. E. Dyer	Marmarth
		R. A. Owings	Lignite
38.	Burke & Divide	Einar Twete	Wildrose
		Albert VanBerkom	Powers Lake
		Robert Young	Epping
		Lavina Amsberry	Wheelock
39.	Williams & McKenzie	Olaf Dilland	Tioga
		A. W. McColl	Cartwright
		C. Sax	Banks
		J. T. Fettig	Orrin
40.	Pierce	D. L. Peters	Wolford
		C. D. Dickerson	Norma
41.	Renville	Herman Butt	Parshall
42.	Mountrail	R. E. Swendseid	Stanley
		H. M. Henrickson	Simcoe
43.	Pt. McHenry	William Wagner	Turtle Lake
		Oscar Oberg	Washburn
		Lewis E. Lembecke	Ryder
44.	McLean	Peter Keierleber	Carson
		Geo. J. Schultz	Elgin
45.	Grant	Gottlieb Isaak	Dodge
		Richard Bubel	Center
		C. N. Lee	Dodge
46.	Mercer, Oliver & Dunn	O. J. Olson	New England
		J. H. McCay	Selfridge
		J. O. Wigen	Hettinger
47.	Adams, Hettinger & Sioux		

ERRATA

Following list of hold-over Senators on page 4, insert the following: "Chief Justice Burke then administered the oath of office to the Senators elect and requested that they subscribe to the oath of office."

Page 9, line 6, change "nad" to "and."

Page 9, line 13, strike out first "the."

Page 9, line 16, strike out period at end of line and add the words "of the Journal."

Page 10, line 30, strike out the word "for" and insert the word "as" in lieu thereof.

Page 13, line 1, strike out the letter "s" in the word "extends."

Page 14, line 6, insert a comma after the word "president."

Page 16, line 31, after name "Boise" insert the words "was declared elected."

Page 16, line 32, strike out the words "was declared elected."

Page 21, line 5, correct spelling of the word "recommend."

Page 23, line 18, change the word "stood" to "stands."

Page 29, line 21, change initial "E" to "S."

Page 42, line 2, from bottom of page change "Mr." to "Senator."

Pages 51, 52 and 53, correct the spelling of the name "Steel" wherever same appears.

Page 57, line 15, add the letter "s" to word "Committee"; insert a comma after the word "Committees" and strike out word "on."

Page 60, line 25, strike out the comma after the name "Thorwald."

Page 63, line 21, 25 and 27, change "is" in each line to word "was."

Page 66, line 4, correct spelling of word "appropriations."

Page 67, line 22, insert a period after the word "granted."

Page 92, line 24, change word "passed" to "carried."

Page 96, sixth line from bottom, change initial "E" to "R."

Page 143, following line 33, insert the following: "Which motion prevailed."

Page 405, line 30, preceeding the word "chairman" insert the word "acting."

Page 659, line 5, from bottom of page, strike out the period and insert "and the title was agreed to."

Page 934, line 8, from bottom of page, strike out word "House" and insert the word "Senate" and change title to conform thereto.

Page 1058, line 14, strike out figure "36" and insert in lieu the figure "236."

Page 1139, line 21, strike out figure "117" and insert in lieu thereof the figure "177."

Page 1146, line 32, strike out the figure "1."

Page 1164, line 16, strike out the word "Senate" and insert in lieu thereof the word "House."

Page 1171, following line 10, insert "so the bill passed and the title was agreed to."

Page 1259, strike out last line.

Page 1263, following line 22, insert: "Lieutenant Governor Carr was presented with a traveling bag by the members of the Senate. President Carr thanked the members for the splendid gift and expressed his pleasure in receiving it, and in presiding over the Senate body during the Twenty-first Session."

Journal of the Senate



Twenty-first Legislative Assembly

FIRST DAY

Senate Chamber,
Bismarck, North Dakota,
January 8, 1929.

At the hour of 12 o'clock Meridian, being the day and hour appointed by law for the convening of the Twenty-first Legislative Assembly, members of the Senate assembled in the Senate Chambers and were called to order by Senator Hamilton, who stated that in the absence of the Secretary of the Senate and also of the President pro tem of the 1927 session, it was necessary for someone to call this body to order. Senator Hamilton therefore moved that Senator Murphy, ranking member of the Senate, act as presiding officer until the President should be sworn in. The motion prevailed.

The presiding officer, Senator Murphy, announced that inasmuch as the former secretary of the Senate was absent, and if no objection was offered, he would appoint Senator Fine as temporary secretary. No objection being offered, Senator Fine acted as temporary Secretary.

Senator Hamilton moved that a committee of three be appointed to escort the Lieutenant Governor to the rostrum.

Which motion prevailed.

The presiding officer, Senator Murphy, appointed Senators Steel, Hyland and Hamilton to act as such committee.

Senator Patterson moved that the presiding officer appoint a committee of three to escort the Chief Justice, John Burke, to the rostrum.

Which motion prevailed.

The presiding officer appointed Senators Patterson, Ployhar and Kretschmar as such committee.

Chief Justice Burke administered the oath of office to Lieutenant Governor John W. Carr.

The Lieutenant Governor spoke briefly.

Prayer was offered by Rev. Frederic G. Norris of Mandan.

The following communication was received from the Secretary of State:

Bismarck, North Dakota,
January 8, 1929.

Secretary of the Senate,
Twenty-first Legislative Assembly,
Bismarck, North Dakota.

Dear Sir:

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

Dist.	County	Name	Address
1.	Pembina	William Renwick	Bathgate
2.	Pt. of Ward	John E. Fleckten	Niobe
3.	Pt. of Walsh	Geo. H. Hoople	Hoople
4.	Pt. of Walsh	P. J. Murphy	Grafton
5.	Pt. of Grand Forks	J. E. Eastgate	Larimore
6.	Pt. of Grand Forks	W. S. Whitman	Grand Forks
7.	Pt. of Grand Forks	J. R. Poupore	Grand Forks
8.	Traill	C. Norman Brunsdale	Mayville
9.	Pt. of Cass	Arthur W. Fowler	Fargo
10.	Pt. of Cass	John Van Arnam	Kindred
11.	Pt. of Cass	Wm. Watt	Leonard
12.	Pt. of Richland	Joseph G. Forbes	Wahpeton
13.	Sargent	R. G. McCrory	Cogswell
14.	Ransom	W. G. Crocker	Lisbon
15.	Pt. of Barnes	Frank E. Ployhar	Valley City
16.	Steele & Griggs	P. O. Sathre	Finley
17.	Nelson	L. O. Fredrickson	Pekin
18.	Cavalier	W. H. Porter	Calvin
19.	Rolette	Joseph Renauld	Thorne
20.	Benson	C. W. Fine	Sheyenne
21.	Ramsey	F. H. Hyland	Devils Lake
22.	Towner	S. J. Atkins	Cando
23.	Stutsman	Alfred Steel	Jamestown
24.	LaMoure	W. D. Lynch	LaMoure
25.	Dickey	A. S. Marshall	Forbes
26.	Emmons & Kidder	E. H. Brant	Linton
27.	Burleigh	Lynn Sperry	Bismarck
28.	Bottineau	Nels Magnuson	Souris
29.	Pt. of Ward	Walter Bond	Minot

Dist.	County	Name	Address
30.	Morton	W. E. Martin	Huff
31.	Stark	J. P. Cain	Dickinson
32.	Eddy & Foster	O. H. Olson	New Rockford
33.	Wells	W. E. Matthaei	Fessenden
34.	Pt. of McHenry	D. H. Hamilton	Eckman
35.	Sheridan	B. Unruh	Goodrich
36.	McIntosh & Logan	P. T. Kretschmar	Venturia
37.	Pt. of Richland	A. F. Bonzer, Jr.	Lidgerwood
38.	Pt. of Barnes	C. J. Olson	Valley City
39.	Billings, Bowman Golden Valley & Slope	Gust Wog	Belfield
40.	Burke & Divide	C. E. Erickson	Crosby
41.	Williams & Mc- Kenzie	J. K. Brostuen	Alexander
42.	Pierce	O. T. Tofsrud	Rugby
43.	Renville	G. Patterson	Donnybrook
44.	Mountrail	R. W. Patten	Plaza
45.	Pt. of McHenry	Ole Ettestad	Balfour
46.	McLean	A. A. Peck	Underwood
47.	Grant	Wm. Kamrath	Leith
48.	Mercer, Oliver & Dunn	F. P. Conrath	Beulah
49.	Adams, Hettinger & Sioux	Herman Thorson	Hettinger

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 8th day of January, 1929.

ROBERT BYRNE,
Secretary of State.

The roll call of Senators-elect was read and all reported present with the exception of Senator-elect Cain.

Dist.	County	Name	Address
1.	Pembina	William Renwick	Bathgate
3.	Pt. of Walsh	Geo. H. Hoople	Hoople
5.	Pt. of Grand Forks	J. E. Eastgate	Larimore
7.	Pt. of Grand Forks	J. R. Poupore	Grand Forks
9.	Pt. of Cass	Arthur W. Fowler	Fargo
11.	Pt. of Cass	Wm. Watt	Leonard
13.	Sargent	R. G. McCrory	Cogswell
15.	Pt. of Barnes	Frank E. Ployhar	Valley City
17.	Nelson	L. O. Fredrickson	Pekin
19.	Rolette	Joseph Renauld	Thorne
21.	Ramsey	F. H. Hyland	Devils Lake
23.	Stutsman	Alfred Steel	Jamestown
25.	Dickey	A. S. Marshall	Forbes
27.	Burleigh	Lynn Sperry	Bismarck
29.	Pt. of Ward	Walter Bond	Minot
31.	Stark	J. P. Cain	Dickinson
33.	Wells	W. E. Matthaei	Fessenden

JOURNAL OF THE SENATE

Dist.	County	Name	Address
35.	Sheridan	B. Unruh	Goodrich
37.	Pt. of Richland	A. F. Bonzer, Jr.	Lidgerwood
39.	Billings, Bowman, Golden Valley & Slope	Gust Wog	Belfield
41.	Williams & Mc- Kenzie	J. K. Brostuen	Alexander
43.	Renville	G. Patterson	Donnybrook
45.	Pt. of McHenry	Ole Ettestad	Balfour
47.	Grant	Wm. Kamrath	Leith
49.	Adams, Hettinger & Sioux	Herman Thorson	Hettinger

The roll call of holdover senators was read and all were present, to-wit:

Dist.	County	Name	Address
2.	Pt. of Ward	John E. Flekten	Niobe
4.	Pt. of Walsh	P. J. Murphy	Grafton
6.	Pt. of Grand Forks	W. S. Whitman	Grand Forks
8.	Trail	C. Norman Brunsdale	Mayville
10.	Pt. of Cass	John Van Arnam	Kindred
12.	Pt. of Richland	Joseph G. Forbes	Wahpeton
14.	Ransom	W. G. Crocker	Lisbon
16.	Steele & Griggs	P. O. Sathre	Finley
18.	Cavalier	W. H. Porter	Calvin
20.	Benson	C. W. Fine	Sheyenne
22.	Towner	S. J. Atkins	Cando
24.	LaMoure	W. D. Lynch	LaMoure
26.	Emmons & Kidder	E. H. Brant	Linton
28.	Bottineau	Nels Magnuson	Souris
30.	Morton	W. E. Martin	Huff
32.	Eddy & Foster	O. H. Olson	New Rockford
34.	Pt. of McHenry	D. H. Hamilton	Eckman
36.	McIntosh & Logan	P. T. Kretschmar	Venturia
38.	Pt. of Barnes	C. J. Olson	Valley City
40.	Burke & Divide	C. E. Erickson	Crosby
42.	Pierce	O. T. Tofsrud	Rugby
44.	Mountrail	R. W. Patten	Plaza
46.	McLean	A. A. Peck	Underwood
48.	Mercer, Oliver & Dunn	F. P. Conrath	Beulah

Senator Flekten moved that Mr. F. E. Tunell be nominated Secretary of the Senate.

Which motion prevailed.

ROLL CALL

The question being on the election of F. E. Tunell as Secretary of the Senate, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renaud
Brunsdale	Lynch	Renwick
Conrath	McCrory	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Martin	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Absent and not voting:

Messrs.
Cain

So F. E. Tunell was declared elected Secretary of the Senate.

The President administered the oath of office to F. E. Tunell.

Senator Magnuson moved that Mr. T. D. Acheson be nominated Assistant Secretary of the Senate. Motion carried.

ROLL CALL

The question being on the election of T. D. Acheson as Assistant Secretary, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renaud
Brunsdale	Lynch	Renwick
Conrath	McCrory	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Martin	Thorson
Ettestad	Matthaei	Tofsrud

Messrs.	Messrs.	Messrs.
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Absent and not voting:

Messrs.
Cain

So T. D. Acheson was declared elected Assistant Secretary of the Senate.

The President administered the oath of office to T. D. Acheson.

Senator Sathre moved that Miss Chrissie E. Budge of Grand Forks be nominated Desk Stenographer.

Which motion prevailed.

ROLL CALL

The question being on the election of Chrissie E. Budge as Desk Stenographer, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Conrath	McCrorry	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Martin	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Forbes	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Absent and not voting:

Messrs.
Cain

So Chrissie E. Budge was declared elected Desk Stenographer.

The President administered the oath of office to Chrissie E. Budge.

Senator Fredrickson moved that Mr. Paul Messner, Jr., of Tolna be nominated Sergeant-at-Arms.

Which motion prevailed.

The question being on the election of Paul Messner as Sergeant-at-Arms of the Senate, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Conrath	McCrorry	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Martin	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Absent and not voting:

Messrs.
Cain

So Mr. Paul Messner was declared elected Sergeant-at-Arms.

The President administered the oath of office to Paul Messner.

Senator Olson of Barnes moved that the President appoint a committee consisting of Senators Hamilton, Olson of Eddy, Marshall, Atkins and Ployhar as a permanent Committee on Employment.

Which motion prevailed.

Senator Peck moved that a committee consisting of Senators Ettestad, Brant and Lynch, be appointed as a temporary Committee on Rules.

Which motion prevailed.

Senator Olson of Eddy moved that a committee consisting of the Lieutenant Governor, Senators Patterson, Olson of Barnes, Fredrickson and Murphy, be appointed to act as a committee on Committee Assignments.

Motion carried.

Senator Lynch moved that the President appoint a committee of three to notify the Governor that the Senate is organized and ready for business.

Motion carried.

Senator Ployhar moved that the President name a committee of three to notify the House that the Senate is organized and ready for business.

Motion carried.

Senator Hyland moved that the President appoint a committee of three to act with a like committee from the House to arrange for a Joint Session.

Motion carried.

Senator Hyland moved that the President appoint a committee of three to draught Memorial Resolutions.

Senator Hamilton moved as an amendment that the committee of three be a joint committee to act with the House committee for the Joint Session and to prepare suitable Memorial Resolutions and present same to the Joint Assembly.

The amendment carried.

The original motion as amended carried.

Senator Hamilton moved that the President appoint a temporary committee of three on the Revision and Correction of the Journal.

Motion carried.

The President announced the following committees:

Committee to Notify the Governor: Porter, Olson of Barnes and Fowler.

Committee to Notify the House: Hamilton, Crocker and Ettestad.

Committee to Arrange for Joint Session and on Memorial Resolutions: Patterson, Hyland and Forbes.

Senator Hamilton moved that a recess be taken to enable the committee to notify the House that the Senate was organized and ready for business.

Which motion prevailed and the Senate stands recessed.

The Senate reassembled pursuant to recess taken, the President presiding.

Senator Porter reported that the Committee to Notify the Governor had performed its duty.

Senator Hamilton moved that the President appoint a committee on the Revision and Correction of the Journal.

Motion carried.

The President appointed Senators Fine, Sperry and Kamrath as a temporary committee on Revision and Correction.

Senator Hamilton reported that the committee appointed to notify the House had discharged its duty.

Senator Ettestad submitted the following report:

Mr. President: Your committee on Temporary Rules begs leave to report that they have met and recommend that the Rules of the Twentieth Legislative Assembly be temporarily adopted for use until a permanent rules committee be appointed and permanent rules be adopted for the government of this Senate body.

Dated January 8, 1929.

OLE ETTESTAD,
E. H. BRANT,
W. D. LYNCH,
Committee.

Senator Ettestad moved the adoption of the report.

Motion carried.

A committee from the House reported that the House was organized and ready for the transaction of business.

Senator Hamilton moved the nomination of Miss Fanny Larson of McHenry county as Senate Stenographer. Motion prevailed.

ROLL CALL

The question being on the election of Fanny Larson as Stenographer, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renaud
Brunsdale	Lynch	Renwick
Conrath	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Martin	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.
Cain	McCrory
Crocker	Sathre

So Fannie Larson was declared elected Stenographer.

Senator Atkins moved that Miss Jennie Fisher be employed as Senate Stenographer. Motion carried.

ROLL CALL

The question being on the election of Jennie Fisher for Stenographer, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renaud
Brunsdale	Lynch	Renwick
Conrath	McCrory	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel

Messrs.	Messrs.	Messrs.
Erickson	Martin	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Absent and not voting:

Messrs.
Cain

So Jennie Fisher was declared elected Stenographer.

Senator Patterson moved that the clergymen of Mandan be employed as Chaplains of the Senate. Motion carried.

ROLL CALL

The question being on the election of the clergymen of Mandan as Chaplains of the Senate for this session, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Conrath	McCrory	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Martin	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Absent and not voting:

Messrs.
Cain

So the above-mentioned Clergymen of Mandan were declared elected Chaplains of this session.

Senator O. H. Olson moved that Mr. V. C. Hamilton of Cayuga be employed as Senate Mailing Clerk. Motion carried.

ROLL CALL

The question being on the election of V. C. Hamilton of Sargent County as Mailing Clerk, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Conrath	McCrorry	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Martin	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Absent and not voting:

Messrs.
Cain

So V. C. Hamilton was declared elected.

The President administered the oath of office to Fanny Larson and V. C. Hamilton.

Senator Bond moved that all absent senators be excused.

Which motion prevailed.

Senator Bond moved that the courtesies of the floor be extended to Mr. J. O. Fylken and Lyman Fylken, and to Mr. Steve Terhorst, of Ward county.

Which motion prevailed.

Senator Steel: "I am sure that we all regret to hear that Senator Cain of Dickinson has suffered the loss of his mother within the past few days. I move that Senator Cain be excused and that the records show that this Senate body unani-

TUESDAY, JANUARY 8, 1929

13

mously extends to him our sincere sympathy in his great loss."

Senator Hamilton seconded the motion and suggested that the vote taken be a standing vote.

The standing vote was unanimous, therefore the motion prevailed.

Senator Hamilton moved that the Senate recess until 1:30 p. m. January 9th.

Which motion prevailed.

The Senate stands recessed.

F. E. TUNELL,
Secretary.

FIRST DAY AFTER RECESS AND SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
January 9, 1929.

The Senate reassembled at 1:30 P. M. pursuant to recess taken, the President John W. Carr, presiding.

The President administered the oath of office to Miss Jennie Fisher.

MESSAGE FROM THE HOUSE

House Chambers,
Bismarck, North Dakota,
January 9, 1929.

Mr. President: I have the honor to inform you that the House has appointed the following members as a Committee to confer with a like Committee of the Senate to arrange for a joint session.

REP. OLAFSON,
REP. THATCHER,
REP. WESTFORD.

Very respectfully,
C. R. VERRY,
Chief Clerk.

The President asked for the report of the Committee appointed to act with a like Committee of the House on the arrangements for a proposed joint assembly of the House and Senate.

Senator Patterson reported that the Committee chosen to arrange with a like committee from the House for a Joint Session had performed its duty in arranging for a joint session. He requested that the committee be granted an indefinite length of time to prepare suitable memorials.

Senator Patterson moved that the report of the committee be adopted, which motion prevailed and the report was adopted.

The request for time to prepare suitable memorials was granted.

Senator Hamilton requested a return to the Eighth Order of Business, which request was granted.

Senator Hamilton then moved the nomination of the following employees, and that they be voted on in one roll call, the Journal to show a separate roll call for each employee.

Which motion prevailed.

Chief Enrolling and Engrossing Clerk, Miss Bernice B. Britton.

Assistant Enrolling and Engrossing Clerk, Miss Genevieve Boise.

Postmaster, Roy Yeater.

Proofreader, H. R. Long.

Stenographer, Miss Dorothy Atkins.

Stenographer, Miss Mae F. Endres.

Page, Peter Boehm.

ROLL CALL.

The question being on the election of Bernice B. Britton as Chief Enrolling and Engrossing Clerk, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Conrath	McCrory	Sathre
Crocker	Magnuson	Sperry
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patten	Wog
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Steel

Messrs.	Messrs.	Messrs.
Cain	Marshall	Whitman
Forbes	Ployhar	

So Bernice B. Britton was declared elected as Chief Enrolling and Engrossing Clerk.

ROLL CALL

The question being on the election of Genevieve Boise as Assistant Enrolling and Engrossing Clerk, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Conrath	McCrary	Sathre
Crocker	Magnuson	Sperry
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Flechten	Olson, Eddy-Foster	Watt
Fowler	Patten	Wog
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Steel
Cain	Marshall	Whitman
Forbes	Ployhar	

So Genevieve Boise as Assistant Enrolling and Engrossing Clerk was declared elected.

ROLL CALL

The question being on the election of Roy Yeater as Postmaster, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick

Messrs.	Messrs.	Messrs.
Conrath	McCrorry	Sathre
Crocker	Magnuson	Sperry
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patten	Wog
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Steel
Cain	Marshall	Whitman
Forbes	Ployhar	

So Roy Yeater was declared elected Postmaster.

ROLL CALL

The question being on the election of H. R. Long, as Proofreader, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Conrath	McCrorry	Sathre
Crocker	Magnuson	Sperry
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patten	Wog
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Steel
Cain	Marshall	Whitman
Forbes	Ployhar	

So H. R. Long was declared elected as Proofreader.

ROLL CALL

The question being on the election of Dorothy Atkins as

Stenographer, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Conrath	McCrory	Sathre
Crocker	Magnuson	Sperry
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patten	Wog
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Steel
Cain	Marshall	Whitman
Forbes	Ployhar	

So Dorothy Atkins was elected as Stenographer.

ROLL CALL

The question being on the election of Mae F. Endres as Stenographer, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Conrath	McCrory	Sathre
Crocker	Magnuson	Sperry
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patten	Wog
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Steel
Cain	Marshall	Whitman
Forbes	Ployhar	

So Mae F. Endres was elected as Stenographer.

ROLL CALL

The question being on the election of Peter Boehm as Page, the roll was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renault
Brunsdale	Kretschmar	Renwick
Conrath	McCrary	Sathre
Crocker	Magnuson	Sperry
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patten	Wog
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Steel
Cain	Marshall	Whitman
Forbes	Ployhar	

So Peter Boehm was declared elected as Page.

The President then administered the oath of office to the following named employees: Bernice B. Britton, Genevieve Boise, H. R. Long and Peter Boehm.

Senator Hyland moved that the courtesies of the floor be extended to ex-Senator John Nathan of Sheridan County, Charles M. Whitmer of Oliver County, Thorvald Mostad of Ward County; to Mr. Charles Shafer, father of Governor Shafer, and to Mr. John Goodall, both of McKenzie County.

Which motion prevailed.

Senator Bond moved that the Senate do now adjourn.

Which motion prevailed.

The Senate stands adjourned.

F. E. TUNELL,
Secretary.

SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
January 9, 1929.

The Senate convened at two p. m., the President presiding.
Prayer by the Chaplain, Rev. Frederic G. Norris, of Mandan.

ROLL CALL

All present except Senators Atkins, Cain and Lynch.
Those present were:

Messrs.	Messrs.	Messrs.
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	McCrary	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson	Peck	
Hamilton	Ployhar	

Absent:

Messrs.	Messrs.	Messrs.
Atkins	Cain	Lynch

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

Mr. President: Your temporary 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:

On page 1, fifth line from the bottom, change the word "judge" to "John."

Wherever "motion carried" appears change to "which motion prevailed."

On page 8, eighth line from the bottom, change the word "five" to "three".

On page 10, seventeenth line from the bottom, change "O. H. Olson" to "Atkins."

On page 11, second line from the bottom, change the words "named ministers" to "mentioned clergymen."

On page 12, second line from the top, change "Murphy" to "O. H. Olson."

On page 13, second line from the top, strike out the words "from this session."

And when so corrected recommend that the same be approved.

C. W. FINE
Temporary Chairman.

Senator Fine moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication and resolutions from County Agent T. X. Calnan of Barnes county pertaining to passage of an adequate dog law were presented.

Senator Ployhar moved that the communication and resolutions pertaining to passage of an adequate dog law be printed in the Journal and referred to the appropriate committee.

Which motion prevailed.

The President referred the communication and resolutions to the Committee on Livestock and Animal Husbandry when the committee is formed.

A petition signed by Rev. E. Ulbricht and fifty-eight others of Dresden, N. Dak., protesting against the law pertaining to the Ten Commandments, was read.

Senator Murphy moved that the petition be referred to the Committee on State Affairs.

Which motion prevailed, and the petition was so referred.

Senator Forbes moved that the motion of Senator Ployhar for the printing of the first resolution be reconsidered.

Which motion prevailed.

Senator Watt moved that the resolution be referred to the Committee on Livestock and Animal Husbandry when the committee is formed.

Which motion prevailed.

Senator Ployhar moved that when future communications come to the desk, the Journal show only that same have been received, but that such communications be not printed in the Journal.

Which motion prevailed.

Senator Hamilton presented the name and moved the nomination of Senator O. H. Olson of Eddy county as President Pro Tem of the Senate. Which motion was seconded by Senator Bond.

ROLL CALL

The question being on the election of Senator O. H. Olson of Eddy County as President Pro Tem of the Senate, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 2, and 1 passed.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.-
Atkins	Hamilton	Porter
Bond	Hoople	Poupore
Bonzer	Hyland	Renauld
Brant	Kamrath	Renwick
Brostuen	Kretschmar	Sathre
Brunsdale	McCrary	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	
Fredrickson	Ployhar	

Absent and not voting:

Messrs.	Messrs.
Cain	Lynch

Passed:

Messrs.
Olson, Eddy-Foster

So Senator Olson of Eddy county was declared duly elected President Pro Tem of the Senate.

Senator Eastgate moved that all absent senators be excused.

Which motion prevailed.

Senator Patterson requested a return to the Eighth Order of Business.

Senator Patterson then moved that when the communication is received from the House that it is ready to receive the Senate in Joint Assembly that the Senate body meet with them.

Which motion prevailed.

Senator Ettestad moved that first preference in selecting seats be given to hold-over senators, second to re-elected senators, and that the new senators be given the seats remaining.

Senator Hyland suggested that action on Senator Ettestad's motion be deferred until after the joint session.

This suggestion being agreeable to Senator Ettestad, action was deferred.

A committee from the House notified the Senate that the House was ready to receive them in Joint Session.

Senator Hamilton moved that the Senate recess until the Joint Assembly dissolves.

Which motion prevailed.

The Senate stood recessed.

The Senate reassembled pursuant to recess taken, the President, John W. Carr, presiding.

Senator Ettestad requested that action upon his motion regarding the selection of seats by the senators, be deferred.

Which request was granted.

Senator Forbes moved that the Committee on Rules be directed to prepare a rule on the subject of the selection of seats.

Which motion was lost.

Senator Hamilton moved that the Senate do now adjourn.

Which motion prevailed.

The Senate stands adjourned.

F. E. TUNELL,
Secretary.

THIRD DAY

Senate Chamber,
Bismarck, North Dakota,
January 10, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Fredric G. Norris of Mandan.

Roll Call: All members present except Senators Cain and Lynch.

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

Mr. President: Your temporary committee on Revision and Correction of the Journal have carefully examined the Journal of the First Day After Recess and Second Day and recommend that the same be corrected as follows:

On page, 1, 5th line from the bottom, change the word "duly" to "duty."

On page 2, 16th line from the top, correct the spelling of the name, "Mae F. Endres"; also correct the same name on page 5, line 26.

On page 6, after line 32, insert the following: "The President then administered the oath of office to the following named employees: Bernice B. Britton, Genevieve Boise, H. R. Long and Peter Boehm."

On page 10, line 3 strike out the word "join" and insert the word "joint."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Acting Chairman of the Temporary Committee.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

The President administered the oath of office to Miss Dorothy Atkins.

A resolution was introduced by Senator Sperry, by request, to appoint the official photographer for the Senate of the Twenty-first Legislative Assembly of the State of North Dakota.

RESOLUTION

Whereas, It has been the custom of all assemblies of the North Dakota Senate to have a composite group photo of the individual members hung in the Senate Chambers; and

Whereas, The Butler Studio of Bismarck offers to make such a group photo and hang it, framed, in the Senate Chamber at a cost of one dollar for each individual in the group:

Now, Therefore, Be It Resolved, That the Butler Studio of Bismarck, North Dakota, be, and is hereby appointed official photographer for the Senate of the Twenty-first Legislative Assembly of the State of North Dakota.

Be It Further Resolved, That the Butler Studio of Bismarck, North Dakota, be, and is hereby awarded the sole privilege of photographing members of the Senate of the Twenty-first Legislative Assembly on the floor of the Senate Chamber.

Senator Sperry moved that the resolution be referred to the committee on State Affairs.

Which motion prevailed.

Senator Tofsrud introduced a resolution adopted by the Board of County Commissioners of Pierce county, N. D., in regard to depository bonds securing public funds.

Senator Ettestad moved that the resolution be referred to the committee on Banks and Banking.

Which motion prevailed.

Senator Hamilton moved the nomination of the following employees, and that they be voted on in one roll call, the Journal to show a separate roll call for each employee.

Which motion prevailed.

Second Assistant Secretary of the Senate, Alfred S. Dale.

Bill Clerk, Hans Rauk.

Telephone Messenger, Elsie Keierleber.

Bill Room Clerk, Linus Peterson.

Page, Earl Hoople.

ROLL CALL

The question being on the election of Alfred S. Dale as Second Assistant Secretary of the Senate, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 3; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Matthaei	Thorson
Erickson	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cain	Lynch	Martin

Passed:

Messrs.
Hoople

So Alfred S. Dale was declared elected.

ROLL CALL

The question being on the election of Hans Rauk as Bill Clerk, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 3; passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter

Messrs.	Messrs.	Messrs.
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	McCrorry	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Matthaei	Thorson
Erickson	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cain	Lynch	Martin

Passed:

Messrs.
Hoople

So Hans Rauk was declared elected.

ROLL CALL

The question being on the election of Elsie Keierleber as Telephone Messenger, the roll was called, and there were eyes, 45; nays, 0; absent and not voting, 3; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	McCrorry	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Matthaei	Thorson
Erickson	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cain	Lynch	Martin

Passed:

Messrs.
Hoople

So Elsie Keierleber was elected Telephone Messenger.

ROLL CALL

The question being on the election of Linus Peterson as Bill Room Clerk, the roll was called, and there were ayes 45; nays, 0; absent and not voting, 3; passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Matthaei	Thorson
Erickson	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cain	Lynch	Martin

Passed:

Messrs.
Hoople

So Linus Peterson was declared elected as Bill Room Clerk.

ROLL CALL

The question being on the election of Earl Hoople as Page, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 3; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hyland	Poupore

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Matthaei	Thorson
Erickson	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Weg

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cain	Lynch	Martin

Passed:

Messrs.
Hoople

So Earl Hoople was declared elected as Page.

The president administered the oath of office to Alfred E. Dale, Elsie Keierleber, Linus Peterson, Earl Hoople and Mae F. Endres.

Senator Kretschmar moved that the courtesies of the floor be extended to John Bischof, Zeeland; M. J. Rummelle, Ashley; I. A. Mackoff, Ashley.

Which motion prevailed.

Senator Bond moved that the courtesies of the floor be extended to Carl Bach, Sadie Bach and Effie Gilpin of Minot, also to Cleo Hamilton of Eckman.

Which motion prevailed.

Senator Magnuson moved that the President appoint a committee of three to confer with a like committee of the House relative to the printing and distribution of the Journals.

Which motion prevailed and the President appointed on this committee, Senators C. J. Olson, Brunsdale and Watt.

Senator Renwick moved that all absent Senators be excused.

Which motion prevailed.

Senator Watt moved that the Secretary of the Senate be

instructed to order necessary supplies and postage for use of the Senators.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 1 Introduced by Senator Walter Bond.

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

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

Senator Hamilton requested a return to the Eighth Order of Business, which request was granted.

Senator Bond moved that the President appoint a committee of three to secure committee rooms.

Which motion prevailed and the President appointed on this committee Senators Hamilton, Atkins and Patten.

Senator Patten moved that the President appoint a committee of three to confer with the printers and to investigate the cost of printing bills and having amendments to existing laws set in certain type.

Which motion prevailed and the President appointed on this committee Senators Forbes, Sathre and Matthaei.

Senator Fine moved as a further correction to the Journal page 9, line 4, after the word "Senate", add the words: "Which motion was seconded by Senator Bond".

Which motion prevailed.

Senator Matthaei moved that the Senate recess until 1:30 tomorrow.

Which motion prevailed. Senate stands recessed.

F. E. TUNELL,
Secretary.

THIRD DAY AFTER RECESS AND FOURTH DAY

Senate Chamber,
Bismarck North Dakota,
January 11, 1929.

The Senate reassembled at 1:30 p. m. pursuant to recess taken, the President, John W. Carr, presiding.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January 11, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has appointed the following members as a committee to confer with a like committee from the House as to printing and distribution of the Journals: Hamilton, Brunsdale, Watt.

Very Respectfully,

F. E. TUNELL,
Secretary.

Senator Hamilton moved the nomination of the following employees, and that they be voted in on one roll call, the Journal to show a separate roll call for each employee.

Which motion prevailed.

First Assistant Mailing Clerk, W. E. McCrory.

Second Assistant Mailing Clerk, Leonard Patten.

Senate Doorkeeper, Joseph Meyer.

Governor's Messenger, Thomas C. Lauder.

Cloak Room Attendant, J. S. Anderson.

Senate Messenger, B. J. Monaghan.

ROLL CALL

The question being on the election of W. E. McCrory as First Assistant Mailing Clerk, the roll was called, and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bonzer	Hyland	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	McCrory	Renwick
Conrath	Magnuson	Sathre
Eastgate	Marshall	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Weg
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Fleckten	Renauld
Cain	Lynch	Sperry
Crocker	Martin	Tofsrud

So W. E. McCrory was declared elected.

ROLL CALL

The question being on the election of Leonard Patten as Second Assistant Mailing Clerk, the roll was called, and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bonzer	Hyland	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	McCrory	Renwick
Conrath	Magnuson	Sathre
Eastgate	Marshall	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Unruh

Messrs.	Messrs.	Messrs.
Fine	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Fleckten	Renauld
Cain	Lynch	Sperry
Crocker	Martin	Tofsrud

So Leonard Patten was declared elected.

ROLL CALL

The question being on the election of Joseph Meyer as Senate Doorkeeper, the roll was called, and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bonzer	Hyland	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	McCrory	Renwick
Conrath	Magnuson	Sathre
Eastgate	Marshall	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Fleckten	Renauld
Cain	Lynch	Sperry
Crocker	Martin	Tofsrud

So Joseph Meyer was declared elected.

ROLL CALL

The question being on the election of Thomas C. Lauder as Governor's Messenger, the roll was called, and there were ayes, 40, nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bonzer	Hyland	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	McCrory	Renwick
Conrath	Magnuson	Sathre
Eastgate	Marshall	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Fleckten	Renauld
Cain	Lynch	Sperry
Crocker	Martin	Tofsrud

So Thomas C. Lauder was declared elected .

ROLL CALL

The question being on the election of J. S. Anderson as Cloak Room Attendant, the roll was called, and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bonzer	Hyland	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	McCrory	Renwick
Conrath	Magnuson	Sathre
Eastgate	Marshall	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Fleckten	Renauld
Cain	Lynch	Sperry

Messrs.	Messrs.	Messrs.
Crocker	Martin	Tofsrud

So J. S. Anderson was declared elected.

ROLL CALL

The question being on the election of B. J. Monaghan as Senate Messenger, the roll was called, and there were ayes, 40; nays, 0; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bonzer	Hyland	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	McCrorry	Renwick
Conrath	Magnuson	Sathre
Eastgate	Marshall	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Fleckten	Renauld
Cain	Lynch	Sperry
Crocker	Martin	Tofsrud

So B. J. Monaghan was declared elected.

The President administered the oath of office to W. E. McCrorry, Joseph Meyer, Thomas C. Lauder, J. S. Anderson, B. J. Monaghan and Roy Yeater.

Senator Hamilton moved that the report of the Senate Fact Finding Committee be printed in the Journal.

Which motion prevailed.

REPORT OF THE SENATE FACT FINDING COMMITTEE

The Senate Fact Finding Committee, appointed by the State Senate during the 1927 Session, to ascertain facts relative to the operation of the State Mill and Elevator, and appointed during the closing days of the Special Session of 1928

to act as an interim committee, wish to submit the following report for your consideration:

You are quite familiar with the various reports made by this committee since its appointment in 1927, and it is not necessary to refer to them except to briefly consider the operation of the Mill and Elevator since that time and to review present conditions at the State-owned institution, and the present policies of the men actively in charge of its management.

In our previous reports our committee criticized the operation and policy of the mill management on the following points:

1. Lack of co-ordination between departments.
2. The basis on which eastern flour sales were made.
3. The practices in vogue relative to wheat purchases.

We will briefly give you our observations on the above points as we found them during the past year.

(a) It is gratifying to your committee to report that it finds a vast improvement in the conditions surrounding the Mill and Elevator; the various departments are working in harmony and the spirit of the entire organization is excellent. Improvement and progress is apparent in every phase of the industry.

(b) With reference to Eastern Flour Sales:

Since the summer of 1927, many new and more satisfactory connections have been made in the eastern markets and flour sales at these points have been made on a far more favorable basis than heretofore. The eastern market is beginning to recognize the high quality of the flour made by the State Mill and the hope of making eastern sales on an increasingly large scale is dependent on this high standard of quality being maintained.

Sales have also increased in the western market to the extent of 50,000 barrels over the previous year. We consider this to be very satisfactory and bears out the belief of your committee that the institution is making definite progress.

(c) With reference to wheat purchases:

We have suggested that, as far as possible, wheat purchased for the operation of the mill should be obtained within the State and also that as much as possible should be purchased direct from individuals and co-operative elevator companies.

An analysis of the wheat purchased during the past eighteen months would indicate that an effort has been made by the Wheat Buying Department to attain this goal.

WHEAT PURCHASES FROM AUGUST 1, 1928, to DE-
CEMBER 10, 1928

From commission firms representing farmers, farmers elevators and independent shippers.....	538
Direct shipments	326
Wheat growers	71
Farmers Union	86
Smith Tynes	18
Merchandizers	40
Line Elevators	43
	<hr/>
	1122

PERCENTAGES

Originating from farmers organizations, farmers and independents	91.9
All others	8.1
	<hr/>
	100.0

The first classification includes cars of wheat that are shipped by farmers elevator companies and independent shippers, and consigned to commission firms who are represented on the Terminal Exchange. The commission houses as a rule are assisting in the financing of these elevators and the proceeds of the sale is placed to the credit of the shipper.

The amount of grain purchased outside of the state may vary from year to year depending upon the protein quality of the grain raised within the state. Then, too, there are certain sections of the best protein producing portions of the state that are precluded by freight charges from shipping to the State Mill. It is hoped that this situation may be improved.

Our statements to the effect that we have found material improvement in each of these phases is borne out by the improved financial showing of the Mill and Elevator. While it is too early to obtain final report for the year, the records

and auditors' reports to December 1st would indicate that the showing will equal or slightly exceed that of 1927, when an operating profit, exclusive of interest charges and depreciation, of \$160,000 was made.

WITH REFERENCE TO TERMINAL ELEVATOR

In the past, reports of this committee and the thoughts of the people of the state have been directed to the State Mill and Elevator as a single institution and in this grouping the people of the state invariably think of it as a State Mill and lose sight of the Elevator. As a matter of fact, constitutional amendment of 1914 and later Legislative acts have created two separate and distinct units and around these two units there has been built, under legislative authority, granted in 1925, a grain marketing terminal.

It is the opinion of your committee that in the creation of this terminal, with facilities for Federal inspection and storage and opportunities for diversion to different markets, that the greatest value of this state-owned institution at Grand Forks will be found.

The State Mill at best can only grind a relatively small portion of the state's wheat crop and affects only one variety of grain.

The Terminal Elevator has an ultimate prospect of being of value to all varieties of grain and it is the opinion of your committee that the efforts which are being made to create a Terminal Market that will have still greater value, should have the support of every member of this Legislature.

That much has been accomplished toward the creation of an institution that is of value to the grain trade and the producers of grain is demonstrated by the increased use to which the facilities have been put.

During 1928 more than 13,087 cars, or more than 22,000,000 bushels of grain were stopped at Grand Forks for federal inspection, protein test and bid. The growth of this service during the past few years is indicated in the following table:

Year	Cars Inspected
1925	3430
1926	5326
1927	6554
1928	13087

A similar increase is found in protein tests made at the State Mill Laboratory:

Year	Protein
	Tests Made
1925	8,635
1926	9,734
1927	10,847
1928	20,465

In addition, the Loomis Laboratory in Grand Forks reports a greatly increased business.

USE OF STORAGE

The storage facilities of the Elevator are taxed to the limit. 1927 was the first year that country elevators and line houses availed themselves of the use of the Elevator for storage to any great extent. During 1927 the Elevator was practically full. This year it is taxed to the limit and it would have been possible for the management to have filled twice the space had it been available.

AMOUNT OF GRAIN IN PUBLIC STORAGE AT THE NORTH DAKOTA TERMINAL DECEMBER 17, 1928

General Storage, spring wheat.....	223,747 Bushels
Special Storage, spring wheat	672,846 Bushels
Special Storage, durum	118,369 Bushels
	<hr/>
	1,014,962 Bushels

The total capacity of the space devoted to federal storage is 1,320,000 bushels. This space is entirely taken by individuals and concerns who have stored the grain listed above.

The very fact that the use of the Elevator and Terminal facilities has been so greatly increased during the past two years should be conclusive proof that the market is of increasing value to the grain trade and producers of grain in North Dakota.

Your committee has in the past severely criticized the operation and policies of the past administration in its management of the State Mill. We believe that we should be equally willing to give credit to the past State Administration for being in a large measure responsible for the increased use that

has been made of this market. They have laid a good foundation and it should be the wish of each of you to continue the work that has been so well started.

From a financial standpoint, the Elevator, during the past year, has made a good showing. A sufficient earning has been made to pay the operating expenses and practically all interest charges; or, to express it in another way, it has paid its operating expenses, its depreciation charges and has about \$20,000 remaining toward interest charges.

POSSIBILITIES OF INCREASED USE

In 1925 the Legislature declared the Terminal Elevator to be a public grain marketing terminal and requested our Railroad Commission to prescribe rates that would permit it to function as such.

Cases were then brought under the law by the State Mill and Elevator through counsel, before our Railroad Commission and before our courts and later before the Interstate Commerce Commission to secure recognition of the Terminal at Grand Forks as an actual grain marketing terminal in fact, and thru these cases both the Supreme Court of our State and the Interstate Commerce Commission have given distinct recognition to the terminal as an actual grain marketing terminal in fact. They have stated that it is a terminal of value and of service to the producers of our state and they have given valuable transit privileges for the Terminal. See 219 N. W., P. 295 and 139, I. C. Co., 453.

At the present time the State Mill and Elevator has a case pending before the Interstate Commerce Commission, known as the North Dakota Terminal Case, heard in connection with the general investigation of the Commission concerning grain rates and privileges to obtain rulings which will place the Terminal at Grand Forks on a parity with the Terminal Markets in Minneapolis and Duluth. This matter is far too complex for us to treat in this report. Your committee, however, has received sufficient information on this subject to enable them to understand its importance and to comprehend the far-reaching effect of the successful outcome of these cases.

We would earnestly recommend that this Legislature give this matter its serious attention and that it obtain as much information as there is available on the subject. Your committee only expresses its individual opinion when we say that in this whole situation there exists an opportunity to work out a tangible measure of farm relief for the producers of this state. With the feeling that exists in our national congress toward the need of such relief we believe that this is an opportune time to obtain that to which we are entitled, namely, the right to obtain prices for our products on the basis of their quality, and the right to bring them to the markets on rates that are competitive with our neighbors to the north and to the south.

When we talk of increasing the facilities of the Terminal market for storage of grain, we do not contemplate that it will be necessary for the state to enlarge on its present plant. Greater storage space will be required at Grand Forks it is true, and it would follow that storage space would be required at other points in the state. However, it is our belief that the successful outcome of even a portion of the cases now being tried before the Interstate Commerce Commission will cause private capital, or cooperative organizations to build such storage facilities without state assistance.

The removal of the penalty of from 1½ to 4½ cents per hundred for storage in transit we believe would be sufficient to bring this about. Some objection has been made to the effort being made to remove this storage in transit charge on the ground that our freight rates on grain throughout the state may be increased. We do not believe that this would follow. Rates on agricultural products could hardly be raised at the present time, and, furthermore, we agree that the erection of sufficient storage space, either at such terminals as we now have, or may have, or the working out of a farm storage plan, or both, will tend to reduce the peak of demand placed on railroad rolling-stock and equipment by sending the grain on its long eastern hauls more gradually. We believe that you will be in agreement on this matter when you have given it consideration. At any rate, it is worthy of serious thought.

FUTURE MANAGEMENT OF THE MILL AND ELEVATOR

Your committee has been asked at different times if they would recommend a form of management for the State Mill and Elevator.

It is our belief that the essential requisite of any form of management is that the manager of the Mill, who is actively in charge of its operation, be permitted to operate the business free from political interference, subject only to such safeguards as a private corporation would place on a manager or superintendent of its property. Whether he be answerable to the Governor or to a Commission is not of material difference to your committee.

AUDITS

It is apparent that the auditing situation at the State Mill and Elevator can be improved. This is so obvious that it is not necessary for this committee to comment on it further. We are confident that a more satisfactory way can be devised to conduct the audits of the Mill and Elevator.

In concluding its service as a Senate Committee, this committee desires to state that it has worked in complete harmony, with only one desire in mind, and that to assist if pos-

sible the State Mill and Elevator. We hope that results will confirm us in the belief that some service has been rendered.

We wish to express our appreciation of the confidence placed in us by the State Senate, and we also wish to state that in all our connection with the Mill and Elevator that we have received the most courteous treatment from officials and employees of the institution. We have at no time been denied any information, and every effort has been made to assist us in our work.

By D. H. HAMILTON, Chairman,
WALTER H. SCHLOSSER,
L. O. FREDRICKSON.

Senator Porter moved that the Senate do now adjourn.

Which motion prevailed and the Senate stands adjourned.

F. E. TUNELL,
Secretary.

FOURTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 11, 1929.

The Senate convened at two p. m. the President, John W. Carr presiding.

Prayer by the Chaplain, Rev. Frederic G. Norris of Mandan, North Dakota.

Roll call: All members present except Senators Bond, Cain, Erickson, Lynch, Martin, Peck, Tofsrud, Van Arnam.

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

Mr. President: Your temporary 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:

Page 1, last line, add word "acting" before the word "chairman".

And when so corrected recommend that the same be approved.

C. W. FINE,
Chairman.

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

Bid from Virginia Butler Studio, Bismarck, North Dakota, for photographing Senators, was read and referred to the committee on State Affairs.

Communications from Lloyd Spetz Post No. 1 American Legion of Bismarck, North Dakota, and Gilbert N. Nelson Post No. 1362, Veterans of Foreign Wars of Bismarck, North Dakota, petitioning the Senate to memorialize the Congress of the United States to pass the Cruiser Construction Bill, were read and referred to Federal Relations Committee.

The committee on Journal made the following report:

Mr. President: Your committee appointed to confer with a like committee from the House would report as follows:

We recommend the printing of 4500 copies of the Journal of each day's proceedings of each House and that there be assigned to the presiding officer of the House and Senate, also to each member of the respective Houses, ten copies of this Journal, and that in addition thereto there be placed on the mailing list all state institutions, public libraries, State Historical Society, high schools, consolidated rural schools, all county judges, county auditors, the auditor of each incorporated city, the president of the village council of each incorporated village, that any newspapers published in the state, any farmers' club, commercial or Women's Club within the state, may be placed on the mailing list at the request of any member of either house; that all bills and journals authorized by this resolution to be printed shall be delivered by the printer direct to the secretary of the Publication and Printing Commission who shall receipt therefor to the printer.

That we recommend that each member of the Senate hand to the chairman of this committee a list of names and addresses to whom he wishes copies mailed, such list to be handed by the chairman to the mailing clerk.

And we would recommend that there be printed 500 copies of the permanent Journals, the 500 copies of the permanent Journals herein provided for to be distributed as follows: one copy to each member of the respective Houses and the balance to be delivered to the office of the Secretary of State and by him to be distributed as provided by law.

There is also to be printed 1,000 copies of each bill introduced in either House.

C. J. OLSON,
Chairman.

Senator C. J. Olson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Printing of Bills made the following report:

Mr. President:

Your committee appointed "to investigate the cost of printing bills for amendment of existing laws," begs leave to report as follows:

That in the preparation of bills for the amendment of existing laws, where the purpose is to omit any provision, that such omissions be indicated by stars, thus, * * * *

That where the purpose is to make an addition to, or change in, the wording of existing laws, that such change or addition be printed in italics.

Your committee is informed that the following of this requirement will not cause any additional expense.

Respectfully submitted,

JOSEPH G. FORBES,
Chairman.
W. E. MATTHAEI,
P. O. SATHRE.
Committee.

Senator Forbes moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Patterson requested that the courtesies of the floor be extended to Mr. E. A. Voight of Mohall.

Which request was granted.

Senator Whitman requested that the courtesies of the floor be extended to Mayor John L. Hulting, J. D. Turner and H. O. Hall of Grand Forks.

Which request was granted.

Senator Hamilton requested a return to the Eighth Order of Business. Which request was granted.

Senator Hamilton moved the nomination of J. J. Jollie of Rollette county as gallery doorkeeper.

Which motion prevailed.

ROLL CALL

The question being on the election of J. J. Jollie as Gallery Doorkeeper, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	McCrory	Renwick
Conrath	Magnuson	Sathre
Crocker	Marshall	Sperry
Eastgate	Matthaei	Steel
Erickson	Murphy	Thorson
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Flecten	Patten	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Kretschmar	Martin
Cain	Lynch	Tofsrud

So J. J. Jollie was declared elected.

The President administered the oath of office to J. J. Jollie.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Tofsrud introduced:

Senate Bill No. 2. A Bill For an Act to provide for the Testing, Grading and Storing of Grain in Store Rooms or Granaries on Farms, the Loaning of Money on the same and the Manner of Collecting said Loans.

Was read the first and second times.

The President announced that he would temporarily defer the reference of this bill.

Senator Eastgate requested a return to the Eighth Order of Business, which request was granted.

Senator Eastgate moved that all absent senators be excused.

Which motion prevailed.

Senator Ployhar moved that the Senate do now recess until 1:30 p. m. Saturday, January 12th.

Which motion prevailed and the Senate stands recessed.

F. E. TUNELL,
Secretary.

FOURTH DAY AFTER RECESS AND FIFTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 12, 1929.

The Senate reassembled at 1:30 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

Senator Sperry moved that the report made by Senator Olson of Barnes on the printing and distribution of the Journals be adopted by roll call.

ROLL CALL

The question being on the motion of Senator Sperry, the roll was called, and there were ayes, 39; nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Conrath	McCrory	Renwick
Crocker	Magnuson	Sathre
Eastgate	Martin	Sperry
Erickson	Matthaei	Steel
Ettestad	Murphy	Thorson
Fleckten	Olson, Barnes	Unruh
Forbes	Olson, Eddy-Foster	Van Arnam
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Kretschmar	Ployhar
Bonzer	Lynch	Tofsrud
Cain	Marshall	Watt
Fine		

Which motion prevailed.

Senator Hamilton requested a return to the Eighth Order of Business. Which request was granted.

Senator Hamilton moved the nomination of Warren Hanson as Page.

Which motion prevailed.

ROLL CALL

The question being on the election of Warren Hanson as Page, the roll was called, and there were ayes, 39, nays, 0; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Conrath	McCrary	Sathre
Crocker	Magnuson	Sperry
Eastgate	Matthaei	Steel
Erickson	Murphy	Thorson
Ettestad	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Forbes	Patten	Watt
Fowler	Patterson	Whitman
Fredrickson	Peck	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Kretschmar	Martin
Bonzer	Lynch	Renwick
Cain	Marshall	Tofsrud
Fine		

So Warren Hanson was declared elected Page.

Senator C. J. Olson requested that the courtesies of the floor be extended to L. Noltimier, Fred Fredrickson and F. S. Dwight, all of Valley City, which request was granted.

Senator Fowler requested that the courtesies of the floor be extended to W. C. Green, St. Paul. Which request was granted.

The President administered the oath of office to Hans Rauk and Warren Hanson.

Senator Hamilton moved that the Senate do now adjourn.

Which motion prevailed and the Senate stands adjourned.

F. E. TUNELL,
Secretary.

FIFTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 12, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Frederic G. Norris, of Mandan, North Dakota.

Roll Call: All members present except Bond, Bonzer, Cain, Fine, Kretschmar, Lynch, Tofsrud.

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

Mr. President: Your temporary 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:

Strike out all of lines 9, 10, and 11 on page 1.

On line 10 of page 8 change the word "Hill" to read "Mill".

After line 29 on page 15 insert the following: "Was read the first and second times."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Acting Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Patterson introduced:

Senate Bill No. 3. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota, Providing for the Election of County Officials.

Which was read the first and second times and referred to the committee on Judiciary.

Senator Fredrickson introduced:

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Providing Penalties for the Violation of this Act; and Repealing All Acts and Parts of Acts in Conflict With this Act.

Which was read the first and second times and referred to the committee on Live Stock.

Senator Olson of Eddy moved that all absent Senators be excused.

Which motion prevailed.

Senator Murphy moved that the Senate do now adjourn.

Which motion prevailed and the Senate stands adjourned.

F. E. TUNELL,
Secretary.

SEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 14, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, C. J. Fyelling of Mandan, North Dakota.

Roll Call: All members present except Senator Lynch.

Senator Porter requested that all absent Senators be excused and it is so ordered.

The President administered the oath of office to Leonard Patten.

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

Mr. President: Your temporary committee on Revision and Correction of the Journal have carefully examined the Journal of the Fourth Day After Recess and Fifth Day and recommend that the same be corrected as follows:

On 9th line from bottom of page 2 after the word "courtesies" insert the words "of the floor."

On line 3 of page 4 correct the spelling of the word "Judiciary."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Acting Chairman.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

A communication from the County Commissioners of McHenry county, pertaining to the State Hail Insurance laws, was read from the desk and referred to the committee on Insurance.

A communication signed by J. J. Smith and 8 others urging legislation to protect sheep from dogs and wolves, was read from the desk and referred to the committee on Livestock and Animal Husbandry.

A petition from the members of the Fine Arts Club of Fargo requesting the continuation of appropriation for maternity work as conducted under the Shepard-Towner Act, was read from the desk and referred to the committee on Women's and Children's Welfare.

The report of the committee on Committee Assignments was read by the Secretary:

SENATE STANDING COMMITTEES

AGRICULTURE: Fine (chairman), Magnuson, Eastgate, Kamrath, Poupore, Renauld, Tofsrud, Ettestad, Renwick, Brostuen, Sperry.

APPROPRIATIONS: Brant (chairman), Marshall, Kreschmar, Hamilton, Ployhar, Magnuson, Murphy, Patterson, Steele, Fredrickson, Bond, O. H. Olson, Watt, Sathre, Whitman, Renauld, Cain.

APPORTIONMENT: Forbes (chairman), Wog, Atkins, Ettestad, Bond, Fleckten, Kretschmar, Martin, Murphy, O. H. Olson, Ployhar, Peck, Cain, Patten, Eastgate, Sathre, Steele, Brant, Unruh, Sperry, Brostuen, Fowler, Thorson.

BANKS AND BANKING: Patterson (chairman), O. H. Olson, Lynch, Hamilton, Bond, Fredrickson, Kretschmar, C. J. Olson, Tofsrud, Magnuson, Watt, Patten, Fowler, Sathre, Atkins.

CITIES AND MUNICIPAL CORPORATIONS: Fleckten (chairman), Wog Forbes, Martin, Steele, Conrath, Brunsdale, Sathre, Fowler, Renauld, Sperry.

CORPORATIONS OTHER THAN MUNICIPAL: Matthaei (chairman), McCrory, Bond, Sathre, Van Arnam, Fine, Ployhar, Unruh, Lynch.

COUNTIES: Eastgate (chairman), Ettestad, Porter, Fleckten, Hyland, Fredrickson, Forbes, Brant, Tofsrud, Kamrath, Poupore.

EDUCATION: Marshall (chairman), Fine, Steele, Ettestad, Murphy, C. J. Olson, Porter, Hoople, Eastgate, Peck, Crocker.

ELECTIONS: Patten (chairman), Magnuson, Van Arnam, McCrory, Cain, Erickson, Bonzer, Renwick, Conrath.

ENROLLED AND ENGROSSED BILLS: C. J. Olson (chairman), Marshall, Brunsdale, Wog, Whitman.

FEDERAL RELATIONS: Brunsdale, (chairman), Hamilton, Eastgate, Patten, Hyland, Matthaei, Watt.

GAME AND FISH: Peck (chairman), Magnuson, Eastgate, Thorson, Hyland, Matthaei, Atkins, Kamrath, Whitman.

HIGHWAYS: Fredrickson (chairman), O. H. Olson, Atkins, Peck, Sperry, Magnuson, Eastgate, Wog, Poupore, Brostuen, Bonzer.

IMMIGRATION: Whitman (chairman), McCrory, Steele, Unruh, Cain, Erickson, Renauld, Brunsdale, Thorson.

INDIAN AFFAIRS: Thorson (chairman), Patten, Kretschmar, Van Arnam, Bond.

INSURANCE: Magnuson (chairman), O. H. Olson, Murphy, Fredrickson, Porter, Wog, Steele, Fine, Van Arnam, Martin, Watt.

IRRIGATION AND DRAINAGE: Bond (chairman), Flekten, Whitman, McCrory, Brunsdale, Conrath, Watt, Brostuen, Renwick.

JUDICIARY: Sathre (chairman), Ettestad, Ployhar, C. J. Olson, Hyland, Wog, Lynch, O. H. Olson, Steele, Patterson, Forbes, Matthaei, Van Arnam, Hoople, Fowler, Cain, Peck.

LIVESTOCK: Hoople (chairman), Hamilton, Eastgate, Martin, Sperry, Unruh, Poupore, Kamrath, Lynch, Thorson, Bonzer.

MILEAGE AND PER DIEM: Tofsrud (chairman), Wog, Brunsdale.

MILITARY AFFAIRS: Hyland (chairman), Hamilton, Ployhar, Martin, Atkins, Ettestad, Fine, Brunsdale, Unruh.

MINES AND MINERALS: Conrath ((chairman), Ettestad, Kreschmar, Flekten, Tofsrud, Patterson, Cain, Peck, Sperry.

PUBLIC HEALTH: Porter (chairman), Patterson, Steele, Fine, Hyland, Conrath, Poupore, Hoople, Thorson.

PUBLIC LANDS: Martin (chairman), Patten, Kretschmar, Brant, Atkins, Fine, Fowler, Conrath, Crocker.

PUBLIC PRINTING: Ployhar (chairman), Ettestad, Marshall, Tofsrud, Flekten, Crocker, Fine, Lynch, Conrath.

RAILROADS: McCrory (chairman), Ettestad, Kretschmar, Patterson, Forbes, Sathre, Whitman, Matthaei, Poupore, Renauld, Brant, Fowler, Renwick

REVISION AND CORRECTION OF THE JOURNAL: Sperry (chairman), C J. Olson, Hoople.

RULES: Lynch (chairman), Marshall, Forbes, Sathre, Fine, Fowler, Ettestad.

STATE AFFAIRS: Hamilton (chairman), C. J. Olson, Ployhar, O. H. Olson, Murphy, Fleckten, Porter, Wog, Lynch, Fredrickson, Bond, Patterson, Hyland, Magnuson, Atkins, Matthaei, Fowler.

STATISTICS: Van Arnam (chairman), O. H. Olson, Whitman, C. J. Olson, Kretschmar, Marshall, Thorson.

TAX AND TAX LAWS: Ettestad (chairman), Brant, Murphy, Kamrath, Forbes, Conrath, Brunsdale, Sathre, Tofsrud, Renauld, Bonzer.

TEMPERANCE: Steele (chairman), Magnuson, C. J. Olson, Crocker, Fredrickson, Tofsrud, McCrory, Watt, Patterson, Renwick, Unruh.

WAREHOUSE AND GRAIN GRADING: O. H. Olson (chairman), Magnuson, Eastgate, Fredrickson, Atkins, Patterson, Poupore, Hoople, Van Arnam, Matthaei, Watt.

WAYS AND MEANS: Wog (chairman), Hamilton, Bond, Fleckten, Lynch, Peck, Tofsrud, Thorson, Bonzer.

WOMEN'S AND CHILDREN'S WELFARE: Atkins (chairman), Marshall, Crocker, Conrath, Porter, Brant, Sperry, Peck, Hyland, Erickson, Thorson.

PUBLIC SAFETY: Kretschmar (chairman), Hamilton, Crocker, Renauld, Brostuen, Watt, Unruh, Sperry, Matthaei.

JOINT COMMITTEES

JOINT COMMITTEE ON PUBLIC BUILDINGS: Watt (chairman), McCrory, Atkins, Unruh, Thorson, Renwick, Brostuen.

JOINT COMMITTEE ON CHARITABLE INSTITUTIONS: Poupore (chairman), Patten, Brunsdale, Martin, Renauld, Hoople, Renwick.

JOINT COMMITTEE ON EDUCATIONAL INSTITUTIONS: Crocker (chairman), Fleckten, Murphy, Peck, Steele, Marshall, Erickson.

JOINT COMMITTEE ON PENAL INSTITUTIONS: Bonzer (chairman), Patterson, Kretschmar, Hamilton, Brostuen, Sperry, Martin.

JOINT COMMITTEE ON STATE LIBRARY: Cain (chairman), Erickson, Lynch, Thorson, Brostruen, Forbes, Marshall.

JOINT COMMITTEE ON JOINT RULES: Fowler (chairman), Ettestad, Patterson, Cain, Matthaei, Sperry, Peck.

JOINT COMMITTEE ON LABOR: Erickson (chairman), Fleckten, Hyland, Kamrath, Whitman, Unruh, Bond.

JOINT COMMITTEE ON INSURANCE: Renault (chairman), Fine, Murphy, Magnuson, Tofsrud, Wog, Van Arnam.

Senator Patterson moved the adoption of the report.

Which motion prevailed and the report was adopted.

The President announced that Senate Bill No. 2 was referred to Committee on State Affairs.

Senator Hyland moved that the Senate body convey a vote of thanks to the Committee on Assignments.

Which motion prevailed.

Senator Hamilton moved that the Report of the Senate Fact Finding Committee be accepted.

Which motion prevailed.

Senator Hamilton moved that the Senate Fact Finding Committee be now discharged.

Which motion prevailed, and the committee was discharged.

Senator Whitman requested that the courtesies of the floor be extended to John Vallely of Grand Forks.

It is so ordered.

Senator Patterson requested a return to the Eighth Order of Business, which request was granted.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Patterson introduced:

A Senate Resolution:

Be It Resolved by the Senate of the State of North Dakota:

Whereas, This Honorable Body during the Twentieth (20th) Legislative Assembly appointed Senators Dave Hamilton, L. O. Fredrickson, and Walter Schlosser, as a fact finding committee to act for and on behalf of this Senate, and to continue their service during the recess intervening between the Twentieth (20th) Legislative Assembly and the Twenty-first (21st) Legislative Assembly; and

Whereas, It has come to the notice of this Honorable Body, that the members of this committee have rendered faithful and valuable service, and have given their time and service unstintingly and freely to the State; and

Whereas, They have rendered distinguished service and have laid bare practices at the State Mill and Elevator heretofore existing, which service was inimical to the best interests of the said institutions; and

Whereas, They have pointed out ways and means of correcting and remedying the said practices, which said recommendations have been adopted and acted upon, by the management of the said institutions, and that as a consequence thereof, great benefit has resulted to the people of the State of North Dakota:

Now, Therefore, Be it Resolved that we, the Senators of the Twenty-first (21st) Legislative Assembly of the State of North Dakota in regular session assembled, do hereby tender to the said Senators, Dave Hamilton, L. O. Fredrickson and Walter Schlosser, our confidence and appreciation of their distinguished service and heartily commend them upon the good work which they have accomplished, and the Senate of the Twenty-first (21st) Legislative Assembly extend to them, on behalf of the people of the State, the thanks of the Senate of the State.

Senator Patterson moved the adoption of the resolution.

Which motion prevailed, and the resolution was adopted.

Senators Hamilton and Fowler introduced:

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Which was read the first and second times and referred to the committee on Judiciary.

Senator Ettestad moved that the Senate do now adjourn.

Which motion prevailed, and the Senate stands adjourned.

F. E. TUNNEL,
Secretary.

EIGHTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 15, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, C. J. Fyelling of Mandan, North Dakota.

Roll Call: All members present except Senator Lynch.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Seventh Day and find the same to be correct.

And recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petition from Lynn Spiering Post No. 4, American Legion, signed by A. Hvidston and B. T. Rodgers requesting that the term of the office of Veterans' Service Commissioner be extended, was read and referred to the committee on Military Affairs.

Petition signed by O. G. Tiemann and 56 others protesting against the Ten Commandment Law was read and referred to the committee on Education.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to Harrison Garnett of St. Thomas, Albert Jacobson of Coteau, N. D., Clarence

Sommers of Bowbells, J. D. Gronna of Lakota, N. D., and L. S. Platou of Valley City, N. D.

Senator Murphy moved that five copies of all bills be required to be presented at the desk.

Which motion prevailed.

Senator Hamilton placed in nomination and moved the election of the following employees, and that they be voted on in one roll call, the Journal to show a separate roll call for each employee.

Which motion prevailed.

Senate Stenographer, Mrs. Ethel Lane Watson.

Clerk of Committee on State Affairs, Fred Anderson.

Clerk of Committee on Taxes and Tax Laws, Thorwald Mostad.

Clerk of Committee on (Unassigned), Peter Boeckel .

Clerk of Committee on Banks and Banking, Steve Terhorst.

ROLL CALL

The question being on the election of Mrs. Ethel Lane Watson, as Senate Stenographer, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	McCrorry	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thcrson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.
Lynch

So Ethel Lane Watson was declared elected as Senate Stenographer.

ROLL CALL

The question being on the election of Fred Anderson as Clerk of Committee on State Affairs, the roll was called, and there were ayes, 48, nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.
Lynch

So Fred Anderson was declared elected as Clerk of the Committee on State Affairs.

ROLL CALL

The question being on the election of Thorwald Mostad as Clerk of Committee on Taxes and Tax Laws, the roll was called, and there were ayes, 48, nays, 0, absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud

Messrs.	Messrs.	Messrs.
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.
Lynch

So Thorwald Mostad was declared elected as Clerk of Committee on Taxes and Tax Laws.

ROLL CALL

The question being on the election of Peter Boeckel as Clerk of Committee on Unassigned, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.
Lynch

So Peter Boeckel was declared elected as Clerk of Committee on Unassigned.

ROLL CALL

The question being on the election of Steve Terhorst as Clerk of the Committee on Banks and Banking, the roll was called, and there were ayes, 48, nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	McCroory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.
Lynch

So Steve Terhorst was declared elected as Clerk of the Committee on Banks and Banking.

The President administered the oath of office to Fred Anderson, Thorwald, Mostad and Ethel Lane Watson.

Senator Kretschmar moved that all absent Senators be excused.

Which motion prevailed and it is so ordered.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Whitman introduced:

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Non-profit Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution.

Which was read the first and second times and referred to the committee on Taxes and Tax Laws.

Senator Thorson introduced:

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (Section 6001 a 1 of the 1925 Supplement to the Compiled Laws for the Year 1913) Requiring the Owners of Personal Property or Any Agent,

Mortgagee or Lien Holder to Notify the County Treasurer of the Sale of Such Property at Public Auction; Providing for the Collection of their Personal Property Taxes and Prescribing Duties of Auctioneers and Clerks in Relation Thereto.

Which was read the first and second times and referred to the committee on Taxes and Tax Laws.

Senator Olson of Barnes moved that the Senate do now adjourn.

Which motion prevailed and the Senate stands adjourned.

F. E. TUNELL,
Secretary.

NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 16, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, C. J. Fyelling of Mandan, North Dakota.

Roll Call: All members present except Senator Lynch.

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

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Eighth Day and recommend that the same be corrected as follows::

On line 26 of page 5 correct the spelling of the word "Thorwald."

On lines 12 and 19 of page 2 change the word "Miss" to "Mrs."

On line 7 of page 1 insert the words "the President" after the letters "p. m."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

The President administered the oath of office to Steve Terhorst.

COMMUNICATIONS

Communication from Langdon Women's club requesting the

continuance of the appropriation for the Division of Child Hygiene under the Shephard-Towner Act, was read from the desk and referred to the Committee on Women's and Children's Welfare.

A communication from the Publication and Printing Commission, with Report of A. S. Billing, printer employed to check up printing bills, was read from the desk.

Upon motion of Senator Ployhar the reading of the report was dispensed with.

The communication and report were referred to the Committee on Public Printing.

Senator Sperry moved that the vote by which the Senate adopted the report of the Committee on Revision and Correction of the Journal for the Seventh Day be reconsidered

Which motion prevailed.

Senator Sperry moved that the Journal for the Seventh Day be corrected and amended as follows: After line 9 of page 5 of the Journal of the Seventh Day, insert the following:

"S. B. No. 2 was referred to the Committee on State affairs."

Which motion prevailed, and the report is amended.

Senator Sperry moved that the report of the Committee on Revision and Correction of the Journal for the Seventh Day be adopted.

Which motion prevailed, and the report is adopted.

Senator Van Arnam moved that all absent Senators be excused, and it is so ordered.

Senator Hamilton placed in nomination and moved the election of the following employees, and that they be voted on in one roll call, the Journal to show a separate roll call for each employee:

Clerk of Committee on Appropriations, Leo. J. McDonald.

Clerk of Committee on Judiciary, O. T. Haakenson.

Which motion prevailed.

ROLL CALL

The question being on the election of Leo J. McDonald as Clerk of Committee on Appropriations, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	McCrory	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Matthaei	Thorson
Eastgate	Murphy	Tofsrud
Erickson	Olson, Barnes	Unruh
Ettestad	Olson, Eddy-Foster	Van Arnam
Fine	Patten	Watt
Fleckten	Patterson	Whitman
Fowler	Peck	Wcg
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Forbes	Lynch	Martin

So Leo J. McDonald was declared elected as Clerk of the Committee on Appropriations.

ROLL CALL

The question being on the election of O. T. Haakenson as Clerk of the Committee on Judiciary, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	McCrory	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Matthaei	Thorson
Eastgate	Murphy	Tofsrud
Erickson	Olson, Barnes	Unruh
Ettestad	Olson, Eddy-Foster	Van Arnam
Fine	Patten	Watt
Fleckten	Patterson	Whitman
Fowler	Peck	Wcg
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Forbes	Lynch	Martin

So O. T. Haakenson was declared elected Clerk of the Committee on Judiciary.

The President administered the oath of office to Peter Boeckel, Leo J. McDonald and O. T. Haakenson.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to Ex-Lt. Gov. Usher L. Burdick, Fargo, N. D.; Ex-Sen. J. E. Davis, Goodrich, N. D.; E. H. Wahl, Denhoff, N. D.; James A. Dinnie, Grand Forks, N. D.; R. C. Chisholm, Lakota, N. D.; Mrs. David Hamilton, Eckman, N. D.; Mr. A. M. Fruh, Minot, N. D.

FIRST AND SECOND READING OF SENATE BILLS

Senator Martin introduced:

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Sathre introduced:

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Patten introduced:

Senate Bill No. 10. A Bill for an Act to Provide for Bonded Warehouses for Agricultural Products on the Farms or Other Suitable Places, Providing for Licensing, Bonding, Warehouse Receipts to be Issued Upon Agricultural Products Stored Therein, Providing for Public Filing of Warehouse Receipts, Exempting Such Products From all Taxes, State or any Sub-division Thereof, Exempting the Owner's Equity in Assigned Warehouse Receipts from Garnishment or Execution, Providing for Filing and Posting Warehouse Receipts, and Providing Penalties for Fraud or Deception, or Repeal and Modification Clause.

Which was read the first and second times and referred to the Committee on State Affairs.

The Committee on Appropriations introduced:

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Murphy introduced:

Senate Bill No. 17. A Bill for an Act to appropriate the sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Senator Hamilton requested a return to the Eighth Order of Business.

Which request was granted

Senator Hamilton presented the report of the Select Committee to secure rooms for committee work.

Mr. President: Your committee to secure rooms for committee work submit the following report:

We have selected Room 500 for the large committees, and Room 209 for smaller committees, Patterson Hotel, and more rooms can be secured if needed. Room 500 at a cost of \$5.00; Room 209 at a cost of \$2.00.

D. H. HAMILTON,
Chairman

Senator Hamilton moved the adoption of the report.

ROLL CALL

The question being on the adoption of the Report of the Select Committee to secure committee rooms, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld

Messrs.	Messrs.	Messrs.
Cain	Kretschmar	Renwick
Conrath	McCroory	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleekten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.
Bonzer	Martin
Lynch	Sathre

So the report was declared adopted.

Senator Van Arnam moved that the Senate do now adjourn.

Which motion prevailed, and the Senate stands adjourned.

F. E. TUNELL,
Secretary.

TENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 17, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. C. J. Fyelling of Mandan, North Dakota.

Roll Call: All members present except Senator Lynch.

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

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

Correct both roll calls on page 3 to show Senator Unruh as present and voting aye.

On page 4, line 10, change the words "Mrs. A. M. Fruh" to read "Mr. A. M. Fruh."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

The president announced the following changes on committees:

INSURANCE: Change Fine to Matthaei.

WAREHOUSE AND GRAIN GRADING: Change Matthaei to Fine.

PETITIONS AND COMMUNICATIONS

A petition requesting legislation in regard to coyotes, and urging that the Hail Insurance law be made compulsory, from Ward county, was read from the desk. That portion referring to coyotes was referred to the Committee on Live Stock, and that portion referring to Hail Insurance was referred to the Committee on Insurance.

A petition from the Grant County Wool Growers, signed by J. B. Davis, chairman, Theo. Martell, Secretary, urging legislation for the destruction of wolves and coyotes was read from the desk and referred to the committee on Livestock.

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

Mr. President: Your committee on mileage and per diem beg leave to submit the following report:

District	Name and Address	N. P.	G. N.	Soo	Mil.	Team	Total
1	William Renwick, Bathgate	388	306			14	708
2	John E. Fleckten, Kenmare.....	278		464			742
3	Geo. H. Hoople, Hoople.....	388	256				644
4	P. J. Murphy, Grafton	730					730
5	J. E. Eastgate, Larimore.....	388	212			10	610
6	W. S. Whitman, Grand Forks.....	388	156				544
7	J. R. Poupore, Grand Forks.....	388	156				544
8	C. Norman Brunsdale, Mayville.....	388	112				500
9	Arthur W. Fowler, Fargo.....	388					388
10	John Van Arnam, Kindred.....	388				52	440
11	Wm. Watt, Leonard.....	446					14460
12	Joseph G. Forbes, Wahpeton.....	388					484
13	R. G. McCrory, Cogswell.....			344	96		12356
14	W. G. Crocker, Lisbon	498					2500
15	Frank E. Ployhar, Valley City.....	278					278
16	P. O. Sathre, Finley.....	388	138				526
17	L. O. Fredrickson, Pekin	388	204			16	608
18	W. H. Porter, Calvin	388	416				804
19	Joseph Renauld, Thorne	388	474				8870
20	C. W. Fine, Sheyenne.....	346				8	354
21	F. H. Hyland, Devils Lake	388	344				722
22	S. J. Atkins, Cando.....	388	402				790
23	Alfred Steel, Jamestown.....	204					204
24	W. D. Lynch, La Moure.....	302					302
25	A. S. Marshall, Forbes.....	314	86			8	408
26	E. H. Brant, Linton.....	132					132
27	Lynn Sperry, Bismarck.....					20	20
28	Nels Magnuson, Souris	388	550			16	954
29	Walter Bond, Minot	274		366			640
30	W. E. Martin, Huff	50				12	62
31	J. P. Cain, Dickinson	230					230
32	O. H. Olson, New Rockford	326				20	346
33	W. E. Matthaei, Fessenden.....			360			360

District	Name and Address	N. P.	G. N.	Soo	Mil.	Team	Total
34	D. H. Hamilton, Eckman	272		572		12	856
35	B. Unruh, Goodrich	378				9	387
36	P. T. Kretschmar, Venturia.....			216			216
37	A. F. Bonzer, Jr., Lidgerwood.....			404			404
38	C. J. Olson, Valley City.....	278				21	299
39	Gust Wog, Belfield	270				36	306
40	C. E. Erickson, Crosby	260		582		10	852
41	J. K. Brostuen, Alexander	552	48				12,612
42	O. T. Tofsrud, Rugby	388	488				836
43	G. Patterson, Donnybrook			578		12	590
44	R. W. Patten, Plaza			236		14	250
45	Ole Ettestad, Balfour			296		10	306
46	A. A. Peck, Underwood			132		18	150
47	Wm. Kamrath, Leith	206					10,216
48	F. P. Conrath, Beulah	188					188
49	Herman Thorson, Hettinger.....	520			288	16	824

O. T. TOFSRUD,
Chairman.

Senator Tofsrud moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hyland moved that the reading of the report from the desk be dispensed with, and that the report be printed in the Journal.

Which motion prevailed.

Senator Murphy moved that the vote on Senator Tofsrud's motion to adopt the report, be reconsidered.

Which motion prevailed.

Senator Tofsrud then withdrew his motion.

Senator Whitman moved that all absent Senators be excused, and it was so ordered.

Senator Hamilton moved that the office of Stenographer to which Mae F. Endres was elected, be declared vacant.

Which motion prevailed.

Senator Hamilton placed in nomination and moved the election of the following employees, and that they be voted on in one roll call, the Journal to show a separate roll call for each employee.

Custodian of Senate Chamber, M. C. Scheuffele.

Senate Stenographer, Miles Maddock.

ROLL CALL

The question being on the election of M. C. Scheuffele as Custodian of the Senate Chamber, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Weg
Fowler	Patterson	
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Porter

So M. C. Scheuffele was declared elected Custodian of the Senate Chamber.

ROLL CALL

The question being on the election of Miles Maddock as Senate Stenographer, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman

Messrs.	Messrs.	Messrs.
Forbes	Patten	Wog
Fowler	Patterson	
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Porter

So Miles Maddock was declared elected as Senate Stenographer.

The President administered the oath of office to M. C. Scheuffele and Miles Maddock.

Senator Hamilton requested a return to the Seventh Order of Business.

Which request was granted.

The select committee to secure rooms for committee work made the following report:

Mr. President: Your select committee to secure committee rooms for committee work beg to report that Room 705, Patterson Hotel, has been secured at a cost of \$5.00 per day.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted.

ROLL CALL

The question being on the adoption of the report of the Select Committee to secure rooms, the roll was called, and there were ayes, 47, nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	McCrary	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Lynch	Matthaei

So the motion prevailed and the report was adopted.

FIRST AND SECOND READING OF SENATE BILLS

Senator Conrath introduced by request:

Senate Bill No. 18. A Bill for an Act to Repeal Chapter 247 of the Session Laws of 1927, Known as the Ten Commandments in Class Rooms, Which Provided for the Printing and Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Which was read the first and second times and referred to the committee on Education.

Senator Kretschmar introduced:

Senate Bill No. 19. A Bill for an Act to Appropriate the Sum of Two Hundred Thousand Dollars (\$200,000) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Senators Olson of Eddy, and Sperry introduced:

Senate Bill No. 20. A Bill for an Act to Amend and Re-enact Sections 3, 8, 10 and 13 of Chapter 173, Session Laws 1927 and Section 189c14 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Insurance of Public Buildings, and Providing that All Fire and Tornado Insurance Shall be Carried by the State Fire and Tornado Fund.

Which was read the first and second times and referred to the Committee on Insurance.

Senator C. J. Olson introduced:

Senate Bill No. 21. A Bill for an Act to Repeal Article 16, of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Absent Voters, Being More Particularly Designated as Section 1002A1, Section 1002A2, Section

1002A3, Section 1002A4, Section 1002A5 and Section 1003. This Act Being in the Interest of Preserving Inviolate the Right of Citizenship and the Secret Ballot of the State, and for the Prevention of Fraudulent and Corrupt Practices by Unscrupulous Electors and Persons who Fraudulently Solicit Electors to Vote by Means of the Absent Voter's Ballot, Fraudulently and Unlawfully.

Which was read the first and second times and referred to the Committee on Elections.

Senator Van Arnam introduced:

Senate Bill No. 22. A Bill for an Act to Amend and Re-enact Section 5216 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Investment of Trust Funds.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Van Arnam introduced:

Senate Bill No. 23. A Bill for an Act to Amend and Re-enact Section 5198 of the Compiled Laws of North Dakota for the Year 1913 Relating to Investment of Funds by Savings Banks.

Which was read the first and second times and referred to the Committee on Banks and Banking.

Senator Brant introduced:

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Which was read the first and second times and referred to the Committee on Education.

Senator Forbes introduced:

Senate Bill No. 25. A Bill for an Act Entitled: "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, and Repealing Laws in Conflict with this Act."

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Forbes introduced:

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Forbes introduced:

Senate Bill No. 27. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1, of Chapter 149, Laws of 1917, Being Section 7615, of the Supplement to the 1913 Compiled Laws of North Dakota."

Which was read the first and second times and referred to the Committee on Judiciary.

The Committee on Appropriations introduced:

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected With Bovine Tuberculosis.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 33.—A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 36. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 37. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 38. A Bill For an Act Making an Ap-

proprietion for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Ployhar introduced:

Senate Bill No. 39. A Bill For an Act to Amend and Re-enact Section 2290c9 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Enforcement of Assigned Mortgages to the Bank of North Dakota.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Ployhar introduced:

Senate Bill No. 40. A Bill For an Act to Amend and Re-enact Chapter 129 of the Laws of North Dakota for the year 1915, being Section No. 1402 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the establishment of Free Kindergartens; payment of costs thereof; and the Government thereof.

Which was read the first and second times and referred to the Committee on Education.

Senator Tofsrud introduced:

Senate Bill No. 41. A Bill For an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for which they were not Liable, Designating the Funds from which Payment shall be made, and Declaring the Duty of the Insurance Commissioner in Relation thereto.

Which was read the first and second times and referred to the Committee on Tax and Tax Laws.

Senator Tofsrud introduced:

Senate Bill No. 42. A Bill For an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Which was read the first and second times and referred to the Committee on Tax and Tax Laws.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to A. Berthiaume,

THURSDAY, JANUARY 17, 1929

79

Bottineau; C. C. Talbott, Jamestown; and Dugald Stewart, Bowman.

Senator Magnuson moved that the Senate do now adjourn.

Which motion prevailed and the Senate stands adjourned.

F. E. TUNELL,
Secretary.

ELEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 18, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. C. J. Fyelling of Mandan, North Dakota.

Roll Call: All members present except Senators Atkins, Lynch and Watt.

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

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Tenth Day and recommend that the same be corrected as follows:

On line 14 of page 1, strike out the word "Speaker" and insert in lieu thereof the word "President."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

The following petitions and communications were received and read from the desk:

A resolution by the Lloyd Spetz Post No. 1, American Legion, Bismarck, North Dakota, urging the continuance of the office of Veterans Service Commission, referred to Committee on Military Affairs.

A letter from O. C. Berg, Nome, North Dakota, urging legislation to change the present system of taxation for

High School purposes, referred to Committee on Education.

Resolutions urging repeal of the Ten Commandments Law were received from:

Rev. L. A. Reimler, Golden Valley, with 42 signers.

Rev. G. C. Mack, Otter Creek, with 31 signers.

Rev. F. J. Geske, Beulah, with 65 signers.

Rev. F. Wohlfeil, with 84 signers.

Mr. John H. Asendorf, with 71 signers.

The Committee on Joint Rules made the following report:

Mr. President: Your Committee on Joint Rules makes the following report:

That they have met with a like committee from the House and have carefully considered the Joint Rules and recommend that the Joint Rules as in force in the Twentieth Legislative Session be adopted as the Joint Rules of the Twenty-first Legislative Assembly, with the following changes:

That Rules 8, 12 and 13 be stricken out in their entirety, as they are obsolete and not in accord with the Constitution.

That Rule 15 as printed in the Senate Joint Rules be included. It was omitted from the House Rules pamphlet when last printed.

That the Rules be renumbered to correct the three omissions.

That Rule 13 be added as follows:

The names of Senators and House Members; the Order of Business of the Senate and the House; the Senate and House standing committees; the Senate and House joint committees; the Senate and House rules for this legislative session; the joint rules of the Senate and House and the names of the officers and employees of the Senate and House shall be printed in one pamphlet, with a colored sheet of paper separating those of the Senate from those of the House. One thousand of such pamphlets shall be printed. The titles of the joint and separate rules shall be in bold faced type.

A. W. FOWLER,
Chairman.

Senator Fowler moved the adoption of the report.

ROLL CALL

The question being on the adoption of the Report of the

Committee on Joint Rules, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	McCrorey	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Patterson	
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Watt

Which motion prevailed and so the report was adopted.

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Beg leave to report that they have had said Bill under consideration and recommend that the same do pass.

For the information of the Senate your committee submits the following statement as an illustration showing the basis upon which a dormitory built under this Act may be financed and paid for without cost to the tax-payers, viz:

Estimated yearly income and charges on Dormitory at Agricultural College:

Cost to build and equip fireproof building.....\$165,000.00

INCOME		CHARGES	
200 students for 36 weeks at \$3.00 per week	\$21,600.00	Average yearly installment on principal on 25 year retirement basis.....	\$ 6,600.00
100 students for 6 wks summer school at \$3.00 per week..	1,800.00	Average yearly interest charge at 6 per cent on same retirement basis....	6,000.00
		Average yearly repairs	1,000.00
		Insurance	600.00
		Light, heat and water	3,000.00
		Janitor service and supplies	1,400.00
		Upkeep on room equipment	600.00
		Laundry	400.00
		Total	\$19,600.00
		Reserve	3,800.00
Gross Income	\$23,400.00		\$23,400.00

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be printed in the Journal and that action on same be deferred until Monday. Which motion prevailed.

Senator Tofsrud moved that the report of the committee on Mileage and Per Diem, printed in the Journal of the Tenth Day, be adopted.

ROLL CALL

The question being on the adoption of the report of the Committee on Mileage and Per Diem, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Peck
Brant	Hoople	Ployhar
Brostuen	Hyland	Porter
Brunsdale	Kamrath	Poupore
Cain	Kretschmar	Renauld
Conrath	McCroy	Renwick
Crocker	Magnuson	Sathre
Eastgate	Marshall	Sperry
Erickson	Martin	Steel
Ettestad	Matthaei	Thorson
Fine	Murphy	Tofsrud
Fleckten	Olson, Barnes	Unruh
Forbes	Olson, Eddy-Foster	Van Arnam
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Watt
Bonzer		

So the motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hoople requested that the Committee on Livestock be granted extension of time to prepare and submit the report on Senate Bill No. 4.

Which request was granted.

Senator Porter moved that all absent Senators be excused, and it was so ordered.

Senator Murphy moved that hereafter an additional copy of the title of the bill only be typed and provided for the printer of the Journal.

Which motion prevailed.

The President, John W. Carr, called Senator O. H. Olson, President Pro Tem, to the chair.

FIRST AND SECOND READING OF SENATE BILLS

Senator Whitman introduced:

Senate Bill No. 43. A Bill for an Act to Amend Section 7744 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 220 of the Session Laws of North Dakota for 1915, Relating to the Sale of Personal Property Under Execution.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator W. E. Matthaei introduced:

Senate Bill No. 44. A Bill for an Act Providing for the Assessment, Levy and Collection of a License Tax on the Mining, Extraction or Production of Coal; Providing for En-

forcing and Collecting the Same and Providing Penalties for The Violation Thereof; Making Such Tax in Lieu of a Property Tax on the Value of Coal deposits; Providing for the Disposal of Said License Tax Revenue and Repealing Sections 2255a1 to 2255a8 Inclusive of the Supplement to the Compiled Laws of 1913 and All Other Acts and Parts of Acts in Conflict With the Provisions of this Act.

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

The Committee on Appropriations introduced:

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota and its Branch Stations.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Which was read the first and second times and referred to the Committee on Appropriations:

Senators O. H. Olson and Magnuson introduced:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

Which was read the first and second times and referred to the Committee on Insurance.

The Warehouse and Grain Committee introduced:

Senate Bill No. 59. A Bill for an Act Providing for the Storage of Grain on Farms, or on or near Railroad Right-of-Ways, making Provisions for the Issuing of Negotiable Warehouse Receipts Thereon, and Repealing All Acts or Parts of Acts in Conflict Therewith.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Ployhar introduced:

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Which was read the first and second times and referred to the Committee on Judiciary.

Senators Kretschmar and Sathre introduced:

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Which was read the first and second times and referred to the Committee on Banks and Banking.

Courtesies of the floor were extended to J. A. Meidinger, Ashley, N. D., and Simon Wittmeier, Fredonia, N. D.

Senator Hamilton moved that the Senate do now adjourn.

Which motion prevailed and the Senate stands adjourned.

F. E. TUNELL,
Secretary.

TWELFTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 19, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. C. J. Fyelling of Mandan, North Dakota.

Roll Call: All members present except Senators Atkins, Cain, Fowler, Lynch, Ployhar and Watt.

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

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

On ninth line of page two, strike out the word "Rev." and insert the word "Mr."

Correct the roll call on page three to show Senator Lynch as absent and not voting, and Senator McCrory as present and voting "aye." On the seventh line from bottom of page three, strike out the word "do" where the same appears before the word "recommend."

On line 26, page 5, after the word "hereafter," strike out the words "the press correspondents" all of line 27 and the first two words in line 28; in line 29 after the word "for" insert the words, "the printer of."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petition from Rev. J. F. Zabel, with 32 signers, urging repeal of the Ten Commandments law, was read from the desk and referred to the Committee on Education.

Communication from Mrs. R. E. Krom, Secretary W. C. T. U., Lakota, N. D., urging passage of a law prohibiting the sale of malt products for the purpose of making intoxicating liquors, was read from the desk and referred to the Committee on Temperance.

REPORTS OF STANDING COMMITTEES

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Non-profit Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution.

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

In title of printed bill, in line 2 strike out the words "non-profit", and in line 4 after the word "Educational Institution" add the following words: "and not organized for profit."

In line 2 of printed bill, the words "non-profit" be stricken out; and in line 6, after the words "North Dakota" insert the following words: "and not organized for profit."

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Highways and Bridges made the following report:

Mr. President: Your committee on Highways and Bridges to whom was referred:

Senate Bill No. 17. A Bill for an Act to appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the

Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

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

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

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

In line 5 after the word "Tuberculosis" strike out the words "for the Destruction of Such Animal" and insert the words "which Animals Have Been Destroyed."

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Matthaei moved that Senate Bill No. 5 be re-referred to the Committee on Judiciary for further consideration.

Which motion prevailed and Senate Bill No. 5 was re-referred to the Committee on Judiciary.

Senator Brunsdale moved that all absent Senators be excused, and it was so ordered.

Senator Bond moved that the Senate now take up the Thirteenth Order of Business.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Peck
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	McCrorry	Renwick
Conrath	Magnuson	Sathre
Crocker	Marshall	Sperry
Eastgate	Martin	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Tofsrud
Fine	Olson, Barnes	Unruh
Flechten	Olson, Eddy-Foster	Van Arnam
Forbes	Patten	Whitman
Fredrickson	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Watt
Cain	Lynch	
Fowler	Ployhar	

So the bill passed and the title was agreed to. The President declared the emergency clause passed.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
January 19, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmery at the Tuberculosis Sanatorium, San Haven, North Dakota.

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 29, of Chap. 120 of the Session Laws of 1925, relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

FIRST AND SECOND READING OF SENATE BILLS

The Committee on Appropriations introduced:

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Which was read the first and second times and referred to the Committee on Appropriations.

The Committee on Appropriations introduced:

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Whitman introduced:

Senate Bill No. 64. A Bill for an Act Providing for the Supervision of Plumbing by the State Department of Health, and for the Regulation and Inspection of Plumbing in Cities and Villages; for the Appointment of a Board of Plumbing Examiners for the Examination, Licensing and Classification of Plumbers; for Revoking Licenses; for Issuing Temporary Permits and Prescribing Penalties for the Violation of this Act.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Matthaei introduced:

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Which was read the first and second times and referred to the Committee on State Affairs.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

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

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

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

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

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

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 29, of Chap. 120 of the Session Laws of 1925, relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

Was read the first and second times and referred to the committee on Judiciary.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to O. T. Rude, Mona, N. D., and S. E. Wedwick, Osabrock, N. D.

Senator Unruh moved that the Senate do now adjourn, which motion prevailed and the Senate stands adjourned.

F. E. TUNELL,
Secretary.

FOURTEENTH DAY

Senate Chamber,
Bismarck, North Dakota.
January 21, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Paul Neussendorfer, of Mandan, N. D.

Roll Call: All members present except Senators Atkins and Matthaei.

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

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

On line 13 from bottom of page 1, correct the spelling of the word "bottom".

On 3rd line of page 2, correct the spelling of the word "urging".

On 3rd line from bottom of page 4, strike out the word "as" and on second line from bottom of page 4, strike out the word "amended".

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Eastgate presented a protest against the law pertaining to the Ten Commandments, signed by Herbert Kothe

and 63 others, which was read and referred to the Committee on Education.

Senator Marshall presented a request that the appropriation for the Infancy and Maternity Welfare Work be increased, signed by Mrs. A. G. Amphlett and 15 others of the Pioneer Daughters club, Ellendale, North Dakota, which was read and referred to the Committee on Women's and Children's Welfare.

Senator Magnuson presented a protest against the Ten Commandments Law, signed by A. J. Rubbert and 27 others, which was read and referred to the Committee on Education.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
January 21, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

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

Very respectfully,
C. E. VERRY,
Chief Clerk.

SENATE COMMITTEE ON ENROLLMENT AND EN-GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Also,

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

And find the same correctly Engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

FIRST AND SECOND READING OF SENATE BILLS

Senator Patterson introduced:

Senate Bill No. 66. A Bill for an Act to Prohibit the Mortgaging of any Grain Prior to the Threshing Thereof, and any Other Agricultural Crop Prior to Its Harvest.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Patterson introduced:

Senate Bill No. 67. A Bill for an Act to Amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Tofsrud introduced:

Senate Bill No. 68. A Bill for an Act to Amend and Re-enact Section 2166 of the 1925 Supplement to the 1915 Compiled Laws.

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Senator Ettetstad introduced:

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Which was read the first and second times and referred to the Committee on Elections.

Senator Murphy introduced:

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Which was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senator Murphy introduced:

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Whitman introduced:

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Martin moved that Senate Bill No. 6 be re-referred to the Committee on Taxes and Tax Laws.

Which motion was lost.

Senator Martin moved that action on Senate Bill No. 6 be deferred until Senate Bill No. 5 is disposed of.

Which motion was lost.

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fredrickson	Renauld
Bonzer	Hamilton	Renwick
Brant	Hoople	Sathre
Brostuen	Hyland	Sperry
Brunsdale	Kamrath	Steel
Cain	Lynch	Thorson
Conrath	Magnuson	Tofsrud
Crocker	Marshall	Van Arnam
Eastgate	Murphy	Watt
Erickson	Olson, Eddy-Foster	Whitman
Ettestad	Patterson	Wog
Forbes	Ployhar	
Fowler	Poupore	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	McCrorry	Peck
Fleckten	Olson, Barnes	Unruh
Martin	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Matthaei	Porter
Kretschmar		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senate Bill No. 17. A Bill for an Act to Appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fredrickson	Ployhar

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Poupore
Brant	Hoople	Renauld
Brostuen	Hyland	Renwick
Brunsdale	Kamrath	Sathre
Cain	Lynch	Sperry
Conrath	McCrory	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Martin	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wcg

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Olson, Barnes	Patten

Absent and not voting:

Messrs.	Messrs.
Atkins	Matthaei
Kretschmar	Porter

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Murphy moved that the vote by which Senate Bill No. 17 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 38; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fowler	Patterson
Bonzer	Fredrickson	Ployhar
Brant	Hamilton	Poupore
Brostuen	Hoople	Renauld
Brunsdale	Hyland	Sathre

Messrs.	Messrs.	Messrs.
Cain	Kamrath	Renwick
Conrath	Lynch	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Martin	Tofsrud
Ettestad	Murphy	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Olson, Barnes	Unruh
McCrory	Peck	Wog

Absent and not voting:

Messrs.	Messrs.
Atkins	Matthaei
Kretschmar	Porter

So the bill passed and the title was agreed to.

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 37; nays, 8; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fredrickson	Ployhar
Bonzer	Hamilton	Poupore
Brant	Hoople	Renauld
Brostuen	Hyland	Renwick
Brunsdale	Kamrath	Sathre
Cain	Lynch	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Murphy	Van Arnam
Ettestad	Olson, Eddy-Foster	Watt
Forbes	Patterson	Whitman
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Olson, Barnes	Unruh
Fleckten	Patten	Wog
McCrorry	Peck	

Absent and not voting:

Messrs.	Messrs.
Atkins	Matthaei
Kretschmar	Porter

So the bill passed and the title was agreed to.

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 3, absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrorry	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Martin	Thorson
Ettestad	Murphy	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Forbes	Patten	Watt
Fowler	Patterson	Whitman
Fredrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	Peck	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Matthaei

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

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

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

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

House Bill No. 15. A Bill For an Act Making an Appropriation to Pay the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

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

Senator Brunsdale requested that the Senate return to the Eighth Order of Business, which request was granted.

Senator Brunsdale moved that all absent members be excused.

Which motion prevailed.

Senator Ettestad requested an extension of time on Senate Bill No. 7, which request was granted.

Senator Marshall requested a return to the Sixth Order of Business. Which request was granted.

Senator Marshall then submitted the following report:

The Committee on Rules make the following report:

Mr. President: Your Committee on Rules have had the rules under consideration and recommend that the Senate Rules of the 20th Legislative Assembly be adopted as permanent rules of the Senate of the Twenty-first Legislative Assembly except as follows:

That Rule 1 be amended to read as follows:

1. ORDER OF BUSINESS: The order of business shall be as follows:

- (1) Prayer by the Chaplain.
- (2) Calling the roll.
- (3) Reading and approval of the Journal.
- (4) Unfinished business.
- (5) Presentation of petitions and communications.
- (6) Reports of standing committees.
- (7) Report of select committees.
- (8) Motions and resolutions.
- (9) Introduction of bills, joint resolutions, and memorials.
- (10) Consideration of messages from the House.
- (11) First and second reading of Senate bills, joint resolutions and memorials.
- (12) Third reading of same.
- (13) First and second reading of House bills, joint resolutions and memorials.
- (14) Third reading of same.
- (15) Consideration of general orders.
- (16) Announcements.

That Rule 41 be amended to read as follows:

VOTE ON FINAL PASSAGE: No bill shall become a law except by a vote of the majority of the members-elect of each House, nor unless on its final passage the vote be taken by ayes and nays and the names of those voting be entered on the Journal; provided, however, that no measure enacted or approved by a vote of the electors shall be repealed or amended by the Legislature, except by a two-thirds vote upon roll call of all members elected to each House.

That Rule 42 be amended to read as follows:

AMENDING LAW: Members of the Senate introducing bills in the nature of amendments to laws now existing shall designate in the title of such Amendatory Act the title of the Act and shall have printed at length in the bill the section or sections as amended. When the purpose of the amendment is to omit any part of an existing law, such omission shall be indicated by asterisks, thus: * * * *. When the purpose of the amendment is to make an addition to, or change in, the wording of an existing law, such addition or change shall be underlined in the typewritten bill, and when printed the underlined parts shall be italicized.

And when so amended recommend that the same be approved.

A. S. MARSHALL,
Acting Chairman.

Senator Marshall moved that the report be printed in the Journal and action thereon deferred until the next legislative day.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January 21, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

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

Very respectfully,
F. E. TUNELL,
Secretary.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: A. S. Isaacson, Rugby, N. D.; R. M. Crichton, Verona, N. D.; W. C. Taylor, La Moure, N. D.; G. C. Bjone, Verona, N. D.; L. C. Walden, Verona, N. D.

Senator Hamilton moved that the Senate do now adjourn.

Which motion prevailed and the Senate stands adjourned.

F. E. TUNELL,
Secretary.

FIFTEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 22, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Paul Neussendorfer, of Mandan, N. D.

Roll Call: All members present except Senator Matthaei.

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

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

Correct the roll call on top of page 7 to show Senator Renwick as present and voting "aye" on Senate Bill No. 13.

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Sperry presented a petition protesting the Ten Commandments Law, signed by J. H. Reichert and 15 others, which was read and referred to the Committee on Education.

Senator Unruh presented a petition protesting the Ten Commandments Law, signed by Henry Pankow and 17 others, which was read and referred to the Committee on Education.

Senator C. J. Olson presented a communication from J. L. Johnston, Fessenden, North Dakota, urging the repeal of the Absent Voters Law, which was read and referred to the Committee on Elections.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 14. A Bill for an Act Making an Appro-

proportion to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

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

In line 4 of the printed bill strike out the words "Salary" and "Travel", after the word "Diem" and insert in lieu thereof the word "Mileage".

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 39. A Bill for an Act to Amend and Re-enact Section 2290c9 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the enforcement of Assigned Mortgages to the Bank of North Dakota.

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

That the title be amended by striking out the period after the word "Dakota" in the last line of said title, and inserting a semi-colon and adding the words: "and Providing for the Leasing of Surface, Mineral, Gas and Oil Rights on Land so Acquired, and for the Sale of Such Lands Subject to Such Leases."

That in line 81 after the word "its" the words: "passage and" be inserted.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Forbes moved the adoption of the report of the Committee on Rules.

Senator Hyland moved that the report be amended so that the word "report" in the 7th order of business, be changed to "reports," which motion prevailed.

Senator Forbes' motion prevailed and the report was adopted as amended.

Senator Ployhar moved that the present method of handling the first and second reading of Senate bills be continued.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
January 22, 1929.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

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

Very respectfully,
C. E. VERRY,
Chief Clerk.

Senator Hamilton informed the Senate that Peter Boeckel had resigned as Clerk of Committees (Unassigned).

Senator Hamilton placed in nomination R. E. Anderson as Clerk of Committees Unassigned, and moved his election.

Which motion prevailed.

ROLL CALL

The question being on the election of R. E. Anderson as Clerk of Committees unassigned, the roll was called, and there were ayes, 48, nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sathre
Conrath	McCrory	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Martin	Tofsrud

Messrs.	Messrs.	Messrs.
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.
Matthaei

So R. E. Anderson was declared elected.

The President administered the oath of office to R. E. Anderson.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January 22, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Senate Bill No. 17. A Bill for an Act to appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

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

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Van Arnam moved that all absent members be excused, and it was so ordered.

FIRST AND SECOND READING OF SENATE BILLS

Senators Hamilton and Sperry introduced:

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Sathre introduced:

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Which was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

The Committee on Public Health introduced:

Senate Bill No. 75. A Bill for an Act Making an Appropriation of Twenty-Six Thousand Dollars (\$26,000.00) for the Biennium to the State Department of Health for the Purpose of Carrying Out the Provisions of Subdivision 3 of Section 403a2 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Establishment and Maintenance of a Division of Child Hygiene and Public Health Nursing, and to Supply the Deficiency in Funds for the Operation Thereof Caused by the Discontinuance of the Federal Aid Granted During the Past Seven Years Under the Provisions of

the Sheppard-Towner Act for Maternity and Infancy Hygiene.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Fowler introduced:

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Fowler introduced:

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Senator Brostuen introduced:

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of 1913, Providing for the Election, Qualification and Compensation of Assessors in townships and unorganized Districts, and Section 3871 of the 1913 Compiled Laws Providing for the Duties and Compensation of Assessors in Villages.

Which was read the first and second times and referred to the Committee on Counties.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

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

The Senate returned to the Eighth Order of Business.

Senator Hyland moved that the Resolution requesting the extension of the term of office of Veterans' Service Commis-

sioner, which had been referred to the Military Affairs Committee, be re-referred to the Committee on Appropriations.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

Mr. Sackie Sigerson, Valley City; N. D.; M. R. McCartney, Fullerton, N. D.; Francis Kelsh, Fullerton, N. D.; N. D. Gorman, Fargo, N. D.; Aslak Olsness, Sheyenne, N. D.; G. A. Stenhjen, Arnegard, N. D.; Ex-Senator W. H. Allen, Brad-dock, N. D.; O. C. Frice, Bismarck, N. D.; R. M. Crichton, Verona, N. D.; F. C. Tousley, Bismarck, N. D.

Senator Brostuen moved that the Senate do now adjourn, which motion prevailed, and the Senate stands adjourned.

F. E. TUNELL,
Secretary.

SIXTEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 23, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Paul Neussendorfer, of Mandan, N. D.

Roll Call: All members present except Senator Matthaei.

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

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

On 6th line from bottom of page 1, correct the spelling of the word "protesting".

On 18th line from bottom of page 2, correct the spelling of the word "Paying".

On 18th line from bottom of page 4, correct the spelling of the word "out".

Following line 11 on page 6 insert the following: "The President administered the oath of office to R. E. Anderson."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Fowler presented a petition urging the repeal of the Ten Commandments Law, signed by Arnold Grumen and 19 others, which was read and referred to the Committee on Education.

Senator Cain presented a petition urging the repeal of the Ten Commandments Law, signed by Hubert Flint and 11 others, which was read and referred to the Committee on Education.

Senator Porter presented a petition urging the passage of the Dog Tax Bill, signed by Arthur Severson and 22 others, which was read and referred to the Committee on Livestock.

Petition signed by Mrs. Blanche C. Fleck and 11 other members of the Mothers' Service club, urging favorable consideration of the reinstatement of the Sheppard-Towner Bill, was read and referred to the Committee on Women's and Children's Welfare.

Similar petition, signed by Mrs. Lena Stuart Diehl and 14 other members of Bismarck Study club, was read and referred to the Committee on Women's and Children's Welfare.

REPORTS OF STANDING COMMITTEES

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 8. A Bill for an Act to Provide a Stand-

ard Time for the State of North Dakota and the Institution and Continuance Thereof.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 19. A Bill for an Act to appropriate the Sum of Two Hundred Thousand Dollars (\$200,000) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

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

In line 1 in the title of the printed bill strike out the words "two hundred thousand" and insert in lieu thereof the words

"one hundred and fifty thousand." In line two of the title of the bill strike out the figures "\$200,000" and insert the figures "\$150,000.00". In line 6 of the printed bill after the word "of" strike out the words "two hundred" and insert the words "one hundred and fifty" in lieu thereof. In line 7 of the printed bill, strike out the figures "\$200,000.00" and insert the figures "\$150,000."

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Also,

Senate Bill No. 39. A Bill for an Act to Amend and Re-enact Section 2290c9 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the enforcement of Assigned Mortgages to the Bank of North Dakota; and Providing for the Leasing of Surface, Mineral, Gas and Oil Rights on Land so Acquired, and for the Sale of Such Lands Subject to Such Leases.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hoople moved that all absent Senators be excused.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator Sperry introduced:

Senate Bill. No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Poupore introduced by request:

Senate Bill No. 80. A Bill for an Act Permitting School District Boards to Provide a Building Fund as in Their Judgment Seems Necessary or desirable, Such Fund to be used for Building Purposes Only.

Which was read the first and second times and referred to the Committee on Education.

Senator Renwick introduced:

Senate Bill No. 81. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 314, Session Laws of 1923 Regulating Filing of Inheritance Tax Reports in Certain Instances.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Van Arnam introduced:

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 2, of Paragraph 4, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Which was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senator Van Arnam introduced:

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Which was read the first and second time sand referred to the Committee on Cities and Municipal Corporations.

Senator Tofsrud introduced:

Senate Bill No. 84. A Bill for an Act to Amend and Re-enact Section 2645 of the Supplement to the Compiled Laws

of 1913 as Amended by Chapter 283 of the Session Laws of 1927, Relating to Wolf Bounties.

Which was read the first and second times and referred to the Committee on State Affairs:

Senator Hamilton moved that Senate Bill No. 12 be made a special order of business at 2:45 o'clock p. m., January 30, 1929.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrory	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Kamrath	Matthaei

So the bill passed and the title was agreed to.

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterin-

ary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrary	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Kamrath	Matthaei

So the bill passed and the title was agreed to.

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Ericksøn	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Kamrath	Matthaei

So the bill passed and the title was agreed to.

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Ericksøn	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Kamrath	Matthaei

So the bill passed and the title was agreed to.

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnaim
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Kamrath	Matthaei

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senate Bill No. 39. A Bill for an Act to Amend and Re-enact Section 2290c9 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the enforcement of Assigned Mortgages to the Bank of North Dakota; and Providing for the Leasing of Surface, Mineral, Gas and Oil Rights on Land so Acquired, and for the Sale of Such Lands Subject to Such Leases.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 3, absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Porter
Bond	Hamilton	Poupore
Bonzer	Hoople	Renauld
Brant	Hyland	Renwick
Brostuen	Kretschmar	Sathre
Brunsdale	Lynch	Sperry
Cain	McCrory	Steel
Conrath	Magnuson	Thorson
Crocker	Marshall	Tofsrud
Eastgate	Martin	Unruh
Erickson	Murphy	Van Arnam
Ettestad	Olson, Barnes	Watt
Flecten	Olson, Eddy-Foster	Whitman
Forbes	Patterson	Wog
Fowler	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Patten	Peck

Absent and not voting:

Messrs.	Messrs.
Kamrath	Matthaei

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senator Patterson moved that the vote by which Senate Bill No. 39 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
January 23, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 13. A Bill For an Act Making an Appropria-

tion to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
January 23, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 39. A Bill for an Act to Amend and Re-enact Section 2290c9 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the enforcement of Assigned Mortgages to the Bank of North Dakota; and Providing for the Leasing of Surface, Mineral, Gas and Oil Rights on Land so Acquired, and for the Sale of Such Lands Subject to Such Leases.

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

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 13. A Bill For an Act Making an Appropriation to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

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

House Bill No. 14. A Bill For an Act Making an Appropria-

tion for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

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

Senator Forbes requested a return to the Ninth Order of Business, which request was granted.

FIRST AND SECOND READING OF SENATE BILLS

Senator Forbes introduced:

Senate Bill No. 85. A Bill for an Act entitled—"An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Magnuson requested a return to the Eighth Order of Business, which request was granted.

Senator Magnuson then asked for an extension of time on Senate Bill No. 20, which extension was granted.

Senator Sathre asked for an extension of time on Senate Bill No. 3, which extension was granted.

Senator Ettestad asked for an extension of time on Senate Bills Nos. 41 and 42, which extension was granted.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Mayor A. J. Bratsberg, Minot, N. D.; Bert La Grave, Esmond, N. D.; D. Larin, Bottineau, N. D.; Thos. Hennessey, Bottineau, N. D.; I. N. Amick, Minot, N. D.; I. E. Giedt, Lehr, N. D.; J. J. Jenner, Lehr, N. D.; M. A. Henne, Zeeland, N. D.

Senator Patten moved that the Senate do now adjourn, which motion prevailed and the Senate stands adjourned

F. E. TUNELL,
Secretary.

SEVENTEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 24, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Paul Neussendorfer, of Mandan, N. D.

Roll Call: All members present except Senators Bonzer, Kamrath and Matthaei.

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

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

On seventh line of page 6 after the word "o'clock", insert the letters "p. m."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petition urging the repeal of the Ten Commandments Law, signed by August Hoefs and many others, read and referred to the Committee on Education.

Similar petition signed by R. G. Jagow, and 60 others, read and referred to the Committee on Education.

Petitions urging appropriation for the continuance of the Sheppard-Towner Bill were received from Effie M. Gilpin,

Corresponding Secretary, Minot, Chapter G., P. E. O.; Mrs. H. H. Hovda, Corresponding Secretary, Women's Forum club, Minot; Robt. Hughes, Secretary Rotary club, Grand Forks; read and referred to the Committee on Women's and Children's Welfare.

Senator Patten presented a petition signed by Parshall, N. D. elevator managers, protesting House Bill No. 19, was read and referred to the Committee on Warehouse and Grain Grading.

Communication submitted by Bertha R. Palmer, Superintendent of Public Instruction, recommending legislation relating to Teachers Insurance and Retirement Fund.

Senator Hyland moved that the letter of the State Superintendent of Public Instruction relative to the actuarial survey and actuary's report of the Teachers' Insurance and Retirement Fund be printed in the Journal and the Report referred to the Committee on Education.

Which motion prevailed.

January 24, 1929.

To the President of the Senate and the Speaker of the House:

In compliance with the request of the Committee on Education in the House during the Special Session of 1928, that the Superintendent of Public Instruction make a survey of the actuary's report of the Teachers' Insurance and Retirement Fund and report her findings and recommendations thereon to the Twenty-first Legislative Assembly, and also ascertain the probable cost of complying with the changes recommended in said report, the following is respectfully submitted:

The report was prepared by Dr. Henry L. Reitz, University of Iowa, Iowa City, Iowa, a member of the Illinois Pension Laws Commission, and Fellow of the American Institute of Actuaries, who was recommended by Howard J. Savage of the Carnegie Foundation for the Advancement of Teaching, as one of the two men in the United States best prepared to study the present law and make sound recommendations for the future.

Dr. Reitz's report is full, complete and definite. He analyzes the present system and tells wherein it is unsound and why (page 1) . . . depends too much on making profits from the forfeitures of contributions upon withdrawal from teaching. He enumerates the reasons why the State should enact a sound law (pages 2, 3, 4) . . . it makes possible the replacement of superannuated teachers who receive the maximum salaries by younger teachers who begin at a smaller salary. . . . it protects the public from waste of an expensive

school plant manned by a superannuated teacher. . . . private industry has already recognized retirement plans as essential to good business. He states why North Dakota should enact sound Retirement Legislation (pages 4 and 5) . . . The present Teachers' Insurance and Retirement Fund is defective and is not at all a sound retirement fund.

He names eleven fundamental principles of a sound Retirement System (pages 5 and 6); (1) Beginners to be exempt, (2) Deposits returned in case of early retirement, (3) Disability provided for, (4) Guaranties to both teachers and public assured, (5) Death benefits included, (6) Individual accounts kept, (7) Rights under previous annuity systems safeguarded, (8) Credit for past service allowed, (9) Costs shared by both teachers and public, (10) Service and deposits concurrent, (11) Amount of deposits fixed. Items 1, 2, 3, 4, 5, 6 and 10 are not recognized in the present law. He explains each of the eleven principles (pages 6 to 19).

He presents a new plan for a comprehensive State System of Teachers' Retirement Insurance (page 9) . . . providing that sums deposited by the teachers and by the public during the period of the annuity contract should be approximately equal. . . . a deposit of 5 per cent by the teacher and 5 per cent by the state, . . . standard age of retirement at age 60 (page 13), modes of settlement (page 14), . . . terms of adjustment on behalf of present teachers (page 16).

He provides for the several classes of teachers now in the state (pages 16 and 17): (1) Annuitants of the superseded plan, (2) those who become members of the retirement system who were members of the superseded fund, (3) all members of the retirement system who gave service prior to the inauguration of the new system, (4) those who were members of the superseded fund who do not become members of the retirement system, and for the inauguration, maintenance, organization, and details of administration of such system.

Assembling the items requiring state support the following estimates of yearly cost (page 24) are submitted as requested:

(a) Five percent of salaries of members.....	\$175,000
(b) For disability benefits	8,750
(c) To amortize the accrued liability of approximately \$1,500,000 on behalf of present teachers with 35 years, the annual requirement on a 4% interest basis will be	80,000
(d) For expenses of administration	10,000
Total	\$273,750

From the Tax Commission of North Dakota, we learn that the total assessed valuation of the taxable property of the State for 1927 was \$1,328,751.711. From this 25% is deducted by the county auditor before applying the tax rate. This leaves \$999,188,783 to which the tax rate was applied.

A one-tenth mill tax would on this basis produce slightly less than \$100,000 of revenue. Hence, the annual support necessary to put the proposed system on an adequate reserve basis in 35 years and to provide current support could be approved by a three-tenth of one mill tax. In this estimate, the \$80,000 item for each of the 35 years is a temporary obligation. The other items would continue indefinitely. The only elements of uncertainty listed are the actual rate of interest earned and the rates of mortality experienced.

In order that members of the committee to which this matter will be referred may have matter explanatory of the foregoing, a copy of the last annual report of the Secretary of the Board of Trustees of the Fund, and a complete copy of the report of the Actuary accompany this communication. For the further convenience of the Committee Members, a few extra copies of both the reports mentioned are prepared, and one draft of a bill covering the provisions outlined by the actuary. The copy of the bill is being sent to the House since this action was dequsted by the Committee in that body.

As an ex-officio member of the Board of Trustees for the Teachers' Insurance and Retirement Fund, I recommend that the matter contained herein receive the favorable attention of your honorable body, and further recommend that the Bill accompanying these records be considered by a joint meeting of the House and the Senate Committees on Education, and sincerely hope that it may be introduced as a Committee Bill. My further services are at the command of the Committees.

Very respectfully yours,

BERTHA R. PALMER.

Superintendent of Public Instruction and
Ex-officio Member Board of Trustees for
Teachers' Insurance and Retirement Fund
of North Dakota.

REPORT OF COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 19. A Bill for an Act to Appropriate the Sum of One Hundred Fifty Thousand Dollars (\$150,000) From any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and

Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Can-

not be Determined and Whose Care Must be Borne by the State.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws

of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 17. A Bill For an Act Making an Appropria-

tion to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General

Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

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

In Section 1, in line 1, of printed bill, after the words "Section 2193a," insert the words "of the Supplement".

In Section 3, line 2, of printed bill, after the word "effect" strike out the word "on" and insert in lieu thereof, the words "from and after".

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

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

That in line No. 35 on page 2 the figures "1928" be stricken out and the figures "1929" be inserted in lieu thereof.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred:

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

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

That the letter "y" in the word "Part" in line 7 in printed bill be added.

And when so amended recommend the same do pass.

R. W. PATTEN,
Chairman.

Senator Patten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred:

Senate Bill No. 21. A Bill for an Act to Repeal Article 16, of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Absent Voters, Being More Particularly Designated as Section 1002A1, Section 1002A2, Section 1002A3, Section 1002A4, Section 1002A5 and Section 1003. This Act Being in the Interest of Preserving Inviolable the Right of Citizenship and the Secret Ballot of the State, and for the Prevention of Fraudulent and Corrupt Practices by Unscrupulous Electors and Persons who Fraudulently Solicit Electors to Vote by Means of the Absent Voter's Ballot, Fraudulently and Unlawfully.

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

R. W. PATTEN,
Chairman.

Senator Patten moved that the report be adopted.

Senator C. J. Olson of Barnes moved as a substitute mo-

tion that Senate Bill No. 21 be recommended for final passage, and demanded a roll call.

The roll call was granted.

ROLL CALL

The question being on the substitute motion of Senator Olson of Barnes, that Senate Bill No. 21 be recommended for final passage, the roll was called, and there were ayes, 9; nays, 37; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Conrath	Fleckten	Olson, Eddy-Foster
Erickson	McCroory	Renauld
Fine	Olson, Barnes	Thorson

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Poupore
Bond	Hyland	Renwick
Brant	Kretschmar	Sathre
Brostuen	Lynch	Sperry
Brunsdale	Magnuson	Steel
Cain	Marshall	Tofsrud
Crocker	Martin	Unruh
Eastgate	Murphy	Van Arnam
Ettestad	Patten	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog
Fredrickson	Ployhar	
Hamilton	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Matthaei

So the substitute motion was lost.

The question then being on the motion of Senator Patten, the motion prevailed and the report was adopted.

MESSAGE FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
January, 24, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the

Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January 24, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

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

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Lynch moved that the rules be suspended and that the vote by which the report of the Committee on Rules was adopted be reconsidered.

Which motion prevailed.

Senator Lynch moved that the report of the Committee on Rules be re-referred to the Committee on Rules.

Which motion prevailed.

FIRST AND SECOND READING OF SENATE BILLS

Senator Patterson introduced:

Senate Bill No. 86. A Bill for an Act Defining Naturopathy, Providing for and Regulating the Practice of Naturopathy in the State of North Dakota; Creating the North Dakota State Board of Naturopathy Examiners; Fixing their Terms of Office; Providing for the Appointment of Members of said Board; Defining the Power and Duties of Said Board; to establish Rules and Regulations Covering said Board; Providing for the Examination and Licensing of Naturopathic Physicians in the State of North Dakota; Providing for the Charging of Fees for the Same; Regulating the Use of Professional Terms and Abbreviations; Providing for Prosecution and Penalties for Violations of the Provisions of this Act, and Repealing all Laws, or Parts of Laws, in Conflict Herewith.

Which was read the first and second times and referred to the Committee on State Affairs.

Senators Cain and Sathre introduced:

Senate Bill No. 87. A Bill for an Act Fixing the Salaries and Providing for the Payment of Necessary Expenses of the Judges of the Supreme and District Courts of the State of North Dakota.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Van Arnam introduced:

Senate Bill No. 88. A Bill for an Act Regulating the Keeping of Hogs Infected with Contagious Disease, and Providing Penalties for the Violation Thereof.

Which was read the first and second times and referred to the Committee on Livestock.

Senator Cain introduced:

Senate Bill No. 89. A Bill for an Act Preserving Legal

Remedies of Parties for a Breach of Contract and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

Which was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF SENATE BILLS

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Porter
Bond	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	
Fredrickson	Ployhar	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Matthaei

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Was read the third time.

Senator Forbes moved that Senate Bill No. 8 be amended by striking out the word "determined" occurring in the sixth line of Section 2 of the printed bill, and the word "terminate" be substituted in lieu thereof.

Which motion prevailed.

Senator Kretschmar moved that the rules be suspended and that Senate Bill No. 8 be considered properly re-engrossed and placed on third reading and final passage at this time.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Bond	Hamilton	Poupore
Brant	Hoople	Renauld
Brostuen	Hyland	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	McCrary	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Martin	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fredrickson	Patterson	Wog
Olson, Barnes	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Matthaei

So the bill passed and the title was agreed to.

Senator Cain moved that the vote by which Senate Bill No. 8 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Was read the third time.

Senator Ettestad moved that Senate Bill No. 9 be amended by striking out the word "two" where it appears in line 12 of page 1, line 29 of page 3 and line 20 of page 4, and the word "one" be inserted in lieu thereof in each instance.

Senator Ettestad demanded a division of the Senate. The division was granted and showed the motion to be lost.

Senator Murphy moved that Senate Bill No. 9 be amended as follows: After the word "its" in line 22, Section 3, of the printed bill, insert the words "passage and".

Which motion prevailed.

Senator Steele moved that the rules be suspended and that Senate Bill No. 9 be considered properly re-engrossed and placed on third reading and final passage at this time.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Sathre
Bond	Kretschmar	Sperry
Brant	Lynch	Steel
Brostuen	Marshall	Thorson
Brunsdale	Martin	Tofsrud
Cain	Murphy	Unruh
Crocker	Olson, Eddy-Foster	Van Arnam
Eastgate	Patterson	Watt
Forbes	Ployhar	Whitman
Fowler	Porter	Weg
Fredrickson	Poupore	
Hoople	Renwick	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	Fleckten	Olson, Barnes
Erickson	Hamilton	Patten

Messrs.	Messrs.	Messrs.
Ettestad	McCrorry	Peck
Fine	Magnuson	Renauld

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Matthaei

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senator Steele moved that the vote by which Senate Bill No. 9 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 19. A Bill for an Act to appropriate the sum of One Hundred Fifty Thousand Dollars (\$150,000) from any moneys in the State Highway Fund for the purpose of aiding in the construction of a bridge across the Missouri River between Sioux County and Emmons County, North Dakota, under the provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as amended and re-enacted by Chapter 161, Laws of 1927, and directing the State Highway Commission to construct such bridge and do all necessary preliminary acts.

Was read the third time.

Senator Kretschmar moved that Senate Bill No. 19 be amended as follows: In line 1 of the title of the engrossed bill after the word "Hundred" strike out the word "Fifty" and insert the word "Thirty" in lieu thereof; in line 2 of the title strike out the figures "\$150,000" and insert "\$130,000" in lieu thereof; in line 7 of the engrossed bill, after the word "Hundred" strike out the word "Fifty" and insert the word "Thirty" in lieu thereof; in line 8 strike out the figures "\$150,000" and insert "\$130,000" in lieu thereof.

Senator Kretschmar moved that the rules be suspended and that Senate Bill No. 19 be considered properly re-engrossed and placed upon third reading and final passage at this time. Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Renwick
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Flechten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	McCrary	Tofsrud

Absent and not voting:

Messrs.	Messrs.
Bonzer	Matthaei
Kamrath	Sathre

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senator Hamilton moved that the vote by which Senate Bill No. 19 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

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

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

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

House Bill No. 29. A Bill For an Act Making an Ap-

appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

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

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

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

Senator Hoople requested the unanimous consent for a return to the Eighth Order of Business.

Which request was granted.

Senator Hoople then requested that the Committee on Live-Stock be granted an extension of seven more days for consideration and preparation of the report on Senate Bill No. 4.

Which request was granted.

Senator Hoople moved that all absent Senators be excused, and it was so ordered.

Senator Murphy moved that the courtesies of the floor be extended to all state's attorneys, and it was so ordered.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Dr. Steuke, Garrison, N. D.; H. French, Garrison, N. D.; Mr. Raup, Garrison, N. D.; Judge Miller, Washburn, N. D.; Mr. McCullough, Washburn, N. D.; Ex-Senator Williams, Washburn, N. D.; Dan R. Jones, Wahpeton, N. D.; W. H. Hutchison, La Moure, N. D.; Mrs. O. Simenson, Valley City, N. D.; Miss Van Middleworth, Valley City, N. D.; E. C. Brostrom, Lakota, N. D.; B. A. Dickinson, Minot, N. D.; E. J. Mellraith, Crosby, N. D.; Stanley Casey, Rugby, N. D.; Mrs. Florence Pence, Minot, N. D.; C. W. Clow, Cavalier, N. D.; W. O. Victor, Chaffee, N. D.; R. G. Smith, Amenia, N. D.

Senator Van Arnam moved that the Senate do now adjourn.

Which motion prevailed and the Senate stands adjourned.

F. E. TUNELL,
Secretary.

EIGHTEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 25, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Paul Neussendorfer of Mandan, N. D.

Roll Call: All members present except Senators Bonzer and Martin.

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

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

On page 10, third line from the bottom, insert a period after the word "adopted", and strike out the remainder of sentence.

On page 11, 12th line from the bottom, insert the word "substitute" before the word "motion".

After line 12 from bottom of page 11, insert the following: "The question then being on the motion of Senator Patten, to adopt the report, the motion prevailed and the report was adopted."

On 16th line from top of page 16, strike out the word "final".

On page 19, eighth line from the bottom, correct the spelling of the name "McIlraith".

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petition urging the repeal of the Ten Commandments Law, with nineteen signers was read from the desk and referred to the Committee on Education.

REPORT OF COMMITTEE ON ENROLLMENT AND EN-GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Also,

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Also,

Senate Bill No. 19. A Bill for an Act to Appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

And find the same correctly re-engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and En-

grossment respectfully report that they have examined the following bills:

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Also,

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Also,

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your Committee on Appropriations to port:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 31. A Bill for an Act Making an Appro-

priation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January 25, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Senate Bill No. 19. A Bill for an Act to appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

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

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
January 25, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

FIRST AND SECOND READING OF SENATE BILLS

Senator Whitman introduced:

Senate Bill No. 90. A Bill for an Act to Appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Senator Hamilton introduced:

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws for the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Which was read the first and second times and referred to the Committee on Judiciary.

The Committee on Appropriations introduced:

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota

for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Sathre introduced:

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Sathre introduced by request:

Senate Bill No. 94. A Bill for an Act to Amend and Re-enact Section 4926, Compiled Laws of North Dakota for 1913, Relating to Resident and Non-Resident Insurance Agents.

Which was read the first and second times and referred to the Committee on Insurance.

THIRD READING OF SENATE BILLS

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sathre
Conrath	McCrorry	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman

Messrs.	Messrs.	Messrs.
Fowler	Patterson	Wog
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Martin

So the bill passed and the title was agreed to.

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrory	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Patterson	
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Sathre

So the bill passed and the title was agreed to.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Patterson	
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Sathre

So the bill passed and the title was agreed to.

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Brant	Hoople	Ployhar
Brostuen	Hyland	Porter
Brunsdale	Kamrath	Poupore
Cain	Kretschmar	Renauld
Conrath	Lynch	Renwick
Crocker	McCrorry	Steel
Eastgate	Magnuson	Thorson
Erickson	Marshall	Tofsrud

Messrs.	Messrs.	Messrs.
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wog

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Martin	Sperry

So the bill passed and the title was agreed to.

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Steel
Conrath	McCrorry	Thorson
Crocker	Magnuson	Tofsrud
Eastgate	Marshall	Unruh
Erickson	Matthaei	Van Arnam
Ettestad	Murphy	Watt
Fine	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Patterson	
Fredrickson	Peck	

Those voting in the negative were:

Messrs.	Messrs.
Fleckten	Olson, Barnes

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Martin	Sperry

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Brant	Hoople	Poupore
Brostuen	Hyland	Renauld
Brunsdale	Kamrath	Renwick
Cain	Kretschmar	Sperry
Conrath	Lynch	Steel
Crocker	McCrory	Tofsrud
Eastgate	Magnuson	Unruh
Ettestad	Marshall	Van Arnam
Fine	Murphy	Watt
Fleckten	Olson, Barnes	Whitman
Forbes	Olson, Eddy-Foster	Wog
Fowler	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson	Patten	Thorson
Matthaei	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Sathre

So the bill passed and the title was agreed to.

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Patterson	
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Sathre

So the bill passed and the title was agreed to.

THIRD READING OF HOUSE BILLS

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Brant	Hoople	Ployhar
Brostuen	Hyland	Porter
Brunsdale	Kamrath	Poupore
Cain	Kretschmar	Renauld
Conrath	Lynch	Renwick
Crocker	McCrorry	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam

Messrs.	Messrs.	Messrs.
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Martin	Wog

So the bill passed and the title was agreed to.

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bonzer	Hamilton	Peck
Brant	Hoople	Ployhar
Brostuen	Hyland	Porter
Brunsdale	Kamrath	Poupore
Cain	Kretschmar	Renauld
Conrath	Lynch	Renwick
Crocker	McCrory	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Martin	Wog

So the bill passed and the title was agreed to.

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the

Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Brant	Hoople	Ployhar
Brostuen	Hyland	Porter
Brunsdale	Kamrath	Poupore
Cain	Kretschmar	Renauld
Conrath	Lynch	Renwick
Crocker	McCrorry	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Martin	Wog
Bonzer	Sathre	

So the bill passed and the title was agreed to.

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck

Messrs.	Messrs.	Messrs.
Brant	Hoople	Ployhar
Brostuen	Hyland	Porter
Brunsdale	Kamrath	Poupore
Cain	Kretschmar	Renauld
Conrath	Lynch	Renwick
Crocker	McCrorry	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Martin	Wog

So the bill passed and the title was agreed to.

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Brant	Hoople	Ployhar
Brostuen	Hyland	Porter
Brunsdale	Kamrath	Poupore
Cain	Kretschmar	Renauld
Conrath	Lynch	Renwick
Crocker	McCrorry	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Martin	Wog

So the bill passed and the title was agreed to.

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Brant	Hoople	Ployhar
Brostuen	Hyland	Porter
Brunsdale	Kamrath	Poupore
Cain	Kretschmar	Renauld
Conrath	Lynch	Renwick
Crocker	McCrory	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Martin	Wog

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll

was called, and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Cain	Kretschmar	Renwick
Conrath	Lynch	Sperry
Crocker	McCrorry	Steel
Eastgate	Magnuson	Thorson
Erickson	Marshall	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	

Those voting in the negative were:

Messrs.
Matthaei

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Martin	Wog

So the bill passed and the title was agreed to.

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 33; nays, 12; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Poupore
Brant	Hyland	Renauld
Brunsdale	Kamrath	Renwick
Cain	Kretschmar	Sperry
Crocker	Lynch	Steel
Eastgate	Magnuson	Tofsrud

Messrs.	Messrs.	Messrs.
Erickson	Marshall	Unruh
Ettestad	Murphy	Van Arnam
Fowler	Olson, Eddy-Foster	Watt
Fredrickson	Patterson	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Forbes	Patten
Conrath	McCrory	Peck
Fine	Matthaei	Porter
Fleckten	Olson, Barnes	Thorson

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Martin	Wcg

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senator Patterson requested a return to the Eighth Order of Business, which was granted.

Senator Patterson moved that all absent Senators be excused, and it was so ordered.

Senator Lynch requested a return to the Sixth Order of Business, which was granted.

The Committee on Rules made the following report:

Mr. President: Your Committee on Rules have had the rules under consideration and recommend that the Senate Rules of the 20th Legislative Assembly be adopted as permanent rules of the Senate of the 21st Legislative Assembly, except as follows:

That rule one be amended to read as follows:

1. ORDER OF BUSINESS: The order of business shall be as follows:

- (1) Prayer by the Chaplain.
- (2) Calling the roll.
- (3) Reading and approval of the Journal.
- (4) Unfinished business.
- (5) Announcements.
- (6) Presentation of petitions and communications.
- (7) Reports of standing committees.
- (8) Reports of select committees.
- (9) Motions and resolutions.
- (10) Introduction of bills, joint resolutions and memorials.
- (11) Consideration of messages from the House.
- (12) First reading of Senate bills, joint resolutions and memorials.

- (13) Second reading of the same.
- (14) Third reading of the same.
- (15) First reading of House bills, joint resolutions and memorials.
- (16) Second reading of the same.
- (17) Third reading of the same.
- (18) Consideration of general orders.

That Rule 41 be amended to read as follows:

VOTE ON FINAL PASSAGE: No bill shall become a law except by a vote of the majority of the members-elect of each House, nor unless on its final passage the vote be taken by ayes and nays and the names of those voting be entered on the Journal; provided, however, that no measure enacted or approved by a vote of the electors shall be repealed or amended by the Legislature, except by a two-thirds vote upon roll call of all members elected to each House.

That Rule 42 be amended to read as follows:

AMENDING LAW: Members of the Senate introducing bills in the nature of amendments to laws now existing shall designate in the title of such Amendatory Act the title of the Act and shall have printed at length in the bill the section or sections as such section or sections will read when amended. When the purpose of the amendment is to omit any part of an existing law, such omission shall be indicated by asterisks, thus: * * * *. When the purpose of the amendment is to make an addition to, or change in, the wording of an existing law, such addition or change shall be underlined in the typewritten bill, and when printed the underlined parts shall be italicized.

W. D. LYNCH,
Chairman.

Senator Lynch moved that the report be adopted.

Senator Ployhar moved that the report of the Committee on Rules be amended by striking out all of Rule 42, as proposed by the committee, after the word "amended".

Senator Fredrickson demanded a roll call, which was granted.

ROLL CALL

The question being on the motion of Senator Ployhar to amend the report of the committee on rules, the roll was called, and there were ayes, 17; nays, 28; absent ad not voting, 4.

Those voting in the affirmative were:

Messrs.
Atkins

Messrs.
Lynch

Messrs.
Sperry

Messrs.	Messrs.	Messrs.
Cain	Murphy	Steel
Eastgate	Ployhar	Thorson
Hoople	Porter	Watt
Hyland	Poupore	Whitman
Kretschmar	Renwick	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Forbes	Olson, Eddy-Foster
Brant	Fowler	Patten
Brostuen	Fredrickson	Patterson
Brunsdale	Hamilton	Peck
Conrath	Kamrath	Renaud
Crocker	McCroy	Tofsrud
Erickson	Magnuson	Unruh
Ettestad	Marshall	Van Arr.am
Fine	Matthaei	
Fleckten	Olson, Barnes	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Martin	Wog

So the motion was declared lost.

Senator Lynch renewed his motion for the adoption of the report of the Committee on Rules, which motion prevailed, and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (Section 6001 a 1 of the 1925 Supplement to the Compiled Laws for the Year 1913) Requiring the Owners of Personal Property or Any Agent, Mortgagee or Lien Holder to Notify the County Treasurer of the Sale of Such Property at Public Auction; Providing for the Collection of their Personal Property Taxes and Prescribing Duties of Auctioneers and Clerks in Relation Thereto.

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

Amend title of bill, commencing after the figure "1913", at end of line 4, of printed bill, striking out lines 5, 6, 7, 8, and 9.

On page 1, Section 1, of printed bill, in line 7, after the words, "County Treasurer," strike out the balance of the printed bill and insert the following amendment: "Every person that prints or announces a Public Auction Sale, of any personal property, shall send by Registered Mail not less than Five (5) Days, prior to the date of the Sale, a full and complete copy of the Auction Bill, or Notice of such Sale, to the County Treasurer, of the county wherein such Sale is to be held, and which letter must contain the name and post office address of the clerk of such sale. Provided further, if such publication is made without the State of North Dakota, then the owner of the personal property, to be sold at such sale, shall send a full and complete Auction Bill, or Notice of such Sale to the County Treasurer, by Registered Mail together with the name, and post office address of the clerk of said sale."

And when so amended recommend the same do pass.

OLE ETTESTAD.
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927. Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable. Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

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

In line 27, page 2 of printed bill, after the word "Treasurer" insert the word "has".

In Section 5, page 3, of printed bill, after the word "meet" in line 59. strike out in line 60 the words "expected losses from uncollected taxes from year to year" and insert in lieu thereof "anticipated refunds, or abatements of the Indemnity Hail Taxes and the fund created by interest collected on all interest bearing funds, of the State Hail Insurance Department for the year 1927, and successive years,"

And when so amended recommend the same do pass.

OLE ETTESTAD.
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Patterson requested a return to the Sixteenth Order of Business, which was granted.

Senator Patterson moved that the Senate recess in honor of Robert Burns, the Scotch poet, and so that the Scotch might be heard, subject to the call of the President, which motion prevailed.

The Senate reassembled, after recess, upon the call of the President.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: C. R. Robertson, Valley City, N. D.; Kristian Hall, Wild Rose, N. D.; L. O. Johnson, Bucyrus, N. D.; Ira W. Jones, Hettinger, N. D.; Geo. H. Perry, Belfield, N. D.; W. L. Richter, Belfield, N. D.; Sherman Brownfield, Belfield, N. D.; Chas. Hauska, Cando, N. D.; R. E. Hatt, Grand Forks County; Geo. T. Rodsatter, Mohall, N. D.; A. M. Fruh, Mohall, N. D.; I. N. Amick, and John Gribbs, Minot, N. D.

Senator Watt moved that the Senate do now adjourn.

Which motion prevailed, and the Senate stands adjourned.

F. E. TUNELL,
Secretary.

NINETEENTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 26, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Paul Neussendorfer, of Mandan, N. D.

Roll Call: All members present except Senators Bonzer, Murphy and Wog.

REVISION AND CORRECTION OF THE JOURNAL

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

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

On 10th line from bottom of page one strike out the word "motion" and insert in lieu thereof the word "report".

On the 3rd line from bottom of page three, correct the word "Appropriations".

On 5th line of page 6 correct the word "Appropriations".

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petitions urging the legislature to appropriate funds for the continuance of the work done under the Sheppard-Towner Act were received from Lloyd Spetz Post No. 1, American Legion, Bismarck, N. D.; State Dental Association, State Medical Association, and representatives of twelve Women's Clubs and Professional organizations, State Health Officers Association, and State Federation of Women's clubs, and the Presidents of 10 Parent-Teacher Associations, and Mrs. M. J. Wolla, Secretary, Tioga Homemakers club, which were referred to the Committee on Appropriations.

Repeal of the Ten Commandments Law was urged in a petition signed by Mrs. John Schultz and 15 others, also in a similar petition signed by Louis Hinricks and 30 others.

Which petitions were referred to the Committee on Education.

Communication from Bertha M. Maides, President Ray Union W. C. T. U., urging legislation to prohibit sale of malt products for the manufacture of intoxicating liquor, which was read and referred to the Committee on Temperance.

REPORT OF THE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (Section 6001 a 1 of the 1925 Supplement to the Compiled Laws for the Year 1913).

Also,

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Sathre requested a return to the Fifth Order of Business, which was granted.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

A Majority of the Committee on Education made the following report:

Mr. President: A Majority of your Committee on Education to whom was referred:

Senate Bill No. 18. A Bill for an Act to Repeal Chapter 247 of the Session Laws of 1927, Known as the Ten Commandments in Class Rooms, Which Provided for the Printing and Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

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

OLE ETTESTAD,
ALFRED STEEL,
A. A. PECK,
W. H. PORTER,
W. G. CROCKER,
J. E. EASTGATE,

Senator Ettestad moved that the report be adopted.

A Minority of the Committee on Education made the following report:

Mr. President: A Minority of your Committee on Education to whom was referred:

Senate Bill No. 18. A Bill for an Act to Repeal Chapter 247 of the Session Laws of 1927, Known as the Ten Commandments in Class Rooms, Which Provided for the Printing and Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

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

C. J. OLSON,
C. W. FINE,
G. W. HOOPLE,
A. S. MARSHALL,
Chairman.

Senator Olson moved that the Minority report be substituted for the Majority report, and adopted.

Roll call was demanded and granted.

ROLL CALL

The question being on the substitute motion of Senator Olson of Barnes that the Minority report be substituted for the majority report, the roll was called, and there were ayes, 15; nays, 30; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Sathre
Eastgate	McCrorry	Tofsrud
Fine	Magnuson	Unruh
Fleckten	Marshall	Watt
Hoople	Olson, Barnes	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Porter
Bond	Hamilton	Poupore
Brostuen	Hyland	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	Matthaei	Steel
Crocker	Olson, Eddy-Foster	Thorson
Erickson	Patten	Van Arnam
Ettestad	Patterson	Whitman
Forbes	Peck	
Fowler	Ployhar	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Murphy
Martin	Wog

So the substitute motion was declared lost.

Senator Ettestad's motion to adopt the majority report prevailed and the report was adopted.

A Majority of the Committee on Insurance made the following report:

Mr. President: A Majority of your Committee on Insurance to whom was referred:

Senate Bill No. 20. A Bill for an Act to Amend and Re-enact Sections 3, 8, 10 and 13 of Chapter 173, Session Laws 1927 and Section 189c14 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Insurance of Public Buildings, and Providing that All Fire and Tornado Insurance Shall be Carried by the State Fire and Tornado Fund.

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

O. H. OLSON,
L. O. FREDRICKSON,
W. E. MATTHAEI,
NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted.

A Minority of the Committee on Insurance made the following report:

Mr. President: A Minority of your Committee on Insurance to whom was referred:

Senate Bill No. 20. A Bill for an Act to Amend and Re-enact Sections 3, 8, 10 and 13 of Chapter 173, Session Laws 1927 and Section 189c14 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Insurance of Public Buildings, and Providing that All Fire and Tornado Insurance Shall be Carried by the State Fire and Tornado Fund.

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

ALFRED STEEL,
WM. WATT,
JOHN VAN ARNAM.

Senator Watt moved that the minority report be substituted for the majority report, and adopted.

Which motion was lost.

The motion to adopt the majority report prevailed, and the report was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January 26, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence

Can Not Be Determined and Whose Care Must Be Borne by the State.

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

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

Very respectfully,
F. E. TUNELL,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senator Hamilton introduced:

Senate Bill No. 95. A Bill for an Act to amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Peck introduced:

Senate Bill No. 96. A Bill for an Act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Elections Upon the Question of Such Dissolution and Reorganization.

Which was read the first and second times and referred to the Committee on Education.

Senator Renwick introduced by request:

Senate Bill No. 97. A Bill for an Act Authorizing and Empowering any Clerk or Deputy of the County Court to Administer Oaths.

Which was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF SENATE BILLS

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Porter
Bond	Hoople	Poupore
Brostuen	Hyland	Renauld
Brunsdale	Kamrath	Renwick
Cain	Kretschmar	Sathre
Conrath	McCroery	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Forbes	Patterson	Whitman
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Lynch	Ployhar
Brant	Martin	Wog
Fowler	Murphy	

So the bill passed and the title was agreed to.

Senate Bill No. 31. A Bill for an Act Making an Appro-

riation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renaud
Cain	Kretschmar	Renwick
Conrath	McCroxy	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Flechten	Patten	Watt
Forbes	Patterson	Whitman
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Lynch	Sathre
Brant	Martin	Wog
Fowler	Murphy	

So the bill passed and the title was agreed to.

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (Section 6001 a 1 of the 1925 Supplement to the Compiled Laws for the Year 1913).

Was read the third time.

Senator Ettestad moved that the title of the bill be amended by inserting in the third line of the title as printed, after the words "North Dakota" the word "being"; strike out the figures "1925" in the fourth line, so that it will read, "being Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913."

Which motion prevailed and the title was so amended.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Cain	Kretschmar	Renwick
Conrath	McCroory	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Matthaei	Thorson
Ettestad	Olson, Barnes	Tofsrud
Fine	Olson, Eddy-Foster	Unruh
Fleckten	Patten	Van Arnam
Forbes	Patterson	Watt
Fredrickson	Peck	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Lynch	Wog
Brant	Martin	
Fowler	Murphy	

So the bill passed and the title was agreed to.

Senator Hyland moved that action on Senate Bill No. 41 be deferred for one legislative day.

Which motion prevailed.

Senator Patterson requested a return to the Ninth Order of Business, which was granted.

Senator Patterson moved that all absent Senators be excused, and it was so ordered.

Senator Magnuson requested an extension of time on Senate Bill No. 58.

Which was granted.

Senator Ettestad requested an extension of time on Senate Bills Nos. 44 and 68.

Which was granted.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota.
January 26, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

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

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Re-

pairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

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

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

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

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

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

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: A. A. Robinson and Carl Davidson of Minot, N. D.; Miss Clara Butt, Parshall, N. D.

Senator Bond moved that the Senate do now adjourn, which motion prevailed and the Senate stands adjourned.

F. E. TUNELL,
Secretary.

TWENTY-FIRST DAY

Senate Chamber,
Bismarck, North Dakota,
January 28, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. G. W. Stewart of Mandan, N. D.

Roll Call: All members present except Senators Forbes and Wog.

REVISION AND CORRECTION OF THE JOURNAL

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

On 21st line from top of page 2 strike out the word "Education" and insert in lieu thereof "Temperance."

On 12th line from the top of page 4 correct spelling of the name "Ole."

Following 20th line from bottom of page 5 insert the following: "Senator Ettestad's motion to adopt the majority report prevailed and the report was adopted."

After 19th line from the bottom of page 6 insert the following: "Which motion prevailed and the title was so amended."

Strike out 14th line from bottom of page 11 and insert the following: "So the bill passed and the title was agreed to."

On 2nd line from bottom of page 12, change the figures from 37 to 38, and on 6th line from bottom of page 14, change Number 40 to read Number 41.

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Rebellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

And the President signed the same in the presence of the Senate.

PETITIONS AND COMMUNICATIONS

Communications urging legislation to appropriate funds for the continuance of the work under the Sheppard-Towner Act were received from: P.-T. A., Cavalier, N. D.; American Legion Auxiliary, Cavalier, N. D.; Walhalla Township Board, Archie J. Ferguson, Clerk, Walhalla, N. D.; Velva Women's Club, Velva, N. D.; Fortnightly Club, Carson, N. D.; Bismarck Study Club, Ilma Ermatinger, Corresponding Secretary; Minot Senior High School P.-T. A.; Grand Forks City Central Council of P.-T. A., Mrs. Fred E. Harris, Corresponding Secretary; Mrs. R. W. Kennard, State Chairman of Public Welfare, N. D. Federation of Women's Clubs; Eckman P.-T. A., Helen C. Raftery, President; Opal M. Broiullard, Ellendale, N. D.; Bottineau Women's Club; Women's Non-Partisan Club, Bottineau, were read and referred to the Committee on Appropriations.

Telegram signed by Mrs. M. I. Forker, Pres. Women's club, and 31 others, urging similar legislation read and referred to Committee on Appropriations.

Petition urging legislation for permanently disabled employes, signed by Charlie C. Durward, Kenmare, and many others, read and referred to the Committee on Insurance.

Petition urging repeal of Ten Commandments Law, signed by E. H. Quast, Rolla, N. D., and many others, read and referred to the Committee on Education.

REPORT OF COMMITTEE ON ENROLLMENT AND EN-GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (being Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913).

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

A Majority of the Committee on Judiciary made the following report:

Mr. President: A Majority of your Committee on Judiciary to whom was referred:

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

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

FRANK H. HYLAND,
A. W. FOWLER,
FRANK E. PLOYHAR,
G. PATTERSON,
J. P. CAIN,
G. H. HOOPLE,
JOHN VAN ARNAM,
W. D. LYNCH,
J. G. FORBES,
W. E. MATTHAEI,
P. O. SATHRE,
Chairman.

Senator Sathre moved that the Majority report be adopted.

A Minority of the Committee on Judiciary made the following report:

Mr. President: A Minority of your Committee on Judiciary to whom was referred:

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and

258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

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

A. A. PECK,
OLE ETTESTAD,
C. J. OLSON,
O. H. OLSON.

Senator Olson of Barnes moved that the minority report be substituted for the majority report and adopted, which motion was lost.

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

The Committee on Counties made the following report:

Mr. President: Your Committee on Counties to whom was referred:

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of 1913, Providing for the Election, Qualification and Compensation of Assessors in townships and unorganized Districts, and Section 3871 of the 1913 Compiled Laws Providing for the Duties and Compensation of Assessors in Villages.

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

That in line 31 where Figure "60" appears in printed bill there be inserted the words "one hundred" in lieu thereof. Also that the word "Annually" on line 14 be stricken out.

And when so amended recommend the same do pass.

J. E. EASTGATE,
Chairman.

Senator Eastgate moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

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

In line 16 of printed bill strike out the figures "\$15.00" and insert the figures "\$20.00" and in line 18 of same bill, strike out the figures "\$15.00" and insert the figures "\$20.00."

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Van Arnam moved that all absent Senators be excused, which motion prevailed, and it was so ordered.

Senator Marshall requested unanimous consent for an extension of time on Senate Bill No. 40, which was granted.

Senator Hamilton requested unanimous consent for an extension of time on Grain Storage Bills, which was granted.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
January 26, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
January 28, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January 28, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (being Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913).

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

Very respectfully,
F. E. TUNELL,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senator Magnuson introduced:

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Which was read the first and second times and referred to the Committee on Corporations Other Than Municipal.

Senator Ployhar introduced:

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Which was read the first and second times and referred to the Committee on Education.

Senators Van Arnam and Hamilton introduced:

Senate Bill No. 100. A Bill for an Act Amending and Re-enacting Section 2003a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Destruction of Noxious Weeds Growing Along or Upon All Public Highways.

Which was read the first and second times and referred to the Committee on State Affairs.

THIRD READING OF SENATE BILLS

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Lynch	Renauld
Cain	McCrorry	Renwick
Conrath	Magnuson	Sathre
Crocker	Marshall	Sperry
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Kretschmar	Wog
Forbes	Steel	

So the bill passed and the title was agreed to.

Senate Bill No. 18. A Bill for an Act to Repeal Chapter 247 of the Session Laws of 1927, Known as the Ten Commandments in Class Rooms, Which Provided for the Printing and Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 28; nays, 18, absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Ployhar
Bond	Hamilton	Porter
Bonzer	Hyland	Poupore
Brostuen	Kretschmar	Renauld

Messrs.	Messrs.	Messrs.
Brunsdale	Lynch	Sperry
Cain	Martin	Thorson
Conrath	Matthaei	Van Arnam
Crocker	Murphy	Whitman
Erickson	Olson, Eddy-Foster	
Ettestad	Peck	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Patterson
Eastgate	McCrary	Renwick
Fine	Magnuson	Sathre
Fleckten	Marshall	Tofsrud
Fredrickson	Olson, Barnes	Unruh
Hoople	Patten	Watt

Absent and not voting:

Messrs.	Messrs.	Messrs.
Forbes	Steel	Wog

So the bill passed and the title was agreed to.

Senate Bill No. 20. A Bill for an Act to Amend and Re-enact Sections 3, 8, 10 and 13 of Chapter 173, Session Laws 1927 and Section 189c14 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Insurance of Public Buildings, and Providing that All Fire and Tornado Insurance Shall be Carried by the State Fire and Tornado Fund.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 26; nays, 21; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Patten
Brant	Hoople	Patterson
Brostuen	Kamrath	Peck
Conrath	McCrary	Renauld
Erickson	Magnuson	Sathre
Ettestad	Marshall	Sperry
Fine	Matthaei	Thorson
Fleckten	Olson, Barnes	Unruh
Fredrickson	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Poupore
Bonzer	Kretschmar	Renwick
Brunsdale	Lynch	Steel
Cain	Martin	Tofsrud
Crocker	Murphy	Van Arnam
Eastgate	Ployhar	Watt
Fowler	Porter	Whitman

Absent and not voting:

Messrs.	Messrs.
Forbes	Wog

So the bill passed and the title was agreed to.

Senator Olson of Eddy moved that the vote by which Senate Bill No. 20 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Ettestad moved that Senate Bill No. 41 be referred to the Committee on Judiciary, which motion prevailed.

Senator Ettestad requested a return to the Ninth Order of Business, which was granted.

Senator Ettestad moved that the vote by which Senate Bill No. 18 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

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

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

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

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

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

MESSAGE TO THE GOVERNOR

The following bill was messaged to the Governor:

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

MESSAGE FROM THE GOVERNOR

State of North Dakota,
Office of the Governor,
Bismarck, North Dakota,
January 28, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State, Senate Bill No. 1, to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the Year 1927.

Very truly yours,
GEO. F. SHAFER,
Governor.

COURTESIES OF THE FLOOR

Courtesies of the Floor were extended to: Judge F. J. Graham, Ellendale, N. D.; B. La Grave, Esmond, N. D.; Howard Maher, C. S. Laidlaw, Wales, N. D.; Mrs. F. H. Waldo, Bismarck, N. D.; H. P. Halvorson and Rev. O. Heengness, Sheyenne, N. D.; Thomas Whelan, St. Thomas, N. D.; Sander Peterson, Petersburg, N. D.

Senator Fredrickson moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

F. E. TUNELL,
Secretary.

TWENTY-SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
January 29, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. G. W. Stewart, of Mandan, N. D.

Roll Call: All members present except Senators Fine and Wog.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-First Day and recommend that the same be corrected as follows:

Strike out all of 21st, 22nd and 23rd lines from top of page 10.

Following 14th line from bottom of page 11 insert the following: "Senator Ettestad moved that the vote by which Senate Bill No. 18 was passed be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petitions urging legislation for an appropriation of funds for the continuance of the work under the Sheppard-Towner Act were received from:

North Dakota Branch of the American Association of University Women of Grand Forks, Mary E. MacCumber, President.

Mrs. L. P. Dove, President Minot Training School, P.-T. A., Mrs. E. T. Van Hook, Secretary Home Economics club, of Ryder.

Mrs. V. E. Stenerson, Minot, President P.-T. A. Council, Ward County; League of Women Voters, University of North Dakota, Lillian Brodesh, President, and others, which were read and referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Also,

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engragment respectfully report that they have examined the following bills:

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Also,

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of 1913, Providing for the Election, Qualification and Compensation of Assessors in townships and unorganized Districts, and Section 3871 of the 1913 Compiled Laws Providing for the Duties and Compensation of Assessors in Villages.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

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

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

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

J. E. FLECKTEN,
Chairman.

Senator Fleckten moved that the report be adopted, which motion prevailed and the report was adopted.

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

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 2, of Paragraph 4, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

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

Correct title; after the word "Section" strike out figure "2" and insert figure "4"; after word "Paragraph" strike out figure "4" and insert figure "2".

Section 1. In line 2 strike out figure "2" and insert figure "4"; after word "paragraph" strike out figure "4" and insert figure "2".

And when so amended recommend the same do pass.

J. E. FLECKTEN,
Chairman.

Senator Fleckten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your committee on Highways and Bridges to whom was referred:

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

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

After the word "necessary" in line 7 of page 1 of printed bill, strike out balance of line 7, all of line 8 and the word "inclusive" in line 9 on page 2 of printed bill.

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 90. A Bill for an Act to appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

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

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Van Arnam moved that all absent Senators be excused, which motion prevailed, and it was so ordered.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January 29, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 18. A Bill for an Act to Repeal Chapter 247 of the Session Laws of 1927, Known as the Ten Commandments in Class Rooms, Which Provided for the Printing and Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Senate Bill No. 20. A Bill for an Act to Amend and Re-enact Sections 3, 8, 10 and 13 of Chapter 173, Session Laws 1927 and Section 189c14 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Insurance of Public Buildings, and Providing that All Fire and Tornado Insurance Shall be Carried by the State Fire and Tornado Fund.

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

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

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
January 29, 1929.

Mr. President: I have the honor to transmit herewith the followings bills:

House Bill No. 57. A Bill For an Act to Amend and Re-

enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
January 29, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected With Bovine Tuberculosis.

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

FIRST AND SECOND READING OF SENATE BILLS

Senator Steel introduced:

Senate Bill No. 101. A Bill for an Act Defining Dental Hygienists; Providing for the Licensing and Regulating the Practice of Dental Hygienists.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Steel introduced:

Senate Bill No. 102. A Bill for an Act to Amend and Re-enact Section 509 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the State Board of Dental Examiners and the Practice of Dentistry.

Which was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF SENATE BILLS

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 29; nays, 18; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Porter
Bond	Hoople	Poupore
Bonzer	Hyland	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Crocker	Magnuson	Steel
Eastgate	Matthaei	Van Arnam
Forbes	Murphy	Watt
Fowler	Patterson	Whitman
Fredrickson	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Patten
Brostuen	McCrorry	Peck
Conrath	Marshall	Renauld

Messrs.	Messrs.	Messrs.
Erickson	Martin	Thorson
Ettestad	Olson, Barnes	Tofsrud
Fleckten	Olson, Eddy-Foster	Unruh

Absent and not voting:

Messrs.	Messrs.
Fine	Wog

So the bill passed and the title was agreed to and the emergency clause declared lost.

Senator Fowler moved that the vote by which Senate Bill No. 5 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Brant explained his vote as follows: "I vote 'No' for the reason that it is not necessary at this time to adopt a plan such as the one contemplated in this bill for the construction of dormitories, and for the further reason that I believe the State is in a position at the present time to make sufficient levy for the purpose of building dormitories and the program completed two years hence."

Senator Erickson explained his vote: "I vote 'No' for the same reason explained by Senator Brant."

Senator Olson of Barnes explained his vote as follows: "I vote 'No' on this bill for the reason that if this bill becomes a law I believe the State will have bought something that will turn out to be an elephant on the taxpayers' hands. It is a twin child of the Home Builders' Association, opens the gates wide for blunders and mismanagement at the expense of the taxpayers of the State. I vote 'No.'"

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of 1913, Providing for the Election, Qualification and Compensation of Assessors in townships and unorganized Districts, and Section 3871 of the 1913 Compiled Laws Providing for the Duties and Compensation of Assessors in Villages.

Was read the third time.

Senator Watt moved the adoption of the following amendment: In line 25 of page 2 of the printed bill strike out the figure "5" and insert in lieu thereof the figure "4"; also in line 29 of page 2, strike out the figure "5" and insert "4"; and in line 31 of page 2, strike out the figures "100" and insert the figures "80". Which motion was lost.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrary	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.
Fine	Wog

So the bill passed and the title was agreed to.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrary	Sperry
Conrath	Magnuson	Steel
Crocker	Murphy	Thorson

Messrs.	Messrs.	Messrs.
Eastgate	Olson, Barnes	Tofsrud
Ettestad	Olson, Eddy-Foster	Unruh
Fleckten	Patten	Van Arnam
Forbes	Patterson	Watt
Fowler	Peck	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson	Marshall	Matthaei
Kamrath	Martin	

Absent and not voting:

Messrs.	Messrs.
Fine	Wog

So the bill passed and the title was agreed to.

Senator Ployhar moved that the vote by which Senate Bill No. 60 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

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

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to:

President C. C. Swain of Mayville, N. D.; W. A. Ponath, Hankinson, N. D.; T. D. Casey, Dickinson, N. D.; Wm. Kostelesky, Dickinson, N. D.; M. B. Chase, Minot, N. D.; Mrs. J. A. Poppler, Grand Forks, N. D.; W. W. Hankla, Minot, N. D.; F. A. Brainard, Souris, N. D.; E. M. Kromery, Kramer, N. D.; Harold Aslakson, Sheyenne, N. D.; Judge John C. Lowe, Minot, N. D.

Senator Patten moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

F. E. TUNELL,
Secretary.

TWENTY-THIRD DAY

Senate Chamber,
Bismarck, North Dakota,
January, 30, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. G. W. Stewart, of Mandan, N. Dak.

Roll Call: All members present except Senators Sathre and Wog.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-Second Day and recommend that the same be corrected as follows:

On third line from bottom of page 12, correct the spelling of the name "Kostelecky."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Telegram from Gamma Delphian Society, Mrs. H. W. Randall, President, urging support of Ployhar bill and Sheppard-

Towner bill read and referred to the Committee on Appropriations.

Communications urging legislation for the continuance of the work under the Sheppard-Towner bill were received from: Mrs. F. R. Brokaw, Fullerton, N. D.; Thursday Study Club, Della H. Carpenter, Secretary, Williston, N. D.; Pekin Study Club, with 3 signers, Pekin; Mrs. O. S. Quam, Pekin, N. D.; Grand Forks League of Women Voters, Mabel Vaaler, President, Grand Forks, N. D.; Mrs. E. Van Horn, Rugby; Pierce County Council, P.-T. A., O. L. Orvedal, Secretary, Rugby; Julia L. Gronley, Legislative Chairman, American Legion Auxiliary, Rugby; Fortnightly Club, Altha Erickson and Lillian Merrick, Committee, Wahpeton; Center P.-T. A., with 26 signers, received and referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Also,

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and En-

grosment respectfully report that they have examined the following bills:

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Also,

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Also,

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Also,

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720. Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred Senate Resolution regarding the photographing of the members of the Senate by the Butler Studio, have had the same under consideration and recommend that the Resolution be adopted.

D. H. HAMILTON,
Chairman.

Senator Patterson moved that the resolution be adopted, which motion prevailed and the resolution was adopted.

The Committee on Live Stock made the following report:

Mr. President: Your Committee on Live Stock to whom was referred:

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Providing Penalties for the Violation of this Act; and Repealing All Acts and Parts of Acts in Conflict With this Act.

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

By striking out all of Section 23 of printed bill; correct title by striking out after word "employees" in printed bill the words "and providing penalties for violations of this Act"; strike out last "s" in line 13, Section 1, in printed bill; in line 19, Section 5, of printed bill, insert a period after word "county" and strike out balance of sentence; in line 1, Section 13, of printed bill, strike out the word "without"; in line 2, Section 13, of printed bill, strike out the word "cost" and insert in lieu thereof the words "at a cost of 25 cents"; in line 8, Section 6, of printed bill, insert after word "male," "or unsexed"; change numbering of Sections from 23 up to conform with amendment; in line 15, Section 16, of printed bill, strike out word "general" and insert in lieu thereof the words "dog tax"; in line 25, Section 17, of printed bill, strike out "general funds" and insert in lieu thereof "dog tax fund".

And when so amended recommend the same do pass.

G. H. HOOPLE,
Chairman.

Senator Hoople moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 44. A Bill for an Act Providing for the Assessment, Levy and Collection of a License Tax on the Mining, Extraction or Production of Coal; Providing for Enforcing and Collecting the Same and Providing Penalties for the Violation Thereof; Making Such Tax in Lieu of a Property Tax on the Value of Coal Deposits; Providing for the Disposal of Said License Tax Revenue and Repealing Sections 2255a1 to 2255a8 Inclusive of the Supplement to the Compiled Laws of 1913 and All Other Acts and Parts of Acts in Conflict With the Provisions of this Act.

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 68. A Bill for an Act to Amend and Re-enact Section 2166 of the 1925 Supplement to the 1915 Compiled Laws.

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

Amend title of bill by striking out the figures "1925" in line 1 of printed bill.

In line 2 of title of printed bill strike out the figures "1915" and at the end of word "Laws" in line 2, add the following words, "of North Dakota for 1913".

In section 1, line 1, strike out the figures "1925".

In In Section 1, line 2, strike out the figures "1913" and after the word "Laws" insert the words, "of North Dakota for 1913".

In line 30, on page 2, of printed bill, after the word "if" insert the word "found".

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Live Stock made the following report:

Mr. President: Your Committee on Live Stock to whom was referred:

Senate Bill No. 88. A Bill for an Act Regulating the Keeping of Hogs Infected with Contagious Disease, and Providing Penalties for the Violation Thereof.

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

G. H. HOOPLE,
Chairman.

Senator Hoople moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 94. A Bill for an Act to Amend and Re-enact Section 4926, Compiled Laws of North Dakota for 1913, Relating to Resident and Non-Resident Insurance Agents.

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

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 100. A Bill for an Act Amending and Re-enacting Section 2003a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Destruction of Noxious Weeds Growing Along or Upon All Public Highways.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 18. A Bill For an Act to Amend and Re-

enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

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

In line 12 of the printed bill strike out the words "Two Dollars" and the figures "\$2.00" and insert in lieu thereof the words: "Three Dollars" and the figures "\$3.00".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Ployhar requested a return to the Fifth Order of Business.

Senator Ettestad requested an extension of time on Senate Bills Nos. 85, 79, 81, 87, 89, 91, 95, 97, and House Bill No. 2 in the Committee on Judiciary, and it was so ordered.

The Senate returned to the Fourth Order of Business for the purpose of signing bills.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to

2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

And the President signed the same in the presence of the Senate.

Senator Matthaei moved that Senate Bill No. 94 be referred to the Committee on Insurance, which motion prevailed.

Senator Steel moved that all absent Senators be excused, which motion prevailed and it was so ordered.

Senator Murphy moved that all chairmen furnish notice of Committee meetings and the numbers of bills to be considered by committees to the Secretary, who will read same from the desk under the Fifth Order of Business, which motion prevailed.

SPECIAL ORDER OF BUSINESS—2:45 p. m.

The President announced that the hour of 2:45 p. m. having arrived, the Senate would consider Senate Bill No. 12.

Senator Hamilton moved that action on Senate Bill No. 12 be deferred until the Senate has acted upon House Bill No. 18, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
January, 30, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and

Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January, 30, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of 1913, Providing for the Election, Qualification and Compensation of Assessors in townships and unorganized Districts, and Section 3871 of the 1913 Compiled Laws Providing for the Duties and Compensation of Assessors in Villages.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

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

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January, 30, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 90. A Bill for an Act to Appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

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

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

The Committee on Education introduced:

Senate Bill No. 103. A Bill for an Act to Amend and Re-enact Sections 4007, 4008, 4009, 4010, 4011 and 4013 of the Compiled Laws of 1913, Relating to Public Libraries.

Which was read the first and second times and referred to the Committee on Education.

Senators Bond, Fredrickson, Lynch and Sathre introduced:

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Which was read the first and second times and referred to the Committee on Banks and Banking.

Senators Bond, Fredrickson, Lynch and Sathre introduced:

Senate Bill No. 105. A Bill for an Act Providing for the Protection of Depositors and Holders of Exchange in Banks Organized Under the Laws of North Dakota.

Which was read the first and second times and referred to the Committee on Banks and Banking.

Senator Bonzer introduced:

Senate Bill No. 106. A Bill for an Act Creating a Highway Commission, Defining the Powers and Duties, and Fixing the Compensation.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Senator Cain introduced:

Senate Bill No. 107. A Bill for an Act to Repeal Sections 9192a1, 9192a2, 9192a3, 9192a4, 9192a5, 9192a6, 9192a7, 9192a8, 9192a9, 9192a10, 9192a11, 9192a12, 9192a13 9192a14, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Boards of Conciliation.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Cain introduced:

Senate Bill No. 108. A Bill for an Act to Repeal Sections 11256, 11257, 11258, 11259 and 11260 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the State Prison Revolving Fund Derived From the Net Profits of the Twine and Cordage Plant at the State Penitentiary.

Which was read the first and second times and referred to the Committee on State Affairs.

Senators Renault and Bond introduced:

Senate Bill No. 109: A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity for Breeding Purposes Within the State of North Dakota.

Which was read the first and second times and referred to the Committee on Judiciary.

Senators Hamilton and Sperry introduced:

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Which was read the first and second times and referred to the Committee on Military Affairs.

Senator Hoople requested a return to the Tenth Order of Business, which was granted.

Senator Hoople then introduced a bill.

Senator Hoople requested a return to the Twelfth Order of Business, which was granted.

FIRST AND SECOND READING OF SENATE BILLS

Senator Hoople introduced:

Senate Bill No. 111. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots of Potatoes Originating Within the State of North Dakota and Making an Appropriation for the Payment of the Salaries and Traveling Expenses of Inspectors and Clerks, the Printing of the Nec-

essary Forms and Rules and Regulations and for the Necessary Office Expenses.

Which were read the first and second times and referred to the Committee on Agriculture.

The president, John W. Carr, called Senator Murphy to the chair.

THIRD READING OF SENATE BILLS

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrory	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	
Fowler	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Sathre	Wog

So the bill passed and the title was agreed to.

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Re-

pairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Brant	Hoople	Ployhar
Brostuen	Hyland	Porter
Brunsdale	Kamrath	Poupore
Cain	Kretschmar	Renauld
Conrath	Lynch	Renwick
Crocker	McCrory	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Tofsrud
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patten	

Those voting in the negative were:

Messrs.
Thorson

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Martin	Wog

So the bill passed and the title was agreed to.

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll

was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Thrson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	
Fowler	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Sathre	Wog

So the bill passed and the title was agreed to.

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Fredrickson	Peck
Bonzer	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Cain	Kretschmar	Renwick
Conrath	Lynch	Sperry
Crocker	McCrorry	Steel

Messrs.	Messrs.	
Eastgate	Magnuson	Tofsrud
Erickson	Marshall	Unruh
Ettestad	Matthaei	Van Arnam
Fine	Murphy	Watt
Fleckten	Olson, Barnes	Whitman
Forbes	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.
Thorson

Absent and not voting:

Messrs.	Messrs.
Martin	Sathre
Patten	Wog

So the bill passed and the title was agreed to.

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 39; nays, 7; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Cain	Kretschmar	Renwick
Crocker	Lynch	Sperry
Eastgate	McCrorry	Steel
Erickson	Magnuson	Tofsrud
Ettestad	Marshall	Unruh
Fine	Murphy	Van Arnam
Forbes	Olson, Barnes	Watt
Fowler	Olson, Eddy-Foster	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Matthaei	Thorson
Conrath	Patten	
Fleckten	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Sathre	Wog

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sperry
Cain	McCrorry	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Fine	Murphy	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	Fleckten	Peck
Ettestad	Olson, Barnes	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Sathre	Wog

So the bill passed and the title was agreed to.

Senate Bill No. 82. A Bill for an Act to Amend and Re-

enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Fredrickson	Peck
Bonzer	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Whitman
Flechten	Olson, Eddy-Foster	
Forbes	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Renwick	Watt
Martin	Sathre	Wog

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCroory	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	
Fowler	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Sathre	Wog

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 90. A Bill for an Act to appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore

Messrs.	Messrs.	Messrs.
Brostuen	Kamrath	Renauld
Bruñsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	
Fowler	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Sathre	Wog

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senator Whitman moved that the vote by which Senate Bill No. 90 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

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

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

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

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Was read the first and second times and referred to the Committee on Highways and Bridges.

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

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

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

Was read the first and second times and referred to the Committee on Highways and Bridges.

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

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

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Sheriff J. C. Miller, Bottineau; Geo. Sidener, Lansford; W. J. Lane, Mark Andrews, Carl Thompson, New Rockford; Orval E. Dawalt, Carrington; J. N. Urness, Williston; Carl Johnson, La Moure; Daniel Erlenbusch, Ashley; W. J. Pudwill, Ashley; Emil Hirsch, Fargo; Wm. Jurczewsky, McClusky.

Senator Hamilton asked unanimous consent to return to the Fifth Order of Business, which was granted.

Senator Magnuson moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

F. E. TUNELL,
Secretary.

TWENTY-FOURTH DAY

Senate Chamber,
Bismarck, North Dakota,
January 31, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. G. W. Stewart, of Mandan, N. D.

Roll Call: All members present except Senator Sathre.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-Third Day and recommend that the same be corrected as follows:

On 17th line from top of page 7, correct the spelling of the word "Business".

On 17th line from bottom of page 9, correct title to read "House Bill No. 37."

On page 22, strike out Senate Bills Numbers 44 and 94 and their respective titles from the calendar.

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Erickson presented a communication from the Fillmore Mothers' Club urging an appropriation for the continuance of the work under the Sheppard-Towner Act, which was referred to the Committee on Appropriations.

Senator Magnuson presented a petition from the Missionary Society of the First Presbyterian Church of Bottineau urging the continuance of the work under the Sheppard-Towner Act, which was referred to the Committee on Appropriations.

Senator Tofsrud presented a similar petition from the Executive Committee of Union Township P.-T. A., Mrs. R. E. Ewing, President, which was referred to the Committee on Appropriations.

Senator Olson of Barnes presented a communication from the Wimbledon Farmers Elevator Company opposing House Bill No. 19, referred to Committee on Warehouses and Grain Grading.

Senator Olson of Barnes presented communications from the Home Economics Club and Mrs. O. Simonson urging the passage of the Kindergarten Bill, which was referred to the Committee on Education.

Senator Renauld presented a petition from the Umbria Community Club, with 8 signers, urging passage of the Appropriation for the Child Hygiene Bill, which was referred to the Committee on Appropriations.

Senator O. H. Olson presented a Communication from the Board of County Commissioners of Eddy County, recommending an increase in the gas tax, which was referred to the Committee on State Affairs.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Also,

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Also,

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Also,

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Also,

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Also,

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Were delivered to the Governor for his approval at the hour of 2:06 o'clock, p. m., January 31, 1929.

C. J. OLSON,
Chairman.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and

Township Officers and Employees, and Repealing All Acts and Parts of Acts in Conflict With this Act.

Also,

Senate Bill No. 68. A Bill for an Act to Amend and Re-enact Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

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

In line one of the title in the printed bill, after the word "Maintenance" insert the words "For Land Purchase".

In line 3 of the printed bill, after the word "of" strike out the figures "\$167,438.54" and insert in lieu thereof the figures "\$171,738.54."

In line 19 of the printed bill, after the word "Travel" strike out the figures "500.00" and insert in lieu thereof the figures "\$600.00".

In line 60 of the printed bill, after the word "land" strike out the word "Rental" and insert in lieu thereof the word "Purchase" (E½ NW¼ of 27-154-64, not to exceed \$5000.00) strike out the figures "\$700.00" and insert the figures "\$5000.00" in lieu thereof.

In line 62 of the printed bill, after the word "Total" strike out the figures "\$167,438.54" and insert in lieu thereof the figures "\$171,738.54".

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

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

In line 3 of the printed bill, after the word "of" strike out the figures "\$226,621.00" and insert in lieu thereof the figures "\$243,621.00".

After line 28 of the printed bill, insert line 28½ "17 City Board of Education (Books-Buildings) \$2000.00."

In line 30 of the printed bill, strike out the figures "\$239,301.00" and insert in lieu thereof the figures "\$241,301.00."

In line 31 of the printed bill, strike out the figures "\$70,000.00" and insert in lieu thereof the figures "\$55,000".

In line 33 of the printed bill, strike out the figures "\$169,301.00" and insert in lieu thereof the figures "\$186,301.00".

In line 54 of the printed bill, strike out the figures "\$226,621.00" and insert in lieu thereof the figures "243,621.00".

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

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

In line 9 of Section 7, after the word "act" strike out the period and insert a comma and add the following:

"For the biennium ending July 1, 1931, and thereafter such sum for salary and expenses as may be recommended by the Budget Board and approved by the Legislature."

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Corporations other than Municipal made the following report:

Mr. President: Your Committee on Corporations other than Municipal to whom was referred:

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

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

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fleckten requested an extension of time on Senate Bills Nos. 74 and 83.

Senator Olson of Eddy and Foster moved that all absent Senators be excused, which motion prevailed, and it was so ordered.

Senator Hyland moved that the communication from the Governor, together with the Report and Recommendations of the State Judicial Council, submitted therewith, be printed in the Journal.

Which motion prevailed.

MESSAGE FROM THE GOVERNOR

State of North Dakota,
Office of the Governor,
Bismarck, North Dakota,
January 31, 1929.

To the Senate of the State of North Dakota:

I herewith transmit for your information a copy of the report and recommendations of the Judicial Council of the State of North Dakota in accordance with the provisions of Section 8, Chapter 124 of the Session Laws of North Dakota for 1927.

Very truly yours,
GEO. F. SHAFER,
Governor.

To Honorable George F. Shafer, Governor of the State of North Dakota, Bismarck, North Dakota:

Sir:

The Judicial Council of the State of North Dakota, organized pursuant to the provisions of Chapter 124, S. L. 1927, in accordance with the requirements of said chapter begs to submit the following report as to its activities and as to the measures it recommends to the consideration of the forthcoming session of the legislative assembly.

The Judicial Council was formally organized on December 15th, 1927, at a meeting called to be held at the capitol by Chief Justice Birdzell. The session then convened continued for two days, and various preliminary matters were considered and disposed of. At this meeting it was determined that the regular meetings of the Council should be held in April and October of each year. However, the April, 1928, meeting was adjourned until September 4th, 1928, and was then held at Minot. At this adjourned meeting various committee reports were submitted to and considered by the Council pursuant to its action taken at the preceding meeting, and of which the Council now includes the following, to-wit: the report of the Committee on the Advisability of Limiting Appeals:

"The undersigned committee appointed for the purpose of investigating and reporting as to the advisability of limiting appeals from Justice Courts to District Courts, and County Courts, and from such Courts to the Supreme Court, beg to report as follows:

"The individual members of the committee have written to a number of the practicing attorneys of the state to get their views on the matter of limiting appeals and have also made some investigation as to the number of appeals taken in various counties of the state.

"We find rather a divergence of opinion amongst the attorneys to whom the matter was referred, and also regret to say that some of the attorneys to whom letters were addressed did not seem interested enough to even give us the courtesy of a reply. Probably a majority of the attorneys replying to questionnaires sent out seem strongly against the limitation of appeals from Justice Courts to the District Court. Most of the attorneys seem to be of the opinion that if we are to have Justice Courts at all and in view of the character of the men elected as Justices, that it would be unfair to give the justices the arbitrary power of final determination of civil matters, even where the amount involved is small. There seemed, however, to be rather a unanimity of opinion that in matters involving but small sums, tried in Justice Court, that the right of appeal and trial to a jury in District Court should not be allowed.

"On the matter of appeals from County Court to the Supreme Court, or District Court, and from District Court to Supreme Court, we find that the greater number of the attorneys are opposed to any limitation. A number of attorneys have expressed themselves as being in favor of limitation of appeals where there is nothing but a monetary question involved, except in such cases as the Trial Judge or Supreme Court itself grants a Writ of Error upon an Ex Parte application.

"Your committee does not feel that it would be advisable for the Judicial Council to go very far at this time in the matter of recommendation for a law or laws limiting appeals but do feel that there is a real necessity for either a revision or repeal of the so-called Conciliation statute. This matter of change in the Conciliation statute and the establishment of a so-called small claim court is in the hands of another committee.

"Your committee, however, respectfully reports to the Council and recommends that the Judicial Council go on record as favoring a law providing in substance that in all cases tried in Justice Court where the amount of the judgment does not exceed the sum of \$100.00, exclusive of costs, that on an appeal being taken from such judgment, that the case be tried in District Court without a jury, and that the appeal be placed on the calendar of the next ensuing term of court,

without notice of trial, provided that no constitutional provision prohibits.

"Your committee does not believe at this time that any further recommendations on matter of limitation of appeals should be made."

And the report of the Committee on Economy in Judicial Administration:

"(1) There seems to be a great diversity of cost in the printing of court calendars in the state, running from nothing to \$4.25 per case printed. There is no reason why it should cost more to print a calendar in one county than in another. Your committee recommends that the clerks be required to make the calendar in their office with a duplicating machine. In many cases the counties own a duplicating machine and where they do not one should be ordered by the judge for the clerk. One will cost about the amount paid for one calendar. While this is not a large saving it is a simple one. It cost over \$4,000 in 1927 for calendars.

"(2) A great deal of time could be saved in the trial of jury cases by a change in the manner of selecting jurors. The present method is perhaps one of the most criticized delays in actual court proceedings. Inasmuch as it costs approximately \$.35 a minute for the jury alone, several dollars could be saved daily. However, this matter is thoroughly covered by Judge Buttz in a paper on the subject before the Council.

"(3) Expense would be materially reduced by allowing but three preemptory challenges in civil cases.

"(4) A notice to jurors similar to the notice sent out by the clerk of court at Grand Forks would save considerable expense of jurors who are excused. Should the clerks use a duplicating machine for the calendars they could use the same machine to make this notice to jurors.

"(5) Your committee recommends that the legislature be requested to pass laws where necessary to carry out the economies suggested."

And the report of the Committee on the Juvenile Court Act:

"Your committee begs leave to report that it has had under consideration 'The Juvenile Court Act' and the amendments thereto, especially with reference to whether:

"(1) A new act may be necessary to secure efficient administration of the laws relating to children; and

"(2) If the present statutes are to be retained, what, if any, amendments are essential.

"Upon the first proposition we believe it is both undesirable and inadvisable to ask new legislation upon this subject. The present statutes are workable; confer wide discretion upon the courts and are economical in administration.

"Our attention has been directed to the so-called Standard Juvenile Court Act. This act has many commendable features. The definitions given of 'delinquent child', 'neglected child' and 'dependent child', are concise and inclusive. The act, however, contemplates an entirely new court, with all the expense incident thereto, and while it might be worked out so as to be responsive to the conditions generally obtained in this state, in the end, we would have practically the same kind of legislation we now have.

"Upon the second proposition, experience teaches us that certain minor amendments may appropriately be made, and these we now suggest.

At a former meeting of the Council some question was raised regarding the age limit within which the juvenile under complaint should be considered ward of the state, and hence within the provisions of the statute. Upon investigation it appears that about one-third of the states having similar legislation have fixed the age limit at 16 years, about the same number 18 years and the other states 21 years. In the event the juvenile became subject to the jurisdiction of the court, prior to his becoming 18 years of age, it would doubtless, in many cases, be of advantage to both the child and the state that such control continue, subject to the discretion of the court, until the age of 21 years has been attained.

"We recommend:

"That the law be amended so as to provide that the care and control of the child, at the discretion of the court, shall be continued until he shall have attained the age of 21 years, when the jurisdiction of the court has been exercised prior to his attaining the age of 18 years.

"We recommend that Section 11405, which provides that the findings of the court be entered in a book to be kept for that purpose, to be known as the 'Juvenile Court Record', be somewhat enlarged so as to read as follows:

"The Court, for convenience, shall be called "The Juvenile Court," and as far as possible said court shall be held in chambers.

"The clerk of the district court shall be clerk of said court, and shall file all papers, including the findings and final orders, in proceedings had under this chapter; he shall note the date of such filings on the papers and shall enter final orders in a book to be known as "The Juvenile Court Record,"

which book shall be kept exclusively for that purpose. Said records and papers shall not be subject to examination by anyone other than said clerk, the district judge and the juvenile commissioner or commissioners, except upon written order of the district judge.'

"It is not intended through the proposed amendment to turn the Juvenile Court into a star chamber. The object of the amendment is to close the door to the curious and inquisitive. Notwithstanding the amendment, subject to Section 11412a, each Judge would continue to exercise his sound discretion as to the place where hearings are to be held and as to the publicity which might attend the same.

"It will be noted that Sections 11406, Compiled Laws, and 11428a1, Supplement 1925, overlap to some extent. Section 11428a1 is complete if the last three sentences be omitted. We recommend that it be so amended, and further that the words 'of the different districts' occurring in the fifth line of said section be omitted, so that when the section is amended the line will read: 'Each district judge shall appoint two suitable and discreet persons, etc.'

"Section 11406 may be made somewhat more definite, and we suggest it be amended so as to read as follows:

"Section 11406. Information. Investigation. Petition. Any person having information that a child is dependent, neglected or delinquent as defined by Section 1 hereof, (Section 11402) may give such information to the district judge or to a juvenile commissioner. Thereupon the judge or commissioner shall make a preliminary inquiry to determine whether the interests of the child or of the public require that further action be taken. Whenever practicable such inquiry shall include a preliminary investigation of the home and environmental conditions of the child's life and the history, facts and circumstances of the condition alleged or of the misconduct complained of. If it shall appear that it is for the best interest of the child and this state that the child be taken from its parent, parents, custodian or guardian and placed under the guardianship of some suitable person to be appointed by the court, and that formal jurisdiction over the child should be acquired, a petition, which may be made by any persons having knowledge of the facts, including the commissioner, setting forth the charge or complaint made, and giving the information hereinafter set forth, may, on the order of the court, be filed.

"The petition shall set forth the the particular facts, circumstances and conditions which bring the child within the provisions of this chapter, and also: (1) the name, age and residence of the child; (2) the names and residences of his parents, if living; (3) the name and residence of the guardian appointed by legal authority, if there be one; (4) the names and residences of the person or persons having custody and control of the child, if the child is not in the custody

of his parents; and (5) the name and residence of the nearest known relative, if no parent or guardian can be found. If any of the facts herein required are not known or cannot be ascertained by the petitioner, the petition shall so state. The petition shall be filed with the clerk of court when, and only when, the district judge shall indorse thereon that it shall be so filed.

“The venue of all petitions shall be in the county where the child resides, or where the delinquency, dependence or neglect has arisen, existed or was committed. The petition and all subsequent proceedings thereon shall be entitled in the name of the state as plaintiff and the child, parents, guardian, and those having custody or control of the child, whether known or unknown, as defendants. All persons whose names are stated in the petition to be unknown shall be deemed and taken as defendants by the designation of “All persons whom it may concern”. Process shall be issued against all persons unknown made parties by the designation of “all persons whom it may concern”, and notice given by publication as required by this act shall be sufficient to authorize the court to hear and determine the action the same as though the said parties had been named by their proper names. The petition shall be verified by affidavit and such verification may be upon information and belief of the affiant. When the same is presented to the court, the district judge shall by order indorsed upon the petition fix the time and place for the hearing upon said petition and therein direct that summons be issued returnable accordingly. The action thus commenced shall be deemed pending in the juvenile court of such county from the time of the making of said order until final disposition. Hearings thereon may be had as directed by the judge, either at the county seat of the county in which the venue is laid, or at the chambers of the judge. All orders made by the court therein, whether or not the child has been committed to a state institution, shall be subject to the further orders of the court made either upon hearings had or upon the motion of the court or the judge thereof. Any order having the effect of removing the child from the care and control of his parents, guardian or custodian, shall be based upon evidence taken on the hearing on said petition, and upon findings of fact made therefrom by the district judge, that the parent, parents, custodian or guardian of such child are unfit or improper guardians, or are unable or are unwilling to care for, protect, train, educate, correct, control and discipline such child, or that the parent, parents, guardian or custodian consent that such child be taken from them.

“Any evidence given or statement made in such act, or disposition or order made therein, shall not, in any civil, criminal or other cause or proceeding in any court be lawful or proper evidence against such child for any purpose whatever, except in subsequent cases against the same child under this Act; nor shall the name of such child in connection with any proceedings under this act be published in any newspaper, (except in the publication of the summons when necessary as hereinafter provided) without first obtaining the written order of the court having jurisdiction, permitting the same.”

"We are unable to render a report showing statistics concerning the work of the courts and commissioners in the administration of this law, as no such reports are accessible to your committee; and the committee believes such reports have not generally been made. The Board of Administration, through its children's bureau, is also without such statistics. The statistical information should be available, not only to the judges of the state, but also to the Board of Administration. We therefore recommend that the law be amended so as to make it the duty of the commissioners to furnish to the district judges of their districts and to the Board of Administration, statistical reports, including therein statistical details required by the Board of Administration and the court; and that a committee be appointed to consider with the Board of Administration and to adopt a form of report which shall be uniform throughout the state."

And the Report of the Committee to Investigate the Operation of the Conciliation Statute and Consider the Advisability of Substituting for the Conciliation Method a Small Claims Court:

"Your committee reports that an investigation has been conducted as to the efficiency of the Conciliation Act, supplementing the experience of the members of the Committee and the Committee finds therefrom that the Act is regarded as having no practical value by the general public and this opinion is unanimous amongst lawyers. The investigation further discloses that one member of this committee, as an ex-officio Conciliator, handles about 95 per cent of these matters in his county and that in not over 5 per cent do the parties appear and in not over 2 per cent is there any settlement. This we believe to be a fair average as to the Act and your committee therefore recommends that the act be repealed.

"With reference to a Small Claims Court, your committee reports that in the judgment of its members there does not exist any crying need therefor and that by proper limitation of appeal in small cases, any existing abuses in that connection will be disposed of. We recommend therefore that no action be taken with reference to a Small Claims Court at this time."

Various other matters were considered and discussed by the Council including that of the organization of a Statistical Bureau, Juries and Jury System, Jails and Jail Sentences, and Summary Judgments and Acts Providing for the Same. The statements submitted by the clerks of court pursuant to Section 7 of the Judicial Council Act were analyzed and discussed and a general discussion was had touching the administration of courts and the simplifying of court procedure.

RECOMMENDATIONS OF THE COUNCIL

As a result of these proceedings the Council at this time

desires to recommend the following subjects for legislative action:

(1) That the law be amended to provide that in all civil cases tried in justice court where the amount of the judgment entered does not exceed the sum of \$100, exclusive of costs, if an appeal be taken from such judgment the case shall be tried in the district court without a jury.

(2) That the Juvenile Court Act be amended and re-enacted conformably to the recommendations contained in the report of the Committee on the Juvenile Court Act, heretofore set forth and as found on pages 4 to 9 inclusive hereof.

(3) That the Conciliation Act, to-wit: Sections 9192a1 to 9192a15, inclusive, 1925 Supplement, (Chapter 38, S. L. 1921) be repealed. In this connection the Council calls attention to the provisions of Section 120 of the Constitution with the suggestion that it will be exceedingly difficult to provide an effective conciliation statute in view of this constitutional provision.

(4) The creation of a State Bureau of Criminal Identification.

Respectfully submitted,

THE JUDICIAL COUNCIL OF THE
STATE OF NORTH DAKOTA,
By W. L. NUESSELE,
Chairman.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
January 31, 1929.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
January 31, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
January 31, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Senate Bill No. 70. A Bill for an Act to Amend and Re-

enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

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

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senator Conrath introduced:

Senate Bill No. 112. A Bill for an Act Declaring that the Construction or the Giving of Aid for the Construction of a Railroad for the Purpose of Developing the Resources and Improving the Economic Facilities of the State of North Dakota is a Public Purpose, and that Special Assessments, According to the Benefits Received May be Made Upon the Property Benefited Thereby, and Providing for the Making and Collection of Such Special Assessments for that Purpose.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Brostuen introduced:

Senate Bill No. 113. A Bill for an Act Providing for the Forfeiture to Counties of Real Property Upon Which Taxes are Delinquent; Fixing the Period of Such Delinquency, the Notice to be Given and the Method of Service; and for Proceedings for a Sale of Such Property and the Disposition of the Proceeds.

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Senator Ployhar introduced:

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Sections 2346a20, 2346a21 and 2346a22 of the Supplement to the Compiled Laws 1913.

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

The President called Senator Hamilton to the chair.

THIRD READING OF SENATE BILLS

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Repealing All Acts and Parts of Acts in Conflict With this Act.

Was read the third time.

Senator Fowler moved that the language on page 2 at line 11 of the printed bill reading as follows: "For any owner to allow any dog to stray beyond his premises unless under reasonable control of some person, or when engaged in lawful hunting accompanied by his owner or custodian," be stricken from the act, and offered a new section: "From and after the passage of this act no license or tax shall be imposed on dogs by any public corporation except as provided herein."

Senator Patterson offered as a substitute motion to amend the bill by striking out everything in the title after "A bill for an act" and inserting in lieu thereof, "For an act to legalize the killing of any and all dogs doing damage to property or persons;" and to strike out everything in the bill down to the first line in Sec. 18 on page 9 of the printed bill, and include Section 18, making it read: "Any person may kill any dog which he sees in the act of pursuing, worrying or wounding any live stock or attacking persons, and there shall be no liability on such person in damage, or otherwise, for such killing." Strike out the remainder of the bill after the word "killing."

Which amendment was lost.

Senator Fowler withdrew his motion.

Senator Forbes moved that the bill be referred back to the Committee on Livestock.

Which motion prevailed.

MESSAGE FROM THE GOVERNOR

Office of the Governor,
Bismarck, North Dakota
January 31, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Also,

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Also,

Senate Bill No. 15. A Bill for an Act Making an Appropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

Also,

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Also,

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected with Bovine Tuberculosis.

Also,

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Very truly yours,
GEO. F. SHAFER,
Governor.

THIRD READING OF SENATE BILLS

Senate Bill No. 68. A Bill for an Act to Amend and Re-enact Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, an there were ayes, 43; nays, 3; absent an not voting, 2; Passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Porter
Bonzer	Hamilton	Poupore
Brant	Hoople	Renauld
Brostuen	Hyland	Renwick
Brunsdale	Kamrath	Sperry
Cain	Kretschmar	Steel
Conrath	Lynch	Thorson
Crocker	McCrorry	Tofsrud
Eastgate	Magnuson	Unruh
Erickson	Marshall	Van Arnam
Ettestad	Murphy	Watt
Fine	Olson, Barnes	Whitman
Fleckten	Olson, Eddy-Foster	Wog
Forbes	Patten	
Fowler	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Martin	Patterson	Peck

Absent and not voting:

Messrs.	Messrs.
Matthaei	Sathre

Passed:

Messrs.
Bond

So the bill passed and the title was agreed to.

Senate Bill No. 100. A Bill for an Act Amending and Re-enacting Section 2003a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Destruction of Noxious Weeds Growing Along or Upon All Public Highways.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Porter
Bond	Hoople	Poupore
Bonzer	Hyland	Renauld
Brant	Kamrath	Renwick
Brostuen	Kretschmar	Sperry
Brunsdale	Lynch	Steel
Cain	Magnuson	Thorson
Crocker	Marshall	Tofsrud
Eastgate	Martin	Unruh
Erickson	Murphy	Van Arnam
Ettestad	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Patterson	
Fredrickson	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.
Conrath	McCrary
Fine	Peck

Absent and not voting:

Messrs.	Messrs.
Matthaei	Sathre

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

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

THIRD READING OF HOUSE BILLS

House Bill No. 18. A Bill For an Act to Amend and Re-

enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Was read the third time.

Senator Brostuen moved that House Bill No. 18 be amended by striking out the words "Canadian Lynx" and "bobcats" wherever they appear in the printed bill, and that the title be amended accordingly.

Which motion was lost.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 30; nays, 15; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patten
Bond	Fredrickson	Patterson
Brant	Hamilton	Peck
Brostuen	Hyland	Ployhar
Cain	Kretschmar	Porter
Conrath	Lynch	Renauld
Eastgate	Magnuson	Thorson
Erickson	Marshall	Tofsrud
Fine	Murphy	Whitman
Fleckten	Olson, Eddy-Foster	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hoople	Sperry
Brunsdale	Kamrath	Steel
Crocker	Olson, Barnes	Unruh
Ettestad	Poupore	Van Arnam
Forbes	Renwick	Watt

Absent and not voting:

Messrs.	Messrs.
McCrorry	Matthaei
Martin	Sathre

So the bill passed and the title was agreed to.

Senator Ployhar moved that Senate Bill No. 12 be referred to the Committee on Appropriations.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Miss Geneora West, Minot, N. D.; J. F. Doering, Kulm, N. D.; Mr. Borman

and Mr. Bjerke, Abercrombie, N. D.; W. H. Poupoure and Mrs. Kattie Courtney, Surbury, Canada; Mrs. J. R. Poupore, Grand Forks, N. D.; E. H. Stubblefield, Cando, N. D.; Odin Overby, Grand Forks, N. D.; Sheriff Carl Tolefson, Langdon, N. D.; L. H. McCoy, Mott, N. D.; E. H. Briggs, Valley City, N. D.; W. W. Fuller, B. C. Marks, H. L. Loomis, J. C. Eaton, Vernon Gardner, Mandan, N. D.

Senator Renwick moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

F. E. TUNELL,
Secretary.

TWENTY-FIFTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 1, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. G. W. Stewart of Mandan, N. D.

Roll Call: All members present except Senator Lynch.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-fourth Day and recommend that the same be corrected as follows: Following line 5 from the top of page 7, insert the following: "Senate Bill No. 73. "For an Act to Amend and Re-enact."

Strike out the word "enact" where same appears before the word "sections" in next line of page 7.

In line 31 of page 18 after the word "legalize", insert the words "the killing of".

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fowler moved that the operation of Rule 43 be

suspended so as to permit the introduction of appropriation bills for an additional five days.

Which motion prevailed.

PETITIONS AND COMMUNICATIONS

Petitions urging an appropriation for the continuance of the work of the Sheppard-Towner Act were received from Jamestown Central P.-T. A., Mrs. George E. Sartell, Secretary; American Legion Auxiliary, Wimbledon, and referred to the Committee on Appropriations.

A communication from the Tuesday Club of Valley City urging passage of House Bill No. 40, was read and referred to the Committee on Education.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Also,

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 43. A Bill for an Act to Amend Section 7744 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 220 of the Session Laws of North Dakota for 1915, Relating to the Sale of Personal Property Under Execution.

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

That the title of said bill be amended to read as follows: "For an Act to Amend and Re-enact Section 7744 of the Sup-

plement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution."

That Section 1 of said bill be amended to read as follows:

"Section 1. Amendment. That Section 7744 of the Supplement to the Compiled Laws of 1913 be amended and re-enacted to read as follows: In line 8 strike out the word "ten" and insert "6" in lieu thereof. In line 9 strike out the figure "10" and insert "6" in lieu thereof. In line 10 strike out the word "ten" and figure "10" and insert the word "six" and figure "6" in lieu thereof. In line 16 of the printed bill strike out the word "near" and insert in lieu thereof the word "nearest." In line 24 strike out the word "ten" and figure "10" and insert in lieu thereof the word "six" and figure "6". In line 24 after the word "before" insert the word "making", and in line 23 correct the spelling of the word "judgment".

And when so amended recommend that the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

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

That in Section 189b12, line 58 of the printed bill, the words "June 10" be stricken out and the words "June 14th" be inserted in lieu thereof.

That in Section 189b12 in line 111 of the printed bill the words "July 10th" be stricken out and the words "July 25th" be inserted in lieu thereof.

That in Section 189b13, in line 136 of the printed bill, the words "20th day of July" be stricken out and the words "10th day of August" be inserted in lieu thereof.

That in Section 189b15 in line 171 of the printed bill, the words "July 10th" be stricken out and the words "July 25th" be inserted in lieu thereof.

That in Section 189b16 in line 213 of the printed bill the words "Oct. 1st" be stricken out and the words "Oct. 5th" be inserted in lieu thereof.

That in line 15 of Section 189b5 on page 2 of the printed bill, the word "of" be stricken out and the word "on" be inserted in lieu thereof.

That in line 95 of Section 189b12 on page 5 of the printed bill, the word "day" be stricken out and the word "days" be inserted in lieu thereof.

That the first word in line 111 of Section 189b12 on page 6 of the printed bill be corrected by adding the letter "g".

That in line 142 of Section 189b13 on page 7 of the printed bill the word "insurance" be inserted following the word "acre".

That in line 164 of Section 189b13 on page 8 of the printed bill, all that part of the sentence following the word "provided" be stricken out.

That in line 187 of Section 189b15 on page 9 of the printed bill, the word "making" be stricken out and the word "filing" be inserted in lieu thereof. That in the same line following the word "application" be inserted the following: "with the County Auditor."

That in line 225 of Section 189b25 on page 10 of the printed bill, following the word "Dakota" be inserted the following: "as agent for the State Treasurer as Trustee for the State of North Dakota."

And when so amended recommend the same do pass.

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

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

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

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

In lines one and two, Section 1, of the printed bill, after the word "authorized" in line 1, strike out the words "to lease or purchase" and insert in lieu thereof the words "to lease, purchase or acquire by Eminent Domain."

And when so amended recommend the same do pass.

J. E. FLECKTEN,
Chairman.

Senator Fleckten moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Insurance made the following report:

Mr. President: A majority of your Committee on Insurance to whom was referred:

Senate Bill No. 94. A Bill for an Act to Amend and Re-enact Section 4926, Compiled Laws of North Dakota for 1913, Relating to Resident and Non-Resident Insurance Agents.

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

ALFRED STEEL,
P. J. MURPHY,
WM. WATT,
JOHN VAN ARNAM,
W. H. PORTER,

Senator Steel moved that the majority report be adopted.

A minority of the Committee on Insurance made the following report:

Mr. President: A minority of your Committee on Insurance to whom was referred:

Senate Bill No. 94. A Bill for an Act to Amend and Re-enact Section 4926, Compiled Laws of North Dakota for 1913, Relating to Resident and Non-Resident Insurance Agents.

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

NELS MAGNUSON,
O. H. OLSON,
GUST WOG,
W. E. MATTHAEI.

Senator Matthaei moved that the minority report be substituted for the majority report.

Senator Hamilton requested a roll call, which was granted.

ROLL CALL

The question being on the adoption of the minority report, the roll was called, and there were ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fredrickson	Olson, Barnes
Bonzer	Hamilton	Olson, Eddy-Foster
Brant	Hoople	Patten
Brostuen	Kamrath	Patterson
Conrath	McCrorry	Peck
Erickson	Magnuson	Renauld
Ettestad	Marshall	Thorson
Fine	Martin	Unruh
Fleckten	Matthaei	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Sathre
Brunsdale	Kretschmar	Sperry
Cain	Murphy	Steel
Crocker	Ployhar	Tofsrud
Eastgate	Porter	Van Arnam
Forbes	Poupore	Watt
Fowler	Renwick	Whitman

Absent and not voting:

Messrs.
Lynch

So the minority report was adopted.

Senator Patterson moved that the vote by which Senate Bill No. 94 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Military Affairs made the following report:

Mr. President: Your Committee on Military Affairs to whom was referred:

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

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

FRANK H. HYLAND,
Chairman.

Senator Hyland moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fowler moved that Senate Bills Nos. 22 and 23 be recalled from the committee to which they were referred, and that the author be permitted to re-draft them.

Which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota.
February, 1, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Board of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February, 1, 1929.

Mr. President: I have the honor to inform you that the House has appointed the following as a committee to act with a like committee of the Senate to arrange for a joint meeting and a program on Lincoln's birthday: Representatives Freeman, Lindgren and Kneeland.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February, 1, 1929.

Mr. President: I have the honor to return:

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Which the House has amended as follows:

In next to the last line of the original bill after the word "intended" insert a "comma."

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Cain moved that the Senate concur in the House Amendment to Senate Bill No. 8, which motion prevailed.

Senator Cain moved that the rules be suspended and that Senate Bill No. 8 be considered properly engrossed, and that the same be placed on third reading an final passage at this time.

Which motion prevailed.

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Ployhar
Bond	Fredrickson	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sperry
Cain	McCrory	Steel
Conrath	Magnuson	Thorson
Crocker	Marshall	Tofsrud
Eastgate	Martin	Unruh
Erickson	Matthaei	Van Arnam
Ettestad	Murphy	Watt
Fine	Olson, Barnes	Whitman
Fleckten	Patten	
Forbes	Peck	

Those voting in the negative were:

Messrs.	Messrs.
Olson, Eddy-Foster	Wog

Absent and not voting:

Messrs.	Messrs.
Hamilton	Patterson
Lynch	Sathre

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chambers,
Bismarck, North Dakota,
February 1, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

FIRST AND SECOND READING OF SENATE BILLS

Senator Magnuson introduced by request:

Senate Bill No. 115. A Bill for an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services Rendered as an Attorney at Law, Incurred and in Connection with the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Crocker introduced:

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Ployhar introduced:

Senate Bill No. 117. A Bill for an Act Providing that the

Board of Administration Must Keep Within the Limits of the Appropriations Authorized by the Legislature in the Matter of the Erection of Public Buildings, Purchase of Land and All Other Expenditures Authorized by Law.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Van Arnam introduced:

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Which was read the first and second times and referred to the Committee on Banks and Banking.

Senator Martin introduced:

Senate Bill No. 119. A Bill for an Act Granting Exemption from Taxation to all Persons and Also to the Head of a Family, and Also exempting a Structure Within a Town, City or Village, Occupied as a Residence. For the Purpose of Encouraging Thrift and Giving a Feeling of Security to All People Residing Within the State and Declaring it to be the Public Policy of the State of North Dakota, and Safeguarding the Head of the Family Against Want and Distress. Repeal.

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Senator Brostuen introduced:

Senate Bill No. 120. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the Tax Laws, of the State of North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Fine requested unanimous consent to return to the Fifth Order of Business.

Which request was granted.

Senator Matthaei moved that a committee of three be appointed by the President of the Senate, to confer with a like committee from the House, for the purpose of having a joint meeting and program on Lincoln's birthday, which motion prevailed.

The President appointed Senators Matthaei, Cain and Thorson on such committee.

THIRD READING OF SENATE BILLS

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota,

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Porter
Bond	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	McCrary	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	
Fredrickson	Ployhar	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Bonzer	Martin

So the bill passed and the title was agreed to.

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wcg
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Lynch	Martin

So the bill passed and the title was agreed to.

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh

Messrs.	Messrs.	Messrs.
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Lynch	Martin

So the bill passed and the title was agreed to.

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.
Bond	Lynch

So the bill passed and the title was agreed to.

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	McCrorry	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Weg

Absent and not voting:

Messrs.
Lynch

So the bill passed and the title was agreed to.

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 2; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Sathre
Brunsdale	McCrary	Renwick
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Martin	Tofsrud
Eastgate	Matthaei	Unruh
Erickson	Murphy	Van Arnam
Ettestad	Olson, Barnes	Watt
Fine	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Patterson	
Fredrickson	Peck	

Those voting in the negative were:

Messrs.	Messrs.
Fleckten	Thorson

Absent and not voting:

Messrs.
Lynch

So the bill passed and the title was agreed to.

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Fredrickson	Peck
Bonzer	Hamilton	Ployhar
Brant	Hoople	Poupore
Brostuen	Hyland	Renauld

Messrs.	Messrs.	Messrs.
Brunsdale.	Kamrath	Renwick
Cain	Kretschmar	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog

Those voting in the negative were:

Messrs.	Messrs.
Martin	Porter

Absent and not voting:

Messrs.	Messrs.
Lynch	Sathre

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 1, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 68. A Bill for an Act to Amend and Re-enact Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913.

Senate Bill No. 100. A Bill for an Act Amending and Re-enacting Section 2003a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Destruction of Noxious Weeds Growing Along or Upon All Public Highways.

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

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 1, 1929.

Mr. Speaker: I have the honor to return:

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled

Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Which the Senate has amended as follows:

In line 12 of the printed bill strike out the words "Two Dollars" and the figures "\$2.00" and insert in lieu thereof the words: "Three Dollars" and the figures "\$3.00".

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 1, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has appointed a committee of three to act with a like committee of the House to arrange for a joint meeting and a program on Lincoln's birthday:

Senator Matthaei, Senator Cain and Senator Thorson.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 1, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Very respectfully,
F. E. TUNELL,
Secretary.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

Was read the first and second times and referred to the Committee on Highways and Bridges.

House Bill No. 56. A Bill For an Act to Amend and Re-

enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

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

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

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

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

Was read the first and second times and referred to the Committee on Highways and Bridges.

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Senator Olson requested a return to the Tenth Order of Business, which was granted.

Senator Olson then introduced a bill.

Senator Kretschmar requested a return to the Ninth Order of Business, which was granted.

Senator Kretschmar moved that all absent Senators be excused, which motion prevailed, and it was so ordered.

FIRST AND SECOND READING OF SENATE BILLS

Senators A. F. Bonzer, Jr., and C. J. Olson introduced:

Senate Bill No. 121. A Bill for an Act to Repeal Section 1000 and Section 1002 of the Compiled Laws of 1913, and to Amend Section 992, Section 997, Section 998, Section 999, Section 1001, and Section 1004, of the Compiled Laws of 1913, Relating to Absent Voters' Ballots, as Provided in Article 16 of Chapter 11, of the Political Code of the Compiled Laws of 1913, and Further Providing for the Filing of the Complete List of Registered Voters of Each Precinct by the Different Boards of Registration, as provided in Article 24 of Chapter 11, of the Compiled Laws of 1913, Providing for Filing Such Lists With the County Auditor, Thirty (30) Days Prior to Each Election, and Providing Further for the Repeal of All the Provisions of Law in Conflict Herewith. The Purpose and Intent of this Act, Being to Safeguard Elections in the State, Against Fraud and Corruption, and the Violation of the Provisions of Law, Regulating the Secrecy and the Purity of the Ballot, and to Provide Adequate Penalties for Willful Disregard or Violation of the Election Laws of the State.

Which was read the first and second times and referred to the Committee on Judiciary.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Mrs. O. Simonson, Fred J. Fredrickson, Valley City; Dean Squires and J. W. Wilkerson of the University of North Dakota; P. E. Schey, New Rockford; Mrs. Wm. Renwick, Bathgate; Mrs. Hamilton, Dahlen; Miss Muriel Hart, Bismarck; A. J. Nathan, Dickinson, N. D.

Senator Van Arnam moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

F. E. TUNELL,
Secretary.

TWENTY-SIXTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 2, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. G. W. Stewart of Mandan, North Dakota.

ROLL CALL

All members present except Senators Kretschmar and Lynch.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the 25th day and find the same correct.

And recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Sathre presented a petition from Sharon W. C. T. U., Mrs. P. A. Jorgenson, President, urging passage of a bill prohibiting the sale of malt products for the purpose of manufacturing intoxicating liquor, and a similar petition with 64 signers from Hope, North Dakota. A petition with 20 signers from Fargo, was received.

Senator Atkins presented a similar petition with 40 signers from Cando, North Dakota, W. C. T. U. Nellie B. Barber,

President. A similar petition was received from the W. C. T. U. of Bowsmont, North Dakota.

The petitions were referred to the Committee on Temperance.

Communications urging the continuance of the work under the Sheppard-Towner Act were received from St. Leo's Parochial School of Minot. Mrs. Lester McLeod, Sec; Fargo Council P. T. A., T. W. Blair, Sec.; Roosevelt P. T. A., Fargo, A. Dorothea Navramon, Sec.; Sorosis Club, Harvey.

And referred to the Committee on Appropriations.

Office of State Examiner,
Bismarck, North Dakota,
January 18, 1929.

To the Twenty-first Legislative Assembly,
State of North Dakota,
Bismarck, North Dakota.

Gentlemen:

In compliance with Section 23, Chapter 147, Session Laws of North Dakota for the year 1919, we herewith submit to you copies of the following reports made by this Department:

Bank of North DakotaDated 9-30-27
Bank of North DakotaDated 9-30-28

I would respectfully request that when these reports have served their purpose that they be returned to this office for our files.

Yours very truly,

GILBERT SEMINGSON,
State Examiner.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

Also,

Senate Bill No. 83. A Bill for an Act Authorizing Muni-

palities to Acquire and Maintain Airports or Landing Fields.

Also,

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

And find the same correctly Engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Also,

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

And find the same correctly Enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

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

That engrossed bill be amended by inserting enacting clause; in Section Two, Emergency, in line 3 of the printed

bill, that after the word "passage" the period be stricken out and the words "and approval" be added.

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

Senator Fine moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President:

Your Committee on Judiciary to whom was referred:

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

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

Strike out all of Section 3 and in lieu thereof insert the following:

Section 3. Any holder of a lien paramount to the hail indemnity tax lien who has paid hail indemnity taxes in connection with the payment of general taxes against the land covered by his lien, which hail indemnity taxes have been paid over by the County Auditor or Treasurer to the State Treasurer to the credit of the Hail Insurance Department, or to the tax sale certificate holder, as the case may be, shall be entitled to have refunded to him from the Hail Insurance Department the amount paid by him on account of such hail indemnity taxes, upon filing application and proof as hereinafter provided, but no interest shall be considered to have accrued thereon from the time of such payment by said lien holder.

In Section 4 of the printed bill, line 35, strike out the words "the tax payer" and in lieu thereof insert the following: such paramount lien holder.

In line 39 of the printed bill, after the word "interest" insert the following: paid by him.

In line 43 of the printed bill, strike out the following words: "and that he paid same under protest and compulsion" and in lieu thereof insert the following: paramount to lien held by him.

In line 45 of the printed bill, strike out the words "tax payer" and in lieu thereof, insert: lien holder.

In line 52 of the printed bill, after the word "Department" insert the following: "so far as it relates to said indemnity hail tax."

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Senate returned to the Fourth Order of Business.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 2, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the

Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE TO THE SENATE

House Chamber,
Bismarck, North Dakota,
February 2, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to:

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Very respectfully,

C. R. VERRY,
Chief Clerk.

The Senate returned to the Ninth Order of Business.

Senator Van Arnam moved that all absent Senators be excused, which motion prevailed, and it was so ordered.

Senator Hyland moved that Senate Bill No. 97 be recalled from the Committee on Judiciary, which motion prevailed.

Senator Renwick asked unanimous consent to withdraw Senate Bill No. 97, which was granted, and the bill was ordered withdrawn.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. A was introduced by Senator Hamilton. The same was read.

Senator Patterson moved the adoption of the resolution.

Senator Forbes moved to amend the motion by referring Resolution A to the Committee on State Affairs, which motion prevailed.

The question then being on the original motion as amended, the motion prevailed and the resolution was referred to the Committee on State Affairs.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 2, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 231, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

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

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senator Cain introduced:

Senate Bill No. 122. A Bill for an Act to Appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Senator Cain introduced:

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sec. 1952a2 of the 1925 Supplement to the Compiled Laws for the Year 1913) as Amended and Re-enacted by Section 2 of Chapter 161, Laws of 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways, or Roads Across the Little Missouri River on Federal Highway No. 22, or Roads Across Navigable Streams Within the State of North Dakota.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

The Committee on Public Health introduced:

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Which was read the first and second times and referred to the Committee on Public Health.

The Committee on Public Health introduced:

Senate Bill No. 125. A Bill for an Act Providing for the Examination, Approval and Registration of Camps by the State Health Department, Providing a Penalty for Violation Thereof.

Which was read the first and second times and referred to the Committee on Public Health.

The Committee on Public Health introduced:

Senate Bill No. 126. A Bill for an Act to Permit the Organization of Full Time District Health Departments, to Provide the Manner of Effecting the Same and Managing the Affairs Thereof, to Prescribe the Duties and Powers of the Officers Thereof and to Provide for their Financial Support.

Which was read the first and second times and referred to the Committee on Public Health.

The Committee on Public Health introduced:

Senate Bill No. 127. A Bill for an Act to Regulate Cemeteries, to Provide for the Appointment of Sextons and Secretaries, Defining their Duties, Providing for the Plotting and Laying Out of Cemeteries, and Defining the Duties of the State Department of Health in Regard to Burials, Their Registration, and Cemeteries.

Which was read the first and second times and referred to the Committee on Public Health.

Senator Unruh introduced:

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Atkins introduced:

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Section 2976t15 of the 1913-1925 Supplement to the 1913 Compiled Laws of North Dakota Relating to the Creating of a State Highway Fund, and the Distribution of Such Fund.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Senator Poupore introduced by request:

Senate Bill No. 130. A Bill for an Act Providing Additional Requirements for the Office of County Coroner.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Fleckten introduced:

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gass Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Copartnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Magnuson introduced:

Senate Bill No. 132. A Bill for an Act to Repeal Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of the County Mutual Insurance Companies.

Which was read the first and second times and referred to the Committee on Insurance.

Senator Sathre requested a return to the Seventh Order of business, which was granted.

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The President requested Senator Ettetstad to take the Chair.

THIRD READING OF SENATE BILLS

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Cain	McCrorry	Renwick
Conrath	Magnuson	Sathre
Crocker	Marshall	Sperry
Eastgate	Matthaei	Steel
Erickson	Murphy	Thorson
Ettestad	Olson, Barnes	Tofsrud
Fine	Olson, Eddy-Foster	Unruh
Fleckten	Patten	Van Arnam
Forbes	Patterson	Watt
Fredrickson	Peck	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Kretschmar	Martin
Bonzer	Lynch	Whitman
Fowler		

So the bill passed and the title was agreed to.

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

Was read the third time.

Senator Fowler moved that Senate Bill No. 43 be amended by striking out Section 3, which motion prevailed.

Senator Murphy moved that the rules be suspended and that Senate Bill No. 43 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed and it was so ordered.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43, nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Cain	McCrorry	Renwick
Conrath	Magnuson	Sathre
Crocker	Marshall	Sperry
Eastgate	Matthaei	Steel
Erickson	Murphy	Thorson
Ettestad	Olson, Barnes	Tofsrud
Fine	Olson, Eddy-Foster	Unruh
Fleckten	Patten	Van Arnam
Forbes	Patterson	Watt
Fowler	Peck	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Kretschmar	Martin
Bonzer	Lynch	Whitman

So the bill passed and the title was agreed to.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renwick
Cain	McCrorry	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Matthaei	Thorson
Erickson	Murphy	Tofsrud

Messrs.	Messrs.	Messrs.
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	
Bond	Kretschmar	Martin
Bonzer	Lynch	Renauld

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Brant	Hamilton	Ployhar
Brostuen	Hoople	Porter
Brunsdale	Hyland	Poupore
Cain	Kamrath	Renwick
Conrath	McCroxy	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Sathre
Bonzer	Martin	
Kretschmar	Renauld	

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned

Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Brant	Hamilton	Ployhar
Brostuen	Hoople	Porter
Brunsdale	Hyland	Poupore
Cain	Kamrath	Renwick
Conrath	McCrorry	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Urruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wcg

Absent and not voting:

Messrs.	Messrs.	
Bond	Lynch	Renauld
Bonzer	Martin	Sathre
Kretschmar		

So the bill passed and the title was agreed to and the emergency clause declared carried.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

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

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

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

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to

Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

Was read the first and second times and referred to the Committee on Highways and Bridges.

The Senate returned to the Fifth Order of Business for announcements.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: R. R. Smith, Bottineau; Martin Aakram, Minot; Anna Sorlie and Alice Hendrickson of Coteau; C. W. Lewis, Lakota; Dr. Frank Darrow, Fargo; J. E. Blegeberg, Sharon, N. D.; Mrs. S. J. Atkins, Miss Margaret Atkins, Cando, N. D.

Senator Van Arnam moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

F. E. TUNELL,
Secretary.

TWENTY-EIGHTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 4, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Captain Elof Anderson of the Salvation Army, Mandan, N. D.

Roll Call: All members present except Senators Bonzer, Kamrath and Kretschmar.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-Sixth Day and recommend that the same be corrected as follows:

On line 6, page 2, correct the spelling of the name "Leo".

Line 2, page 5, space the words "so far as".

Line 2, page 7, strike out the word "bill" and insert in lieu thereof the word "resolution".

Line 28, page 6, correct the spelling of the name "Van Arnam."

Line 5, page 9, correct "Full Time".

Line 3, from bottom of page 11, after the word "that" add the following: "the rules be suspended and that".

Line 2 from bottom of page 11, after the word "properly" insert "re-".

And when so corrected recommend that the same be approved.

G. H. HOOPLE,

Senator Hoople moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

And the President signed the same in the presence of the Senate.

PETITIONS AND COMMUNICATIONS

Senator Tofsrud presented a petition, urging an appropriation for the continuance of the work under the Sheppard-Towner Act, from Barton Woman's Club, Mrs. B. Simonson, Secretary; also a similar petition from the Rugby Woman's Club, Mrs. E. A. Reoling, President.

Senator Fredrickson presented a similar petition from the Child Welfare Group of Belmont School, Mrs. Aug. Eggers, President.

Senator Magnuson presented a similar petition signed by 18 members of the American Legion Auxiliary, Willow City.

A similar petition signed by Mrs. T. G. Timbo and 16 others was received.

A similar petition was received from Washburn P.-T. A.

The petitions were referred to the Committee on Appropriations.

Senator Tofsrud presented a communication from Barton Independent Elevator Co., which was referred to the Committee on Warehouses and Grain Grading.

Petitions urging passage of a bill prohibiting sale of malt products for the purpose of manufacturing intoxicating liquors were received from Abercrombie Emanuel Congregation, 24 citizens of Bantry, and 40 citizens of Fargo, which were referred to the Committee on Temperance.

Senator Forbes presented petitions from the faculty members of the State School of Science, and other teachers, rela-

tive to Teachers' Insurance and Retirement Fund, which was referred to the Committee on Education.

Petitions urging passage of the Fredrickson Dog Law were received and referred to the Committee on Livestock.

Senator Hoople requested a return to the Fifth Order of Business.

The request was granted.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Also,

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Also,

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Were delivered to the Governor for his approval at the hour of 1:36 o'clock p. m., February 4, 1929.

C. J. OLSON,
Chairman.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Also,

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed, and the report was adopted.

Senator Fowler moved that the opinion of the Attorney General relative to Senate Bill No. 104, be printed in the Journal, which motion prevailed, and it was so ordered.

State of North Dakota,
Office of the Attorney General,
Bismarck, North Dakota,
January 18, 1929.

Mr. A. W. Fowler,
Bismarck, North Dakota.

Dear Mr. Fowler: I have your communication of January 16th, in which you, as a member of the Banking Committee of the Senate, ask the advice of this office upon the following propositions relative to a repeal, or modification, of the state guarantee of bank deposits law.

1. Can a law be constitutionally passed repealing the above law?

2. If such a law can constitutionally be passed, would there be any liability upon the part of the state to depositors in closed banks whose deposits came within the provisions of the repealed law and were guaranteed thereby?

If the present guarantee of deposits, so-called, is as between the state and the depositors in any manner founded on contract, or if the depositors or member banks have the vested right to have future assessments levied for the benefit of the fund, then there would be a serious question as to the constitutionality of a repeal. An examination of the law creating the Guaranty Fund Commission, being Chapter 126, Session Laws N. D. 1917, and its later amendment, being Chapter 200, Session Laws N. D. 1923, discloses that the state as such did not undertake to guarantee deposits in any state banks, but merely undertook to perform the service of creating and administering a fund from which deposits in closed banks might be paid. This fund was created by an assessment collected from banks that came within the definitions as set out in the law. There is no promise in the law that it will not be repealed or that the assessments will be levied indefinitely. Neither depositors nor banks coming within the scope of the law have any claim upon the state as such that would prevent the state from repealing and terminating the law as far as future assessments are concerned.

In 1923 the legislature made substantial changes in the law with respect to the manner of paying claims of depositors in closed banks, and also with respect to the relation of the depositors to the guaranty fund and of the guaranty fund to the individual banks. In the case of *Wirtz vs. Nestos*, 200 N. W. Page 524, the Court considered the right of the Legislature to substantially alter the law, and in defining the relation of the state to the depositors and the rights of the depositors with reference to the guaranty fund, made the following statement:

"The state undertakes to perform a service to depositors not in any manner founded on contract. That service and the compensation provided in the Act are somewhat analogous to the situation presented in the pension cases. It is held that the pension is a bounty, and that the beneficiary, even though the municipality may have deducted a part of his salary to create a pension fund, has no vested interest therein which may not be taken away by subsequent changes in the statutes."

I am, therefore, of the opinion:

1. That a law can be constitutionally passed repealing the Guaranty Fund Law with respect to the levy of future assessments and the right of banks which are now open to participate in the protection afforded by the Guaranty Fund.
2. That if such a repeal is passed, there would be no legal liability on the part of the state other than to lawfully collect, administer and distribute funds on hand and assessments levied prior to the repeal.

Yours very truly,

JAMES MORRIS,
Attorney General.

Senator Whitman moved that all absent Senators be excused, which motion prevailed. And it was so ordered.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 4, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the Supplement to the Compiled Laws

of 1913 Relating to the Sale of Personal Property Under Execution.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

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

Very respectfully,
F. E. TUNELL,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senator Hamilton introduced:

Senate Bill No. 133. A Bill for an Act to Regulate the Practice of Professional Engineering and Land Surveying in the State of North Dakota.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator C. J. Olson introduced:

Senate Bill No. 134. A Bill for an Act to Appropriate the Sum of \$10,000.00 to Pay and Defray the Expense of the Senate Fact Finding Committee as Provided for by the Resolution of the Senate.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator C. J. Olson introduced:

Senate Bill No. 135. A Senate Resolution.

Which was read the first and second times and referred to the Committee on State Affairs.

The President called Senator Porter to the Chair.

THIRD READING OF SENATE BILLS

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Pur-

chasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Poupore
Brant	Hoople	Renauld
Brostuen	Kamrath	Sathre
Brunsdale	Lynch	Sperry
Cain	McCrary	Steel
Conrath	Magnuson	Thorson
Crocker	Marshall	Tofsrud
Eastgate	Martin	Unruh
Erickson	Matthaei	Van Arnam
Ettestad	Murphy	Watt
Fine	Olson, Barnes	Whitman
Fleckten	Olson, Eddy-Foster	Wog
Forbes	Patten	
Fowler	Patterson	

Those voting in the negative were:

Messrs.	Messrs.
Hyland	Porter
Peck	Renwick

Absent and not voting:

Messrs.	Messrs.
Bonzer	Kretschmar

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Was read the third time.

Senator Forbes moved that Senate Bill No. 85 be amended by inserting the word "only" in the eleventh line on page 1, after the word "shall", which motion prevailed.

Senator Forbes moved that the vote by which the amendment was carried be reconsidered, which motion prevailed.

Senator Forbes then requested unanimous consent to withdraw his motion, which was granted, and the motion was withdrawn.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Porter
Bond	Kamrath	Poupore
Brant'	Lynch	Renauld
Brunsdale	McCroy	Renwick
Cain	Magnuson	Sathre
Crocker	Marshall	Sperry
Eastgate	Martin	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Forbes	Patten	Watt
Fowler	Patterson	Whitman
Fredrickson	Peck	Wcg
Hamilton	Ployhar	

Those voting in the negative were:

Messrs.
Conrath

Absent and not voting:

Messrs.	Messrs.
Bonzer	Hyland
Brostuen	Kretschmar

So the bill passed and the title was agreed to.

THIRD READING OF HOUSE BILLS

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43, nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Poupore
Brant	Kamrath	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrorry	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog
Fredrickson	Ployhar	
Hamilton	Porter	

Those voting in the negative were:

Messrs.
Patten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Brostuen	Kretschmar
Bonzer	Hyland	

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senator Brunsdale requested unanimous consent to return to the Tenth Order of Business for the purpose of introducing a bill, which request was granted.

Senator Brunsdale then introduced:

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Which was read the first and second times and referred to the committee on Appropriations.

Senator Fredrickson requested unanimous consent to return to the Fifth Order of Business.

An announcement of committee meetings was then made.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: G. E. Eby, Minot; J. W. McHose, Fargo; Hans C. Miller, Ryder; Isak Mattson, Minot.

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

F. E. TUNELL,
Secretary.

TWENTY-NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 5, 1929.

The Senate convened at 2:00 p. m., Senator O. H. Olson, president pro tempore, presiding.

Prayer by the Chaplain, Captain Elof Anderson of the Salvation Army, Mandan, N. D.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-eighth day and recommend that the same be corrected as follows:

On 15th line from bottom of page 6, correct the spelling of the word "Senate."

Insert the word "was" after the word "motion" where the same appears the second time in line 5 from the top of page 8.

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Olson of Barnes presented a petition signed by L. Noltmeier of Valley City, and seven others, urging that Hail

Insurance be made compulsory, which was read and referred to the Committee on Insurance.

REPORTS OF STANDING COMMITTEES

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Chapter 129 of the Laws of North Dakota for the year 1915, Being Section No. 1402 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Establishment of Free Kindergartens; Payment of Costs Thereof; and the Government Thereof.

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

In Section 1412, in line 9 of the printed bill, strike out the word "twenty-five" and insert in lieu thereof the word "fifty."

And when so amended, to be placed on the Calendar for third reading without recommendation from this committee.

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

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

In the printed bill in Section 1 line 5 change the words "Board to" to "Commission shall" in Section 1 line 8 change the word "to" to "shall."

In Section 3 line 9 change the word "to" to "shall." ..

In Section 5, line 2, strike out the word "That" and capitalize the letter "t" in the word "the."

In Section 5 line 11 strike out the semicolon and insert in lieu thereof a comma.

In Section 6, line 1, insert the words "the members of" before the word "said."

In Section 8, line 6, transpose the words "so when" to read "when so."

And when so amended recommend the same do pass.

G. PATTERSON,
Chairman.

Senator Patterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 80. A Bill for an Act Permitting School District Boards to Provide a Building Fund as in Their Judgment Seems Necessary or desirable, Such Fund to be used for Building Purposes Only.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

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

In line 2 of the Title of the Printed Bill add the letter "s" to the word "school" and strike out the word "Districts"; in line 3 of the Title of the Printed bill strike out word "common" and insert in lieu thereof the words: "rural or graded"; in Section 1, line 1, of the printed bill, following the word "any", insert the words: "district in which there is a" and strike out word "district" following the word "school" in same line; in Section 1, in line 5 of the printed bill, strike out word "district"; in Section 1, in line 6, following the word "as", strike out the words: "a common" and insert the words "rural

or graded"; add the letter "s" to the word "school"; strike out the word "district"; in section 1, in line 8 of the printed bill, following the word "as", strike out the word "in" and insert in lieu thereof the word "is"; in Section 1, in line 11 of the printed bill, following the word "school", strike out the word "district" and in the same line, following the words "as" strike out the words "a common" and insert in lieu thereof the words "rural or graded", add the letter "s" to the word "school" following the word "graded", strike out the word "district" preceding the word "such" in same line; in Section 1 of the printed bill, strike out all of line 12; strike out the word "the" in line 13, also strike out balance of line 13, following the words: "district school board shall"; strike out all of line 14, Section 1, of the printed bill; strike out the word "shall", in line 15, of the printed bill, strike out the word "such" in the same line and insert in lieu thereof the word "the"; in line 17 of the printed bill insert the word "such" following the word "of"; insert a period after the word "schools", and strike out balance of line.

And when so amended recommend the same do pass.

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

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

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

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

J. E. FLECKTEN,
Chairman.

Senator Fleckten moved that the report be adopted, which motion prevailed and the report was adopted.

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

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

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

J. E. FLECKTEN,
Chairman.

Senator Fleckten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

Have had the same under consideration and recommend that the same do pass as passed by the House.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Have had the same under consideration and recommend that the same do pass as passed by the House.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

Have had the same under consideration and recommend that the same do pass as passed by the House.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Etestad requested an extension of time on Senate Bills Nos. 113 and 114, which request was granted.

Senator Fredrickson requested an extension of time on House Bill 70, which request was granted.

Senator Fleckten requested an extension of time on Senate Bill 74, which request was granted.

Senator Fine requested an extension of time on Senate Bill No. 111, which request was granted.

Senator Brunsdale moved that all absent Senators be excused, which motion prevailed, and it was so ordered.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 5, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

TUESDAY, FEBRUARY 5, 1929

299

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

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 5, 1929.

Mr. Speaker: I have the honor to return:

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Which the Senate has amended as follows:

That engrossed bill be amended by inserting enacting clause; in Section 2, Emergency, in line 3 of the printed bill, that after the word "passage" the period be stricken out and the words "and approval" be added.

Very respectfully,

F. E. TUNELL,
Secretary.

INTRODUCTION, FIRST AND SECOND READING OF
SENATE BILLS

Senator Martin introduced:

Senate Bill No. 137. A Bill for an Act to appropriate the sum of sixteen thousands dollars (\$16,000.00) for the purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eight-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other available land adjacent thereto, and providing for the renting thereof to the United States Government for use in connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Brant introduced:

Senate Bill No. 138. A Bill for an Act to authorize county treasurers and other officials charged with the duty of collecting public moneys to accept checks, bank drafts and money orders in payment of taxes, subject to the due honor thereof, and relating to the manner of making col-

lection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Sperry introduced:

Senate Bill No. 139. A Bill For an Act Authorizing the Board of Administration of the State of North Dakota to Sell and Dispose of the Experiment Sub-Station at Hebron, North Dakota, Including the Machinery Used in Connection with the Experiment Sub-Station and Repealing Sections 1645, 1646, 1647 and 1648 of the Compiled Laws of North Dakota for the Year 1913.

Which was read the first and second times and referred to the Committee on State Affairs.

Senators Kretschmar and Patterson introduced:

Senate Bill No. 140. A Bill for an Act to Provide an Appropriation for the Breeding of Cereal Crops for Improvement of Quality and Resistance to Rusts and Other Destructive Diseases and for the Eradication of Barberry Bushes.

Which was read the first and second times and referred to the Committee on Appropriations.

Committee on Cities and Municipal Corporations introduced:

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Subdivision (1) of Section 4059 of the 1925 Supplement to the Compiled Laws of the State of North Dakota 1913, as Amended by Chapter 194, Session Laws of 1927, Relating to the Powers of Park Boards.

Which was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senator Ployhar introduced:

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be Used in all State Institutions, County Buildings and Public Schools.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Ployhar introduced:

Senate Bill No. 143. A Bill For an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Sathre requested that the Senate return to the Fifth Order of Business, which was granted. Announcement of committee meeting was read.

Senator Brant requested that the Senate return to the Seventh Order of Business, which was granted.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: A majority of your Committee on Appropriations to whom was referred:

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

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

In line 2 of the printed bill after the word "state" strike out the word "Treasurer" and insert in lieu thereof the word "Treasury".

Insert: Section 2. Emergency. Whereas it is necessary that the Liberal Arts Building be completed before the opening of the school year, and whereas, on account of an option existing with the contractors that if notification is given them before March 1, 1929, of the acceptance of their option, therefore an emergency is hereby declared to exist and this act shall be in force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the majority report be adopted.

A minority of the Committee on Appropriations made the following report:

Mr. President: A minority of your Committee on Appropriations to whom was referred:

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

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

WM. WATT,
A. S. MARSHALL,
O. H. OLSON.

Senator Watt moved that the minority report be substituted for the majority report, and adopted.

Senator Watt asked permission to have a letter from the Board of Administration and his reply thereto read by the Secretary and printed in the Journal, which was granted.

And it was so ordered.

Board of Administration,
Office of the Secretary,
Bismarck, North Dakota,
June 18, 1927.

Hon. William Watt,
Member Appropriations Committee,
House of Representatives,
Leonard, North Dakota.

Dear Sir:

The Board of Administration has now under consideration the question of the erection of the Liberal Arts building at the State University as provided for by appropriation of \$225,000 made by the last legislative session. Up to this time it has been the thought of the Board that the building, of which plans were submitted to the members of the appropriations committee and which was estimated to cost approximately \$350,000, might be undertaken on the presumption that such a building was the type contemplated by the legislative appropriations committee when the matter was under discussion last winter. In other words, it is our understanding that the budget board and the appropriations committees of both houses virtually approved the type of building presented by the University authorities, which building was estimated to cost \$350,000, and that the appropriation was reduced from the figure to \$225,000 to accommodate the limited finances available during this biennium, but with no thought of decreasing the building to that size.

The opinion of the University authorities and the Board is that this type of building can not be economically constructed in two separate units or wings. The policy of state boards in the past has been to exercise reasonable discretion with regard to the intent of the Legislature in the undertaking of public buildings for which complete appropriations could not be made in one single legislative session on account of financial limitations of the state.

Since the Liberal Arts College is and always doubtless will be the largest college in the University organization we feel

TUESDAY, FEBRUARY 5, 1929

303

that this building should be the central unit of the University, and that the building undertaken should be in keeping with the future dignity and size of the institution. Would you advise the Board to undertake this building of which you examined plans during the session looking to the next legislative session to make the balance of the appropriation necessary to complete it, or would you advise that the Board plan a necessarily inadequate building, not in keeping with the future developments of the institution but that would keep strictly within the limits of the \$225,000 appropriated?

Since the Board will be compelled to make an early decision on this matter, and since its decision will be governed largely by the answer received from this communication which we are addressing to all members of the appropriations committee of both houses, as well as to members of the 1928 budget board, we would appreciate an early reply.

Sincerely yours,

BOARD OF ADMINISTRATION.

EGW-M

By.....
Executive Secretary.

Leonard, N. D.,
July 5th, 1927.

Board of Administration,
Bismarck, N. D.

Dear Sirs:

Your letter received in regard to the appropriation of \$225,000.00 granted to the State University by the last Legislature for the construction of their new main building.

In regard to the insufficiency of the same will say that the Budget Board recommended \$300,000.00, not the \$350,000.00 as asked by the University, and the amount recommended was taken by the members of our committee as what was necessary to complete the building as per the plans submitted to us.

The question was asked by myself, and I believe by several other members of the committee, on more than one occasion, if this building could be constructed in two units, and we were assured by members of the Board of Administration that they thought that it could, and if this cannot be done it is certainly no fault of our committee.

I will also call your attention to the fact that the University only requested \$250,000.00 for the building in 1925, and building costs have certainly not advanced since then. Why the extra \$100,000.00?

I do not believe that the Board of Administration is justified, only in very exceptional cases, in exceeding the appro-

priation granted for a specific purpose, and don't believe that this is one of those cases.

Hoping that this will make my position clear to you.

Sincerely yours,

(Signed) WM. WATT.

Senator Whitman asked permission to have a communication from L. R. Baird read by the Secretary and printed in the Journal, which was granted. And it was so ordered.

June 30, 1927.

Board of Administration,
Bismarck, North Dakota.

Gentlemen:

Attention E. G. Wanner, Secretary.

At the time the question of the erecting of a new building at the State University came up before the Legislature, and particularly before the Committees of which I was a member, my understanding of the situation was that there was no intention on the part of the Legislature to limit the amount of the appropriation to the exact amount which should be used for erecting the building. From my experience in the past, in my opinion the State has received a return which was not commensurate with the appropriation. In other words, if it is to be understood that an appropriation of \$225,000.00, for instance, is the limit to be placed upon the building, that the full amount will be spent and the building will undoubtedly fall short in value of the amount of the appropriation.

I believe that the intention of the Legislature was to get this building started, having in mind the needs of the University for a reasonable time in the future, and that if the building were started along this line that the next Legislature, or some subsequent Legislature would make an appropriation adequate to complete the building.

So long as I have been a member of the Legislature, I have yet to see an appropriation which was sufficient to complete a building, the institution always came back to some subsequent legislature and ask for a further appropriation for finishing, etc.

While I can speak for only one member of the last Legislature, my opinion is that the Board, at this time, should make provision for a building which will fill the needs of the University for a reasonable time in the future and they should use the appropriation so far as it will go. Then at the next Session, or some subsequent session, the Board should lay before the Legislature a complete report as to what it has done, and also make recommendations as to what is required to complete the building. I believe that an action of

this kind would meet with the approval of subsequent legislatures. At least I am sure it would with mine, if I happen to be a member of the next legislature.

Yours very truly,

LRB:H

L. R. BAIRD.

Senator Whitman demanded a roll call.

Roll call was granted.

ROLL CALL

The question being on the substitute motion, the roll was called, and there were ayes, 22; nays, 27; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brunsdale	McCrorry	Porter
Conrath	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Wog
Forbes	Patten	
Kamrath	Peck	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Poupore
Bonzer	Hoople	Renauld
Brant	Hyland	Renwick
Brostuen	Kretschmar	Sathre
Cain	Lynch	Sperry
Crocker	Magnuson	Steel
Ettestad	Murphy	Van Arnam
Fowler	Patterson	Whitman

So the substitute motion was lost.

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

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

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

On page 5 line 54 of the printed bill correct the spelling of the word "foreclosure." In line 58 insert a comma after the word "purchase".

On page 6 of the printed bill in line 68 after the word "Dakota" insert the following: "Any taxes then remaining unpaid shall be cancelled and abated by the Board of County Commissioners of the county wherein such land is situated."

On page 7 of the printed bill, line 11, correct the spelling of the word "exists".

On page 8 in line 40 of the printed bill correct the spelling of the word "authorize".

In line 49 of the printed bill correct the spelling of the word "reimbursed".

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

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

In line 7 of the title after the word "Dakota" insert a comma.

In line 4 of the printed bill correct the spelling of the word "provision".

In line 5 correct the spelling of the word "possession".

In line 10 strike of the word "or" immediately preceding the word "chance" and insert the word "of" in lieu thereof.

In line 15 strike out the word "device" and insert the word "devices" in lieu thereof and add the following "together with the contents of same".

In line 19 strike out the word "two" and insert the word "shall" in lieu thereof.

In line 29 after the word "sale" insert the following words "or to destroy the same".

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed, and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

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

In line 14 of the printed bill after the word "fund" strike out the word "Appropriation" and insert in lieu thereof the word "Appropriated".

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 115. A Bill for an Act to appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services Rendered as an Attorney at Law, Incurred and in Connection with the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

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

In the printed bill after the word "State" in the name of the bill, strike out the word "Historical" and insert in lieu thereof the word Horticultural".

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 64. A Bill for an Act Providing for the Supervision of Plumbing by the State Department of Health, and for the Regulation and Inspection of Plumbing in Cities and Villages; for the Appointment of a Board of Plumbing Examiners for the Examination, Licensing and Classification of Plumbers; for Revoking Licenses; for Issuing Temporary Permits and Prescribing Penalties for the Violation of this Act.

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

Strike out all of sub-division 1 of Section 1.

In line 8 strike out the figure "2" and insert the figure "1".

In line 10 strike out the comma after the word "code" and insert a period in lieu thereof and strike out everything in line 10 after the word "code" and all of line 11.

In Section 2, line 2, of the printed bill strike out the word "shall" and insert in lieu thereof the word "may".

In line 7 on page 2 of the printed bill strike out the words "the board", Strike out all of line 8 and the first word in line 9.

In line 13 on page 2 of this printed bill strike out the word "shall" and insert the word "may" in lieu thereof.

Strike out all of sub-divisions, 3 and 4 of Section 2 of the printed bill.

On page 3 Section 3 of the printed bill after the word "nor" strike out the words "the planning, supervision or installation of" and in lieu thereof insert the following "engage in or work at the business of planning, supervising or installing".

In line 8, sub-division 2 of Section 3 strike out the word "such" and in lieu thereof insert the word "any".

On page 4 of the printed bill in line 2 of Section 5 strike out the words "State Department of Health" and in lieu thereof insert "Governor".

In line 3 of Section 5 strike out the word "January" and insert in lieu thereof the word "July".

In line 10, Section 5, strike out the word "ten" and insert in lieu thereof the word "five".

On page 5 of the printed bill, line 17 of Section 5, strike out the word "two" and insert the word "one" in lieu thereof.

In line 19, page 5, Section 5, strike out the word "within" and insert in lieu thereof the word "upon" and in the same line strike out the word "of" and insert the word "by" in lieu thereof.

On page 5 of the printed bill, line 9, after the word "plumber" insert the word "and".

On page 5 subdivision 3 of Section 6 after the word "lines" in line 17 insert the following: "obtained by examination" and in line 18 strike out the words "by virtue of examination" on page 6 of the printed bill.

In line 5 of Section 7 strike out the words "or plumber" and in line 6 strike out the word "inspectors".

On page 7 of the printed bill, line 17 of Section 8, strike out everything after the word "out" and insert in lieu thereof the following: "On auditor's warrants or vouchers approved by the State Auditing Board".

On page 7 of the printed bill, sub-division 2 of Section 9, in line 8, strike out everything after the word "Chapter", all of lines 9 and 10 and the words "court in connection with said action" in line 11.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 5, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the

Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February, 5, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 17. A Bill for an Act to appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 5, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 20. A Bill for an Act to Amend and Re-enact Sections 3, 8, 10 and 13 of Chapter 173, Session Laws 1927 and Section 189c14 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Insurance of Public Buildings, and Providing that All Fire and Tornado Insurance Shall be Carried by the State Fire and Tornado Fund.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 5, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Lynch requested unanimous consent to return to the Tenth Order of Business, which request was granted for the purpose of introducing bills:

FIRST AND SECOND READING OF SENATE BILLS

Senator Lynch introduced:

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Cain introduced:

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

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

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

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

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

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

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

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

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: J. F. Julian, La Moure; Fred Ziegenhagel, John Bellon, Jacob Goebel, of Lehr; Jacob Guthschmidt, Gackle; C. B. Titus, Bottineau; O. W. Hagen, Watford City; H. A. McNutt, Bismarck, Henry Finke, Minot.

Senator Van Arnam moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

F. E. TUNELL,
Secretary.

THIRTIETH DAY

Senate Chamber,
Bismarck, North Dakota,
February 6, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Captain Elof Anderson of the Salvation Army, Mandan, N. D.

ROLL CALL

All members present except Senators Porter and Wog.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-ninth day and recommend that the same be corrected as follows:

On line 13 from top of page 8, strike out the number 1627 and insert in lieu thereof the number 1647.

In line 20 from top of page 17, correct the spelling of the word "out."

On line 8 from bottom of page 21, correct the spelling of the name "Ziegenhagel."

On line 18 from top of page 2, correct spelling of the word "amended."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Olson of Barnes moved that the total number of Journals printed be reduced to 3700, which motion prevailed.

And it was so ordered.

PETITIONS AND COMMUNICATIONS

A communication with 8 signers from sheep growers in Divide County urging passage of Senate Bill No. 4, which was referred to the Committee on Live Stock.

A communication from S. B. Moffit, Minot, urging that turkeys be included in the dog bill, as well as sheep, was read and referred to the Committee on Live Stock.

Senator Bond presented communications urging passage of an appropriation for work done under the Sheppard-Towner Act from the Minot Study Club, Frances Webster, Secretary; Frost P. T. A., Mrs. W. A. Schafer, Pres., Minot; Lone Tree P.-T. A., A. W. Mehus, President.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 17. A Bill for an Act to appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Chapter 129 of the Laws of North Dakota for the year 1915, Being Section No. 1402 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Establishment of Free Kindergartens; Payment of Costs Thereof; and the Government Thereof.

Also,

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Also,

Senate Bill No. 64. A Bill for an Act Providing for the Supervision of Plumbing by the State Department of Health, and for the Regulation and Inspection of Plumbing in Cities and Villages; for the Appointment of a Board of Plumbing Examiners for the Examination, Licensing and Classification of Plumbers; for Revoking Licenses; for Issuing Temporary Permits and Prescribing Penalties for the Violation of this Act.

Also;

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Also,

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Also,

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Also,

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota

for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Also,

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

Also,

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Live Stock made the following report:

Mr. President: Your Committee on Live Stock to whom was referred:

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Repealing All Acts and Parts of Acts in Conflict With this Act.

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

In Section 1, line 5, of the printed bill, after the word "horses" add the word "cattle" and strike out balance of line; strike out all of line 6 except the word "sheep"; strike out in line 7 the words "calves, mules, jacks, gennets, burros, goats, kids";

In Section 1, line 19 of the printed bill strike out "employed" and insert the word "appointed" in lieu thereof.

In Section 2, line 1 of the printed bill strike out the words

"passage and approval" and insert in lieu thereof the words "taking effect";

In Section 2, line 5 of the printed bill strike out the comma following the word "provided"; strike out all of line 6 and in line 7 strike out the words "or custodian", and preceding the word "for" insert the word "or";

In Section 2, line 11 of the printed bill, strike out the semicolon following the word "dog" and insert a period in lieu thereof and strike out balance of said line and all of lines 12, 13 and 14;

Strike out all of Section 3 of the printed bill;

In Section 5, line 1 of the printed bill correct the spelling of the word "State";

In Section 8, line 5 of the printed bill, strike out the comma after the word "issued" and insert a period in lieu thereof; and strike out balance of said Section.

In Section 18, line 3 of the printed bill strike out the word "damage" and insert in lieu thereof the word "damages."

In Section 19, line 27 of the printed bill, strike out the word "sheriff" and insert in lieu thereof the words "nearest police officer." In line 28 of same section, strike out the word "sheriff" and insert in lieu thereof the words "said officer."

In Section 20, line 7, of the printed bill strike out the word "their" and insert in lieu thereof the word "the"; strike out the period after the word "office" in same line and add the words "of County Auditor."

In Section 22, in line 11 of the printed bill strike out the words "one hundred" and insert the word "sixty" in lieu thereof.

And as an additional Section add the following:

"Any person presenting a false claim, knowing it to be false, or receiving any money on such false claim, shall be deemed guilty of a misdemeanor and on conviction thereof, shall be subject to a fine not exceeding one hundred dollars, or to imprisonment in the county jail not exceeding thirty days, or to both such fine and imprisonment in the discretion of the court. All fines collected under the provisions of this act shall be forthwith paid to the treasurer of the county and by him credited to the proper fund of the county."

Add another additional section as follows:

"From and after the taking effect of this Act no license or tax shall be imposed upon dogs by any public corporation except as provided herein."

Change numbers of sections from No. 2 up to conform with amendments and additional sections.

These amendments are in addition to previous amendments made and approved found on Page 4, Senate Journal of the 23rd day.

And when so amended recommend the same do pass.

G. H. HOOPLE,
Chairman.

Senator Hoople moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 81. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 314, Session Laws of 1923 Regulating Filing of Inheritance Tax Reports in Certain Instances.

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

In the first line of the title after the word "Section" strike out the following words and figures "3 of Chapter 314 Session Laws of 1923" and in lieu thereof insert the following: "2346b41 of the Supplement to the Compiled Laws of 1913." Strike out all of lines 1 and 2 of the printed bill and insert the following in lieu thereof: "Section 1. Section 2346b41 of the Supplement to the Compiled Laws of 1913 is hereby amended and re-enacted to read as follows:"

In line 3 of the printed bill after the word "Section" strike out the figure "3" and insert the following in lieu thereof, "2346b41."

In line 4 of the printed bill strike out the word "instances" and insert the word "cases" in lieu thereof.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

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

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

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

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE GOVERNOR

State of North Dakota,
Office of the Governor,
Bismarck, North Dakota,
February 5, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Also,

Senate Bill No. 11. A Bill for an Act Making an Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund.

Also,

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of

1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Very truly yours,
GEO. F. SHAFER,
 Governor.

Senator Patterson moved that all absent Senators be excused, which motion prevailed. And it was so ordered.

Senator Fine moved that Senate Bill No. 80 be referred back to the Committee on Education, which motion prevailed.

Senator Marshall moved that Senate Bill No. 40 be taken from the Calendar and action thereon deferred one legislative day.

Which motion prevailed.

Senator Peck moved that Senate Bill No. 96 be referred back to the Committee on Education.

Which motion prevailed.

The Senate returned to the Fourth Order of Business for the purpose of signing bills.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 17. A Bill for an Act to appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

And the President signed the same in the presence of the Senate.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

The Committee on Appropriations introduced:

Senate Bill No. 146. A Bill for an Act to appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and

L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Brant moved that the rules be suspended and Senate Bill No. 146 be placed on the Calendar for the next legislative day.

Which motion prevailed.

The Committee on Appropriations introduced:

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Which was read the first and second times and referred to the Committee on Appropriations.

Senators Fine and O. H. Olson introduced:

Senate Bill No. 148. A Bill for an Act Providing for a Bounty for the Destruction of Crows.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Hyland introduced:

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058, Compiled Laws of North Dakota of 1913, and Section 4059 of the 1925 Supplement to the Compiled Laws of the State of North Dakota of 1913 as Amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of Such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Senator Magnuson introduced:

Senate Bill No. 150. A Bill for an Act to Amend and Re-

enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Which was read the first and second times and referred to the Committee on Insurance.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 6, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota
February 6, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota
February 6, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

The President requested Senator Steel to take the Chair.

THIRD READING OF SENATE BILLS

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Fredrickson	Peck
Bonzer	Hamilton	Ployhar
Brant	Hoople	Poupore
Brostuen	Hyland	Renauld
Brunsdale	Kamrath	Renwick
Cain	Kretschmar	Sathre
Conrath	Lynch	Sperry
Crocker	McCrary	Steel
Eastgate	Magnuson	Tofsrud
Erickson	Marshall	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Martin	Patten	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Matthaei	Porter	Wog

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 33; nays, 14, absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Fredrickson	Ployhar
Bonzer	Hamilton	Poupore
Brant	Hoople	Renauld
Brostuen	Hyland	Renwick
Brunsdale	Kamrath	Sathre
Cain	Kretschmar	Sperry
Crocker	Lynch	Steel
Eastgate	Magnuson	Van Arnam
Ettestad	Murphy	Watt
Forbes	Olson, Eddy-Foster	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	Marshall	Peck
Erickson	Martin	Thorson
Fine	Matthaei	Tofsrud
Fleckten	Olson, Barnes	Unruh
McCrory	Patten	

Absent and not voting:

Messrs.	Messrs.
Porter	Wog

Senator Brunsdale: In view of the fact that I voted "no" on this bill yesterday. I wish to explain my vote. It is very apparent that this bill will carry and I see no use in opposing it. I would rather vote for it and have the emergency clause

carry so that construction of the building can proceed at once. I vote "aye."

Senator Watt: I wish to explain my vote and have my remarks recorded in the Journal. It is apparent from the vote here that it will take my vote to put across the emergency. I am going to vote "aye" because it is apparent the bill will carry, and if it does the only thing to do is to put the emergency on. I therefore vote "aye."

Senator O. H. Olson: For the reasons stated by Senators Brunsdale and Watt, I change my vote from "no" to "aye."

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senator Whitman moved that the vote by which Senate Bill No. 72 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Was read the third time.

Senator O. H. Olson moved that the bill be referred back to the Committee on Judiciary. Which motion lost.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 26; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Ployhar
Bond	Fredrickson	Poupore
Bonzer	Hamilton	Renwick
Brunsdale	Hyland	Sathre
Cain	Kretschmar	Sperry
Crocker	Lynch	Steel
Eastgate	Murphy	Tofsrud
Ettestad	Patterson	Van Arnam
Forbes	Peck	Watt

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Olson, Barnes
Brostuen	McCrorry	Olson, Eddy-Foster
Conrath	Magnuson	Patten

Messrs.	Messrs.	Messrs.
Erickson	Marshall	Renauld
Fine	Martin	Thorson
Fleckten	Matthaei	Unruh
Hoople		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Porter	Whitman	Wcg

Senator Fine: Mr. President, I wish to explain my vote and have my remarks recorded in the Journal. I vote "no" on this bill for the reason that this bill confers upon the Industrial Commission together with the Board of Equalization the power to levy a tax to provide for any deficit that may exist or that in the judgment of the Board of Equalization, may be anticipated. It seems to me this provision is unnecessary and unjustified. For that reason, Mr. President, I vote "no."

So the bill passed and the title was agreed to.

Senator Fowler moved that the vote by which Senate Bill No. 79 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Bonzer	Hoople	Ployhar
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick

Messrs.	Messrs.	Messrs.
Cain	Lynch	Sathre
Conrath	McCrorry	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Martin	Tofsrud
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patten	

Absent and not voting:

Messrs.	Messrs.
Porter	Wog

So the bill passed and the title was agreed to.

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 2; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patten
Bond	Fredrickson	Patterson
Bonzer	Hamilton	Peck
Brant	Hoople	Ployhar
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renaud
Cain	Kretschmar	Renwick
Conrath	Lynch	Sathre
Crocker	McCrorry	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Tofsrud
Ettestad	Martin	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt
Forbes	Olson, Eddy-Foster	Whitman

Those voting in the negative were:

Messrs.	Messrs.
Matthaei	Thorson

Absent and not voting:

Messrs.	Messrs.
Porter	Wog

So the bill passed and the title was agreed to.

Senator Hyland moved that further action on Senate Bill No. 93 be deferred until the Thirty-fifth legislative day, which motion prevailed.

Senate Bill No. 115. A Bill for an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services Rendered as an Attorney at Law, Incurred and in Connection with the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Patterson
Brant	Kamrath	Peck
Brostuen	Kretschmar	Ployhar
Conrath	Lynch	Poupore
Crocker	McCrary	Renauld
Erickson	Magnuson	Renwick
Ettestad	Marshall	Sathre
Fine	Martin	Steel
Fleckten	Matthaei	Thorson
Forbes	Murphy	Tofsrud
Fowler	Olson, Barnes	Unruh
Fredrickson	Olson, Eddy-Foster	Van Arnam
Hamilton	Patten	Whitman
Hoople		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Cain	Sperry
Bonzer	Eastgate	Watt
Brunsdale		

Absent and not voting:

Messrs.	Messrs.
Porter	Wog

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Olson, Eddy-Foster
Bond	Fowler	Patterson
Bonzer	Fredrickson	Ployhar
Brant	Hamilton	Poupore
Brostuen	Hyland	Renauld
Brunsdale	Kamrath	Renwick
Cain	Kretschmar	Sathre
Conrath	Lynch	Sperry
Crocker	McCrorry	Steel
Eastgate	Magnuson	Tofsrud
Erickson	Marshall	Unruh
Ettestad	Martin	Van Arnam
Fine	Murphy	Watt
Fleckten	Olson, Barnes	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hoople	Patten	Thorson
Matthaei	Peck	

Absent and not voting:

Messrs.	Messrs.
Porter	Wog

So the bill passed and the title was agreed to.

Senate Bill No. 64. A Bill for an Act Providing for the Supervision of Plumbing by the State Department of Health, and for the Regulation and Inspection of Plumbing in Cities

and Villages; for the Appointment of a Board of Plumbing Examiners for the Examination, Licensing and Classification of Plumbers; for Revoking Licenses; for Issuing Temporary Permits and Prescribing Penalties for the Violation of this Act.

Was read the third time.

Senator Patterson moved that Senate Bill No. 64 be amended as follows: Beginning with the word "they" in line seventeen of page two, Section 2, of the printed bill, strike out the word "they", and all of lines 18, 19 and 20, up to and including the word "required", which motion prevailed.

Senator Fowler moved that the rules be suspended and that Senate Bill No. 64 be considered properly re-engrossed and placed on third reading and final passage. Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 26; nays, 19; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Olson, Barnes
Bond	Hamilton	Patterson
Bonzer	Hoople	Ployhar
Brunsdale	Hyland	Renwick
Cain	Lynch	Sperry
Crocker	Magnuson	Steel
Eastgate	Martin	Van Arnam
Ettestad	Matthaei	Whitman
Fowler	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Kretschmar	Poupore
Conrath	McCrory	Renauld
Erickson	Marshall	Thorson
Fine	Olson, Eddy-Foster	Tofsrud
Fleckten	Patten	Unruh
Forbes	Peck	Watt
Kamrath		

Absent and not voting:

Messrs.	Messrs.
Brant	Sathre
Porter	Wog

So the bill passed and the title was agreed to.

Senator Fowler moved that the vote by which Senate Bill No. 64 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: F. B. Lambert, H. L. Halvorson, Minot; C. W. Lewis, Dr. Ejnar Lohrbauer, Mr. and Mrs. A. E. Goldammer, Lakota; Hon. W. G. Owens, Williston; M. B. Monson, Portland; Henry Flaskerud, Sheyenne; Ed. Sinkler, Mrs. Einar Muus, Minot.

Senator Magnuson moved that the Senate do now recess until 1:00 o'clock p. m., February 7, which motion prevailed and the Senate recessed.

F. E. TUNELL,
Secretary.

THIRTIETH DAY AFTER RECESS AND THIRTY-FIRST
DAY

Senate Chamber,
Bismarck, North Dakota,
February 7, 1929.

The Senate reassembled at 1:00 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

INTRODUCTION, FIRST AND SECOND READING OF
SENATE BILLS

Senators Brostuen and Cain introduced:

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase of Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Porter (by request) introduced:

Senate Bill No. 152. A Bill For an Act Relating to the Delivery and Exchange of Bakery Products; Terms of; Sanitation; for Sale of, and Penalty. Duty of State Food Commissioner and Chemist to Enforce.

Which was read the first and second times and referred to the Committee on Public Health.

Senator Patterson introduced:

Senate Bill No. 153. A Bill For an Act to Amend and Re-enact Sections 6857 and 6858 of the Compiled Laws of North Dakota for the year 1913, Relating to Farm Laborer's Lien Providing for the Lien for Labor or Services Performed on Farm.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Patterson introduced:

Senate Bill No. 154. A Bill For an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Cain introduced:

Senate Bill No. 155. A Bill For an Act to Appropriate the Sum of Six Hundred Dollars Annually until 1942 or so much Thereof as May be Necessary Under this Act, for the Use and Benefit of the Children, not Under Sixteen nor over Twenty-one Years of Age and who have for Twelve Months had their Domicile in the State of North Dakota, of those who Were Killed in Action or Who Died from Other Cause While Serving in the Army, Navy, or Marine Corps, of the United States, During the World War, from April 6, 1917, to July 2, 1921; Which Said Children are Attending or Who May Hereafter Attend a State Educational or Training Institution of a Secondary or College Grade; for the Purpose of Providing and paying for said Children; Tuition and Matriculation Fees; Board and Room Rent; and Books and Supplies, and for no Other Purposes.

Which was read the first and second times and referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 59. A Bill for an Act Providing for the Storage of Grain on Farms, or on or near Railroad Right-of-Ways, Making Provisions for the Issuing of Negotiable Warehouse Receipts Thereon, and Repealing All Acts or Parts of Acts in Conflict Therewith.

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

Strike out everything after the words "A Bill" in the printed bill and insert the following in lieu thereof.

A BILL

For an Act to Provide for the Storage of Grain upon Farms on or near Railway Right-of-way within the State of North Dakota; Regulating the same for the Purpose of

Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" under the Board of Railroad Commissioners; Prescribing his Duties and Empowering him, with the Advice and Consent of Such Board, to make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation to Such Board for the Carrying out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict therewith.

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

Section 1. **OBJECT AND PURPOSE OF ACT.** The purpose of this act shall be to provide the owner of grain in North Dakota with means of warehousing the same on the farm and elsewhere within the state, under proper restrictions and safeguards, as a basis for credit.

Section 2. **GRAIN STORAGE COMMISSIONER.** There is hereby created the office of "Grain Storage Commissioner of North Dakota", hereinafter referred to as the "Commissioner," who shall manage, control and direct the operation of the provisions of this act with full and complete power to make effective and carry out all the objects and purposes thereof, save and except as his powers and duties are under the provisions hereof subject to the control and direction of the Board of Railroad Commissioners of North Dakota.

Section 3. **APPOINTMENT AND COMPENSATION OF COMMISSIONER.** Such commissioner shall be appointed by the Governor, and may be removed by him at any time in a summary manner. He shall be paid as compensation for his services the sum of \$3500.00 per year, payable monthly.

Section 4. **BOND OF COMMISSIONER.** Such commissioner shall be bonded in the State Bonding Fund in the penal sum of \$50,000.00; such bond to be conditioned upon the faithful performance of his duties as such commissioner; the premium upon such bond to be paid as a part of the general expense of administering this act.

Section 5. **POWERS AND DUTIES OF COMMISSIONER.** Except as otherwise herein provided, such Commissioner shall be vested with full and complete power to carry out the provisions of this act, and in addition to the general powers hereby conveyed said commissioner, he shall have the following express powers; First, to appoint inspectors of grain as provided herein, prescribe the duties of such inspectors and remove them summarily when he deem advisable. Second, To make and promulgate, with the advice and consent of the Board of Railroad Commissioners, such rules and regulations, not inconsistent herewith, as shall be necessary and desirable

to effectively carry out the purposes hereof. Third, the Commissioner shall have power to set up the machinery necessary to make effective the provisions of this act, such as the purchase of supplies, stationery and equipment and the appointment of necessary clerical help and assistance; all of which shall be audited and paid from appropriations, hereby or hereinafter to be made, to the Board of Railroad Commissioners for the purpose of carrying out the provisions of this act. Fourth. The Commissioner shall adopt an official seal for his office.

Section 6. INSPECTORS. WHEN AND HOW APPOINTED. QUALIFICATIONS. Whenever ten or more farmers operating farm lands tributary to any market center, shall petition the Commissioner for an inspector to act within the territory to be designated in such petition as a grain storage district, the Commissioner shall forthwith designate such territory as a grain storage district giving to such district a number, and shall appoint a storage inspector for such district, or if deemed advisable he may designate an inspector already appointed for another grain storage district in the immediate territory, and in event the inspector appointed for any grain storage district shall be for any reason unable to speedily make inspection of all grain for which storage application has been made within the district for which he is appointed, the Commissioner may appoint an additional or additional inspectors for such district. Inspectors may be appointed by the Commissioner upon the written application of any petitioner for the establishment of a grain storage district, or the Commissioner may make such appointment without regard to any such application. In no event shall any person be appointed as an inspector who is a petitioner for the designation of any grain storing district or who is a relative of any such petitioner. The Commissioner shall supply such inspector with a copy of this act; a copy of the rules and regulations adopted hereunder; with necessary blanks, etc., for making return upon inspection, to the Commissioner; seals for the sealing of grain stored under the provisions hereof; and such other supplies as shall be necessary to the proper performance of his duties as such inspector. Upon receipt of an application for grain storage under the provisions of this act, it shall be the duty of the inspector to at once make inspection of all grain of which inspection is demanded; he shall measure said grain by cubic measurements and not by weight, shall sample the same and make due return thereof without delay, certifying to the Commissioner all information which may be required of him either by the provisions of this act, or by the rules and regulations promulgated hereunder.

Section 7. TERM OF OFFICE OF INSPECTORS. Such inspectors shall hold office at the will of the Commissioner and may be summarily removed by the Commissioner at any time and without hearing.

Section 8. BOND OF INSPECTORS. Any inspector appointed under the provision of this act shall furnish to the Commissioner, a bond in the penal sum of \$1000.00 payable

to the State of North Dakota and conditioned upon the faithful performance of his duties under the provisions of this act and the rules and regulations as promulgated thereunder.

Section 9. PENALTY FOR FALSE REPRESENTATION. Any person who shall, to procure any warehouse certificate hereunder make any statement of a material fact knowing the statement to be false, shall be guilty of a misdemeanor and shall be punished by imprisonment in the county jail not less than six months and not exceeding one year and by a fine of not less than \$200.00 and not exceeding \$500.00.

Section 10. FEES FOR INSPECTORS. The Commissioner shall, from time to time, fix the fees to be paid inspectors for their services but such fee shall not exceed one-half cent per bushel for grain inspected. Such fees shall be paid monthly by the Commissioner by warrants drawn upon the fund created by this act, and all accounts so paid shall be properly vouchered and audited by the State Auditing Board.

Section 11. APPLICATION FOR TESTING AND SEALING OF GRAIN. Whenever any inspector shall be appointed by the Commissioner in the manner provided herein, any owner of grain within his district desiring to store the same, shall make written application to the Commissioner to be filed with the Inspector, indicating where such grain is stored, the kind of structure in which it is stored, and incumbrances upon said grain, if any; which application shall be signed and sworn to by the applicant. Whenever any grain is owned by more than one owner, said application shall be signed by all having any interest therein. In case such grain is mortgaged, the application for inspection shall be signed by the owner and the mortgagee, and any certificate issued for grain owned by more than one person or mortgaged, shall be issued in the name of such persons including the mortgagee.

Section 12. DUTIES OF INSPECTOR. When application shall be made for inspection and storage of grain hereunder, whether on the farm or upon or near any railroad right-of-way, the inspector shall immediately, or as soon as it is possible to do so, inspect such grain and the bin and structure in which said is located and to be stored, ascertaining the quality of such grain by measurement but not by weight, and shall procure a fair average sample of such grain with respect to quality, moisture content and dockage. Said inspector shall upon concluding such inspection, if from his examination and inspection he deem the grain in condition to be stored and the structure or bin in which it is located, suitable for storage thereof under seal and for loaning purposes, securely lock the said bin or structure wherein said bin is located, and seal the same with a seal to be provided by the Commissioner, putting upon the structure or bin so sealed a notice containing a printed copy of the penalty herein prescribed for entering such bin or sealed structure or removing such grain or any part thereof. Upon sampling any grain required to be inspected and sealed hereunder, the inspector shall at once place

an average sample of such grain, taken to determine the moisture content thereof, in a moisture retaining container to be furnished by the Commissioner, and shall forthwith forward the same to the commissioner with an average sample of such grain in sufficient quantity to determine therefrom the quality, grade and dockage thereof; sending to the Commissioner at the same time his report upon such grain, the bin or structure therein contained, and such other and further information as is hereby, or by the Rules and Regulations promulgated, required.

Section 13. INSURING GRAIN STORED AND SEALED. All grain stored and sealed under the provisions of this Act shall be insured against fire and tornado in some insurance association or company authorized to do business in this state and approved by the Commissioner. Such policies of insurance as are issued shall be deposited with the Commissioner and shall inure to the benefit of the holder or holders of the certificate or certificates issued against the said stored grain and to the owner, and any incumbrancers or lienholders thereof and thereon, as their interests shall appear.

Section 14. DUTY OF OWNER RESPECTING THE CARE AND DELIVERY OF GRAIN STORED. The owner of grain stored under the provisions of this Act shall be charged with the due care of said grain and shall exercise that degree of due care and diligence which an ordinary prudent man would exercise with regard to similar property of his own. The owner shall also, upon demand of the holder of such certificate, deliver said grain to his usual market place without charge to the holder. No legal demand for the delivery of said grain can be made, however, upon said owner until the maturity of the obligation for which said certificate is pledged, or until the security shall become impaired. In case of the maturity of the obligation for which said certificate was pledged or in case of the impairment of such security, and the refusal of said owner to so deliver as above provided; then the holder of the certificate shall be entitled to take immediate possession of the grain so pledged, to sell the same at the market price thereof, and to retain from the proceeds of such sale all expense of the removal and transporting of such grain to market.

Section 15. FORM OF WAREHOUSE CERTIFICATE: The form of said warehouse certificate issued under the provisions of this Act shall be prepared and approved by the Commissioner, and every such certificate must embody within its written or printed terms;

- (a) The consecutive number of the certificate.
- (b) The date of issue of the certificate.
- (c) A description of the granary, bin, or other structure in which the grain is stored, and of the premises upon which it is located.

(d) A description of the grain, giving its grade, kind, variety, dockage, test weight and moisture content, and the number of bushels of such grain, based on cubic measurement and not by weight.

(e) The name of the owner, or owners, whether ownership is sole, joint, or in trust, and the conditions of such ownership, as shown in the application.

(f) A statement of any and all liens or incumbrances upon said grain as reported by the owner in his application.

(g) A statement whether the grain will be delivered to the bearer, to a specified person, or a specified person or his order, and at what place it will be delivered.

(h) A statement as to whether any other certificate has been issued covering any grain in the same granary, bin, or structure, and the amount of such certificate.

(i) Evidence of insurance as provided by Section 13.

j) Any other matter or information required by the rules and regulations as promulgated hereunder.

Each such warehouse certificate shall be signed by the Commissioner and have attached thereto the official seal of his office.

Section 16. WAREHOUSE CERTIFICATES—HOW ISSUED—HOW CANCELLED: It shall be the duty of the Commissioner to issue all warehouse certificates hereunder, except as otherwise provided in Section 25 hereof. All such warehouse certificates issued under the provisions of this Act shall be in triplicate, the original certificate to be printed upon white and the two duplicates upon tinted paper, such original to be delivered to the owner, one of the duplicate copies to be retained by the Commissioner, and the other to be filed in the office of the Register of Deeds of the county in which said grain is stored. Both copies of certificates shall have plainly printed or stamped across the face thereof "Duplicate Certificate—No Value." Any owner or owners of grain stored under the provisions of this act, still the holder of the warehouse certificate issued thereon and unpledged and unnegotiated, may procure the release of such grain from storage thereunder by delivering the original warehouse certificate to the Commissioner who shall upon the receipt thereof cancel the same by perforating it with the words "Surrendered and Cancelled." The Commissioner shall notify such original holder or holders of such cancellation, and the receipt of such notice of cancellation by such owner or owners shall be authority to such owner or owners to break the seal and retake possession of the grain in such certificate described. Upon delivery by the owner or owners, to the warehouse certificate holder, of the grain pledged thereby, or upon payment of the obligation for which such certificate has been pledged, the warehouse certificate holder shall be required to

cancel and re-deliver such certificate to the owner of such grain, such cancellation to be so made by endorsing thereon in ink, the words "Cancelled and Delivered to owner of grain," together with the signature of such warehouse certificate holder.

Such owner of grain may upon such cancellation of warehouse certificate, forward such cancelled certificate to the Commissioner, for the purpose of having it cancelled in his office and discharged of record.

The Commissioner shall under his seal notify the Register of Deeds of the County in which the duplicate certificate is filed, to discharge any cancelled certificate of record; and such Register of Deeds is hereby required to so cancel the same, without charge, upon such notice from the Commissioner. All original warehouse receipts so cancelled as above by the Commissioner, shall be retained in the files of his office and a permanent record of such certificate so cancelled shall be kept; such record to show the name of the person or persons to whom the certificate was issued, the number of the certificate, the date of cancellation, and when the certificate cancelled is one surrendered as paid, the name of the person so surrendering and cancelling.

Section 17. RECORDING CERTIFICATES. At the time of the issuing of any such warehouse certificate, as herein provided, the Commissioner shall file a copy of such certificate in the office of the Register of Deeds of the county in which said grain is stored, which certificate shall be indexed as a chattel mortgage and for the filing thereof no fee shall be collected by any Register of Deeds. Such filing shall be notice that the grain described in such certificate is pledged to the redemption of the same. Any assignment of said certificate may also be filed and properly endorsed upon the certificate, and shall, when filed, have the same force as the filing of an assignment of chattel mortgage.

Section 18. EXPENSE OF INSPECTION—HOW PAID. Whenever an applicant shall make written application for the inspection of grain to be stored under the provisions of this Act, he shall remit with the application one-half of one cent per bushel for the number of bushels sought to be stored, payable to the Commissioner, which fee shall be delivered to the State Treasurer to be kept by him in a special fund to be known as the "Grain Storage Fund," and upon which fund the Commissioner shall draw warrants for the payment of the inspectors fee for measuring, sampling and sealing grain.

Section 19. RECORDS OF THE COMMISSIONER TO BE CONFIDENTIAL. The Commissioner shall not allow the inspection by the general public of his records as to the amount, kind, quality or variety of grain stored, but said records shall be open to the holder of any certificate.

Section 20. WAIVER OF LOCKING AND SEALING. The locking up and sealing of any storage facility acceptable to

the Commissioner is hereby waived, if and when the applicant shall have filed a warehouseman's bond as a guarantee to the carrying out of the provisions of this Act. Any such bond may be accepted by the Commissioner in lieu of locking and sealing stored grain, under Rules and Regulations promulgated hereunder with reference thereto.

Section 21. OWNER RESPONSIBLE FOR AMOUNT AND QUALITY OF GRAIN STATED IN CERTIFICATE. The owner or owners of grain stored hereunder shall be responsible for the quality of the grain being equal to that stated in the certificate. Whenever the amount of grain certified to shall have been determined by cubic measurement, said amount shall be deemed prima facie evidence of the amount of said grain, but the actual amount shall be determined by the actual weight thereof and the owner shall be responsible and liable to the holder of the certificate for the delivery of the amount of grain indicated in said certificate, by actual weight thereof.

Section 22. PENALTY FOR BREAKING SEAL OR REMOVING OR DAMAGING STORED GRAIN. Any person who shall without order or direction of the Commissioner, break the seal of any structure wherein grain is stored under the provisions of this act, or who shall break or enter the structure or bin wherein such grain is so stored, except for actual delivery of stored and sealed grain to the holder of a pledged certificate, or who shall damage, remove, or destroy any grain stored and sealed under this act, shall be guilty of a felony and upon conviction thereof shall be punished by imprisonment in the county jail for not less than one year, or in the State Penitentiary not less than one or more than three years; or by a fine of not less than \$300.00 or more than \$1,000.00.

Section 23. INSPECTOR MAY TAKE OATH. Every inspector appointed by the Commissioner under the provisions of this act, shall have the same power as a Notary Public to take acknowledgment or administer any oath which may be necessary in the carrying out of this act, and in compliance with such rules and regulations as may be adopted hereunder in respect thereto.

Section 24. PENALTY FOR FALSE REPRESENTATION BY INSPECTOR. Any inspector who shall knowingly make any false statement or representation to the Commissioner, respecting the ownership, kind, quantity or condition of any grain reported upon to the Commissioner by him, shall be punishable by imprisonment of not less than 90 days or more than one year in the County Jail, or by imprisonment in the penitentiary not more than three years, or by a fine of not less than \$100 or more than \$1,000.00 or by both such fine or imprisonment.

Section 25. DEPUTY COMMISSIONERS. The Commissioner when he deem the same necessary is thereby authorized to appoint deputy commissioners at such points within the

state as the efficient operation of the provisions of this act may demand; such deputy commissioners under his direction to receive applications for grain storage, determine the weight, grade, quality, dockage and the moisture content thereof; to issue and counter-sign warehouse certificate as such deputy under the seal of the commissioner; and under the commissioner to do and perform any and all acts necessary or requisite to the issuance of such warehouse certificates under the provisions hereof and the rules and regulations promulgated hereunder.

Section 26. APPROPRIATION. There is hereby appropriated out of any monies in the State Treasury, not otherwise appropriated, the sum of Twenty-five Thousand dollars or so much thereof as may be necessary for the payment of the expenses and the carrying out of the provisions hereof, for the biennium beginning July 1st, 1929 and ending June 30th, 1931, such money to be expended by the "Grain Storage Commissioner of North Dakota" under the supervision of the Board of Railroad Commissioners, as herein provided.

Section 27. REPEAL. All acts or parts of acts in conflict herewith, are hereby repealed.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Olson of Eddy moved that the reading of the amendment to Senate Bill No. 59 be dispensed with, and that the amendment be re-printed in the form of a new bill as Senate Bill No. 59 amended, and referred back to the Committee on State Affairs.

Which motion prevailed, and Senate Bill No. 59 was ordered reprinted and referred back to Committee.

REPORTS OF STANDING COMMITTEES

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Sections 2346a20, 2346a21 and 2346a22 of the Supplement to the Compiled Laws 1913.

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted. Senator Olson of Barnes moved as a substitute motion that Senate Bill No. 128 be indefinitely postponed, which motion lost.

The question then being on the adoption of the report, the vote was taken and the motion prevailed.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 130. A Bill for an Act Providing Additional Requirements for the Office of County Coroner.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 117. A Bill for an Act Providing that the Board of Administration Must Keep Within the Limits of the Appropriations Authorized by the Legislature in the Matter of the Erection of Public Buildings, Purchase of Land and All Other Expenditures Authorized by Law.

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

In the title of said bill, strike out everything after the words "for an Act" and insert the following in lieu thereof: "declaring it unlawful for the Board of Administration or any member thereof or the President, Superintendent, or managing officer of any State Institution to exceed or connive and conspire to exceed the amount of any appropriation made by the Legislative Assembly for any designated purpose, and providing penalties therefor".

That Sections 1 and 2 of said bill be stricken out and the following be inserted in lieu thereof:

Section 1. It is hereby declared unlawful for the board of administration or any member thereof in the transacting of the business of any state institution under its direction or control, to knowingly make or authorize any expenditure in the matter of the erection or improvement of any public building, or structure, or the purchase of any property in excess of any appropriation made by the legislature for such purpose; and it is further declared unlawful for the president, superintendent, or managing officer of any state institution conducted under the direction or control of the board of administration, knowingly to connive or conspire with said board of administration, or with any member thereof, to procure to be expended in the matter of the erection or improvement of any public building or structure or the purchase of any property at the state institution of which he is such president, superintendent or managing officer any sum in excess of the appropriation therefor as made by the legislature.

Section 2. Penalty. Any member of the board of administration and any president, superintendent or managing officer of any such state institution violating the provisions of the foregoing section, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than \$500 or by imprisonment in the county jail not to exceed 60 days, or by both such fine and imprisonment, and shall be subject to summarily being removed from office by the governor.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Repealing All Acts and Parts of Acts in Conflict With this Act.

Also,

Senate Bill No. 64. A Bill for an Act Providing for the Supervision of Plumbing by the State Department of Health, and for the Regulation and Inspection of Plumbing in Cities and Villages; for the Appointment of a Board of Plumbing Examiners for the Examination, Licensing and Classification of Plumbers; for Revoking Licenses; for Issuing Temporary Permits and Prescribing Penalties for the Violation of this Act.

Also,

Senate Bill No. 81. A Bill for an Act to Amend and Re-enact Section 2346b41 of the Supplement to the Compiled Laws of 1913 Regulating Filing of Inheritance Tax Reports in Certain Instances.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed, and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

And find the same correctly Enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

INTRODUCTION, FIRST AND SECOND READING OF
SENATE BILLS

Senator Ployhar introduced:

Senate Bill No. 156. A Bill for an Act to appropriate the Sum of Two Thousand One Hundred Six Dollars for the Purpose of Reimbursing the State Food Commissioner and Chemist for Money Lost to the Regulatory Department in the Closing of the Bismarck Bank, Bismarck, North Dakota.

Which was read the first and second times and referred to the Committee on Appropriations.

THIRD READING OF HOUSE BILLS

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Olson, Eddy-Foster
Bond	Fredrickson	Patterson
Bonzer	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Cain	Kretschmar	Renwick
Conrath	Lynch	Sathre
Crocker	McCrorry	Sperry
Erickson	Magnuson	Steel
Ettestad	Marshall	Tofsrud
Fine	Martin	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Matthaei	Peck	Watt
Patten	Thorson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Eastgate	Whitman	Wog
Murphy		

So the bill passed and the title was agreed to.

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Olson, Eddy-Foster
Bond	Fredrickson	Patterson
Bonzer	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Cain	Kretschmar	Sathre
Conrath	Lynch	Sperry
Crocker	McCrory	Steel
Eastgate	Magnuson	Thorson
Erickson	Marshall	Tofsrud
Ettestad	Martin	Unruh
Fine	Murphy	Van Arnam
Flechten	Olson, Barnes	Watt
Forbes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Matthaei	Patten	Peck

Absent and not voting:

Messrs.	Messrs.	Messrs.
Renwick	Whitman	Wog

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Forbes	Olson, Eddy-Foster	Van Arnam
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	McCrorry	Patten
Fleckten	Matthaei	Peck

Absent and not voting:

Messrs.	Messrs.	Messrs.
Watt	Whitman	Wog

So the bill passed and the title was agreed to.

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Bonzer	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Forbes	Olson, Eddy-Foster	Van Arnam
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	McCrorry	Patten
Fleckten	Matthaei	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Renwick	Whitman	Wog
Watt		

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick

Messrs.	Messrs.	Messrs.
Cain	Magnuson	Sathre
Conrath	Marshall	Sperry
Crocker	Martin	Steel
Eastgate	Matthaei	Thorson
Erickson	Murphy	Tofsrud
Forbes	Olson, Barnes	Ugruh
Fowler	Olson, Eddy-Foster	Van Arnam
Fredrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Flechten	Patten
Fine	McCrorry	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Patterson	Whitman	Wog
Watt		

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senator Bond requested unanimous consent to return to the Tenth Order of Business, for the purpose of introducing a bill, which request was granted.

FIRST AND SECOND READING OF SENATE BILLS

Senators Peck and Whitman introduced:

Senate Bill No. 157. A Bill for an Act to Appropriate the Sum of Nineteen Thousand Four Hundred Forty Dollars (\$19,440.00), for the Purpose of Reimbursing the Members of the Twenty-first Legislative Assembly for Expenses Incurred in the Discharge of their Duties as Members of the Various Committees.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Sathre introduced:

Senate Bill No. 158. A Bill for an Act to Provide Adequate Compensation for Services of State Officers, Fixing their Salaries, and Repealing Acts in Conflict.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Eastgate introduced:

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating

to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Which was read the first and second times and referred to the Committee on Education.

Senator Eastgate Introduced:

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Which was read the first and second times and referred to the Committee on Appropriations.

Senator Bond moved that the Senate do now adjourn,

Which motion prevailed, and the Senate adjourned.

F. E. TUNELL,
Secretary.

THIRTY-FIRST DAY

Senate Chamber,
Bismarck, North Dakota,
February 7, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. James Austin, Hannah, N. D.

ROLL CALL

All members present except Senators Whitman and Wog.

REVISION AND CORRECTION OF THE JOURNAL

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

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

On page 6, 2nd line from top, correct the spelling of the word "conform".

On page 8, 6th line from bottom, after the word "making" insert the word "an".

On page 12, above the words "Third Reading of Senate

Bills", insert the following: "The President requested Senator Steel to take the Chair."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hyland moved that the Senate recess for fifteen minutes, which motion prevailed.

Pursuant to recess, the Senate reassembled at 2:30 p. m., the President, John, W. Carr, presiding.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

And the President signed the same in the presence of the Senate.

PETITIONS AND COMMUNICATIONS

A petition to the Senate signed by many members of the Bismarck W. C. T. U., and others, urging passage of the measure prohibiting the sale of malt products for the purpose of manufacturing intoxicating liquor was presented and referred to the Committee on Temperance.

A petition signed by Livy Johnson and 14 others, Cogswell, N. D., urging passage of the Dog Bill, was presented and referred to the Committee on Livestock.

Senator Hamilton presented a petition, signed by Paul Rosenan and 75 others urging passage of the Grain Storage Bill, which was referred to the Committee on State Affairs.

Senator O. H. Olson presented a communication from Oliver Rosenberg, Secretary, Local 89, Farmers Union, recommending compulsory hail insurance, which was referred to the Committee on Insurance.

Senator Brostuen presented a petition signed by Mrs. Tom White, of the American Legion Auxiliary of Ray, urging an appropriation for the continuance of the work under the Sheppard-Towner Act, which was referred to the committee on Appropriations.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 7, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 109. A Bill For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining its Powers and Duties, Providing for the Establishment of a North Dakota Mill and Elevator Commission, Defining its Powers and Duties in Respect to the Management, Operation and Control of the State Owned Mill and Elevator Located at Grand Forks, North Dakota, and the Conduct of all Business Relating Thereto, and Repealing Chapter 153 of the Session Laws of North Dakota for 1925, and all Other Acts in Conflict Herewith.

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota.
February 7, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Senate Bill No. 90. A Bill for an Act to Appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 66. A Bill for an Act to Prohibit the Mortgaging of any Grain Prior to the Threshing Thereof, and any Other Agricultural Crop Prior to Its Harvest.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 119. A Bill for an Act Granting Exemption from Taxation to all Persons and Also to the Head of a Family, and Also exempting a Structure Within a Town, City or Village, Occupied as a Residence. For the Purpose of Encouraging Thrift and Giving a Feeling of Security to All People Residing Within the State and Declaring it to be the Public Policy of the State of North Dakota, and Safeguarding the Head of the Family Against Want and Distress. Repeal.

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

Strike out all of the bill after the words "a bill" and insert in lieu thereof the following: "For an Act Exempting Certain Personal Property from Taxation.

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

Section 1. That the personal property of any resident of the state of North Dakota who is the Head of a Family, as the term Head of a Family is defined in and by Section 5626 of the Compiled Laws of North Dakota, 1913, to the amount in value of \$200.00 shall be exempt from taxation.

Section 2. That the personal property of any resident of North Dakota who is not the Head of a Family, as aforesaid defined, to the amount in value of \$100.00, shall be exempt from taxation.

Section 3. The exemption provided for in this act shall be based on the full cash value of the property on which the exemption is claimed and the provisions of this act shall apply only to the personal property of natural persons, and not to the property of any firm, partnership, association or corporation.

Section 4. This act is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval."

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 13. A Bill For an Act Making an Appropriation to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

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

In the Engrossed bill in line 3 after the word of" strike out the figures "\$24,050.00" and inset in lieu thereof the figures "\$24,550.00".

In line 4 after the word "Miscellaneous" insert the word "Expenses".

In line 23 strike out the figures "\$500.00" and insert in lieu thereof the figures "\$1,000.00".

In line 26 strike out the figures "\$24,050.00" and insert in lieu thereof the figures "\$24,550.00".

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

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

In the engrossed bill, in line 3, after the word "of" strike out the figures "\$44,400.00" and insert in lieu thereof the figures "\$65,500.00".

Strike out line 13.

In line 14 strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,000.00".

In line 19 strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$1,500.00".

In line 22 insert, "Division of Child Hygiene and Public Health Nursing"

1	Salary of Director	\$ 6,000.00
2	One Clerk	2,400.00
3	Two Nurses	7,200.00
4	Postage	3,000.00
5	Office Supplies	200.00
6	Furniture and Fixtures	100.00
7	Printing	4,000.00
8	Miscellaneous	100.00
9	Travel Expenses	3,000.00
10		
11	Total	\$65,500.00

Strike out line 23.

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hyland moved that House Bill No. 32 be stricken from the Calendar and be re-referred to the Committee on Education, which motion prevailed.

Senator Hyland moved that Senate Bill No. 141 be referred to the Committee on Taxes and Tax Laws.

Which motion prevailed.

Senator Ettestad moved that Senate Bill No. 113 be referred to the Committee on Judiciary.

Which motion prevailed.

Senator Hamilton moved that all absent Senators be excused, which motion prevailed. And it was so ordered.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 7, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (being Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913).

Which the House has amended.

Very respectfully,

C. R. VERRY,
Chief Clerk.

Senator Hyland moved that the Senate do not concur in the House amendment to Senate Bill No. 7, and that a conference committee be appointed by the President.

Which motion prevailed.

The President appointed Senators Ettestad, Hyland and Thorson on such conference committee.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 7, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Senate Bill No. 115. A Bill for an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services Rendered as an Attorney at Law, Incurred and in Connection with the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

Senate Bill No. 64. A Bill for an Act Providing for the Supervision of Plumbing by the State Department of Health, and for the Regulation and Inspection of Plumbing in Cities and Villages; for the Appointment of a Board of Plumbing Examiners for the Examination, Licensing and Classification of Plumbers; for Revoking Licenses; for Issuing Temporary Permits and Prescribing Penalties for the Violation of this Act.

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 7, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 183 of the Session Laws of North Dakota for 1917 as Amended by Chapter 120 of the 1921 Session Laws of North Dakota (being Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913).

And the President has appointed as a conference committee: Senator Ettestad, Senator Hyland and Senator Thorson.

Very respectfully,

F. E. TUNELL,
Secretary.

INTRODUCTION, FIRST AND SECOND READING OF
SENATE BILLS

Senator Poupore introduced by request:

Senate Bill No. 161. A Bill for an Act Providing that Undertakers are Barred from Holding the Office of County Coroner.

Which was read the first and second times and referred to the Committee on State Affairs.

Senators Atkins and Sathre introduced:

Senate Bill No. 162. A Bill for an Act to Amend and Re-enact Section 1438a1, 1438a2 and 1438a3 of the Supplement to the 1913 Compiled Laws of the State of North Dakota and Chapter 245 of the Session Laws of 1927 Relating to Non-resident High School Pupils, Tuition Fees to be Paid and Manner of Raising Funds for and Collecting Same.

Which was read the first and second times and referred to the Committee on Education.

Senator O. H. Olson and W. D. Lynch introduced:

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

Which was read the first and second times and referred to the Committee on Judiciary.

Senators O. H. Olson and W. D. Lynch introduced:

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

Which was read the first and second times and referred to the Committee on Judiciary.

THIRD READING OF SENATE BILLS

Senator Martin moved that action on Senate Bill No. 4 be deferred until three o'clock p. m., February 8th, and made a special order of business.

Which motion prevailed.

Senator Sathre moved that Action on Senate Bill No. 81 be deferred one legislative day.

Which motion prevailed.

ROLL CALL

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Was read the third time.

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Bonzer	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Lynch	Renauld
Cain	McCrory	Renwick
Conrath	Magnuson	Sathre
Crocker	Matthaei	Sperry
Eastgate	Marshall	Steel
Erickson	Martin	Thorson
Ettestad	Murphy	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Forbes	Patten	Watt
Fowler		

Absent and not voting:

Messrs.	Messrs.	
Kretschmar	Whitman	Wog

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Chapter 129 of the Laws of North Dakota for the year 1915, Being Section No. 1402 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Establishment of Free Kindergartens; Payment of Costs Thereof; and the Government Thereof.

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, 6; nays, 41; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Crocker	Olson, Barnes
Cain	Fleckten	Ployhar

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Conrath	McCrorry	Sathre
Eastgate	Magnuson	Sperry
Erickson	Marshall	Steel
Ettestad	Martin	Thorson
Fine	Matthaei	Tofsrud
Forbes	Murphy	Unruh
Fowler	Olson, Eddy-Foster	Van Arnam
Fredrickson	Patten	Watt
Hamilton	Patterson	

Absent and not voting:

Messrs.	Messrs.
Whitman	Wog

So the bill failed of passage.

ROLL CALL

Senate Bill No. 146. A Bill for an Act to Appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and

L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

Was read the third time.

Senator Brant moved that Senate Bill No. 146 be amended as follows: In Section (1), at the end of line six, of the printed bill, add the words "Senate of the," which motion prevailed.

Senator Brant moved that the rules be suspended, and that Senate Bill No. 146 be considered properly re-engrossed, and placed upon third reading and final passage, which motion prevailed.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 2; passed, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Hoople	Peck
Bonzer	Hyland	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	Lynch	Renauld
Cain	McCroy	Renwick
Conrath	Magnuson	Sathre
Crocker	Marshall	Sperry
Eastgate	Martin	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Forbes	Patten	Watt

Absent and not voting:

Messrs.	Messrs.
Whitman	Wog

Passed:

Messrs.	Messrs.
Fredrickson	Hamilton

So the bill passed and the title was agreed to and the emergency clause declared carried.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that

Senate Bill No. 17. A Bill for an Act to Appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Was delivered to the Governor for his approval at the hour of 3:45 p. m. o'clock, February 7, 1929.

C. J. OLSON,
Chairman.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

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

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

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

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

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

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

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

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

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

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

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

House Bill No. 109. A Bill For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining its Powers and Duties, Providing for the Establishment of a North Dakota Mill and Elevator Commission, Defining its Powers and Duties in Respect to the Management, Operation and Control of the State Owned Mill and Elevator Located at Grand Forks, North Dakota, and the Conduct of all Business Relating Thereto, and Repealing Chapter 153 of the Session Laws of North Dakota for 1925, and all Other Acts in Conflict Herewith.

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

THIRD READING OF HOUSE BILLS

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 2; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.
Atkins
Bond

Messrs.
Fowler
Fredrickson

Messrs.
Patten
Patterson

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Peck
Brant	Hoople	Ployhar
Brostuen	Hyland	Porter
Brunsdale	Kamrath	Poupore
Cain	Lynch	Renauld
Conrath	McCrorry	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Tofsrud
Erickson	Martin	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Forbes		

Those voting in the negative were:

Messrs.	Messrs.
Fleckten	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	Renwick	Whitman
Matthæi	Sathre	Wog
Olson, Barnes		

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chaper 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 41; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Fredrickson	Peck
Bonzer	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Poupore

Messrs.	Messrs.	Messrs.
Brunsdale	Kamrath	Renauld
Cain	Kretschmar	Renwick
Conrath	Lynch	Sperry
Crocker	McCrary	Steel
Eastgate	Magnuson	Thorson
Erickson	Marshall	Unruh
Ettestad	Murphy	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	

Those voting in the negative were:

Messrs.
Tofsrud

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fine	Olson, Barnes	Whitman
Martin	Sathre	Wog
Matthæi		

So the bill passed and the title was agreed to. Emergency clause declared carried.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 7, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a Conference Committee on Senate Bill No. 7, Representatives Twichell, Standley, Butt.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Ployhar requested unanimous consent to return to the Ninth Order of Business, for the purpose of making a motion, which request was granted.

Senator Ployhar moved that the vote by which Senate Bill No. 40 failed to carry be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Louise Simenson, Fred J. Fredrickson, Mrs. Fred J. Fredrickson, Valley City; Mrs. M. H. Lynch, Lidgerwood; J. A. Cunningham, Williston; W. E. Robb, Wildrose; Mr. Nicklawsky, Hillsboro; J. E. Garvey, Cavalier; Otto Rasmusson, Langdon; R. W. Frazier, Crosby; Mrs. Martin Thompson, Minot; C. A. Johnstone,

Gust Pfahl, Venturia; Jacob J. Brosby, Mr. and Mrs. R. J. Chaffin, Donnybrook; H. French, S. J. Collette, Oakwood; H. J. Homme, H. J. Gorder, Grafton; J. D. Robertson, C. D. O'Brien, Park River; M. S. Hyland, Fargo.

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

F. E. TUNELL,
Secretary.

THIRTY-SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
February 8, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Captain Elof Anderson of the Salvation Army, Mandan, N. D.

ROLL CALL

All members present except Senators Porter, Whitman and Wog.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirtieth Day After Recess and Thirty-First Day and recommend that the same be corrected as follows:

On 12th line from top of page 1, correct the spelling of the word "and."

On 23rd line from top of page 4, correct the spelling of the word "storage."

On 11th line from bottom of page 7, correct the spelling of the word "house."

On 18th line from top of page 10, strike out "20th" and insert in lieu the figures "30th."

Strike all of lines 26 and 27, from top of page 10.

On page 33 strike out "Wog" in second line from the bottom.

On page 34 insert "Wog" in the 4th line from the top, showing him absent and not voting.

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Patterson requested an extension of time on Senate Bills Nos. 104, 105, and 118, which request was granted.

Senator Sathre requested an extension of time on Senate Bills Nos. 22 and 25, which request was granted.

Senator Fredrickson requested an extension of time on Senate Bill No. 106, which request was granted.

Senator Poupore requested an extension of time on Senate Bills Nos. 126 and 127, which request was granted.

MESSAGE FROM THE GOVERNOR

Office of the Governor,
Bismarck, North Dakota
February 7th, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 17. A Bill for an Act to Appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Very truly yours,

GEO. F. SHAFER,
Governor.

PETITIONS AND COMMUNICATIONS

Senator Thorson presented a petition signed by Mrs. G. Ramstad, Hettinger, and 12 others, protesting the passage of a capital punishment act, which was referred to the Committee on Judiciary.

A communication was received from the Board of Administration suggesting the appointment of a committee to confer with the Board relative to housing state offices, which was referred to the Committee on State Affairs.

Petitions urging an appropriation for continuance of the work under the Sheppard-Towner Act were received from Pres. Guy M. Putney, Willis Twp., P-T A.; and Gail Carr Steenstrup, Pres. Coterie Club, Minot, which were referred to the Committee on Appropriations.

A Petition relative to owning and operating road building machinery from the McIntosh County Board of County Commissioners was referred to the Committee on Highways and Bridges.

Petitions signed by many citizens of Bowesmont, New Rockford and Parshall urging legislation prohibiting sale of malt products for the purpose of manufacturing intoxicating liquor were referred to the Committee on Temperance.

Petitions from A. N. Baumann, Westhope; Max H. Strehlow, Kindred; W. C. Rukke, Kloten; and many other urging passage of a Dog Bill were received and referred to Committee on Live Stock.

Petitions signed by many citizens and taxpayers of Valley City, Hillsboro, New England, Park River, Mayville and Cavalier urging legislation relative to electric plants of municipal corporations were referred to Committee on State Affairs.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 117. A Bill for an Act Providing that the Board of Administration Must Keep Within the Limits of the Appropriations Authorized by the Legislature in the Matter of the Erection of Public Buildings, Purchase of Land and All Other Expenditures Authorized by Law.

Also,

Senate Bill No. 119. A Bill for an Act Granting Exemption from Taxation to all Persons and Also to the Head of a Family, and Also exempting a Structure Within a Town, City or Village, Occupied as a Residence. For the Purpose of Encouraging Thrift and Giving a Feeling of Security to All People Residing Within the State and Declaring it to be the Pub-

lic Policy of the State of North Dakota, and Safeguarding the Head of the Family Against Want and Distress. Repeal.

Also,

Senate Bill No. 146. A Bill for an Act to Appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

And find the same correctly Engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 2, of Paragraph 4, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Also,

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Also,

Senate Bill No. 90. A Bill for an Act to Appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 120. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the Tax Laws, of the State of North Dakota.

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

In line 4 of the title in the printed bill after the word "Dakota" strike out the "period" and insert a "comma" and insert "and making an appropriation therefore."

In line 1 of the printed bill after Section 1, strike out the word "Commission" and insert in lieu thereof the word "Committee."

In the printed bill in line 3 of Section 2, after the word "Exceed" strike out the figures "\$300.00" and insert in lieu thereof the figures "\$500.00."

In line 5 of Section 2 of the printed bill after the word "this" strike out the word "Commission" and insert the word "Committee" in lieu thereof.

Strike out Section 3.

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers. Thereof.

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

W. H. PORTER,
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 125. A Bill for an Act Providing for the Examination, Approval and Registration of Camps by the State Health Department, Providing a Penalty for Viola-

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

In Section 1, line four of printed bill strike out the words "labor camp."

In Section 2, line one strike out the words "labor camp."

On page 2 of printed bill strike out the entire section five, and insert in lieu thereof: Section 5. PENALTY). Violation or failure to comply with the terms of this Act shall constitute a misdemeanor on the part of any person so violating the same, and upon the part of each and every officer or agent of a firm or corporation so violating the same, punishable by a fine of not to exceed One Hundred Dollars (\$100.00) and costs.

And when so amended recommend the same do pass.

W. H. PORTER,
Chairman.

Senator Lynch moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 29, of Chap. 120 of the Session Laws of 1925, relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

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

In the title strike out everything after the word "Section" up to the word "relating" and insert the following in lieu, thereof. "8544a29 of the Supplement to the Compiled Laws of 1913."

Strike out all of Section 1 of the printed bill and insert the following in lieu thereof: "Section 1. AMENDMENT). That Section 8544a29 of the Supplement to the Compiled Laws of 1913 is hereby amended and re-enacted to read as follows:

In line 4 of the printed bill strike out the word and figure "Section 29" and insert the following in lieu thereof: "Section 8544a29."

In the engrossed bill line 3 after the word "cash" strike out the words "or not less than one-fifth cash" and insert the following in lieu thereof "or partly cash."

And when so amended recommend that the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:
Mr. President:

Your Committee on Judiciary to whom was referred:

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

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

Attach emergency clause as follows:

Section 2. EMERGENCY. An emergency is hereby declared to exist, and therefore this Act shall take effect and be in force immediately upon its passage and approval.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

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

On page 2 of the printed bill, line 15, after the word 'auditors' insert the following: "City Justices of the Peace and Police Magistrates" and after the word 'township' strike out the word "clerks"; after the word "village" strike out the word "recorders" and insert the word "clerks" in lieu thereof.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Senate returned to the Fourth Order of Business for the Purpose of signing bills.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 45. A Bill for an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Senate Bill No. 90. A Bill for an Act to Appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

And the President signed the same in the presence of the Senate.

Senator Van Arnam moved that the courtesies of the floor be extended to Ex-Senator Peter McLachlin.

Which motion prevailed.

REPORT OF SELECT COMMITTEE

Senator Matthaei reported for the Committee on Lincoln's Birthday program, to arrange for the Lincoln Day joint ses-

sion, that Judge Geo. McKenna of Napoleon, N. D., had been engaged to deliver the memorial address.

Senator Lynch moved that all absent Senators be excused, which motion prevailed, and it was so ordered.

Senator Brant moved that Senate Bill No. 158 be re-referred to the Committee on Judiciary, and it was so ordered.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 8, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Senate Bill No. 146. A Bill for an Act to Appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

House Bill No. 49. A Bill For an Act to Validate and

Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,
Secretary.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Renauld introduced by request:

Senate Bill No. 165. A Bill for an Act to Amend and Re-

enact Sections 2152, 2154, and 2186 of the Compiled Laws of 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Senator Renauld introduced by request:

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of 1913, Relating to Collection of Personal Property Taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Senator Brostuen introduced by request:

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Which was read the first and second times and referred to the Committee on Education.

Senator Watt introduced:

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Which was read the first and second times and referred to the Committee on State Affairs.

Senators Brostuen and Cain introduced:

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Which was read the first and second times and referred to the Committee on Game and Fish.

Senator Cain introduced:

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Senator Fine introduced:

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Sathre introduced:

Senate Bill No. 172. A Bill for an Act to amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Same being Section 396a17 of Chapter 5, Article 11a of 1925 Supplement to the 1913 Compiled Laws of North Dakota, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Patterson introduced:

Senate Bill No. 173. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 162 of the Session Laws of North Dakota for the year 1919, Same Being Section 396a10 of Chapter 5, Article 11a of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the years 1921 and 1923.

Which was read the first and second times and referred to the Committee on Insurance.

Senator Hyland requested a return to the Ninth Order of Business which was granted.

Senator Hyland moved that if any member objects to a

committee report, or objects to the vote on the final passage of a bill the matter shall lay over until Thursday, February 14th, which motion prevailed.

Senator Brant moved that House Bill No. 34 be re-referred to the Committee on Appropriations, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 8, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof.

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 8, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 100. A Bill for an Act Amending and Re-enacting Section 2003a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Destruction of Noxious Weeds Growing Along or Upon All Public Highways.

Senate Bill No. 18. A Bill for an Act to Repeal Chapter 247 of the Session Laws of 1927, Known as the Ten Commandments in Class Rooms, Which Provided for the Printing and Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Which the House has indefinitely postponed.

The hour of 3:00 p. m., having arrived the Senate was upon the special order of business, Senate Bill No. 4.

THIRD READING OF SENATE BILLS

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Repealing All Acts and Parts of Acts in Conflict With this Act.

Was read the third time.

Senator Martin moved that Senate Bill No. 4 be re-referred to the Committee on Judiciary, which motion was lost.

Senator Hoople moved that the title to Senate Bill No. 4, as engrossed, be amended to read as in the printed bill, and that the position of Section 29 of the printed bill be changed to the last section in the bill; also in Section 18 of the printed bill in line six, after the word "Section" figure 17 be changed to 16, which motion prevailed.

Senator Hamilton moved that on page 4, line 7 of the printed bill after the word "fee" strike ou the words "two dollars" and insert in lieu thereof the words "fifty cents."

In line 8, page 4, of the printed bill, strike out the words "three dollars" and insert in lieu thereof the words "one dollar."

Senator Fowler moved as substitute motion that the printed bill be amended as follows: On page four, line 7, insert "one dollar" in lieu of the words "two dollars," and on page 4, in lieu of the words "three dollars" insert the words "two dollars," which motion prevailed.

Senator Brostuen moved that Senate Bill No. 4 be amended as follows: In line 9, page six, strike out the words "fifteen dollars" and insert "seven and one-half dollars," in lieu thereof; also, in line 10, page 6, strike out the word "twenty dollars" and insert "ten dollars" in lieu thereof, which motion prevailed.

Senator Fleckten moved that Senate Bill No. 4 be amended as follows: On page 9, Section 19, line 5, strike out the words "justice of the peace" and insert the word "conciliator," and wherever the words "justice of the peace" appear in Section 19, the word "conciliator" be inserted in lieu thereof, which motion was lost.

Senator Hoople moved that the rules be suspended and that Senate Bill No. 4 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

Senator Martin moved that Senate Bill No. 4 be indefinitely postponed, which motion was lost.

ROLL CALL

The question being on the final passage of Senate Bill No. 4, as amended, the roll was called, and there were ayes, 32; nays, 14; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bond	Hyland	Ployhar
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renwick
Conrath	Lynch	Sathre
Crocker	McCrary	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Thorson
Fine	Murphy	Van Arnam
Fowler	Olson, Barnes	Watt
Fredrickson	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Forbes	Patterson
Brant	Hamilton	Renauld
Cain	Martin	Tofsrud
Ettestad	Matthaei	Unruh
Fleckten	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Porter	Whitman	Weg

So the bill passed and the title was agreed to.

Senator Hamilton moved that the vote by which Senate Bill No. 4 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 31; nays, 15; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Bonzer	Hyland	Ployhar
Brant	Kretschmar	Poupore
Brunsdale	Lynch	Renwick
Cain	Magnuson	Sathre
Conrath	Martin	Sperry
Crocker	Matthaei	Unruh
Eastgate	Murphy	Van Arnam
Erickson	Olson, Eddy-Foster	Watt
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Hoople	Patten
Ettestad	Kamrath	Renauld
Fine	McCrary	Steel
Fleckten	Marshall	Thorson
Forbes	Olson, Barnes	Tofsrud

Absent and not voting:

Messrs.	Messrs.	Messrs.
Porter	Whitman	Wog

So the bill passed and the title was agreed to.

Senate Bill No. 117. A Bill for an Act Providing that the Board of Administration Must Keep Within the Limits of the Appropriations Authorized by the Legislature in the Matter of the Erection of Public Buildings, Purchase of Land and All Other Expenditures Authorized by Law.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 40; nays, 6; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patten
Bond	Hyland	Patterson
Bonzer	Kamrath	Peck
Brostuen	Kretschmar	Ployhar
Brunsdale	Lynch	Poupore
Cain	McCrary	Renauld
Conrath	Magnuson	Renwick
Crocker	Marshall	Sathre
Eastgate	Martin	Sperry
Erickson	Matthaei	Thorson
Ettestad	Murphy	Tofsrud

Messrs.	Messrs.	Messrs.
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hamilton	Steel
Forbes	Hoople	Watt

Absent and not voting:

Messrs.	Messrs.	Messrs.
Porter	Whitman	Wog

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senator Ployhar moved that the vote by which Senate Bill No. 117 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Ployhar moved that the vote by which Senate Bill No. 128 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Sathre requested unanimous consent to return to the Ninth Order of Business, which was granted.

Senator Sathre moved that Senate Bill No. 81 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Watt moved that House Bill No. 39 be re-referred to the Committee on Appropriations, which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Daniel Unruh, Goodrich; George Engel, Mr. Klundt, G. Winter, McClusky.

Senator Hamilton moved that the Senate do now recess until 1:00 p. m. February 9, which motion prevailed and the Senate recessed.

F. E. TUNELL,
Secretary.

THIRTY-SECOND DAY AFTER RECESS AND THIRTY-
THIRD DAY

Senate Chamber,
Bismarck, North Dakota,
February 9, 1929.

The Senate reassembled at 1:00 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

REPORTS OF STANDING COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Repealing All Acts and Parts of Acts in Conflict With this Act.

Also,

Senate Bill No. 120. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the Tax Laws, of the State of North Dakota, and Making an Appropriation Therefor.

Also,

Senate Bill No. 125. A Bill for an Act Providing for the Examination, Approval and Registration of Camps by the

State Health Department, Providing a Penalty for Violation Thereof.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 80. A Bill for an Act Permitting School District Boards to Provide a Building Fund as in Their Judgment Seems Necessary or desirable, Such Fund to be used for Building Purposes Only.

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

In line 1, Section 1, of the original bill, after the word "school" strike out the word "district", and in line 2, after the word "any" strike out the words "common, consolidated, or special".

In line 13, after the word "year" place a period, and strike out the rest of the line.

And when so amended recommend the same do pass.

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your committee on Highways and Bridges to whom was referred:

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Section 2976t15 of the 1913-1925 Supplement to the 1913 Compiled Laws of North Dakota Relating to the Creating of a State Highway Fund, and the Distribution of Such Fund.

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

In Section 1, line 7, of printed bill, after the word "gaso-

line" strike out balance of line 7, and also line 8, of same Section.

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

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

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota
February 9, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aid-

ing in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Which the House has amended.

Very respectfully,

C. R. VERRY,
Chief Clerk.

Senator Hyland moved that the Senate do not concur in the House amendments to Senate Bill No. 65, and that a conference committee be appointed.

Which motion prevailed.

The President appointed Senators Hamilton, Fowler and Fredrickson as such conference committee.

THIRD READING OF SENATE BILLS

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Was read the third time.

Senator Murphy moved that the Senate do concur in the House amendments to Senate Bill No. 71, which motion prevailed.

Senator Murphy moved that the rules be suspended and that Senate Bill No. 71 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 31; nays, 5; absent and not voting, 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Olson, Barnes
Bond	Fredrickson	Patterson
Bonzer	Hamilton	Ployhar
Brant	Hoople	Poupore
Brostuen	Hyland	Renauld
Brunsdale	Kamrath	Renwick
Crocker	Kretschmar	Steel
Eastgate	Magnuson	Van Arram
Ettestad	Marshall	Whitman
Fleckten	Murphy	Wog
Forbes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	Patten	Thorson
Matthaei	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cain	Martin	Sperry
Erickson	Olson, Eddy-Foster	Tofsrud
Fine	Porter	Unruh
Lynch	Sathre	Watt
McCrorry		

So the bill passed and the title was agreed to.

Senator Hamilton moved that the vote by which Senate Bill No. 71 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fredrickson moved that the Senate do not concur in the House amendments to Senate Bill No. 77, and that a conference committee be appointed, which motion prevailed.

The President appointed Senators Fredrickson, Fowler and Eastgate on such conference committee.

Senator Hamilton requested unanimous consent to return to the Seventh Order of Business, which was granted.

Senator Hyland moved that the amendments to Senate Bill No. 86 be printed in the Journal and that no action be taken on the report of the committee at this time.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 86. A Bill for an Act Defining Naturopathy, Providing for and Regulating the Practice of Naturopathy in the State of North Dakota; Creating the North Dakota State Board of Naturopathy Examiners; Fixing their Terms of Office; Providing for the Appointment of Members of said Board; Defining the Power and Duties of Said Board; to Establish Rules and Regulations Covering said Board; Providing for the Examination and Licensing of Naturopathic Physicians in the State of North Dakota; Providing for the Charging of Fees for the Same; Regulating the Use of Professional Terms and Abbreviations; Provid-

ing for Prosecution and Penalties for Violations of the Provisions of this Act, and Repealing all Laws, or Parts of Laws in Conflict Herewith.

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

Strike out everything after the title and substitute in lieu thereof the following:

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

Section 1. There hereby is created the naturopathic board of examiners, hereinafter termed the board. The said board shall consist of three members to be appointed by the governor within thirty days after this Act becomes a law. The terms of office of the members of the board first appointed shall be respectively, one for one year, one for two years, and one for three years, from July 1, 1929; to be designated by the governor at the time of appointment. All subsequent appointments of members of the board shall be for terms of three years, and until their successors are appointed and qualified. The governor shall fill all vacancies in the membership of the board. No person shall be appointed to membership on the board, who is not a citizen of the state of North Dakota, or who has not been in continuous practice of naturopathy in the state of North Dakota for one year immediately prior to the date of appointment, or who is interested financially in any medical or drugless school or college, or who is connected, directly or indirectly, with the dispensing, prescribing or sale of pharmaceutical drugs.

Section 2. It shall be the duty of the board to carry into effect the provisions of this Act. The board shall meet within thirty days after the appointment of the first board and organize. At its first meeting, and annually thereafter, it shall elect one of its members president, one of its members vice president, and one of its members secretary-treasurer thereof, who severally shall have power during their term of office to summon witnesses, administer oaths and take testimony, affidavits, certifying thereto, under their hand and the seal of the board. The possession of a common seal by the board hereby is authorized. A majority of the members of the board shall constitute a quorum. The secretary of the board shall keep a record of all actions of the board, including a detailed register of applicants for license. The board shall make a report of its work to the governor on the first Monday in January of each year, which report shall contain a detailed statement of all moneys received and disbursed by the board during the preceding year. All moneys from whatever source that shall come into possession of the board shall be paid to the secretary-treasurer thereof, who shall, within thirty days of the receipt of such moneys, deposit them with the State Treasurer, who shall transfer 10 per cent of such moneys to the general fund of the state of North Dakota, and the remaining 90 per cent to be a special fund to be known as the naturopathic board fund, to be held for the use of the

board, and to be paid out only on warrants drawn by the Secretary of State. Such warrants shall be issued only on vouchers signed by the president and secretary of the board. The board shall have power to spend such sums of money as may be necessary to carry on the work of the board, including the payment for bond of the secretary-treasurer of the board; provided, that all expenditures of the board shall be paid from moneys remaining in the naturopathic board fund, and not otherwise. The secretary-treasurer shall be bonded for not less than \$1,000 such bond running to the State of North Dakota for the faithful performance of his duties, and the accounting for all of the moneys that may come into his possession.

Section 3. The board hereby is authorized to issue licenses to practice naturopathy in the State of North Dakota. For the purpose of determining the qualifications of applicants for license under the provisions of this act, the board shall hold meetings and conduct examinations for such license, at such times and places, and under such rules and regulations as a majority of the board may determine; provided, that the time and place of holding such examination shall be published at least thirty days prior to date of such examination.

Section 4. Each member of the board shall be entitled to receive not more than \$10.00 per day for each day actually engaged in the performance of his duties as a member of the board and his actual and necessary expenses. The secretary-treasurer of the board may, in addition to per diem and expenses, receive other compensation not to exceed \$100 per annum.

Section 5. For the purpose of this act, naturopathy, which includes physiotherapy, is hereby defined to be: A system of treating the human body by use of drugless methods, which has for its object the maintaining of the body in, or of restoring it to, a state of normal health.

Section 6. Any person who wishes to practice naturopathy in the state of North Dakota shall make application to the board for an examination for a license to practice naturopathy. Such application shall be filed with the board not less than ten days before the date of the examination, and upon blanks provided by the board. All persons licensed under this act shall pay the board a license fee of \$25, \$10 of which much accompany the application for examination, and the balance shall be paid at the time of the examination. Under no condition will the application fee of \$10 be returned to applicant. Affidavits of two reputable citizens of the state attesting the good moral character of the applicant shall be filed with the application for examination. At such time and place as the board shall have previously designated, the applicant shall appear before the board to be examined as to the fitness of such applicant to practice naturopathy. The examination shall be in writing and embrace and be restricted to the subject provided in Section 7 of this act. If the applicant shall answer correctly 75 per cent of the questions asked on

each of the subjects of the examination, a license to practice naturopathy shall be issued to such applicant by the board. If, however, an applicant shall fail to pass an examination, such applicant shall, without losing credit for subjects passed and without paying another fee, be permitted, within one year from date of failure to pass, to take another examination at the convenience of the board; provided, that such applicant shall, not less than ten days before the date of the examination, notify the board of the applicant's intention to take the examination.

Section 7. Except as herein provided, the minimum educational requirements for license under the provisions of this act shall be a high school education, as shown by diploma or certificate of graduation from a standard high school, or the equivalent of such an education, which shall be certified by the superintendent of public instruction, or a county school superintendent, and subsequent graduation from a college of drugless therapeutics approved by the board, which teaches a resident course of not less than three years of eight months each or its equivalent; and which course shall be devoted to the study of the following subjects, the approximate number of hours assigned each as follows: Anatomy, 600 hours; histology, 150 hours; physiology, 200 hours, chemistry, 150 hours; pathology, 250 hours; diagnosis, 500 hours, dietetics, 200 hours; hygiene and sanitation, 150 hours; toxicology, 50 hours; theory and practice of naturopathy and physiotherapy and hydrotherapy, 650 hours, clinic, 200 hours, and such other subjects as the board may require, except materia medica and major and minor surgery, with a total of not less than 3,600 hours.

Section 8. Any person of good moral character, who has practiced naturopathy in this state for at least one year immediately prior to the date this Act becomes a law, and can prove by established records and affidavits his actual and continuous practice for this period, shall be entitled to a license to practice naturopathy. Applicants for licenses under this section must apply within ninety days after the date of this Act becomes a law, and accompany their application with the fee provided in Section 6 of this Act, and the remainder of the license fee shall be paid as provided therein. Applicants for license under this section shall furnish the board all necessary information to enable the board to determine the applicant's rights to a license under this section. Any person who may be entitled to a license under this section, but fails to apply for same within ninety days, forfeits all claim to such license. Licenses issued under the provisions of this section shall be posted in a conspicuous place in the licensee's office or place of business. The Board of Naturopathic Examiners may also in its discretion, grant a license for the fee specified in this act, without examination, to applicants examined and licensed by a legally constituted Board of another state or territory of the United States or the District of Columbia, or of any other country maintaining standards of equal grade with those required by this Act.

Section 9. The board may refuse to grant or may revoke a license to practice naturopathy in this state for any of the following reasons:

1. The use of fraud or deception in securing a license;
2. The impersonation of another physician;
3. Practicing naturopathy under an assumed name;
4. The procuring, aiding or abetting procuring a criminal abortion;
5. The conviction of a crime involving moral turpitude;
6. Or for any other reason that shall render the applicant or licentiate unfit to perform the duties of a naturopathic physician.

Within ten days after a refusal or a revocation of a license, the board shall furnish the applicant or licentiate concerned with a detailed statement of the reasons for such refusal or revocation. Within ninety days from date of such refusal or revocation, the applicant or licentiate shall have the right to appeal to the District Court within the county where the board met, when license was refused, for a reversal of the action of the board. The decision of the District Court may be appealed from to the Supreme Court of the state by either party to the action before such District Court.

Section 10. On or before the first day of January of each year, every person holding a license under the provisions of this Act shall apply to the board for a certificate of annual registration and at the time of applying shall pay to the board an annual registration fee of \$5.00. Such application shall be made upon a blank form to be furnished by the board, and shall contain such information as may be necessary to enable the board to identify the applicant for registration and the licensee to be what he claims to be in the application. Upon receipt of an application for annual registration, accompanied by the annual registration fee, the board shall issue to the applicant a certificate of annual registration which certificate shall, at all times, be displayed in the office of the person to whom it was issued. The failure, neglect or refusal of any licentiate, holding a license under this act, to pay the annual registration fee of \$5 shall, after thirty days from January 1, of each year, automatically revoke the license of such licentiate, and such revoked license shall not be restored except upon the written application therefor and the payment of a restoration fee of \$10; provided, that an applicant for the restoration of a license so revoked shall not be required to submit to any examination as to applicant's qualifications to practice under the provisions of the Act. On or before the first day of December of each year the secretary-treasurer of the board shall notify each licentiate under this act that the annual registration application and fee are due on or before the first day of January following.

Section 11. Licentiates under this Act shall observe and be subject to all state, county and municipal laws and regulations relating to public health.

Section 12. Nothing in this act shall be construed to apply to any physicians and surgeon; to any osteopath; to any chiropractor; or to any Christian Scientist or other person who by religious or spiritual means endeavors to prevent or cure disease or suffering in according with the tenets of any church; neither shall anything in this Act be construed to authorize licentiates under its provisions to practice optometry or administer chiropractic adjustments, or any system or methods of treatment not herein authorized, or to dispense or prescribe the use of any pharmaceutic drug or serums to authorize naturopathics to practice obstetrics, surgery or treatment of communicable diseases; nor is anything in this Act to be so construed as to prevent any one giving treatment by baths, Turkish baths, massage, therapeutic light rays, natural sun rays and dietary advice to any person. Provided, however, nothing in this Act shall prevent any person from dispensing any herbs in original commercial packages.

Section 13. Licentiates under this Act are hereby authorized to use any or all of the following terms: "Doctor of Naturopathy" or its abbreviation, "N. D."; or "Naturopathy" or Naturopathic Physician, but none of these terms, or any combination of them, shall be so used as to convey the idea that the physician, who uses it or them, practices anything other than drugless therapy.

Section 14. All Naturopathic Hospitals, Sanatariums, Healthatoriums, rest rooms or treatment rooms, must be in charge, and under the jurisdiction of a licensed Naturopathic Physician.

Section 15. It shall be unlawful for any person in the state of North Dakota to practice, attempt to practice, or claim to practice naturopathy without first complying with the provisions of this Act.

Section 16. Any person who shall violate any of the provisions of this Act shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than fifty (\$50.00) dollars nor more than five hundred (\$500.00) dollars, and imprisonment in the county jail for not more than thirty days or by both such fine and imprisonment.

Section 17. If any clause, sentence or part of this act shall for any reason be declared invalid or unconstitutional by any court of competent jurisdiction, such judgment shall not impair the remainder hereof, but shall be confined particularly in its operation to the particular clause, sentence or part of said Act so held to be invalid.

Section 18. All laws or parts of laws in conflict with the provisions of this Act are hereby repealed.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Brant moved that action on Senate Bill No. 45 be deferred one legislative day, which motion prevailed.

Senator Ettestad requested that action be deferred on Senate Bill No. 119 until Thursday, February 14th, which request was granted.

THIRD READING OF SENATE BILLS

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 37; nays, 0; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Olson, Barnes
Bond	Fowler	Patten
Bonzer	Fredrickson	Patterson
Brant	Hamilton	Peck
Brostuen	Hoople	Ployhar
Brunsdale	Hyland	Poupore
Cain	Kamrath	Renauld
Conrath	Kretschmar	Renwick
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Ettestad	Matthaei	Van Arnam
Fine	Murphy	Wog
Fleckten		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson	Olson, Eddy-Foster	Tofsrud
Lynch	Porter	Unruh

Messrs.	Messrs.	Messrs.
McCrary	Sathre	Watt
Martin	Sperry	Whitman

So the bill passed and the title was agreed to.

House Bill No. 13. A Bill For an Act Making an Appropriation to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll, was called, and there were ayes, 29; nays, 5; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Patterson
Bond	Fowler	Peck
Bonzer	Fredrickson	Ployhar
Brant	Hoople	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Conrath	Magnuson	Steel
Crocker	Marshall	Van Arnam
Eastgate	Murphy	Whitman
Ettestad	Olson, Barnes	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Patten	Wog
Matthaei	Thorson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cain	Lynch	Sathre
Erickson	McCrary	Sperry
Fine	Martin	Tofsrud
Hamilton	Olson, Eddy-Foster	Unruh
Hyland	Porter	Watt

So the bill passed and the title was agreed to.

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 28; nays, 5; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Patterson
Bond	Fowler	Peck
Bonzer	Fredrickson	Ployhar
Brant	Hoople	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Magnuson	Renwick
Conrath	Marshall	Steel
Crocker	Murphy	Van Arnam
Eastgate	Olson, Barnes	Whitman
Ettestad		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Patten	Wog
Matthaei	Thorson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cain	Lynch	Sathre
Erickson	McCrorry	Sperry
Fine	Martin	Tofsrud
Hamilton	Olson, Eddy-Foster	Unruh
Hyland	Porter	Watt
Kamrath		

So the bill passed and the title was agreed to.

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 33; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Patterson
Bond	Fowler	Peck
Bonzer	Fredrickson	Ployhar

Messrs.	Messrs.	Messrs.
Brant	Hoople	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Magnuson	Renwick
Conrath	Marshall	Steel
Crocker	Matthaei	Thorson
Eastgate	Murphy	Van Arnam
Ettestad	Olson, Barnes	Whitman
Fleckten	Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brostuen	Lynch	Sathre
Erickson	McCrorry	Sperry
Fine	Martin	Tofsrud
Hamilton	Olson, Eddy-Foster	Unruh
Hyland	Porter	Watt
Kamrath		

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 9, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 65.

And has appointed as a Conference Committee, Senators Hamilton, Fowler and Fredrickson.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 9, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 71.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 9, 1929.

Mr. Speaker: I have the honor to inform you that the

Senate has refused to concur in the House amendment to Senate Bill No. 77.

And has appointed as a Conference Committee, Senators Fowler, Fredrickson and Eastgate.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 9, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Providing Penalties for the Violation of this Act; and Repealing All Acts and Parts of Acts in Conflict With This Act.

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senator Fredrickson moved that the Senate do now adjourn.

Which motion prevailed and the Senate adjourned.

F. E. TUNELL,
Secretary.

THIRTY-THIRD DAY

Senate Chamber,
Bismarck, North Dakota,
February 9, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Captain Elof Anderson of the Salvation Army, Mandan, N. D.

ROLL CALL

All members present except Senators Cain, Fine, Lynch, McCrory, Martin, Olson of Eddy, Porter, Sathre, Sperry, Tofsrud, Unruh and Watt.

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Second day and recommend that the same be corrected as follows:

Page 11, line 21 from top of page, correct spelling of "Brostuen."

Page 13, above the words "Very respectfully," insert the following: "Senate Bill No. 18," and the title of the bill.

Page 14, change line 20, reading "Was read the third time" to line 12.

House Bill 34 should not be included in the calendar.

And when so corrected recommend that the same be approved.

G. H. HOOPLE,
Chairman.

Senator Hoople moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A communication from the Parent-Teacher's Council of Fargo, Mrs. Joseph W. Snyder, correspondent, urging that action on the proposed changes in the Teachers' Retirement Fund be deferred until further consideration can be given, was read and referred to the Committee on Education.

A petition from the Maids and Matrons Club, Niagara, consisting of 17 members, signed by Mrs. George Hanson and others, urging passage of the appropriation for Child Hy-

giene, was received and referred to the Committee on Appropriations.

A similar petition from the Women's Club of Westhope was received and referred to the Committee on Appropriations.

Petitions urging legislation prohibiting the sale of malt products for the purpose of manufacturing intoxicating liquor were received from Edinburg, with 15 signers; from Grand Forks, with 42 signers; from Park River, with 50 signers; from Oakes with 50 signers, which were referred to the Committee on Temperance.

Senator Bonzer presented a petition from the Board of County Commissioners of Richland county urging an increase in gasoline tax, which was read and referred to the Committee on State Affairs.

A similar petition from the Board of County Commissioners of Nelson County was received and referred to the Committee on State Affairs.

REPORTS OF STANDING COMMITTEES

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

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

In line 3 of the printed bill after the word "of" strike out the figures "\$288,190.00" and insert in lieu thereof the figures "\$291,440.00",

In line 22 of the printed bill strike out the figures "\$6,600.00" and insert in lieu thereof the figures "\$4,600.00".

Line 23 strike out the figures "\$3,000.00" and insert in thereof the figures "\$2,000.00".

In line 29 strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$8,000.00".

In line 31 strike out the figures "\$9,000.00" and insert in lieu thereof the figures "\$8,000.00".

Line 33 strike out the figures "\$296,390.00" and insert in lieu thereof the figures "\$290,390.00".

Line 36 strike out the figures "\$251,390.00" and insert in lieu thereof the figures "\$245,390.00".

After line 43 of the printed bill insert line 43½: "7. Stokers, Elevator and Repairing Coal Bin \$10,000.00."

Line 47 after the word "Machinery" insert "Not to include a Four Row Corn planter" and strike out the figures "\$750.00" and insert in lieu thereof the figures "\$500.00".

Strike out line 48.

Line 58 strike out the figures "\$288,190.00" and insert in lieu thereof the figures \$291,440.00."

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Kretschmar moved that all absent Senators be excused, which motion prevailed, and it was so ordered.

Senator Brant requested an extension of five days' time on Senate Bills Nos. 47, 53, 54, 55, 56 and 76, which request was granted.

Senator Fowler requested a return to the Tenth Order of Business, which was granted, and bills introduced.

FIRST AND SECOND READING OF SENATE BILLS

Senator Cain introduced:

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Renauld introduced:

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Which was read the first and second times and referred to the Committee on Public Health.

The Committee on Highways and Bridges introduced:

Senate Bill No. 176. A Bill for an Act to Amend and Re-

enact Subdivisions (a), (b) and (c) of Section 5½ and Sections 9 and 11 of Chapter 180 of the Session Laws of North Dakota for the Year 1927, Being the Motor Vehicle Anti-Theft Act, Relating to the Use and Issuance by the Motor Vehicle Department of the State, of the Automatic Tag Seal and Record Bearing Device, and Repealing Section 11 Subdivisions (a), (b) and (c) and Section 12 of Chapter 179 of the Session Laws of 1927 Relating to the Issuance of Registration Cards by the Motor Vehicle Registration Department.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Senator Hoople introduced by request:

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Fowler introduced:

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925 Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

Senator Brostuen introduced:

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Which was read the first and second times and referred to the Committee on State Affairs.

THIRD READING OF SENATE BILLS

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll

was called, and there were ayes, 34; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bonzer	Hyland	Ployhar
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Conrath	Magnuson	Renwick
Crocker	Marshall	Sperry
Eastgate	Matthaei	Steel
Erickson	Murphy	Thorson
Ettestad	Olson, Barnes	Van Arnam
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson		

Those voting in the negative were:

Messrs.
Fleckten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Sathre
Brant	McCrorry	Tofsrud
Cain	Martin	Unruh
Fine	Olson, Eddy-Foster	Watt
Hamilton	Porter	

So the bill passed and the title was agreed to.

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 34; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bonzer	Hyland	Ployhar
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Conrath	Magnuson	Renwick
Crocker	Marshall	Sperry
Eastgate	Matthaei	Steel
Erickson	Murphy	Thorson

Messrs.	Messrs.	Messrs.
Fleckten	Olson, Barnes	Van Arnam
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Forbes	Porter
Brant	Lynch	Sathre
Cain	McCrory	Tofsrud
Ettestad	Martin	Unruh
Fine	Olson, Eddy-Foster	Watt

So the bill passed and the title was agreed to.

Senate Bill No. 125. A Bill for an Act Providing for the Examination, Approval and Registration of Camps by the State Health Department, Providing a Penalty for Violation Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 26; nays, 8; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bonzer	Hamilton	Poupore
Brunsdale	Hoople	Renwick
Conrath	Hyland	Sperry
Crocker	Kamrath	Steel
Eastgate	Kretschmar	Thorson
Erickson	Magnuson	Van Arnam
Fleckten	Murphy	Whitman
Fowler	Olson, Barnes	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Patten	Renauld
Ettestad	Patterson	Wog
Marshall	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Porter
Brant	McCrory	Sathre
Cain	Martin	Tofsrud

Messrs.	Messrs.	Messrs.
Fine	Matthaei	Unruh
Forbes	Olson, Eddy-Foster	Watt

So the bill passed and the title was agreed to.

Senate Bill No. 120. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the Tax Laws, of the State of North Dakota, and Making an Appropriation Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bonzer	Hoople	Ployhar
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Conrath	Kretschmar	Renwick
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Van Arnam
Fleckten	Olson, Barnes	Whitman
Fowler	Patten	Weg
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Sathre
Brant	McCrary	Tofsrud
Cain	Martin	Unruh
Fine	Olson, Eddy-Foster	Watt
Forbes	Porter	

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

House of Representatives,
Bismarck, North Dakota,
February 9, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the

State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 9, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 39. A Bill for an Act to Amend and Re-enact Section 2290c9 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the enforcement of Assigned Mortgages to the Bank of North Dakota; and Providing for the Leasing of Surface, Mineral, Gas and Oil Rights on Land so Acquired, and for the Sale of Such Lands Subject to Such Leases.

Which the House has indefinitely postponed.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 9, 1929.

Mr. President: I have the honor to inform you that the House has appointed the following as a Conference Committee on Senate Bill No. 65, Representatives Lynch, Gibbens, McManus.

And as a Conference Committee on Senate Bill No. 77, Representatives Freeman, Jardine, Opdahl.

Very respectfully,

C. R. VERRY,
Chief Clerk.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof.

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

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

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

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

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

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

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

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the

United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

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

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

Was read the first and second times and referred to the committee on Judiciary.

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

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

Senator Etestad requested a return to the Eighth Order of Business, which request was granted.

REPORT OF SELECT COMMITTEE

Mr. President:

Your Conference Committee having under consideration Senate Bill No. 7 beg leave to make the following report:

Correct the title to read as follows: For an Act to Amend and Re-enact Section 6001a1 of the Supplement to the Compiled Laws for the year 1913.

Also to amend Section 1 to read as in the corrected Title.

Correct Section 6001a1. NOTICE TO COUNTY TREASURER. No personal property shall be sold at public auction in the State of North Dakota unless the owner thereof or the editor or publisher of the printing concern or company that prints such auction notices, shall at least six days prior to the holding of such auction sale, have notified the County Treasurer of the County in which said sale is to be held of the holding thereof. Such notice shall be in printed form or in writing and shall be mailed to the County Treasurer, by registered mail, and shall contain a list of the personal property to be sold, together with the name and post office address of the person or persons in whose name, or names, the

property to be sold was last assessed, and together with the township and range in which so assessed, if known.

And when so amended recommend the report be adopted.

Signed,

OLE ETTESTAD,
FRANK H. HYLAND,
HERMAN THORSON.

On the part of the Senate: Ole Ettestad, Frank H. Hyland, Herman Thorson.

On the part of the House: L. L. Twichell, I. W. Standley, Herman Butt.

Senator Ettestad moved that the report of the Committee be adopted, and the committee discharged, which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Poupore introduced by request:

Senate Bill No. 180. A Bill for an Act Permitting Cities to Effect Group Life and Disability Insurance Coverage on its Employees.

Which was read the first and second times and referred to the Committee on Insurance.

Seantors Hoople and Renwick introduced:

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violations Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

Which were read the first and second times and referred to the Committee on Agriculture.

Senator Hyland moved that the Senate do now recess, subject to the call of the chair, which motion prevailed.

Pursuant to recess, the Senate reassembled, the President John W. Carr, presiding.

REPORT OF STANDING COMMITTEE

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

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

In the engrossed bill in line 3 after the word "of" strike the figures "\$44,400.00" and insert in lieu thereof the figures "\$67,900".

In line 14 strike out the figures "\$2000" and insert in lieu thereof "1000".

In line 19 strike out the figures "3,000" and insert in lieu thereof "1500."

In line 22 insert, "Division of Child Hygiene and Public Health Nursing."

1	Salary of Director	\$ 6,000.00
2	One clerk	2,400.00
3	Two nurses	7,200.00
4	Postage	3,000.00
5	Office Supplies	200.00
6	Furniture and Fixtures	100.00
7	Printing	4,000.00
8	Miscellaneous	100.00
9	Travel Expenses	3,000.00
11	Total	\$67,900.00

Strike out line 23.

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota
February 9, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of

North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Which the House has amended.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Sperry requested a return to the Eleventh Order of Business, which motion was granted.

Senator Sperry moved that the Senate do concur in the House Amendments to Senate Bill No. 73, which motion prevailed.

Senator Sperry moved that the rules be suspended and Senate Bill No. 73 be placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 33; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bonzer	Fredrickson	Peck
Brostuen	Hamilton	Poupore
Brunsdale	Hoople	Renauld
Conrath	Kamrath	Renwick
Crocker	Kretschmar	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Thorson
Ettestad	Matthaei	Van Arnam
Fleckten	Murphy	Whitman
Forbes	Olson, Barnes	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCrory	Porter
Brant	Martin	Sathre

Messrs.	Messrs.	Messrs.
Cain	Olson, Eddy-Foster	Tofsrud
Fine	Patten	Unruh
Hyland	Ployhar	Watt
Lynch		

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senator Hamilton moved that the vote by which Senate Bill No. 73 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Murphy moved that action on Senate Bill No. 63 be deferred until Thursday, February 14th, which motion prevailed.

The President called Senator Patterson to the chair at this time.

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1-2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 31; nays, 2; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Olson, Barnes
Bonzer	Fredrickson	Patterson
Brostuen	Hamilton	Peck
Brunsdale	Hoople	Poupore
Conrath	Hyland	Renaud
Crocker	Kamrath	Renwick
Eastgate	Kretschmar	Steel
Erickson	Magnuson	Van Arnam
Ettestad	Marshall	Whitman
Fleckten	Murphy	Wog
Forbes		

Those voting in the negative were:

Messrs.	Messrs.
Matthaei	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Martin	Sathre
Brant	Olson, Eddy-Foster	Sperry
Cain	Patten	Tofsrud
Fine	Ployhar	Unruh
Lynch	Porter	Watt
McCrorry		

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 30; nays, 2; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bonzer	Hamilton	Peck
Brostuen	Hoople	Poupore
Brunsdale	Hyland	Renauld
Crocker	Kamrath	Renwick
Eastgate	Kretschmar	Steel
Erickson	Magnuson	Thorson
Ettestad	Marshall	Van Arnam
Forbes	Murphy	Whitman
Fowler	Olson, Barnes	Wog

Those voting in the negative were:

Messrs.	Messrs.
Conrath	Fleckten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Martin	Sathre
Brant	Matthaei	Sperry
Cain	Olson, Eddy-Foster	Tofsrud
Fine	Patten	Unruh
Lynch	Ployhar	Watt
McCrorry	Porter	

So the bill passed and the title was agreed to.

House Bill No. 27. A Bill For an Act Making an Ap-

appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 31; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Olson, Barnes
Bonzer	Fredrickson	Patterson
Brostuen	Hamilton	Peck
Brunsdale	Hoople	Poupore
Conrath	Hyland	Renauld
Crocker	Kamrath	Steel
Eastgate	Kretschmar	Thorson
Erickson	Magnuson	Van Arnam
Ettestad	Marshall	Whitman
Fleckten	Murphy	Wog
Forbes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Martin	Renwick
Brant	Matthaei	Sathre
Cain	Olson, Eddy-Foster	Sperry
Fine	Patten	Tofsrud
Lynch	Ployhar	Unruh
McCrorry	Porter	Watt

So the bill passed and the title was agreed to.

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 31; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Peck
Brostuen	Hoople	Poupore
Brunsdale	Hyland	Renauld
Conrath	Kamrath	Renwick
Crocker	Kretschmar	Steel
Eastgate	Magnuson	Thorson
Erickson	Marshall	Van Arnam
Ettestad	Murphy	Whitman
Fleckten	Olson, Barnes	Wog
Forbes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCrorry	Porter
Brant	Martin	Sathre
Cain	Matthaei	Sperry
Fine	Olson, Eddy-Foster	Tofsrud
Fowler	Patten	Unruh
Lynch	Ployhar	Watt

So the bill passed and the title was agreed to.

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 30; nays, 1; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Olson, Barnes
Bonzer	Fredrickson	Patterson
Brostuen	Hamilton	Peck
Brunsdale	Hoople	Poupore
Conrath	Hyland	Renauld
Crocker	Kamrath	Renwick
Eastgate	Kretschmar	Steel
Erickson	Magnuson	Van Arnam
Ettestad	Marshall	Whitman
Fleckten	Murphy	Wog

Those voting in the negative were:

Messrs.
Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCrorry	Porter
Brant	Martin	Sathre
Cain	Matthaei	Sperry
Fine	Olson, Eddy-Foster	Tofsrud
Fowler	Patten	Unruh
Lynch	Ployhar	Watt

So the bill passed and the title was agreed to.

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 31; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bonzer	Hamilton	Peck
Brostuen	Hoople	Renauld
Brunsdale	Hyland	Renwick
Conrath	Kamrath	Steel
Crocker	Kretschmar	Thorson
Eastgate	Magnuson	Van Arnam
Erickson	Marshall	Whitman
Ettestad	Murphy	Wog
Flecten	Olson, Barnes	
Forbes	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCrorry	Poupore
Brant	Martin	Sathre
Cain	Matthaei	Sperry
Fine	Olson, Eddy-Foster	Tofsrud
Fowler	Ployhar	Unruh
Lynch	Porter	Watt

So the bill passed and the title was agreed to.

Senator Forbes moved that the vote by which House Bill

No. 33 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 30; nays, 1; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Fowler	Patten
Brostuen	Fredrickson	Patterson
Brunsdale	Hoople	Peck
Conrath	Hyland	Poupore
Crocker	Kamrath	Renaud
Eastgate	Kretschmar	Renwick
Erickson	Magnuson	Steel
Ettestad	Marshall	Van Arnam
Fleckten	Murphy	Whitman
Forbes	Olson, Barnes	Wog

Those voting in the negative were:

Messrs.
Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Porter
Bond	McCrorry	Sathre
Brant	Martin	Sperry
Cain	Matthaei	Tofsrud
Fine	Olson, Eddy-Foster	Unruh
Hamilton	Ployhar	Watt

So the bill passed and the title was agreed to.

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 33; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patten
Bonzer	Fredrickson	Patterson
Brostuen	Hamilton	Peck
Brunsdale	Hoople	Poupore
Conrath	Hyland	Renauld
Crocker	Kamrath	Renwick
Eastgate	Kretschmar	Steel
Erickson	Magnuson	Thorson
Ettestad	Marshall	Van Arnam
Fleckten	Murphy	Whitman
Forbes	Olson, Barnes	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Martin	Sperry
Brant	Matthaei	Tofsrud
Cain	Olson, Eddy-Foster	Unruh
Fine	Ployhar	Watt
Lynch	Porter	
McCrorry	Sathre	

So the bill passed and the title was agreed to.

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 8544a29 of the Supplement to the Compiled Laws of 1913, Relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 33; nays, 0; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patten
Bonzer	Fredrickson	Patterson
Brostuen	Hamilton	Peck
Brunsdale	Hoople	Poupore
Conrath	Hyland	Renauld
Crocker	Kamrath	Renwick
Eastgate	Kretschmar	Steel
Erickson	Magnuson	Thorson
Ettestad	Marshall	Van Arnam

Messrs.	Messrs.	Messrs.
Fleckten	Murphy	Whitman
Forbes	Olson, Barnes	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Martin	Sperry
Brant	Matthaei	Tofsrud
Cain	Olson, Eddy-Foster	Unruh
Fine	Ployhar	Watt
Lynch	Porter	
McCrorry	Sathre	

So the bill passed and the title was agreed to.

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 34; nays, 0; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bonzer	Hamilton	Peck
Brostuen	Hoople	Poupore
Brunsdale	Hyland	Renauld
Conrath	Kamrath	Renwick
Crocker	Kretschmar	Steel
Eastgate	Magnuson	Thorson
Erickson	Marshall	Van Arnam
Ettestad	Matthaei	Whitman
Fleckten	Murphy	Wog
Forbes	Olson, Barnes	
Fowler	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCrorry	Sathre
Brant	Martin	Sperry
Cain	Olson, Eddy-Foster	Tofsrud
Fine	Ployhar	Unruh
Lynch	Porter	Watt

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 57. A Bill For an Act to Amend and Re-

enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 31; nays, 2; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Patterson
Brostuen	Hoople	Peck
Brunsdale	Hyland	Poupore
Crocker	Kamrath	Renauld
Eastgate	Kretschmar	Renwick
Erickson	Magnuson	Steel
Ettestad	Marshall	Van Arnam
Fleckten	Matthaei	Whitman
Forbes	Murphy	Wog
Fowler	Olson, Barnes	
Fredrickson	Patten	

Those voting in the negative were:

Messrs.	Messrs.
Conrath	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCrory	Sperry
Bonzer	Martin	Tofsrud
Brant	Olson, Eddy-Foster	Unruh
Cain	Ployhar	Watt
Fine	Porter	
Lynch	Sathre	

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senator Fredrickson requested that the Senate return to the Fifth Order of Business, for the purpose of making announcements, which was granted.

Senator Ettestad requested an extension of time on Senate Bill No. 109, which request was granted.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to Martin Erbele, Forbes, N. D.; Mrs. Stevens, Mrs. Fowler, J. D. McArthur, Pembina.

Senator Magnuson moved that the Senate do now recess until 1:00 p. m. Monday.

Which motion prevailed and the Senate stands recessed.

F. E. TUNELL,
Secretary.

THIRTY-THIRD DAY AFTER RECESS AND THIRTY-
FIFTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 11, 1929.

The Senate reassembled at 1:00 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

The President announced that the Senate would be upon the Tenth Order of Business.

FIRST AND SECOND READING OF SENATE BILLS

Senator Patten introduced:

Senate Bill No. 182. A Bill. Any Person, Firm, Copartnership, Association or Corporation Having or Maintaining a Business Residence, Abode or a Domicile, Within the State or Having a Permanent Business Address or Residence Address, Within the State, Who Shall Own, Operate, Conduct or Transact Intra-State Business Within the State, During the Period of One (1) Year, or Any Portion of One Year, Shall Be Liable to Pay Income Tax in the State According to Law, and Shall Be Required to Make a Report to the Tax Commissioner of this State of all Profits Made or Derived by Said Person, Firm, Copartnership, Association or Corporation From the Transaction of Intra-State Business, Within the State of North Dakota, During the Year or Any Portion Thereof, and Shall be Retroactive to Cover a Period of Twenty-four (24) Months Next Preceding This Enactment and Penalty for Violation of the Provisions of this Act. Emergency.

Which was read the first and second times and referred to the Committee on Judiciary.

Senators Van Arnam and Magnuson introduced:

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

Which was read the first and second times and referred to the Committee on Judiciary.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

Also,

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Also,

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Also,

Senate Bill No. 90. A Bill for an Act to Appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

Were delivered to the Governor for his approval at the hour of 1:10 p. m. o'clock, February 11th, 1929.

C. J. OLSON,
Chairman.

Senator Hyland moved that the Senate do now recess until 1:45 p. m., which motion prevailed, and the Senate recessed.

Pursuant to recess taken, the hour of 1:45 having arrived, the Senate reassembled, the President, John W. Carr, presiding.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 11, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the

State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

House Bill No. 59. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 243 of the Session Laws of the State of North Dakota for 1927, Relating to Consolidation of Schools and Transportation of Pupils.

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

House Bill No. 48. A Bill For an Act to Appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota. Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 11, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 43. A Bill for an Act to Amend Section 7744 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 220 of the Session Laws of North Dakota for 1915, Relating to the Sale of Personal Property Under Execution.

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 11, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Senate Bill No. 120. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the Tax Laws, of the State of North Dakota, and Making an Appropriation Therefor.

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Senate Bill No. 125. A Bill for an Act Providing for the Examination, Approval and Registration of Camps by the State Health Department, Providing a Penalty for Violation Thereof.

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 11, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 13. A Bill For an Act Making an Appropriation to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahneton, North Dakota.

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 38. A Bill for an Act Making an Appro-

riation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 11, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 8544a29 of the Supplement to the Compiled Laws of 1913, Relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Renauld introduced:

Senate Bill No. 184. A Bill for an Act to Require Gas Companies Operating Pipe Lines in the State of North Dakota Between Stated Terminal to Establish and Maintain Reserve Gas Tanks Connected with their Pipe Lines, and Placing Said Pipe Lines and Reserve Storage Tanks Under the Supervision and Control of the State Railroad Commission.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Atkins introduced:

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Patterson introduced:

Senate Bill No. 186. A Bill for an Act to Provide for the Protection of the Soil, and to Provide for the Eradication and Destruction of Noxious Weeds, and to Encourage Proper Methods of Crop Rotation and Treatment of the Soil; Providing for an Agricultural Board, and making Appropriations for Same.

Which was read the first and second times and referred to the Committee on Agriculture.

Senator Van Arnam, by request, introduced:

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 6836 of the Supplement to the 1913 Compiled Laws, relating to Bonds from Contractors or Public Improvements.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Patterson introduced:

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 8100 of the Compiled Laws of North Dakota for the year 1913 Relating to the Foreclosure of Mortgages, and What Judgments May Be Entered Therein.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Fleckten introduced:

Senate Bill No. 189. A Bill for an Act to Amend and Re-enact Section 5238 of the Supplement to the 1913 Compiled Laws of North Dakota, by Making it Unlawful for any Foreign Corporation Having a Business Domicile or Domiciles, within the State and Transacting Intra State Business, Requiring the Secretary of State to Cancel Permits of Foreign Corporations, Which Have Heretofore or May Hereafter Apply for a Permit to Transact Business Within the State, Unless Such Corporation Shall Apply to the Secretary of State for a Corporation Charter, and Pay Fees as Provided by Law, and Providing Penalties for the Failure Upon the part of the Foreign Corporations to Comply With the Law.

Which was read the first and second times and referred to the Committee on Corporations Other Than Municipal.

Senator Ployhar introduced:

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, or Corporation Named in Such Deed or Instrument.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Van Arnam introduced:

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 1935 and Section 1938 of the Compiled Laws of North Dakota, 1913, Relating to the Laying Out, Altering or Discontinuing of Highways.

Which was read the first and second times and referred to the Committee on Judiciary.

Senators Van Arnam, Hamilton, Forbes and Patterson introduced:

Senate Bill No. 192. A Bill for an Act Requiring the Administrative Officers of the Agricultural College at Fargo, North Dakota, to Annually Secure Samples of Wheat Raised by Wheat Growers in North Dakota for the Purpose of Ascertaining the Protein Contents Thereof in Order that Such Wheat May Be Sold and Marketed on the Basis of Such Protein Contents; Providing the Manner and Means by Which Such Protein Contents May be Ascertained; Establishing Rules and Regulations, and Providing a Penalty for a Violation of this Act.

Which was read the first and second times and referred to the Committee on Agriculture.

Senator Hoople introduced:

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Sperry introduced:

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Sperry introduced:

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Which was read the first and second times and referred to the Committee on State Affairs.

Committee on Game and Fish introduced:

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913 Relating to the Game and Fish Department of the State of North Dakota.

Which was read the first and second times and referred to the Committee on Game and Fish.

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

F. E. TUNELL,
Secretary.

THIRTY-FIFTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 11, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Frederic G. Norris, of Mandan, North Dakota.

ROLL CALL

All members present except Senators Bond, Cain, Fine, Lynch, McCrory, Olson of Eddy, Ployhar, Porter, Sathre, Steel, Tofsrud, Unruh and Watt.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-second Day After Recess and Thirty-third Day and recommend that the same be corrected as follows:

On tenth line from top of page six correct the spelling of the word "North".

On 23rd line from top of page seven, correct the spelling of the word "published".

On 19th line from bottom of page eight, correct the spelling of the word "days".

On 18th line from the top of page ten, correct the spelling of the word "therapeutic".

Strike out all of 5th and 6th lines from top of page eleven.

On 12th line from top of page sixteen, insert the name "Sperry" after the name "Sathre".

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Van Arnam presented a petition signed by P. H. Burton and other physicians opposing the Naturopathy Bill, which was referred to the Committee on State Affairs.

A petition from Ransom County, signed by 18 citizens, urging legislation prohibiting the sale of malt products for the purpose of manufacturing intoxicating liquor, was received and referred to the Committee on Temperance; also a petition with 44 signers from Bottineau on same subject, referred to the Committee on Temperance.

Senator Brøstuen presented a petition from the Board of County Commissioners of Williams county urging an increase in the gasoline tax to four cents, and opposing increase in license fee for motor vehicles, which was referred to the Committee on State Affairs.

Senator Magnuson presented a petition from the Farmers Elevator Co., Carbury, opposing House Bill No. 19, which was referred to the Committee on Warehouses and Grain Grading.

REPORTS OF COMMITTEE ON ENROLLMENT AND EN-GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913.

Also,

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Also,

Senate Bill No. 80. A Bill for an Act Permitting School District Boards to Provide a Building Fund as in Their Judgment Seems Necessary or desirable, Such Fund to be used for Building Purposes Only.

Also,

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Section 2976t15 of the 1913-1925 Supplement to the 1913 Compiled Laws of North Dakota Relating to the Creating of a State Highway Fund, and the Distribution of Such Fund.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and En-

grossment respectfully report that they have examined the following bills:

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Also,

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hyland moved that the adoption of the committee report on Senate Bill No. 86 be deferred until Thursday.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

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

In Section 1, line 2, of the printed bill, strike out the words "may call and".

And when so amended recommend the same do pass.

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 84. A Bill for an Act to Amend and Re-enact Section 2645 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1927, Relating to Wolf Bounties.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 161. A Bill for an Act Providing that Undertakers are Barred from Holding the Office of County Coroner.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Ettestad moved that the operation of Rule 46 be suspended for the remainder of the session.

Which motion prevailed.

REPORT OF SELECT COMMITTEE

The Select Committee on Conference on Senate Bill No. 77 made the following report:

Mr. President: Your Committee on Conference to whom was referred Senate Bill No. 77, have had the same under consideration and recommend that the Senate concur in the House amendments to said bill.

A. W. FOWLER,
L. O. FREDRICKSON,
J. E. EASTGATE,
C. VERNON FREEMAN,
C. H. OPDAHL,
J. A. JARDINE,

Senator Fowler moved that the report of the Conference Committee be adopted, which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Was read the third time.

Senator Fowler moved that Senate Bill No. 77 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 32; nays, 0; absent and not voting, 17.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Patterson
Brostuen	Hoople	Peck
Brunsdale	Hyland	Poupore
Conrath	Kamrath	Renauld
Crocker	Kretschmar	Renwick
Erickson	Magnuson	Sperry
Ettestad	Marshall	Thorson
Fleckten	Martin	Van Arnam
Forbes	Murphy	Whitman
Fowler	Olson, Barnes	Wog
Fredrickson	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Sathre
Bonzer	McCrory	Steel
Brant	Matthaei	Tofsrud
Cain	Olson, Eddy-Foster	Unruh
Eastgate	Ployhar	Watt
Fine	Porter	

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senator Fowler moved that the vote by which Senate Bill

No. 77 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Van Arnam moved that all absent Senators be excused, which motion prevailed, and it was so ordered.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 11, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Which the House has amended.

Very respectfully,

C. R. VERRY,
Chief Clerk.

Senator Brostuen moved that the Senate do not concur in the House amendments to Senate Bill No. 78 and that a Conference Committee be appointed.

Which motion prevailed.

The President appointed Senators Brostuen, Forbes and Poupore on such Conference Committee.

Senator Sperry moved that the Senate defer action on consideration of the House Amendments to Senate Bill No. 9 until Thursday, February 14. Which motion prevailed.

The Senate returned to the Fourth Order of Business for the purpose of signing bills.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the

Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 11, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 78, and has appointed as a Conference Committee Senators Brostuen, Forbes and Poupore.

Very respectfully,

F. E. TUNELL,
Secretary.

FIRST AND SECOND READING OF SENATE BILLS

Senator Bonzer introduced:

Senate Bill No. 197. A Bill for an Act Providing for the Imposing and Collecting of a Tax on the Use of Motor Fuels Within the State, Defining Motor Fuels as Such, Providing for the Collection of the Same; Providing for Registration of and the Issuance of Licenses to Distributors; Providing that the Funds so Collected Shall be Used for Highway Construction; Providing for Penalties for Violation Hereof; Providing for Refunds in Certain Cases; and Repealing "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels, Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act, Repealing all Acts or Parts of Acts in Conflict With the Provisions of this Act" Approved at a State-wide Election Held June 30th, 1926; and Repealing all Acts or Parts of Acts in Conflict With the Provisions of this Act.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Crocker introduced:

Senate Bill No. 198. A Bill for an Act to Pay Tribute to all Honorably Discharged Union Soldiers, Sailors, and Marines, Living in North Dakota, and to Their Widows Remain-

ing Unmarried, by Allowing Them a Limited Amount of Exemption from Taxation.

Which was read the first and second times and referred to the Committee on Taxes and Tax Laws.

THIRD READING OF SENATE BILLS

Senate Bill No. 80. A Bill for an Act Permitting School District Boards to Provide a Building Fund as in Their Judgment Seems Necessary or desirable, Such Fund to be used for Building Purposes Only.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 31, nays, 2; absent and not voting, 16.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Olson, Barnes
Brostuen	Hamilton	Patterson
Brunsdale	Hoople	Peck
Conrath	Hyland	Poupore
Crocker	Kamrath	Renwick
Eastgate	Kretschmar	Sperry
Erickson	Magnuson	Thorson
Ettestad	Marshall	Van Arnam
Fleckten	Martin	Whitman
Forbes	Murphy	Wog
Fowler		

Those voting in the negative were:

Messrs.	Messrs.
Patten	Renauld

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCrorry	Sathre
Bonzer	Matthaei	Steel
Brant	Olson, Eddy-Foster	Tofsrud
Cain	Ployhar	Unruh
Fine	Porter	Watt
Lynch		

So the bill passed and the title was agreed to.

Senator Atkins moved that Senate Bill No. 129 be referred to the Committee on Highways and Bridges.

Which motion prevailed.

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 33; nays, 1; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Olson, Barnes
Brant	Fredrickson	Patten
Brostuen	Hamilton	Patterson
Brunsdale	Hoople	Peck
Conrath	Hyland	Poupore
Crocker	Kamrath	Renauld
Eastgate	Kretschmar	Renwick
Erickson	Magnuson	Sperry
Ettestad	Marshall	Van Arnam
Fleckten	Martin	Whitman
Forbes	Murphy	Weg

Those voting in the negative were:

Messrs.
Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCrary	Sathre
Bonzer	Matthaei	Steel
Cain	Olson, Eddy-Foster	Tofsrud
Fine	Ployhar	Unruh
Lynch	Porter	Watt

So the bill passed and the title was agreed to.

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 30; nays, 4; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Olson, Barnes
Brant	Hamilton	Patten
Brunsdale	Hoople	Patterson
Crocker	Hyland	Peck
Eastgate	Kamrath	Poupore
Erickson	Kretschmar	Renauld
Ettestad	Magnuson	Renwick
Fleckten	Marshall	Sperry
Forbes	Martin	Van Arnam
Fowler	Murphy	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Thorson	Wog
Conrath		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCrary	Sathre
Bonzer	Matthaei	Steel
Cain	Olson, Eddy-Foster	Tofsrud
Fine	Ployhar	Unruh
Lynch	Porter	Watt

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 33; nays, 1; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patten
Brant	Hamilton	Patterson
Brostuen	Hoople	Peck
Brunsdale	Hyland	Poupore
Conrath	Kamrath	Renauld
Crocker	Kretschmar	Renwick
Eastgate	Magnuson	Sperry
Erickson	Marshall	Thorson
Ettestad	Martin	Van Arnam
Fleckten	Murphy	Whitman
Fowler	Olson, Barnes	Wog

Those voting in the negative were:

Messrs.
Forbes

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCrorry	Sathre
Bonzer	Matthaci	Steel
Cain	Olson, Eddy-Foster	Tofsrud
Fine	Ployhar	Unruh
Lynch	Porter	Watt

So the bill passed and the title was agreed to.

Senator Hyland moved that final action on Senate Bill No. 93 be deferred until Thursday, February 14.

Which motion prevailed.

MESSAGE FROM THE GOVERNOR

State of North Dakota,
Office of the Governor,
Bismarck, North Dakota.
February 11, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

Also,

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Also,

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Also,

Senate Bill No. 90. A Bill for an Act to Appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

Very truly yours,

GEO. F. SHAFER,
Governor.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

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

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

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

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for

1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

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

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

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

House Bill No. 59. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 243 of the Session Laws of the State of North Dakota for 1927, Relating to Consolidation of Schools and Transportation of Pupils.

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

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

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

House Bill No. 48. A Bill For an Act to Appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

Was read the first and second times and referred to the Committee on Highways and Bridges.

Senator Magnuson requested unanimous consent to return to the Twelfth Order of Business, which request was granted.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Magnuson, by request, introduced:

Senate Bill No. 199. A Bill for an Act Providing That in all Civil Cases Where the Principal Defendant Carries Lia-

bility or Indemnity Insurance the Insurance Company May be Made a Party Defendant; and Defining the Extent of the Liability of Such Company.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Magnuson, by request, introduced:

Senate Bill No. 200. A Bill for an Act to Prevent all Insurance Companies From Defending a Policy After a Loss Has Occurred, on the Grounds that said Policy was Obtained by Misrepresentation, or, Mis-statement of Facts, in the Application or Otherwise.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Atkins introduced:

Senate Bill No. 201. A Bill for an Act Providing for a Uniform Water Well Driller Code; Creating a Board of Water Well Driller Examiners, Providing for the Licensing of Water Well Drillers and Establishing Penalties for the Violation of This Act.

Which was read the first and second times and referred to the Committee on State Affairs.

THIRD READING OF HOUSE BILLS

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 32; nays, 3; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Olson, Barnes
Brant	Hamilton	Patterson
Brostuen	Hoople	Peck
Brunsdale	Hyland	Poupore
Conrath	Kamrath	Renauld
Crocker	Kretschmar	Renwick
Eastgate	Magnuson	Sperry
Erickson	Marshall	Thorson
Fleckten	Martin	Van Arnam
Forbes	Matthaei	Whitman
Fowler	Murphy	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Patten	Weg

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCrorry	Steel
Bonzer	Olson, Eddy-Foster	Tofsrud
Cain	Ployhar	Unruh
Fine	Porter	Watt
Lynch	Sathre	

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 33; nays, 1; absent and not voting, 15.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Murphy
Brant	Fredrickson	Olson, Barnes
Brostuen	Hamilton	Patten
Brunsdale	Hoople	Patterson
Conrath	Hyland	Peck
Crocker	Kamrath	Renauld
Eastgate	Kretschmar	Renwick
Erickson	Magnuson	Sperry
Ettestad	Marshall	Van Arnam
Fleckten	Martin	Whitman
Forbes	Matthaei	Wog

Those voting in the negative were:

Messrs.
Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCrorry	Sathre
Bonzer	Olson, Eddy-Foster	Steel
Cain	Ployhar	Tofsrud
Fine	Porter	Unruh
Lynch	Poupore	Watt

So the bill passed and the title was agreed to.

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 35; nays, 0; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patten
Brant	Hamilton	Patterson
Brostuen	Hoople	Peck
Brunsdale	Hyland	Poupore
Conrath	Kamrath	Renauld
Crocker	Kretschmar	Renwick
Eastgate	Magnuson	Sperry
Erickson	Marshall	Thorson
Ettestad	Martin	Van Arnam
Fleckten	Matthaei	Whitman
Forbes	Murphy	Wog
Fowler	Olson, Barnes	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCrory	Steel
Bonzer	Olson, Eddy-Foster	Tofsrud
Cain	Ployhar	Unruh
Fine	Porter	Watt
Lynch	Sathre	

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 34; nays, 1; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Olson, Barnes
Brant	Hamilton	Patten
Brostuen	Hoople	Patterson
Brunsdale	Hyland	Peck
Conrath	Kamrath	Poupore
Crocker	Kretschmar	Renauld
Eastgate	Magnuson	Renwick
Erickson	Marshall	Sperry
Ettestad	Martin	Thorson
Fleckten	Matthaei	Whitman
Forbes	Murphy	Wog
Fowler		

Those voting in the negative were:

Messrs.

Van Arnam

Absent and not voting:

Messrs.

Bond
Bonzer
Cain
Fine
Lynch

Messrs.

McCrorry
Olson, Eddy-Foster
Ployhar
Porter
Sathre

Messrs.

Steel
Tofsrud
Unruh
Watt

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 11, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 52, also House Bill No. 57.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 11, 1929.

Mr. President: I have the honor to inform you that the House has appointed the following representatives as a Conference Committee on Senate Bill No. 78: Representatives Peters, Brunsdale, Owings.

Very respectfully,

C. R. VERRY,
Chief Clerk.

Senator Hamilton requested that the Senate return to the Fifth Order of Business for the purpose of reading announcements, which request was granted.

Senator Fowler requested that the Senate return to the Ninth Order of Business, which request was granted.

COURTESIES OF THE FLOOR

Senator Fowler then requested that the Courtesies of the Floor be extended to Miss Agnes M. Rydgren, Fargo.

Senator Hamilton moved that the Senate do now recess until 1:00 p. m., Tuesday, which motion prevailed, and the Senate recessed.

F. E. TUNELL,
Secretary.

THIRTY-FIFTH DAY AFTER RECESS AND
THIRTY-SIXTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 12, 1929.

The Senate reassembled at 1:00 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

The President announced that the Senate would be upon the Tenth Order of Business.

Senator Brostuen introduced:

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Which was read the first and second times and referred to the Committee on Corporations other than Municipal.

Senator Brostuen introduced:

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Brostuen introduced:

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

Which was read the first and second times and referred to the Committee on Corporations other than Municipal.

Senator Fowler introduced:

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Fowler introduced:

Senate Bill No. 206. A Bill for an Act to Amend and Re-enact Section 5608a of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Confirming of the Conveyance of the Family Homestead in any Case in Which the Same has Been Deeded by Both Husband and Wife in Separate Instruments Where Said Deeds Purported to Convey the Land to the Same Person or his Grantees, and Validating Such Deeds.

Which was read the first and second times and referred to the Committee on Judiciary.

Senators Magnuson and O. H. Olson introduced:

Senate Bill No. 207. A Bill for an Act Providing for the Imposition of a Tax Upon Individuals, Co-partnerships, Companies, Joint Stock Companies and all Associations However Organized, Engaged in the Business or Operating a Grain Elevator, Warehouse, Public Loading Platform or Other Grain Loading Device for Public Use and Convenience, Providing for Enforcing and Collecting the Same, Prescribing the Penalty for the Violation Thereof and the Purpose for Which Collections from Said Tax Shall Be Used, and Repealing Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913.

Which was read the first and second times and referred to the Committee on Judiciary.

Senators Van Arnam, Matthaei, Forbes and Atkins introduced:

Senate Bill No. 208. A Bill for an Act to Amend and Re-enact Section 1438a2 of the Supplement to the Compiled Laws of 1913, Relating to Tuition.

Which was read the first and second times and referred to the committee on Education.

Senators Fredrickson and Hamilton introduced:

Senate Bill No. 209. A Bill for an Act to Amend and Re-enact Section Six (6) of Chapter One Hundred Sixty-three

(163) Session Laws of 1925, Relating to the Management of the Mill and Elevator at Grand Forks, North Dakota.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Atkins introduced:

Senate Bill No. 210. A Bill for an Act Providing for the More Efficient Enforcement of the State Laws, Establishing a State Police Under the Supervision of the Adjutant General, and Fixing Compensation for its Members.

Which was read the first and second times and referred to the Committee on Highways and Bridges.

Senator Fredrickson and Hyland introduced:

Senate Bill No. 211. A Bill for an Act, to Amend and Re-enact Section 1, Section 2, Section 5 and Section 8, and to Repeal Section 6 of the Initiated Law, Entitled "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collecting of Said Tax, for Reports of Sales of Such Motor Fuels and For the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for Violation of this Act; Repealing all Acts or Parts of Act in Conflict with the Provisions of this Act," Which Initiated Law was Approved by the Voters of the State of North Dakota at the State-wide Primary Election Held in Said State on the 30th Day of June, 1926; and Exempting from the Payment of Said Motor Fuel Tax all Users of Motor Fuel for Purposes Other Than the Use Thereof in Motor Vehicles Operated in Whole or in Part Upon the Public Highways of the State of North Dakota.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Whitman, by request, introduced:

Senate Bill No. 212. A Bill for an Act Making it a Misdemeanor, for any Person to Interfere With the Person Operating a Passenger Elevator in any Public Place Carrying or Designed to Carry Human Beings, and Prohibiting any Person, Being in an Intoxicated Condition, from Operating or Attempting to Operate Any Such Elevator.

Which was read the first and second times and referred to the Committee on Judiciary.

Senator Whitman, by request, introduced:

Senate Bill No. 213. A Bill for an Act, in the Interest of Public Health and Safety, Providing That Any Person Suffering from any Contagious Disease Whatsoever, and Who Shall Willfully and Knowingly While in Such Condition Engage in and Perform Labor as a Chef or Cook for the Pur-

pose of Preparing Food or Assisting in Preparing Food to be Served in Dining Rooms of Hotels, Cafes, Restaurants, Lunch Rooms or other Public Places, Shall be Guilty of a Misdemeanor. Providing Further, if any Person, While Engaged as Herein Stated, Who Shall be Addicted to the Use of Narcotic Drugs or Who Shall Wilfully Smoke or Chew Tobacco or Snuff, While on Duty, in Such Capacity, Shall be Guilty of a Misdemeanor. Providing, That Such Person Acting in the Capacity of Chef or Cook, Shall Furnish to the Proprietor, One Every Thirty (30) Days, a Certificate of Health, Signed by a Regularly Practicing Physician.

Which was read the first and second times and referred to the the Committee on Public Health.

Senator Patterson introduced:

Senate Bill No. 214. Senate Resolution, Setting Forth the Organization of the North Dakota Wheat Growers Association and the Unlawful Diverting of its Funds and Property into Subsidiaries Organized in Violation of the Instructions of the Board of Directors of the North Dakota Wheat Growers Association and Providing for a Fact Finding Committee for the Information of the North Dakota Wheat Growers Association and the Subsidiaries Heretofore Referred to and for the Filing of a Report with the Governor of the State of North Dakota of the Findings of Said Committee.

Which was read the first and second times and referred the Committee on State Affairs:

Senator Sperry introduced:

Senate Bill No. 215. A Bill for an Act to Repeal Sections 1804 and 1806 of the Compiled Laws of the State of North Dakota for the year 1913.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Fleckten introduced:

Senate Bill No. 216. A Bill for an Act for the Purpose of Protecting Depositors in State Banks Against Loss Through the Closing of Such Banks. Penalty.

Which was read the first and second times and referred to the the Committee on Banks and Banking.

Senator Erickson introduced:

Senate Bill No. 217. A Bill for an Act Relating to Motion Picture Film, Reels, and Views, Providing a System of Examination, Approval and Regulation Thereof, and of the Banners, Posters and Other Advertising Matter Used in Connection Therewith; Creating a Bureau of Inspectors of Motion Pictures and Providing Penalties for the Violation of this Act.

Which was read the first and second times and referred to the Committee on State Affairs.

Senator Thorson, by request, introduced:

Senate Bill No. 218. A Bill for an Act Prescribing the Duties of all County Auditors and all Official County Papers, Specifying that Within Ten (10) Days After the Adjournment of any Board of County Commissioners in any County of the State that the County Auditor Shall Certify to the Official County Papers, a Complete Record of the Minutes of the Meeting of the Board of County Commissioners Held in the County, and that the Official County Paper, shall Within Twelve (12) Days After the Adjournment of the Board of County Commissioners, or as Soon Thereafter as the Next Regular Issue of the Paper is Published, Publish a Complete Record of the Minutes and Proceedings Had and Held Before the County Commissioners. Repeal.

Which was read the first and second times and referred to the Committee on Counties.

Senator Hoople introduced:

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

Which was read the first and second times and referred to the Committee on Live Stock.

Senator Brant requested an extension of time on Senate Bills Nos. 134, 136, 140, 151, 155 and 160, which request was granted.

Senator Fleckten requested an extension of time on Senate Bill No. 74, which request was granted.

Senator Eastgate moved that the Senate do now adjourn, which motion prevailed, and the Senate adjourned.

F. E. TUNELL,
Secretary.

THIRTY-SIXTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 12, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Frederic G. Norris, Mandan, N. D.

ROLL CALL

All members present except Senators Bond, Cain, Conrath, Fine, Lynch, McCrory, Martin, Olson of Eddy-Foster, Ployhar, Porter, Steel, Tofsrud, Unruh, and Watt.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-third Day After Recess and Thirty-fifth Day, and find the same correct.

And recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF SENATE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A petition, signed by 113 citizens of Linton, North Dakota, urging legislation prohibiting the sale of malt products for the purpose of manufacturing intoxicating liquor, was received and referred to the Committee on Temperance.

REPORT OF COMMITTEE ON ENROLLMENT AND EN-
GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Also,

Senate Bill No. 43. A Bill for an Act to Amend Section 7744 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 220 of the Session Laws of North Dakota for 1915, Relating to the Sale of Personal Property Under Execution.

Also,

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 103. A Bill for an Act to Amend and Re-enact Section 4007, 4008, 4009, 4010, 4011 and 4013 of the Compiled Laws of 1913, Relating to Public Libraries.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Marshall moved that the vote by which the report of the Committee on Education on Senate Bill No. 103 was adopted be reconsidered.

Which motion prevailed.

Senator Marshall moved that Senate Bill No. 103 be indefinitely postponed.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be used in all State Institutions, County Buildings and Public Schools.

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

In line seven of the printed bill strike out the word "action" and insert the word "act" in lieu thereof, and in line five after the words "public schools" strike out the word "and" and insert the word "any" in lieu thereof.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

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

That the bill be amended to include Emergency, by the addition of Section 2, to printed bill, as follows:

"Section 2. (Emergency). This Act is hereby declared an Emergency Measure, and shall be in full force and effect from an after its passage and approval."

And when so amended recommend the same do pass.

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 156. A Bill for an Act to Appropriate the

Sum of Two Thousand One Hundred Six Dollars for the Purpose of Reimbursing the State Food Commissioner and Chemist for Money Lost to the Regulatory Department in the Closing of the Bismarck Bank, Bismarck, North Dakota.

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

In line 2 of the printed bill after the word "the" strike out the words "state treasury not otherwise appropriated" and insert in lieu thereof the words "State Regulatory Fund".

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 157. A Bill for an Act to appropriate the Sum of Nineteen Thousand Four Hundred Forty Dollars (\$19,440.00), for the Purpose of Reimbursing the Members of the Twenty-first Legislative Assembly for Expenses Incurred in the Discharge of their Duties as Members of the Various Committees.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 148. A Bill for an Act Providing for a Bounty for the Destruction of Crows.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

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

In the printed bill, Section 1, line 3, strike out everything as far as the word "state", capitalize the letter "S" in "state", and the remainder of the section shall read as follows:

"Section 1. State graded schools, state rural schools or state consolidated schools, which heretofore have been classified, shall be duly inspected and recommended for classification by the County Superintendent of Schools of the county wherein such schools are located before any apportionment of any aid can be made under the provisions of this Act. The recommendation of the County Superintendent shall set forth in detail the examination made and a full report together with application for such aid must be filed with the State Superintendent of Public Instruction, together with the recommendation of the County Superintendent."

Section 2. The State Superintendent of Public Instruction shall appoint a director of Rural Education whose term of office shall be for a period of two years beginning July 1st of each odd numbered year. This Director of Rural Education shall have the same educational qualifications as required by law for the office of State Superintendent of Public Instruction, and shall have been a county superintendent of schools. He shall receive such annual salary as shall be provided in the general appropriation bill, and in addition thereto his necessary and actual expenses incurred in the discharge of his official duties. It shall be the duty of the Director of Rural Education to have charge of the carrying into effect the rules and regulations governing the classification of rural, graded, and consolidated schools. He shall carefully check over the applications for state aid, submitted by the county superintendents, conduct correspondence with the county superintendent pertaining thereto, classify the applications for aid, and properly prepare said applications for the approval of the State Superintendent of Public Instruction. It shall be the special duty of the Director of Rural Education to visit the different counties at the request of the county superintendents of schools in order to settle disputes concerning standardization, visit all new schools seeking classification, and approve requirements for building. It shall also be his duty to promote standardization by meeting with school officers, attending teachers meetings or other meetings where it is desired that standardization shall be discussed. It shall further be his duty to prepare a report showing kinds and

numbers of schools classified as well as the amounts appropriated to each standardized school, and also securing such other information as shall be required of him by the legislature or the State Superintendent of Public Instruction.

This report shall be transmitted to the Governor by the State Superintendent of Public Instruction on or before October 1st of each year.

Section II of the printed bill be numbered "Section III"..

And when so amended recommend the same do pass.

A. S. MARSHALL,
Chairman.

Senator Fowler moved that the amendments to House Bill No. 32 be printed in the Journal and action be deferred upon the committee report for one legislative day.

Which motion prevailed.

Senator Whitman moved that all absent Senators be excused, which motion prevailed, and it was so ordered.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 12, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency Measure.'

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 12, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 2, and has appointed the following as a Conference Committee: Representatives Olafson, Cox and Gilchrist.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 12, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 12, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Which the House has Amended.

Very respectfully,

C. R. VERRY,
Chief Clerk.

INTRODUCTION AND READING OF CONCURRENT RESOLUTION

Senators Brostuen, Renwick, Sathre and Fowler introduced:

Concurrent Resolution No. B. Whereas, in June, 1930, the people of Iceland are celebrating the Millennial of the Icelandic Parliament or Althing; and

Whereas, this is a unique occasion, this being the oldest Parliament or Legislative body in existence, being established by the Republic of Iceland in 930 A. D.; and

Whereas, the Icelandic nation is historically the preserver in its literature of the common ethnic lore and the cultural background of the Nordic races, and is culturally and ethnically most intimately interrelated with the races from which the bulk of the population of this State has sprung; and

Whereas, this State has the largest number of people of Icelandic birth and descent of any state in the Union, and these sons and daughters of the North have proved loyal and model citizens, contributing an honorable share towards the

building up of this State and Nation, thus reflecting honor on the land of their adoption as well as the land of their origin:

BE IT RESOLVED, by the Legislative Assembly of the State of North Dakota; That the State of North Dakota hereby through its Legislative Assembly extend to the government and people of Iceland its felicitation on this historic occasion, and that the Governor of the State be authorized to appoint an official representative of the State to be present at the Millennial celebration of the Icelandic "Mother of Parliaments" in June, 1930, and to extend in person the greetings and good will of our State, and that an appropriately engrossed copy of these resolutions be prepared by the Secretary of State of North Dakota and delivered to said official representative for transmittal to the Government of Iceland.

Senator Fowler moved that the Resolutions be printed in the Journal and lay over for one legislative day.

Which motion prevailed.

Senator Forbes moved that a Conference Committee be appointed to confer with a like Conference Committee from the House relative to House Bill No. 2.

Which motion prevailed.

The President appointed Senators Forbes, Sathre and Murphy as such Conference Committee.

Senator Ettestad moved that the Senate concur in the House amendments to Senate Bill No. 69.

Which motion prevailed.

Senator Murphy requested a return to the Ninth Order of Business, which request was granted.

Senator Murphy moved that the rules be suspended and Senate Bill No. 220 be permitted to be introduced at this time, but no further bills be permitted to be introduced.

Which motion prevailed.

INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Martin introduced:

Senate Bill No. 220. A Bill for an Act to Amend and Re-enact Section 396a2 of the Supplement to the Compiled Laws of 1913, Pertaining to the Term Injury.

Which was read the first and second times and referred to the Committee on Insurance.

Senator Hyland moved that the Senate do now recess, subject to the call of the Chair.

Pursuant to recess taken, the President called the Senate to order.

MESSAGE FROM THE HOUSE

A committee from the House notified the Senate that the House was now ready to sit in joint session.

Senator Matthaei moved that the Senate do now recess to accept the invitation to convene in joint session to commemorate the birthday of Abraham Lincoln, and that at the close of the joint session the Senate reconvene, which motion prevailed, and the Senate recessed.

Pursuant to recess taken, the President called the Senate to order.

Senator Patterson requested consent to return to the Sixth Order of Business, which request was granted.

A telegram from John N. Hagan announcing the death of Honorable R. H. Grace, former Justice of the Supreme Court of North Dakota, was read.

Senator Hamilton: Out of respect for the memory of Abraham Lincoln, whose birthday we are commemorating today, and because of the sad news of the death of former Judge Grace, I move, Mr. President, that the Senate do now adjourn.

And the Senate adjourned.

F. E. TUNELL,
Secretary.

THIRTY-SEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 13, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Frederic G. Norris of Mandan, North Dakota.

ROLL CALL

All members present except Senators Hoople, McCrory and Porter.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Fifth Day After Recess and Thirty-Sixth Day, and find the same correct.

And recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petition with 51 signers from Bismarck urging an investigation of the Bank Examiners Office was received and referred to the Committee on Banks and Banking.

Petitions urging passage of the Child Hygiene Bill, signed by Mrs. W. H. Etnic, Corresponding Secretary, Niagara Shawnee Farmers Club, received and referred to the Committee on Appropriations.

Petition signed by 32 teachers of Grand Forks urging that Teachers' Retirement Fund law be left intact was received and referred to the Committee on Education.

Senator Patten presented a petition with 25 signers from Mountrail county, urging compulsory hail insurance, was read and referred to the Committee on Insurance.

Senator Renauld presented a petition from the Board of County Commissioners, Rolette County, urging a 4c gas tax, which was referred to the Committee on State Affairs.

A petition signed by 19 citizens of Glover urging passage of a measure prohibiting the sale of malt products for the purpose of manufacturing intoxicating liquor, was received and referred to the Committee on Temperance.

A petition signed by 22 members of the Linton Lions Club, urging legislation which will place the cost of operating high schools upon the county, was received and referred to the Committee on Education.

REPORTS OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Also,

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be used in all State Institutions, County Buildings and Public Schools.

Also,

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Also,

Senate Bill No. 156. A Bill for an Act to Appropriate the Sum of Two Thousand One Hundred Six Dollars for the Purpose of Reimbursing the State Food Commissioner and Chemist for Money Lost to the Regulatory Department

in the Closing of the Bismarck Bank, Bismarck, North Dakota.

And find the same correctly Engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Also,

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 81. A Bill for an Act to Amend and Re-enact Section 2346b41 of the Supplement to the Compiled Laws of 1913 Regulating Filing of Inheritance Tax Reports in Certain Instances.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity for Breeding Purposes Within the State of North Dakota.

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

In the second line of the title of the printed bill, strike out the words "for breeding purposes" and in the third line of the title after "Dakota" strike out the period and add the following: "and the pelt of any wild animal lawfully obtained."

In line one of the printed bill strike out the word "persons" and insert the word "firm" in lieu thereof. Strike out the word "and"; and in line 2 strike out the word "breeding" and after the word "foxes" insert the following: "or the pelt of any wild animal lawfully obtained"; and in line 3 strike out the words "and breeders" and the word "other".

And when so amended recommend that the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058, Compiled Laws of North Dakota of 1913, and Section 4059 of the 1925 Supplement to the Compiled Laws of the State of North Dakota of 1913 as Amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of Such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

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

Amend title of printed bill, in line 1, after the figures, "4058" insert the words "of the".

In line 2, in title of printed bill, after the word "Dakota" strike out the word "of".

In same line 2, in title of printed bill, after the words "of the", strike out "1925".

In line 3, in title of printed bill, after the words "Laws of", strike out the words "the State of North Dakota of".

In Section 1, line 2 of printed bill, after the word "Dakota" strike out the word "of".

On page 3 of printed bill, strike out the parenthesis signs in lines 42 and 46.

On page 3, Section 2, at the end of line 1, strike out the figures "1925".

On page 3, Section 2, in line 2 after the words "Laws of", strike out the words "the State of North Dakota of".

On page 3, Section 2, line 10 of printed bill, after the words "land within" insert the words "or without". In same line 10, after the word "limits" strike out the word "or", and insert in lieu thereof the word "and".

At the end of line 10, Section 2, page 3 of printed bill, strike out the words "six miles", and insert in lieu thereof the words "the state".

On page 3, Section 2, line 11 of printed bill, at beginning of line 11, strike out the word "thereof".

On page 3, Section 2, line 11, of printed bill, strike out the word "Park" and insert in lieu thereof the word "Parks".

On page 4, of printed bill, strike out the parenthesis signs in line 13 and line 15.

On page 4, in line 15 of printed bill, after the word "such", strike out the word "District", and insert in lieu thereof the word "Commission".

On page 5, in line 51 of printed bill, after the words "collection of" insert the word "a".

On page 5, in line 56 of printed bill, after the words "chapter shall" insert the word "not".

On page 6, in line 76 of printed bill, after the words "Fund on", strike out the word "Bond", and insert in lieu thereof the word "Bonds".

On page 7, in line 99 of printed bill, after the word "to", strike out the word "plant" and insert in lieu thereof the word "plat".

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

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

Amend title of printed bill, in line 2, after the words "Laws of" insert the words "North Dakota".

In Section 1, line 2, of printed bill, after the words "Laws of", insert the words "North Dakota".

On page 2, Section 2, in line 2 of printed bill, strike out the words "for the Year".

On page 3, Section 3, in line 2 of printed bill, strike out the words "North Dakota for the".

On page 6, in line 75 of printed bill, after the words "North Dakota", strike out the words "for the Year".

On page 6, line 82 of printed bill, after the figures "2169" insert the words "of the".

On page 6, line 83 of printed bill, after the word "Dakota" strike out the words "for the Year".

On page 7, Section 4, line 2 of printed bill, after the words "Laws of" strike out the words "North Dakota for the Year".

On page 8, Section 5, line 2, of printed bill, after the word "Dakota", strike out the words "for the Year".

And when so amended recomend the same do pass.

OLE ETTESTAD,
Chairman.

Senator Etestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of 1913, Relating to Collection of Personal Property Taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

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

Amend title of bill, in Second line of title, after the words "Laws of" insert the words "North Dakota".

In Section 1, line 1, of printed bill, after the words "Laws of" insert the words "North Dakota".

On page 3, Subdivision F, line 51 of printed bill, strike out the word "acquired" and insert the word "acquires".

On page 4, Section 2, line 1 of printed bill, after the words "Laws of" insert the words "North Dakota".

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Ettestad moved that consideration of the committee report on House Bill No. 32 be deferred one legislative day, which motion prevailed.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

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

In line 4, of the printed bill, after the word "insanity" insert the following: "except the County Judge"; strike out the last word of line 6 and all of lines 7, 8, 9, 10, 11, 12 and the first word of line 13.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Senate returned to the Fourth Order of Business for the purpose of signing bills:

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the 1925 Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

House Bill No. 13. A Bill For an Act Making an Appropriation to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of

Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

And the President signed the same in the presence of the Senate.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 13, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 80. A Bill for an Act Permitting School District Boards to Provide a Building Fund as in Their Judgment Seems Necessary or desirable, Such Fund to be used for Building Purposes Only.

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 13, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 13, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 39. A Bill For an Act Making an Appro-

priation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 13, 1929.

Mr. Speaker: I have the honor to inform you that the the Senate has concurred in the House amendment to Senate Bill No. 69.

Very respectfully,

F. E. TUNELL,
Secretary.

Senator Kretschmar moved that all absent Senators be excused, which motion prevailed.

And it was so ordered.

Senator Fowler moved that the Senate adopt Resolution "B", which motion prevailed.

Senator Fine requested a return to the Fifth Order of Business for the purpose of making announcements, which request was granted.

Senator Magnuson requested consent to return to the Ninth Order of Business, which request was granted.

Senator Magnuson moved that Senate Bill No. 132 be recalled from the Committee on Insurance.

Senator Magnuson then moved unanimous consent to withdraw Senate Bill No. 132, which motion prevailed.

And Senate Bill No. 132 was withdrawn.

The President called Senator Hyland to the chair.

THIRD READING OF SENATE BILLS

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

Was read the third time.

Senator Fine moved that Senate Bill No. 96 be amended as follows: in Section 1, line 2, after the word "Board" add these words, "with the consent of the County Superintendent of Schools and the County Commissioners," which motion was lost.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hyland	Poupore
Brant	Kamrath	Renwick
Brostuen	Kretschmar	Sathre
Brunsdale	Lynch	Sperry
Cain	Magnuson	Steel
Conrath	Marshall	Thorson
Crocker	Matthaei	Tofsrud
Eastgate	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson	Hoople	Renauld

Absent and not voting:

Messrs.	Messrs.	Messrs.
McCrory	Martin	Porter

So the bill passed and the title was agreed to.

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Brant	Hoople	Poupore
Brostuen	Hyland	Renauld
Brunsdale	Kamrath	Renwick
Cain	Kretschmar	Sathre
Conrath	Lynch	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Porter
McCrary		

So the bill passed and the title was agreed to.

Senator Patterson request a return to the Ninth Order of Business.

Which request was granted.

Senator Patterson then introduced a Concurrent Resolution "C".

CONCURRENT RESOLUTION "C"

WHEREAS it has come to the knowledge of this Legislative Assembly that the Honorable Richard H. Grace, formerly a member of the Supreme Court of the State of North Dakota has passed away and that his funeral will be held at Aberdeen, South Dakota tomorrow, and

WHEREAS it is fitting and propert that this State should, in some appropriate manner, pay due respect to the memory of such departed.

NOW THEREFORE BE IT RESOLVED by the Senate of the State of North Dakota, the House of Representatives concurring that a joint committee be appointed consisting of three members from each House to act in behalf of the State of North Dakota to the end that some Representative or Representatives be designated to represent the State of North Dakota at such funeral; and to convey to the members of the family of the departed the great sorrow of the people of North Dakota for them in their bereavement. In short, that such committee be authorized to do and perform every act necessary to carry out the purposes of this Resolution, and

that any expense incurred be deemed proper expense of this Legislative Assembly.

Senator Patterson moved that the Concurrent Resolution be adopted, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 13, 1929.

Mr. Speaker: I have the honor to transmit herewith the following: Senate Concurrent Resolution "C", which the Senate has adopted.

Very respectfully,
F. E. TUNELL,
Secretary.

THIRD READING OF SENATE BILLS

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Poupore
Bonzer	Hoople	Renauld
Brant	Hyland	Renwick
Brostuen	Kretschmar	Sperry
Brunsdale	Lynch	Steel
Cain	Magnuson	Thorson
Conrath	Marshall	Tofsrud
Crocker	Murphy	Unruh
Eastgate	Olson, Barnes	Van Arnam
Ettestad	Olson, Eddy-Foster	Watt
Fine	Patterson	Whitman
Fleckten	Peck	Wog
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson	Kamrath	Patten
Forbes	Matthaei	

Absent and not voting:

Messrs.	Messrs.	Messrs.
McCrorý	Porter	Sathre
Martin		

So the bill passed and the title was agreed to.

Senator Hamilton requested a return to the Ninth Order of Business, which request was granted.

Senator Hamilton moved that Senate Bill No. 142 be withdrawn from third reading and final passage and re-referred to the Committee on State Affairs, which motion prevailed, and Senate Bill No. 142 was re-referred to the Committee on State Affairs.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 13, 1929.

Mr. President: I have the honor to inform you that the House has adopted the Senate Concurrent Resolution "C" and the Speaker has appointed the following to act with the Senate Committee: Representatives Burkhart, Peters, Johnson of Trail.

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 13, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has appointed as a committee to confer with a like committee from the House on Senate Concurrent Resolution "C", Senators Patterson, Fowler and Murphy.

Very respectfully,

F. E. TUNELL,
Secretary.

THIRD READING OF SENATE BILLS

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler		

Absent and not voting:

Messrs.	Messrs.	Messrs.
McCrorry	Martin	Porter

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 156. A Bill for an Act to Appropriate the Sum of Two Thousand One Hundred Six Dollars for the Purpose of Reimbursing the State Food Commissioner and Chemist for Money Lost to the Regulatory Department in the Closing of the Bismarck Bank, Bismarck, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 9, nays 37; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fowler	Ployhar
Crocker	Lynch	Watt
Eastgate	Murphy	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bonzer	Hoople	Poupore

Messrs.	Messrs.	Messrs.
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Erickson	Matthaei	Thorson
Ettestad	Olson, Barnes	Tofsrud
Fine	Olson, Eddy-Foster	Unruh
Fleckten	Patten	Van Arnam
Forbes	Patterson	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
McCrorry	Martin	Porter

So the bill failed of passage.

Senator Murphy moved that final action on Senate Bill No. 157 be deferred one legislative day, which motion prevailed, and Senate Bill No. 157 was deferred.

Senate Bill No. 148. A Bill for an Act Providing for a Bounty for the Destruction of Crows.

Was read the third time.

Senator Watt moved that Senate Bill No. 148 be amended by adding, after the word "Treasurer" in Section 9, line 2 of the printed bill, the words, "to the credit of the Game and Fish Fund", which motion prevailed.

Senator Murphy moved that Senate Bill No. 148 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 39; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Peck
Brostuen	Hoople	Ployhar
Cain	Hyland	Poupore
Conrath	Kamrath	Renauld
Crocker	Kretschmar	Renwick
Eastgate	Lynch	Steel
Erickson	Magnuson	Thorson
Ettestad	Marshall	Tofsrud
Fine	Matthaei	Unruh
Fleckten	Murphy	Van Arnam

Messrs.	Messrs.	Messrs.
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Brant	Olson, Barnes
Bonzer	Brunsdale	Sperry

Absent and not voting:

Messrs.	Messrs.	Messrs.
McCrorry	Sathre	Porter
Martin		

So the bill passed and the title was agreed to.

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
BonJ	Fredrickson	Peck
Bonzer	Hamilton	Ployhar
Brant	Hoople	Poupore
Brostuen	Hyland	Renauld
Brunsdale	Kamrath	Renwick
Cain	Kretschmar	Sperry
Conrath	Lynch	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
McCrorry	Porter	Sathre
Martin		

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

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

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

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

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

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

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

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

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

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

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

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

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making

Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency Measure."

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

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

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

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

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

THIRD READING OF HOUSE BILLS

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Urruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt

Messrs. Forbes Fowler	Messrs. Patten Patterson	Messrs. Whitman Wog
-----------------------------	--------------------------------	---------------------------

Absent and not voting:

Messrs. Eastgate McCrorry	Messrs. Martin	Messrs. Porter
---------------------------------	-------------------	-------------------

So the bill passed and the title was agreed to.

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

Was read the third time.

Senator Forbes moved that the word "including" in line 10 be stricken out and the words "which may include" inserted in lieu thereof, which motion prevailed, and the bill was amended.

Senator Kretschmar moved that the words "and rabbits" and the comma after the word "dogs" in line 11 be stricken out, and the word "and" inserted after the word "dogs", which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs. Atkins Bond Bonzer Brant Brostuen Brunsdale Cain Conrath Crocker Eastgate Erickson Ettestad Fine Fleckten Forbes Fowler	Messrs. Fredrickson Hamilton Hoople Hyland Kamrath Kretschmar Lynch Magnuson Marshall Matthaei Murphy Olson, Barnes Olson, Eddy-Foster Patten Patterson	Messrs. Peck Ployhar Poupore Renauld Renwick Sathre Sperry Steel Thorson Tofsrud Unruh Van Arnam Watt Whitman Wog
---	--	--

Absent and not voting:

Messrs. McCrorry	Messrs. Martin	Messrs. Porter
---------------------	-------------------	-------------------

So the bill passed and the title was agreed to.

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Weg
Fowler		

Absent and not voting:

Messrs.	Messrs.	Messrs.
McCrorry	Martin	Porter

So the bill passed and the title was agreed to. Emergency clause declared carried.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: A. F. Erbele, Mandan; Jacob Krier, Gladstone; A. G. Iverberg, Grafton; M. E. Soliah, John Dahl, Hatton; J. D. Bacon, J. W. Wilker-son, Mr. Ellis, Grand Forks.

Senator Patterson requested a return to the Fifth Order of Business for announcements, which request was granted.

Senator Ployhar moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

F. E. TUNELL,
Secretary.

THIRTY-EIGHTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 14, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Frederic G. Norris, of Mandan, North Dakota.

ROLL CALL

All members present except Senator McCrory.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-Seventh Day and recommend that the same be corrected as follows:

On 5th line from top of page 8, strike out the word "Senate" and insert in lieu thereof the word "House."

Strike out 15th line from bottom of page 12 and insert the following: "Senator Magnuson requested consent to return to the Ninth Order of Business, which request was granted."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Telegram from Geo. E. Duis, President North Dakota Wheat Growers Association, relative to investigation of such

association asked for in a resolution introduced by Senator Patterson, was read and referred to the Committee on State Affairs.

Senator Lynch presented a telegram signed by H. B. Struble and 5 others asking support for Senate Bill No. 162, which was read and referred to the Committee on Education.

Senator Whitman presented a petition signed by Mildred F. Butler, Secretary, Business and Professional Women's Club of Grand Forks, urging support of Child Hygiene appropriation, which was read and referred to the Committee on Appropriations.

A petition urging passage of a measure prohibiting the sale of malt products for the purpose of manufacturing intoxicating liquor, signed by 18 citizens of Christine, N. D., which was read and referred to the Committee on Temperance.

A similar petition from the Crosby branch of the W. C. T. U., was received and referred to the Committee on Temperance.

A similar petition, signed by 30 citizens of Calvin, N. D., was received and referred to the Committee on Temperance.

Petitions urging legislation to provide a fund for a campaign of safety education in the state were received from Women's Literary Club, Wahpeton; Wyndmere Civic Club; Women's Century Club, Devils Lake; Monday Club, Dickinson; Women's Club, Devils Lake; Lidgerwood Club; Hope Women's Club; Ray Study Club; Sons of Norway Lodge, Devils Lake; and citizens of Devils Lake, which were received and referred to the Committee on Public Safety.

REPORTS OF COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Also,

Senate Bill No. 148. A Bill for an Act Providing for a Bounty for the Destruction of Crows.

Also,

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Also,

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County

Also,

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property Taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913.

Also,

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

Senator O. H. Olson moved that the report of the Committee on State Affairs recommending the amendment and passage of Senate Bill No. 86, be adopted.

Which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 2. A Bill For an Act to provide for the Testing, Grading and Storing of Grain in Store Rooms or Granaries on Farms, the Loaning of Money on the same and the Manner of Collecting said Loans.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 10. A Bill for an Act to Provide for Bonded Warehouses for Agricultural Products on the Farms or Other Suitable Places, Providing for Licensing, Bonding, Warehouse Receipts to be Issued Upon Agricultural Products Stored Therein, Providing for Public Filing of Warehouse Receipts, Exempting Such Products From all Taxes, State or any Sub-division Thereof, Exempting the Owner's Equity in Assigned Warehouse Receipts from Garnishment or Execution, Providing for Filing and Posting Warehouse Receipts, and Providing Penalties for Fraud or Deception, or Repeal and Modification Clause.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" under the Board of Railroad Commissioners; Prescribing His Duties and Empowering Him, with the Advice and Consent of Such Board, to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation to Such Board for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

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

In the seventh line of the title of the printed bill, strike out the words "Under the Board of Railroad Commissioners" and in lines eight and nine of the title of the printed bill strike out the words: "With the Advice and Consent of Such Board" and the comma following the word "Board"; and in line 11 of the title of said printed bill, strike out the words: "to Such Board".

In Section 2 on page 2 of the printed bill, in line 6, strike out the word "thereof" and insert in lieu thereof the word "hereof"; strike out the comma after said word "thereof" and insert a period in lieu thereof, and strike out the balance of section two, following the word "thereof" in line 6.

In line 9 and line 10 of Section 5, on page 3, of the printed bill, strike out the words: "with the advice and consent of the

Board of Railroad Commissioners," and the comma following the word "commissioners".

In line 18 of Section 5, on page 3 of the printed bill, strike out the words: "to the Board of Railroad Commissioners".

In line 1, of Section 10 on page 5 of the printed bill, strike out of the word "FEES" and insert in lieu thereof the word "COMPENSATION".

In line 2, of Section 10, strike out the word "fees" and insert in lieu thereof the word "compensation".

In line 3 and line 4 of Section 10, insert a period after the word "services" and strike out the words "but such fee shall not exceed one-half cent per bushel for grain inspected".

In line 4 of said section 10, strike out the word "fees" and insert in lieu thereof the word "compensation".

In line 4 of Section 22 on page 13 of said printed bill, after the word "structure" insert the words "or bin".

In Section 26 on page 15 of said printed bill, strike out all of lines 8 and 9, and insert in lieu thereof the words "under audit by the State Board of Auditors".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be used in all State Institutions, County Buildings and Public Schools.

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

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

An Act to Amend and Re-enact Section 1828 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for 1913, relating to the use of Lignite Coal by State Institutions, County Buildings and Public School Houses in this State.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
THE STATE OF NORTH DAKOTA:

Section 1828. PUBLIC INSTITUTIONS TO USE. The various state institutions, county buildings and public school houses in this State shall use for fuel, native or lignite coal, or lignite coal products, and it shall be unlawful for any officer to purchase for use in such institutions, county buildings and public schools any coal other than that taken from the mines within the boundaries of this State. This section shall not be construed, however, as prohibiting the use of either coal or wood, or natural gas or oil, at such institutions, county buildings and public schools, when the cost thereof does not exceed that of native coal, or the use of coal other than native lignite coal or lignite coal products at such public schools as are located six miles or more from any mine or railroad station within the boundaries of this state; provided, that the comparative cost of such fuel is not greater than that of lignite coal, or lignite coal products.

All purchases of lignite coal shall be based upon proposals published in some newspaper, published in and having a general circulation in the State of North Dakota, and copies of said proposals shall be filed in the office of the secretary of state at Bismarck, North Dakota, on or about the date thereof and said purchases of lignite coal shall be made from the lowest responsible bidder and shall be based on the following STANDARD CONTRACT GRADE.

Two Thousand (2,000) pounds shall constitute one (1) ton STANDARD CONTRACT GRADE of lignite coal.

STANDARD CONTRACT GRADE of lignite coal shall contain as delivered thirty-three (33) per cent. of moisture as determined at one hundred and five (105) degrees centigrade (c). For actual weight of moisture above thirty-five (35) per cent. deduct proportionately the price per ton.

STANDARD CONTRACT GRADE LIGNITE COAL, water-free basis, shall contain from ten (10) to fifteen (15) per cent of ash. For each one (1) per cent. of ash above fifteen (15) per cent. deduct two and one quarter ($2\frac{1}{4}$) per cent. of the bid price per ton. For each one (1) per cent. below the ten (10) per cent. add one and three-fifths ($1\frac{3}{5}$) per cent. of the bid price per ton.

STANDARD CONTRACT GRADE LIGNITE COAL shall contain, water-free basis, not over two (2) per cent. of sulphur. For each one (1) per cent. or major fraction thereof above two (2) per cent. deduct two (2) per cent. of the bid price per ton.

STANDARD CONTRACT GRADE LIGNITE COAL shall contain, water-free basis, nine thousand five hundred (9,500) British thermal units (B.T.U.) and the price per ton shall be based upon that number of heat units. When the British thermal units (B.T.U.) are in excess of that amount, such excess shall be paid for proportionately; and if the contents

are less than nine thousand five hundred (9,500) British thermal units (B.T.U.) then a proportionate amount shall be deducted from the price.

The method of ascertaining the above facts shall be agreed upon between buyer and seller; provided, that any school or institution which does not use to exceed fifty (50) tons of coal in any one year shall not be required to publish for proposals as herein provided.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Forbes requested unanimous consent to defer action on the Committee report on House Bill 32, for one legislative day, which motion prevailed.

Senator C. J. Olson moved that the number of Journals printed be increased by 300, making the number printed 4,000, which motion prevailed.

Senator Van Arnam moved that all absent Senators be excused, which motion prevailed.

And it was so ordered.

Senator Fredrickson for the Committee of Highways and Bridges, requested an extension of time on Senate Bills Nos. 122 and 123, which request was granted.

Senator Watt moved that the Senate do not concur in the House Amendments to Senate Bill No. 63, and that a Conference Committee be appointed, which motion prevailed.

The President appointed Senators Watt, Brant and Cain on such conference committee.

Senator Steel moved that the Senate do not concur in the House amendments to Senate Bill No. 9, and that the President appoint a conference committee.

Senator Hamilton moved as a substitute motion that the Senate do concur in the House Amendments to Senate Bill No. 9.

Senator Steel requested a rising vote on the substitute motion, which request was granted.

The substitute motion was lost.

The question then was on the motion of Senator Steel, which motion prevailed.

The President appointed Senators Steel, Sathre and Patterson on such conference committee.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 14, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 96. A Bill for an Act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Elections Upon the Question of Such Dissolution and Reorganization.

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Senate Bill No. 148. A Bill for an Act Providing for a Bounty for the Destruction of Crows.

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

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 14, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 14, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 14, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Which the House has amended.

Very respectfully,

C. R. VERRY,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 48. A Bill for an Act Making an Appro-

priation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Was read the third time.

Senator Marshall moved that the Senate do concur in the House Amendments to Senate Bill No. 48, which motion prevailed.

Senator Kretschmar moved that Senate Bill No. 48 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.
McCrorry

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 14, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to

Senate Bill No. 63 and the President has appointed as a Conference Committee Senators, Watt, Cain and Brant.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 14, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 9 and the President appointed as a Conference Committee Senators Steel, Sathre and Patterson.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 14, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 48.

Very respectfully,

F. E. TUNELL,
Secretary.

Senator Fine requested unanimous consent to return to the Ninth Order of Business which request was granted.

Senator Fine then requested consent of the Senate to introduce a bill, which was not granted.

THIRD READING OF SENATE BILLS

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.
Atkins
Bond

Messrs.
Hamilton
Hoople

Messrs.
Ployhar
Porter

Messrs.	Messrs.	Messrs.
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Martin	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fine	McCrorry	

So the bill passed and the title was agreed to.

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Lynch	Renwick
Brunsdale	Magnuson	Sathre
Cain	Marshall	Sperry
Conrath	Martin	Steel
Crocker	Matthaei	Thorson
Eastgate	Murphy	Tofsrud
Erickson	Olson, Barnes	Unruh
Ettestad	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fine	Kretschmar	McCrorry

So the bill passed and the title was agreed to.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Was read the third time.

Senator Forbes moved to amend the bill by striking out the word "thereof" appearing in the third line of sub-division (1) of Section 4059, which motion prevailed.

Senator Hyland moved that the rules be suspended, that Senate Bill No. 149 be considered properly re-engrossed, and placed on third reading and final passage, which motion prevailed.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Those voting in the negative were:

Messrs.
Patten

Absent and not voting:

Messrs.
McCrorry

So the bill passed and the title was agreed to, and the emergency clause declared carried.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 14, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 95. A Bill For an Act to Repeal Section 917, Section 918 and Section 919 of the Compiled Laws of North Dakota for the Year 1913.

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

House Bill No. 146. A Bill for an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission.

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain

State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 14, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Senate Bill No. 146. A Bill for an Act to appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Ex-

pended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 14, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 39.

Very respectfully,

C. R. VERRY,
Chief Clerk.

REPORT OF COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Also,

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Also;

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

Also,

Senate Bill No. 43. A Bill for an Act to Amend and Re-

enact Section 7744 of the 1925 Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

Also,

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Also,

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Also,

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Were delivered to the Governor for his approval at the hour of 2:00 o'clock p. m., February 14, 1929.

C. J. OLSON,
Chairman.

THIRD READING OF SENATE BILLS

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Was read the third time.

Senator Fowler moved to amend the bill by striking out the words 'real and' appearing in line 9 of Section 2186 of the printed bill.

Which motion prevailed.

Senator Fowler moved that the rules be suspended, that Senate Bill No. 165 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Ployhar
Bond	Fredrickson	Porter
Bonzer	Hamilton	Poupore
Brant	Hoople	Renauld
Brostuen	Hyland	Renwick
Brunsdale	Kamrath	Sathre
Cain	Kretschmar	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Lynch	Peck	Wog
Patterson		

Absent and not voting:

Messrs.
McCrorry

So the bill passed and the title was agreed to.

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property Taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Was read the third time.

Senator Fowler moved to amend the bill as follows: that after the number of the section "2169", on page 2, line 28 of the printed bill, the word "shall" be inserted, followed by a comma, and after the word "resolution" appearing in the same line, a comma be inserted; and that in line 30 of page 2, of the printed bill, the words "such resolution" be stricken

out and the words, "the extension and entry thereof as hereinafter provided"; inserted in lieu thereof and that in line 35 of page 2, the word "resolution" be stricken out, and the words "the extension and entry thereof as hereinafter provided" be inserted in lieu thereof.

Which motion prevailed.

Senator Fowler moved that the rules be suspended, that Senate Bill No. 166 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Matthaei	Thorson
Erickson	Murphy	Tofsrud
Ettestad	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Unruh
Forbes	Patten	Whitman
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Peck	Wog
Patterson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brant	McCrorry	Watt
Hoople	Martin	

So the bill passed and the title was agreed to.

Senate Bill No. 157. A Bill for an Act to Appropriate the Sum of Nineteen Thousand Four Hundred Forty Dollars (\$19,440.00), for the Purpose of Reimbursing the Members of the Twenty-first Legislative Assembly for Expenses In-

curred in the Discharge of their Duties as Members of the Various Committees.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 14; nays, 34; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Marshall	Peck
Conrath	Martin	Unruh
Erickson	Olson, Barnes	Whitman
Fine	Patten	Wog
Hamilton	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Crocker	Magnuson	Steel
Eastgate	Matthaei	Thorson
Ettestad	Murphy	Tofsrud
Fleckten	Olson, Eddy-Foster	Van Arnam
Forbes	Ployhar	Watt
Fowler		

Absent and not voting:

Messrs.
McCrory

Senator Kretschmar: I am afraid of the Constitution, therefore I vote "No."

Senator Sathre: I wish to explain my vote. I am making more money than I can take care of at the rate of \$5.00 per day, and, therefore, I vote "No."

Senator Van Arnam: I wish to explain my vote. I believe our constituents have in view our future welfare. I believe their view is "lay not up for yourselves treasure upon earth for fear that moths and rust might corrupt or that thieves steal in." I do not think our constituents care to have us purchase railroads or take European trips, but they expect us to devote ourselves exclusively to our duties. I feel that we are getting entirely too much money. I do not know

what we would do with it if we did get more. Therefore I am going to vote "No."

So the bill failed of passage.

Senate Bill No. 119. A Bill for an Act Exempting Certain Personal Property from Taxation.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 35; nays, 13, absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Olson, Eddy-Foster
Bond	Fowler	Patten
Bonzer	Fredrickson	Patterson
Brant	Hamilton	Ployhar
Brunsdale	Hoople	Poupore
Conrath	Kamrath	Renauld
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Martin	Tofsrud
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Peck	Thorson
Cain	Porter	Watt
Hyland	Renwick	Whitman
Kretschmar	Sathre	Wog
Lynch		

Absent and not voting:

Messrs.
McCrorry

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senator Martin moved that the vote by which Senate Bill No. 119 was passed be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed.

Senator Hyland moved that action on Senate Bill No. 93, be deferred for one legislative day.

Senator Forbes offered as a substitute motion that Senate Bill No. 93 be indefinitely postponed.

Senator Martin requested a roll call, which request was granted.

ROLL CALL

The question being on the substitute motion of Senator Forbes, the roll was called, and there were ayes, 21; nays, 27; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fowler	Ployhar
Brunsdale	Hamilton	Porter
Crocker	Kretschmar	Renwick
Erickson	Lynch	Steel
Ettestad	Matthaei	Thorson
Fleckten	Patten	Tofsrud
Forbes	Patterson	Watt

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Magnuson	Sathre
Cain	Marshall	Sperry
Conrath	Martin	Unruh
Eastgate	Murphy	Van Arnam
Fine	Olson, Barnes	Whitman
Fredrickson	Olson, Eddy-Foster	Wog

Absent and not voting:

Messrs.
McCrorry

So the substitute motion was lost.

The question then being on the motion of Senator Hyland, the vote was taken and the motion prevailed, and the final action on Senate Bill No. 93 was deferred for one legislative day.

Senator Murphy moved that at the conclusion of the first and second reading of House Bills, the Senate do adjourn, which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 95. A Bill For an Act to Repeal Section 917, Section 918 and Section 919 of the Compiled Laws of North Dakota for the Year 1913.

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

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

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

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

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

House Bill No. 146. A Bill for an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission.

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

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

Was read the first and second times and referred to the committee on Judiciary.

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

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

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

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

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

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

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

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

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

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

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

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

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

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

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota.
February 14, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a conference on Senate Bill No. 63, Representatives Peters, Hausman, Butt; and on Senate Bill No. 9, Representatives Horner, Kneeland, Thatcher.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 14, 1929.

Mr. President: I have the honor to inform you that the House refuses to concur in the Senate Amendments to House

Bill No. 89, and the Speaker has appointed as a Conference Committee, Representatives Burkhart, Bell, Brunsdale.

Very respectfully,

C. R. VERRY,
Chief Clerk.

The President appointed as a Conference Committee on House Bill No. 89, Senators Forbes, Hamilton and Erickson.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: C. E. Hale, Rugby, N. D.; R. W. Clemenco, C. F. Monroe, Fargo; W. W. Brown, Amenia; Geo. W. Hanna, Valley City; Frederick James Sorkness, Fargo; J. W. Calnan, Berthold; Jacob Kase-man; John F. Thurn, Venturia; John McVold, Englevale; Mrs. H. C. Hall, Sheyenne; Miss Vannie Hall, New Rockford; R. D. Hoskins, Bismarck; W. H. Westergard, Williston; W. H. Butter, Cooperstown; Dr. Frank Seeds, Minot; W. W. Felson, Cavalier; Mrs. Hill, Mrs. Marie Durey, Ellendale.

Senator Hamilton moved that the courtesies of the floor be extended to the following members of the North Dakota Federation of Women's Nonpartisan Clubs:

Mrs. O. T. Haakenson, Towner; Vannie A. Hall, New Rockford; Mrs. H. C. Hall, Sheyenne; Mrs. Rosa Olstad, Drake; Mrs. J. E. Dartt, Steele; Mrs. F. Sites, Steele; Mrs. F. W. Cathro, Bismarck; Mrs. Anna E. Hill, Ellendale; Barbara R. Parkinson, Willow City; Mrs. E. E. Kraft, Coleharbor; Mrs. M. O. Agre, Bismarck; Mrs. A. A. Peck, Underwood; Harriet N. Cox, Berthold; Dorothy Shelkey, Berthold; Mrs. Alden Augwine, Valley City; Mrs. N. M. Borke, Hillsboro; Mrs. Sarah Hagen, Hillsboro; Theresa Helming, Lansford; Bertha Dickinson Smith, Bottineau; Mrs. B. C. Bell, Steele; Mrs. D. H. Hamilton, Marie Durey, Ellendale; Mrs. Alfred S. Dale, Bismarck.

Pursuant to the motion of Senator Murphy, the Senate adjourned.

F. E. TUNELL,
Secretary.

THIRTY-NINTH DAY

Senate Chamber,
Bismarck, North Dakota.
February 15, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Frederic G. Norris, Mandan, N. D.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-eighth day and recommend that the same be corrected as follows:

On the sixth line from top of page 3, correct the spelling of the word "Organization."

Strike out all of the fourteenth line from top of page 4.

On seventeenth line from bottom of page 4, correct the spelling of the word "Warehouse."

On ninth line from top of page 11, change the word "engrossed" to "re-engrossed."

On tenth line from top of page 14, correct the spelling of the word "Organization."

On second line from top of page 20, after the word "provided" add the words "inserted in lieu thereof."

On fourth line from bottom of page 20, correct the spelling of the word "constituents."

On fifth line from bottom of page 22, after the word "table" add the following:

"Which motion prevailed."

On tenth line from top of page eleven, correct the spelling of the word "Senator."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Etestad requested an extension of time for the Committee on Tax and Tax Laws on Senate Bills Nos. 178 and 198, which was granted.

PETITIONS AND COMMUNICATIONS

Senator Sathre presented a communication from Mr. F. R. Duremberger, Superintendent of Schools, Wishek, North Dakota, asking support of Senate Bill No. 162, which was read and referred to the Committee on Education.

Also a similar communication from James Welsh, a member of the School Board of Wishek, North Dakota, which was also referred to the Committee on Education.

Senator Fredrickson presented a communication from Osago Local No. 165, of the Farmers Educational and Cooperative Union, signed by J. P. Ensrud, Secretary, Pekin, North Dakota, approving Senate Bill No. 59, and urging passage of the bill, which was read and referred to the Committee on State Affairs.

A resolution, adopted by the members of the Lidgerwood Woman's Club, favoring the passage of the appropriation for Child Hygiene work, was read and referred to the Committee on Appropriations.

A petition signed by 26 citizens of Upham and Bantry, North Dakota, urging passage of a measure to prohibit the sale of malt products for the purpose of manufacturing intoxicating liquor, was read and referred to the Committee on Temperance.

A petition signed by nine grocers of Wahpeton, North Dakota, opposing the passage of House Bill No. 106 relating to the sale of malt syrup, was read and referred to the Committee on Temperance.

A petition signed by 119 citizens of Ryder, North Dakota,

urging the passage of a measure prohibiting the sale of malt products for the purpose of manufacturing intoxicating liquor was received and referred to the Committee on Temperance.

A similar petition signed by 47 citizens of Makoti was received and referred to the Committee on Temperance.

REPORT OF SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 86. A Bill for an Act Defining Naturopathy, Providing for and Regulating the Practice of Naturopathy in the State of North Dakota; Creating the North Dakota State Board of Naturopathy Examiners; Fixing their Terms of Office; Providing for the Appointment of Members of said Board; Defining the Power and Duties of Said Board; to Establish Rules and Regulations Covering said Board; Providing for the Examination and Licensing of Naturopathic Physicians in the State of North Dakota; Providing for the Charging of Fees for the Same; Regulating the Use of Professional Terms and Abbreviations; Providing for Prosecution and Penalties for Violations of the Provisions of this Act, and Repealing all Laws, or Parts of Laws in Conflict Herewith.

Also,

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be used in all State Institutions, County Buildings and Public Schools.

Also,

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913; as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Also,

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Also,

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property Taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improve-

ments and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Also,

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Also,

Senate Bill No. 146. A Bill for an Act to appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 102. A Bill for an Act to Amend and Re-enact Section 509 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the State Board of Dental Examiners and Practice of Dentistry.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled

Laws of North Dakota of 1913, Relating to Probation of Criminals."

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

Senate Bill No. 144]. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1918, Relating to Conciliation Proceedings.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, of Corporation Named in Such Deed or Instrument.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gass Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

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

After line 23 in Section 3 of the printed bill, add the following: "Section 4. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed, and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

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

In line 2 of Section 4 of the printed bill change the word "or" to the word "of".

In line 5 of Section 4 of the printed bill, strike out the word "immediately" in the same line insert after the word "give" the following words, "notice by registered mail".

And in line 6 of said Section 4 strike out the words "a notice" and in line 8 of said Section 4 before the word "address" insert the word "postoffice". And after the word "on" in said line 8, strike out words "such check, draft or money order" and after the word "on" in said line 8 insert the following: "the tax records in his office, and if no such address is given, then to his last known post office address."

In line 11 of Section 5 of the printed bill, after the word "shall" insert the following: "within twenty-four hours after the receipt of notice of non-payment of credited items or checks".

After line 3 in Section 6 add the following: "Section 7. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval".

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Marshall moved the adoption of the report of the Committee on Education on House Bill No. 32, as printed in the Journal of February 12th, 1929, on page 11.

Which motion prevailed and the report was adopted.

REPORT OF SELECT COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred:

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

Have had the same under consideration and recommend that the House recede from its amendment by which the words "one hundred" were stricken out of line 15 on page

2 of the engrossed bill, and the word "eighty" inserted in lieu thereof.

That the House also recede from its amendment by which the words "or personal property" were inserted in line 35 of the printed bill, which is line 20 on page 2 of the engrossed bill.

That the Senate concur on all of the other House amendments.

J. K. BROSTUEN,
J. P. POUPORE,
JOSEPH G. FORBES,
For the Senate.

D. L. PETERS,
KARL H. BRUNSDALE,
R. A. OWINGS,
For the House.

And when so amended recommend the same do pass.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adoptel.

The Senate returned to the Fourth Order of Business for the purpose of signing bills.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913.

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Senate Bill No. 146. A Bill for an Act to Appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Ex-

pended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

And the President signed the same in the presence of the Senate.

Senator Magnuson moved that all absent Senators be excused, and it was so ordered.

Senator Sathre moved that action on Senate Bill No. 93 be deferred, and that the bill be placed at the foot of the Calendar for Monday, February 18th, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota
February 15, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Senate Bill No. 119. A Bill for an Act Exempting Certain Personal Property from Taxation.

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property Taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota

1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

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

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 15, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 89, Senators Forbes, Hamilton and Erickson.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 15, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 78.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 15, 1929.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

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

Very respectfully,

C. E. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 15, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 86. A Bill for an Act Defining Naturopathy, Providing for and Regulating the Practice of Naturopathy in the State of North Dakota; Creating the North Dakota State Board of Naturopathy Examiners; Fixing their Terms of Office; Providing for the Appointment of Members of said Board; Defining the Power and Duties of Said Board; to Establish Rules and Regulations Covering said Board; Providing for the Examination and Licensing of Naturopathic Physicians in the State of North Dakota; Providing for the Charging of Fees for the Same; Regulating the Use of Professional Terms and Abbreviations; Providing for Prosecution and Penalties for Violations of the Provisions of this Act, and Repealing all Laws, or Parts of Laws in Conflict Herewith.

Was read the third time.

Senator Lynch moved to amend Senate Bill 86, as follows: In line 12 of Section 12, as reported on page ten of the Journal for February 9, 1929, strike out the word "Communicable" and insert in lieu thereof the words, "contagious or infectious," which motion prevailed.

Senator Porter moved that further consideration of Senate Bill No. 86 be indefinitely postponed.

Senator Hamilton moved to further amend Senate Bill No. 86 as follows: In line 2 of Section 2 at the top of page 7 of the Journal for February 9, 1929, strike out the word "State"

and substitute in lieu thereof the words "the Board", which motion prevailed.

Senator Patterson offered as a substitute motion that the rules be suspended, that Senate Bill No. 86 be considered properly re-engrossed, and placed on third reading and final passage, which motion prevailed.

Senator Hyland moved to amend Senate Bill No. 86 as follows: By striking out all of Section 7 beginning with line 18 after the word "Naturopathy" and inserting in lieu thereof Section 466 of the Supplement to the Compiled Laws of North Dakota for 1913.

Which motion was lost.

Senator Hyland offered a communication from Dr. Marshall K. Hall, 816 Pittock Block, Portland, Oregon, and moved that the same be printed in the Journal, which motion prevailed.

Dr. Marshall K. Hall
816 Pittock Block
Portland, Oregon

Dr. V. J. LaRose,
Bismarck, North Dakota.

Dear Doctor:

Your letter came today. I was secretary of the State Board of Medical Examiners in this state when this Naturopathy was adopted. At the time I was trying to get a new medical law passed and succeeded. The Naturopathic bill was passed at the same time. They lied to the Committee. They stated that they would license only forty and they have licensed about 100. Their law requires high school graduation. They pay no attention to it. They have licensed a bunch of laborers, barbers, keepers of bawdy houses, etc., etc. The bill was put through largely because of the friendship of one member of the Senate Committee on Medicine and Pharmacy for a faker called Hurltelringer. This man is a bungling abortionist. A woman in my office just yesterday told me he had done four abortions for her—the last at four months. He punctured the amniotic sac at four months without knowing the time she had been pregnant. She went bad—after three months illness recovered.

Another leader, one McMichaels, does it with the galvanic current. A woman who worked in his office three years ago told me that about all he did was abortions with the galvanic current, besides displaying some colored lights. They all give medicine.

Since our new law came in we have had 67 convictions, many chiros and naturopaths. They are a dirty lot from A

to Z. We have driven three proprietors of bawdy houses who had been licensed as "Naturopathic Physicians and Surgeons" by the State of Oregon, out of the State. It is simply deplorable that such a large percentage of the people including even members of state legislatures are so densely ignorant concerning their own welfare as to let these ignorant crooks put it over on them.

I believe I can truthfully say that all of the 100 naturopaths licensed by the legislature of the State of Oregon are either ignorant or crooked or both.

The State of Washington wiped them out. They took the name Sanipractors over there. Sometime in the future members of present and past state legislatures are going to be strenuously condemned by the public at large for so short sighted licensing of a lot of ghouls to eke out a living from the suffering of ignorant people. It has occurred to me that no single member of any of the cults was employed as such during the great war when people of all useful occupations were employed in such occupations by the government.

Enlightened people, State Actuary Commissioners, Insurance Commissioners, etc., do not recognize them as of any use in connection with sickness or injury. Oh, for some brains in our legislatures.

I could write a ream from personal experience and knowledge of the nefarious practices of the dirty lot.

Why is it, Doctor, that people know something about saw mills would not let a faker fuss with their electric lights, their food or their water—know something about it, at least apply common sense to most things with which they have contact in their daily lives with the exception that they will entrust the health of themselves and loved ones to a bunch of degenerates.

Sincerely yours,

February 12, 1929.

MARSHALL K. HALL.

P. S.—The high school bluff is a bluff. No attention is paid by either Naturos or Chiros to the requirements that they produce a certificate from the State Department of Public Instruction that they have graduated from high school and nothing can be done about it.

One of our courts recently deplored the action of the legislature in licensing them. The substance of our law is about the same as the one proposed in your State. There is no naturopathic college in the U. S. of any standing. They "teach" one another. I cannot understand any legislative committee now in the light of present knowledge concerning these people recommending any such measure. They should at least take a couple of years to study it. Then they would avoid little by little a plague of the ever honest.

North Dakota has a reputation of being clean. It is to be hoped it will stay so. The people of Oregon will repeal the naturopathic law two years from now and revile the legislators who adopted it. We are carrying on a system of education. It never should have been necessary.

Tell your friends in the legislature to work against this thing if they value their reputation.

M. K. H.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 22; nays, 24; absent and not voting, 1; passed, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Olson, Eddy-Foster
Conrath	Kamrath	Patten
Erickson	McCrorry	Patterson
Ettestad	Magnuson	Peck
Fine	Marshall	Thorson
Fleckten	Martin	Unruh
Fredrickson	Olson, Barnes	Weg
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Renauld
Bond	Hyland	Renwick
Brostuen	Kretschmar	Sathre
Brunsdale	Lynch	Sperry
Cain	Murphy	Steel
Crocker	Ployhar	Tofsrud
Eastgate	Porter	Van Arnam
Forbes	Poupore	Watt

Passed:

Messrs.	Messrs.
Bonzer	Whitman

Absent and not voting:

Messrs.
Matthaei

So the bill was declared lost.

Senator Hyland moved that the vote by which Senate Bill No. 86 was lost be reconsidered and the motion to reconsider be laid on the table.

Senator Patterson requested a division, which was granted.

The clincher motion was lost.

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Was read the third time.

Senator Hamilton moved that Senate Bill No. 179 be indefinitely postponed, which motion was lost.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sperry
Cain	McCrory	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Forbes	Murphy	Van Arnam
Fowler	Olson, Barnes	Watt
Fredrickson	Ployhar	Whitman
Hoople		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Patterson
Conrath	Magnuson	Peck
Erickson	Martin	Renauld
Ettestad	Olson, Eddy-Foster	Unruh
Fine	Patten	Wog
Fleckten		

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre

So the bill passed and the title was agreed to.

Senator Brostuen moved that the vote by which Senate Bill No. 179 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same

for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the third time.

Senator Hamilton moved to amend Senate Bill No. 59, by striking out the words, "Board of Auditors" appearing in line 7 of Section 26 of the bill, and inserting in lieu thereof the words, "Auditing Board". Which motion prevailed.

Senator Patten moved to further amend Senate Bill No. 59, by inserting in line 8 of Section 11 of the bill, after the word "mortgagee" the following, "or his or her agent duly authorized in writing".

Which motion prevailed.

Senator Fowler moved that the rules be suspended, that amended Senate Bill No. 59 be considered properly re-engrossed and placed on third reading and final passage. Which motion prevailed.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrorry	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson		

So the bill passed and the title was agreed to.

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be used in all State Institutions, County Buildings and Public Schools.

Was read the third time.

Senator Ployhar moved to amend Senate Bill No. 142 by inserting after the enacting clause the following: "Section 1. Amendment. That Section 1828 of the Supplement to the Compiled Laws of North Dakota for 1913, be amended and re-enacted to read as follows:"

Which motion prevailed.

Senator Ployhar moved that the rules be suspended, that Senate Bill No. 142 be considered properly re-engrossed and placed on third reading and final passage. Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 5; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Olson, Eddy-Foster
Bond	Fredrickson	Peck
Bonzer	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Renwick
Conrath	McCrorry	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Martin	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hamilton	Patterson	Wcg
Patten	Whitman	

Absent and not voting:

Messrs.
Watt

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 15, 1929.

Mr. President: I have the honor to inform you that the House has rejected the report of the Conference Committee on Senate Bill No. 78, and the Speaker has appointed as a new Conference Committee, Representatives Turner, McGauvran and McManus.

Very respectfully,

C. R. VERRY,
Chief Clerk.

Senator Brostuen moved that the President appoint a new Conference Committee to consider the House Amendments to Senate Bill 78, which motion prevailed.

The President appointed Senators Brostuen, Eastgate and Patten as such Conference Committee.

House Chamber,
Bismarck, North Dakota,
February 15, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Which the House has Amended.

Very respectfully,

C. R. VERRY,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Was read the third time.

Senator Cain moved that the Senate do now concur in the House Amendments to Senate Bill No. 51, which motion prevailed.

Senator Cain then moved that the rules be suspended, that Senate Bill No. 51, as amended by the House, be considered

properly re-engrossed and placed on third reading and final passage, which motion prevailed.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCroly	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.
Hamilton

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 15, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous

Expenses of the School for the Deaf at Devils Lake, North Dakota.

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Which the House has amended.

Very respectfully,

C. R. VERRY,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Was read the third time.

Senator Brunsdale moved that the Senate do now concur in the House Amendments to Senate Bill No. 49, which motion prevailed.

Senator Brunsdale moved that the rules be suspended, that Senate Bill No. 49, as amended by the House, be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrory	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Hamilton	Matthaei

So the bill passed and the title was agreed to.

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Was read the third time.

Senator Ployhar moved that the Senate do concur in the House Amendments to Senate Bill No. 50, which motion prevailed.

Senator Ployhar moved that the rules be suspended and that Senate Bill No. 50 be considered properly re-engrossed and placed on third reading and final passage. Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kretschmar	Renauld
Brostuen	Lynch	Renwick
Brunsdale	McCrorry	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Martin	Thorson
Eastgate	Murphy	Tofsrud
Erickson	Olson, Barnes	Unruh
Ettestad	Olson, Eddy-Foster	Van Arnam
Fine	Patten	Watt
Fleckten	Patterson	Whitman
Forbes	Peck	Wog
Fowler		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Matthaei	Kamrath

So the bill passed and the title was agreed to.

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Re-

pairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Was read the third time.

Senator Bond moved that the Senate do concur in the House Amendments to Senate Bill No. 52, which motion prevailed.

Senator Bond moved that the rules be suspended and that Senate Bill No. 52 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hyland	Porter
Bonzer	Kretschmar	Poupore
Brant	Lynch	Renauld
Brostuen	McCrorry	Renwick
Brunsdale	Magnuson	Sathre
Cain	Marshall	Sperry
Crocker	Martin	Steel
Eastgate	Murphy	Tofsrud
Erickson	Olson, Barnes	Unruh
Ettestad	Olson, Eddy-Foster	Van Arnam
Fine	Patten	Watt
Fleckten	Patterson	Whitman
Forbes	Peck	Wog
Fowler		

Those voting in the negative were:

Messrs.	Messrs.
Conrath	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Kamrath	Matthaei
Hoople		

So the bill passed and the title was agreed to.

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Was read the third time.

Senator Hyland moved that the Senate do concur in the House Amendments to Senate Bill No. 38, which motion prevailed.

Senator Hyland moved that the rules be suspended, and that Senate Bill No. 38 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Flechten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Hoople	Matthaei

So the bill passed and the title was agreed to.

Senator Porter requested unanimous consent to return to the Fifth Order of Business for the purpose of making an announcement, which request was granted.

Senator Brant requested extension of time for the Committee on Appropriations on Senate Bills, Nos. 47, 53, 54, 55, 56, 76 and 137, which request was granted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 15, 1929.

Mr. Speaker: I have the honor to inform you that the

Senate has concurred in the House amendments to Senate Bills, Nos. 38, 49, 50, 51, 52.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 15, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on Senate Bill 78, Senators, Brostuen, Eastgate, Patten.

Very respectfully,

F. E. TUNELL,
Secretary.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Mayor Fred Fredrickson, O. N. Berman and John Sad, Valley City North Dakota; Burton Dickinson, Mount Vernon, N. Y.; J. G. McClin-ton, Rugby, North Dakota; J. E. Henderson, Fargo, North Dakota; Mrs. W. D. Lynch, La Moure, North Dakota; Mrs. John Nagle, Jamestown, North Dakota; John Schumacher, Robinson, North Dakota; G. C. Jenson, Edinburg, North Dakota; W. A. McIntyre, Grand Forks; Howard Stone, Hazelton, North Dakota; Miss Ethel Treveller, Miss Sophie McGregor, President Thos. F. Kane, Grand Forks, North Dakota; Judge John Knauf, Jamestown, North Dakota.

Senator Brunsdale requested unanimous consent to return to the Ninth Order of Business, which request was granted.

Senator Brunsdale then introduced Concurrent Resolution "D."

CONCURRENT RESOLUTION "D"

Whereas it has come to our knowledge that the Honorable E. Y. Sarles, former Governor of the State of North Dakota, has passed away, and

Whereas it is fitting and proper that this Senate should in some appropriate manner pay due respect to the memory of the departed; and should convey to the bereaved family suitable resolutions of condolence.

NOW THEREFORE BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING,

That a joint committee consisting of three members from each House, appointed by the presiding officers, be designated

to prepare an appropriate resolution of condolence and convey same to the bereaved family of the departed, in such manner as the committee may direct.

Senator Brunsdale moved the adoption of the Resolution, which motion prevailed.

The President appointed Senators Brunsdale, Forbes, and Patterson as a Committee.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 15, 1929.

Mr. Speaker: I have the honor to transmit herewith Senate Concurrent Resolution "D" which the Senate has adopted, also that the President has appointed as a committee on this Resolution, Senators Brunsdale, Forbes and Patterson.

Very respectfully,

F. E. TUNELL,
Secretary.

Senator Brunsdale moved that, out of respect for the memory of ex-Governor E. Y. Sarles, the Senate do now adjourn. Which motion prevailed and the Senate adjourned.

F. E. TUNELL,
Secretary.

FORTIETH DAY

Senate Chamber,
Bismarck, North Dakota,
February 16, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Frederic G. Norris of Mandan, North Dakota.

ROLL CALL

All members present except Senator Kretschmar.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-ninth day and recommend that the same be corrected as follows:

On the Twentieth line from top of page 2, correct the spelling of the word "Superintendent."

On sixth line from top of page 4, correct the spelling of the word "Organization."

On fourth line from top of page 11, correct the spelling of the word "Organization."

On second line from top of page 13, insert the word "the" before the word "Board."

On eleventh line from top of page 13, strike out the number "461" and insert the number "466."

On fourth line from bottom of page 13, correct the spelling of the word "lights."

On nineteenth line from bottom of page 14, correct the spelling of the word "exception."

On twentieth line from top of page 17, correct the spelling of the word "mortgagee."

On second line from top of page 20, correct the spelling of the word "re-engrossed."

On second line from top of page 25 strike out the word "amendment" and insert the word "amendments."

On sixteenth line from top of page 26, strike out the name "Patterson" and insert the same after the name "Forbes" in the same line.

Following fifteenth line, from bottom of page 8, insert the following:

"Senator Marshall moved the adoption of the report of the Committee on Education on House Bill 32, as printed in the Journal of February 12th, 1929, on page 11." Which motion prevailed and the report was adopted.

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

State of North Dakota,
Office of the Governor,
Bismarck, North Dakota,
February 16, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Also,

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the 1925 Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

Also,

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Also,

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to Appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Also,

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Very truly yours,
 GEO. F. SHAFER,
 Governor.

A petition signed by 9 grocers and taxpayers of Wahpeton, N. D., opposing House Bill No. 106, was received and referred to the Committee on Temperance.

A petition signed by the Board of County Commissioners of Burke county urging an increase in the gasoline tax was received and referred to the Committee on State Affairs.

REPORTS OF COMMITTEE ON ENROLLMENT AND EN-GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913.

Also,

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improve-

ments and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Also.

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Also,

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Also,

Senate Bill No. 146. A Bill for an Act to appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimbursé the State Mill and Elevator for Expenses Advanced.

Were delivered to the Governor for his approval at the hour of 2 o'clock p. m., February 16, 1929.

C. J. OLSON,
Chairman.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 131. A Bill for an Act Providing for Li-

censing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gass Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Also,

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Also:

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be used in all State Institutions, County Buildings and Public Schools.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also;

Senate Bill No. 49. A Bill for an Act Making an Appro-

priation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Also,

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Also,

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Also,

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Also;

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Also,

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Sathre moved that Senate Bill No. 101 be re-referred to the Committee on Judiciary. Which motion prevailed and the bill was re-referred.

REPORTS OF STANDING COMMITTEES

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

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

That in Section 1, line 6 of the printed bill after the word "shall" the words "under the provisions of said Chapter 31-B of the supplement", be inserted.

That in Section 1, line 9 of the printed bill at the end of the sentence strike out the period and insert in lieu thereof the words "and, except as to assessments as in this section provided, the said Chapter 31-B of the Supplement shall continue in full force and effect during the continuance of this Act".

That in Section 2, line 5 of the printed bill the word "pro-rated" be stricken out and the word "disbursed" be inserted in lieu thereof.

That in Section 2, line 8 of the printed bill at the end of the sentence the period be stricken out and the words "and to be disbursed in the manner now in operation under said Chapter 31-B of the Supplement" be inserted in lieu thereof.

That in Section 3, line 3 of the printed bill after the word "Examiner" the comma be stricken out.

That in Section 3, line 7, of the printed bill the word "Thereafter" be stricken out and the word "thereupon" be inserted in lieu thereof.

That in Section 4, line 2 of the printed bill after the word "North Dakota" the comma be stricken out.

That in Section 4, line 3 of the printed bill after the word "shall" a comma be inserted.

That in Section 4, line 5 of the printed bill after the word "disbursed" the word "pro-rata" be inserted.

That in Section 4, line 6 after the word "Examiner" the words "in the manner provided by Section 2 hereof" be stricken out and the words "among depositors holding claims approved and allowed by said Depositors' Guaranty Fund Commission who have not theretofore received a dividend from the Guaranty Fund" be inserted.

And when so amended recommend the same do pass.

G. PATTERSON,
Chairman.

Senator Patterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report.

Mr. President Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 105. A Bill for an Act Providing for the Protection of Depositors and Holders of Exchange in Banks Organized Under the Laws of North Dakota.

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

In the printed bill.

Title

Insert in line 2, after the word "providing", the following "a special surplus reserve fund."

Section 1

Insert in line 2, after the word "providing" the following: "a special surplus reserve fund."

Insert in line 3, after the word "every," the word "state."

In line 4, strike out the words "the laws of this State" and insert in lieu thereof, the following: "Chapter 28 of the Civil Code of the Compiled Laws of North Dakota."

Section 2.

Insert in line 2 after the word "every" the word "state." Strike out the word "the" in the same line and insert in lieu thereof, "said."

Strike out in line 3 the words "of this State" and the word "herein" and in place of the word "herein" insert the words "in this State."

In line 22, page 2, beginning with the word "shall" strike out the following: "Shall be deducted and paid from the fifty per cent of its net earnings now required by law to be carried to surplus and."

In line 25, page 2, strike out the word "guaranty" and insert in lieu thereof the words, "special surplus reserve."

In line 28, page 2, strike out the word "guaranty" and insert the words "special surplus reserve."

In line 29, page 2, capitalize the words "State" and "Treasurer."

In line 34, page 3, strike out the word "guaranty" and insert in lieu thereof the words "special surplus reserve."

In line 38, page 3, strike out the word "guaranty."

In lines 44 and 45, page 3, strike out the words "the guaranty" and insert the word "such."

In line 46, page 3, change the word "treasury" to "treasurer" and capitalize the words "State Treasurer."

In line 49, page 3, strike out the words "paid by each bank" and insert in lieu thereof the following: "deducted by each bank" from its net earnings for that year and fifty per cent of the net earnings remaining shall be carried to surplus as required by Chapter 97 of the Session Laws of 1927."

Section 3:

In line 1 strike out the words "New Banks."

Strike out all of Section 3, beginning with the word "any" in line 2, down to and including the word "deposit" in line 7.

Section 4.

In line 1 strike out word "Voluntary."

In line 2, strike out the words "desires to," change the word "go" to "goes," and strike out the word "voluntary."

In line 3, change the word "convert" to "converts."

In line 4, strike out the word "depositors" and insert in lieu thereof the words "special surplus."

In line 5, strike out the word "guaranty" and insert in lieu thereof the word "reserve".

In line 12, on page 5, strike out the words "the guaranty" and insert in lieu thereof the word "such".

Section 5.

In line 2, strike out commas after the words "banks" and "organized" and capitalize the word "state."

In line 3, capitalize the word "Treasurer."

In line 6, strike out the words "a depositors guaranty" and insert the words "such special surplus reserve."

In line 9, strike out the word "guaranty."

Section 6:

In lines 3 and 4, capitalize the words "state treasurer."

Section 7.

In line 2, after the words "fail" and "days" strike out commas.

Section 8.

In line 2, after the word "bank" strike out comma.

In line 3, after the word "bank" strike out comma.

In line 5, after the word "thereof" strike out comma.

In line 9, after the word "payment" strike out comma.

In lines 10 and 11, strike out the words "The Depositors Guaranty" and insert in lieu thereof the words "such special surplus reserve."

And when so amended recommend the same do pass.

G. PATTERSON,
Chairman.

Senator Patterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 201. A Bill for an Act Providing for a Uniform Water Well Driller Code; Creating a Board of Water Well Driller Examiners, Providing for the Licensing of Water Well Drillers and Establishing Penalties for the Violation of This Act.

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

After the word "wells" in line 3 of Section 3, on page 1 of the printed bill, strike out the period and add the words: "and who shall only engage in such occupation under the supervision and control of a Master Water Well Driller."

In line 8 of Section 4 on page 2 of the printed bill, insert a period after the word, "years" and capitalize the letter "E" in the word "each." And in line 10 of said section, after the word "examiner" strike out the period and insert a comma and add the words: "payable out of the fund created by this act."

In line 4 of Section 5, on page 2 of the printed bill, strike out the word "farms" and insert in lieu thereof the word "forms."

In lines 7 and 8 of said section 5, strike out the word "Journeyman" and insert in lieu thereof the word "Master", and in line 8 of said section 5, strike out the words: "as the case may be" and the period after the word "be" and add the following: "and \$5.00 as a Journeyman Water Well Driller."

In line 12 of said section 5, strike out the figure "3" and insert in lieu thereof the figure "31".

In line 23 of said section 5, on page 3 of the printed bill, strike out the word "upon" and insert in lieu thereof the word "making", also strike out the words "accompanied by the renewal fee. Not later than" in lines 23 and 24 of said section, and insert in lieu thereof the word "within" and in line 25 of said section after the word "effective" insert the words: "accompanied by the required fee and".

That wherever the words "State Geologist" appears in said bill, they be stricken out and the words "State Water Geologist" be inserted in lieu thereof.

In line 2 of Section 7 on page 3 of the printed bill, the word "of" be stricken out and the word "or" be inserted in lieu thereof.

In line 3 of said section 7, the letter "s" be stricken out in the word "licensees" so that it will read "licensee" and in the same line the word "and" be stricken out and the word "or" be inserted in lieu thereof.

In line 2 of Section 8, on page 4 of the printed bill, the word "letter" be stricken out, and the comma after the said word.

In line 3, Section 7, on page 3 of the printed bill, after the word "licensee" strike out the comma and insert the word "is".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary to whom was referred:

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

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

In the printed bill strike out everything beginning and including line 34 on page 2 up to and including the comma after the word "hereunder" in line 64 on page 4 and insert the following in lieu thereof:

"Or in the bonds of any company supplying electric energy or artificial gas, or both, for light, heat, power and other purposes, or furnishing telephone or telegraphic service, provided that such bonds are secured by a first mortgage on at least 75% of the property of the issuing corporation or by a first and refunding mortgage, on at least 75% of such property, containing provision for retiring all prior liens upon such property, and provided further that the issuing corporation is incorporated within the United States and is subject to regulation or supervision either as to its rates, charges, or accounts, or as to the issue of its said bonds, by a Public Service Commission or any board, body or officials having like powers of the United States or of any state thereof and provided such operating corporation has annual gross earnings of at least \$1,000,000, 75 per cent of which gross earnings have come, either directly or through subsidiary corporations, from the sale of gas or electricity or the rendering of telephone or telegraphic service, and not more than 15 per cent from any other one kind of business, and which corporation has a rec-

ord on its own behalf or for its predecessors, or constituent companies, of having officially reported net earnings at least twice its interest charges on all outstanding bonded indebtedness for the period of five years immediately preceding the investment and having outstanding junior securities and/or stock, the par or book value of which is not less than two-thirds of its total bonded debt and which corporation shall have all necessary franchises, indeterminate permits or agreements with duly constituted public authorities, to operate in the territory it serves in which at least seventy-five per cent of its gross income is earned, or in the bonds of any constituent or subsidiary company of any such operating company which are secured by a first mortgage on at least 75% of all property of such constituent or subsidiary company, provided such bonds are to be retired or refunded by a junior mortgage, the bonds of which are eligible hereunder."

And when so amended recommend the same do pass.

G. PATTERSON;
Chairman.

Senator Patterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 127. A Bill for an Act to Regulate Cemeteries, to Provide for the Appointment of Sextons and Secretaries, Defining their Duties, Providing for the Plotting and Laying Out of Cemeteries, and Defining the Duties of the State Department of Health in Regard to Burials, Their Registration, and Cemeteries.

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

Amend title of bill in line 1 of printed bill after the word "Act." Strike out the words "to regulate cemeteries, to provide for" and insert in lieu thereof the following words: "providing for the regulation of cemeteries."

Strike out line 1 in Section 1 of printed bill, also line 2 of Section 1 of printed bill, and insert in lieu thereof the following: "Each Cemetery in the State of North Dakota, shall be registered as".

On page 2 at the end of line 30 of printed bill, strike out the period and insert the following amendment: "And shall, during the month of January, cause to be filed with the State Department of Public Health the name of any person buried and

the number of such lot and block wherein buried, during the preceding year."

And when so amended recommend the same do pass.

W. H. PORTER,
Chairman.

Senator Porter moved that the report be re-referred to the Committee on Public Health.

Which motion prevailed.

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

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

W. H. PORTER,
Chairman.

Senator Porter moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

Senate Bill No. 192. A Bill for an Act Requiring the Administrative Officers of the Agricultural College at Fargo, North Dakota, to Annually Secure Samples of Wheat Raised by Wheat Growers in North Dakota for the Purpose of Ascertaining the Protein Contents Thereof in Order that Such Wheat May Be Sold and Marketed on the Basis of Such Protein Contents; Providing the Manner and Means by Which Such Protein Contents May be Ascertained; Establishing Rules and Regulations, and Providing a Penalty for a Violation of this Act.

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

In line 4, Section 1 of the printed bill, in front of the word "samples" insert the word "representative"; in line 11, Section 1 of the printed bill, strike out the words "not less than six"; after the word "samples" in same line and section insert the word "as."

In line 18, Section 1 of the printed bill, following the word "and" strike out the words "shall be deemed and considered" and insert in lieu thereof the words "may serve as an index of."

In line 3, Section 2 of the printed bill, strike out the word "shall" and insert in lieu thereof the word "may."

In line 10, Section 2 of the printed bill, following the word "paying" insert the words "in advance."

In line 12, Section 2 of the printed bill, beginning with the word "which" strike out balance of line and up to and including the word "testing" in line 13.

Insert the following between Sections 2 and 3:

"Nothing in this Act shall be construed as preventing the submission of samples of wheat to any commercial laboratories in the country; provided, however, that in case of dispute the findings of the chemical laboratory of the State Mill and Elevator or the Agricultural College Experiment Station shall be regarded as final."

Change Section No. 3 to 4 to conform with insertions of additional section.

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

Senator Fine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: A Majority of your Committee on Judiciary to whom was referred:

Senate Bill No. 87. A Bill for an Act Fixing the Salaries and Providing for the Payment of Necessary Expenses of the Judges of the Supreme and District Courts of the State of North Dakota.

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

Strike out paragraph 1, being the first seven lines of the bill.

Strike out all of Section 1 of the printed bill; change section 2 to Section 1.

In line 3, of Section 2 of the printed bill, strike out the word "seven" and insert the word "six" in lieu thereof.

In line 7, of Section 2 of the Printed bill, strike out the word "six" and insert the word "five" in lieu thereof.

Change Section 3 of the printed bill to Section 2.

Strike out all of Section 4 of the printed bill.

P. O. SATHRE,
FRANK E. PLOYHAR,
A. W. FOWLER,
FRANK H. HYLAND,
J. P. CAIN,
W. D. LYNCH,
ALFRED STEEL,
JOSEPH G. FORBES.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

The Committee on Judiciary made the following report:

Mr. President: A Minority of your Committee on Judiciary to whom was referred:

Senate Bill No. 87. A Bill for an Act Fixing the Salaries and Providing for the Payment of Necessary Expenses of the Judges of the Supreme and District Courts of the State of North Dakota.

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

G. PATTERSON,
JOHN VAN ARNAM,
GUST WOG,
A. A. PECK,
OLE ETTESTAD.

Senator Sathre moved the adoption of the Majority report of the Committee on Judiciary on Senate Bill No. 87.

Senator Patterson offered as a substitute motion that the Minority report be adopted.

ROLL CALL

The question being on the adoption of the substitute motion for the adoption of the Minority report, the roll was called, and there were ayes, 30; nays, 18; absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hoople	Patterson
Brant	Kamrath	Peck
Brostuen	McCrorry	Renauld

Messrs.	Messrs.	Messrs.
Conrath	Magnuson	Sperry
Erickson	Marshall	Thorson
Ettestad	Martin	Tofsrud
Fine	Matthaei	Unruh
Fleckten	Olson, Barnes	Van Arnam
Fredrickson	Olson, Eddy-Foster	Watt
Hamilton	Patten	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Porter
Bond	Fowler	Poupore
Brunsdale	Hyland	Renwick
Cain	Lynch	Sathre
Crocker	Murphy	Steel
Eastgate	Ployhar	Whitman

Absent and not voting:

Messrs.
Kretschmar

So the Minority report was adopted, and Senate Bill No. 87 was indefinitely postponed.

Senator Hamilton moved that the vote by which Senate Bill No. 87 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hyland announced that a delegation of Boy Scouts were present and desired to make presentation of gifts to Governor Shafer and Lieutenant Governor Carr.

Senator Hyland moved that the President appoint a committee to escort the delegation of Boy Scouts and Governor Shafer to the Senate Chamber.

The President appointed Senator Hyland and Senator Fredrickson as such committee.

Senator Hyland requested that a record of the ceremony be made in the Journal.

The committee escorted Governor Shafer to the President's desk and the following Boy Scouts to the front of the Senate Chamber: Ben Cave, Louis Allen and Donald Carlstrom.

Ben Cave spoke in behalf of the Boy Scouts of Bismarck and presented copies of the Scout Manual to Governor Shafer and Lieutenant Governor Carr.

The gifts were accepted with expressions of appreciation and of high regard for the Scout organization.

REPORTS OF STANDING COMMITTEES

A majority of the Committee on Judiciary made the following report:

Mr. President: A majority of your Committee on Judiciary to whom was referred:

Senate Bill No. 158. A Bill for an Act to Provide Adequate Compensation for Services of State Officers, Fixing their Salaries, and Repealing Acts in Conflict.

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

Strike out all of Section 1 of printed bill.

Change Section 2 of printed bill to read Section 1.

Change Section 4 of printed bill to read Section 2.

P. O. SATHRE,
FRANK E. PLOYHAR,
A. W. FOWLER,
FRANK H. HYLAND,
J. P. CAIN,
W. D. LYNCH,
ALFRED STEEL,
JOSEPH G. FORBES.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

A minority of the Committee on Judiciary made the following report:

Mr. President: A minority of your Committee on Judiciary to whom was referred:

Senate Bill No. 158. A Bill for an Act to Provide Adequate Compensation for Services of State Officers, Fixing their Salaries, and Repealing Acts in Conflict.

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

G. PATTERSON,
JOHN VAN ARNAM,
GUST WOG,
A. A. PECK,
C. J. OLSON,
OLE ETTESTAD.

Senator Sathre moved the adoption of the majority report

of the Committee on Judiciary on Senate Bill No. 158, be adopted.

Senator Patterson offered as a substitute motion that the minority report of the committee be adopted.

Which motion prevailed, the minority report was adopted, and Senate Bill No. 158 was indefinitely postponed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 16, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be used in all State Institutions, County Buildings and Public Schools.

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

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

Very respectfully,

F. E. TUNELL,
Secretary.

REPORT OF SELECT COMMITTEE

Senator Hyland announced that the Select Committee in charge of the arrangements for the Memorial Services in tribute to ex-Governor A. G. Sorlie and ex-Governor E. Y. Sarles, both deceased, had set February 22, 1929, at 3 o'clock in the afternoon, for such services.

Mr. President: Your Committee appointed to act with a like committee of the House to prepare a resolution of condolence for transmittal to the family of ex-Governor E. Y. Sarles, deceased, beg leave to report that the attached resolution has been prepared and move the adoption of the resolution.

For the Senate:

C. NORMAN BRUNSDALE,
JOSEPH G. FORBES,
G. PATTERSON.

For the House:

MINNIE D. CRAIG,
CARL E. JOHNSON,
F. G. KNEELAND,

CONCURRENT RESOLUTION

Whereas, It has been the will of an all-wise Providence to call to his final reward the Honorable E. Y. Sarles, former Governor of the State of North Dakota; and

Whereas, It is fitting and proper that this State should in some appropriate manner pay due respect to the memory of said honored citizen:

Now, Therefore, It is Hereby Resolved by the Senate of the State of North Dakota, the House of Representatives concurring:

That, the Honorable O. J. Sorlie and the Honorable Theodore Kaldor, former Senators from the Eighth Legislative District, be designated to represent the State of North Dakota at the funeral and to convey to the members of the family of the departed the great sorrow of the people of North Dakota for them in their bereavement, and that a copy of this resolution be forthwith transmitted to the Honorable Theodore Kaldor for presentation to the family.

Senator Brunsdale moved that the resolution be adopted, which motion prevailed by a unanimous vote.

Senator Forbes moved that arrangements be made to pay proper tribute to the memory of ex-Senator W. E. Purcell, deceased, of Wahpeton, N. D., in the memorial services being planned for February 22, 1929. Which motion prevailed.

The conference committee made the following report:

Mr. President: Your Conference Committee to whom was referred:

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 8544a29 of the Supplement to the Compiled Laws of 1913, Relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

Have had the same under consideration and recommend that the Senate recede from its amendment, that such amendment be withdrawn and cancelled; and that the Bill as amended by the House do pass.

For the Senate:

JOSEPH G. FORBES,
P. J. MURPHY,
P. O. SATHRE.

For the House:

GORDON COX,
J. K. OLAFSON,
W. J. GILCHRIST.

Senator Forbes moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Forbes moved that the rules be suspended and that House Bill No. 2 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

House Bill No. 2. A Bill For an Act to Amend and Re-enact Section 8544a29 of the Supplement to the Compiled Laws of 1913, Relating to the Procedure in County Courts for the Sale of Real Estate by Executors, Administrators and Guardians.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Lynch	Renwick
Cain	McCroy	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Patterson	

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Watt

So the bill passed and the title was agreed to.

Senator Renwick moved that all absent Senators be excused, and it was so ordered.

Senator Sperry moved that the vote by which the Senate adopted the first conference committee report on Senate Bill No. 78 be reconsidered, which motion prevailed.

Senator Hyland moved that the report of the first conference committee be rejected and the first committee discharged.

Which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 16, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the conference committee on House Bill No. 2.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 16, 1929.

Mr. President: I have the honor to inform you that the house has adopted Senate Concurrent Resolution "D" and the Speaker has appointed as a committee to act with a like committee of the Senate, Representatives Johnson of Traill, Kneeland and Minnie D. Craig.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 16, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 201, 213, 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Creation of a Fire Marshal Department.

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 16, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 2.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 16, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Joint Committee report on Senate Con-

current Resolution "D" and transmit herewith Senate Concurrent Resolution "E" which the Senate has adopted.

Very respectfully,

F. E. TUNELL,
Secretary.

Senator Sathre moved that Senate Bill No. 102 be referred to the Committee on Judiciary. Which motion prevailed, and the bill was referred.

Senator Ployhar moved that Senate Bill No. 143 be put at the foot of the calendar, which motion prevailed, and Senate Bill No. 143 was ordered placed at the foot of today's calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 38; nays, 8; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Poupore
Bond	Hyland	Renwick
Bonzer	Kamrath	Sathre
Brant	Lynch	Sperry
Brostuen	Magnuson	Steel
Brunsdale	Marshall	Thorson
Cain	Martin	Tofsrud
Conrath	Matthaei	Unruh
Crocker	Murphy	Van Arnam
Eastgate	Olson, Eddy-Foster	Watt
Forbes	Peck	Whitman
Fowler	Ployhar	Wog
Fredrickson	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson	Hamilton	Patten
Fine	McCrorry	Patterson
Fleckten	Olson, Barnes	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Kretschmar	Renauld

So the bill passed and the title was agreed to.

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 30; nays, 17; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Ettestad	Porter
Bond	Forbes	Poupore
Bonzer	Fowler	Renwick
Brant	Hamilton	Sperry
Brostuen	Hyland	Steel
Brunsdale	Lynch	Thorson
Cain	Martin	Tofsrud
Crocker	Matthaei	Van Arnam
Eastgate	Murphy	Watt
Erickson	Ployhar	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	McCrorry	Patterson
Fine	Magnuson	Peck
Fleckten	Marshall	Renauld
Fredrickson	Olson, Barnes	Unruh
Hoople	Olson, Eddy-Foster	Wog
Kamrath	Patten	

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Sathre

So the bill passed and the title was agreed to.

Senator Cain moved that the vote by which Senate Bill No. 174 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real

Estate is Described to Contain the Post Office Address of Each Person, Firm, of Corporation Named in Such Deed or Instrument.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Lych	Renwick
Cain	McCrory	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Patterson	

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Sathre

So the bill passed and the title was agreed to.

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gass Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Was read the third time.

Senator Hamilton moved that Senate Bill No. 131 be amended as follows: In second line 10, on page 2 of the printed bill, after the word "shall" insert "if requested by the State Geologist," which motion prevailed.

Senator Hamilton moved that the rules be suspended and that Senate Bill No. 131 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Fredrickson	Peck
Bonzer	Hamilton	Ployhar
Brant	Hyland	Poupore
Brostuen	Kamrath	Renaud
Brunsdale	Lynch	Sathre
Cain	McCrory	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hoople	Porter	Renwick
Kretschmar		

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

Senator Cain moved that Senate Bill No. 138 be amended by striking out the word "daily" in line 3, Section 3, page 2, which motion prevailed.

Senator Cain moved that the rules be suspended and that Senate Bill No. 138 be considered properly re-engrossed and placed upon third reading and final passage, which motion prevailed.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.
Kretschmar

So the bill passed and the title was agreed to. **Emergency clause declared carried.**

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals."

Was read the third time.

Senator Ployhar moved to amend Senate Bill No. 143 by inserting after the enacting clause. "Section 1. Amendment. That Section 10950, Compiled Laws of North Dakota for the year 1913, is hereby amended and re-enacted to read as follows: Section 10950."

And that Section 2 be added, reading: "Section 2. Emergency. An emergency is hereby declared to exist and this Act shall take effect and be in force from and after its passage and approval." Which motion prevailed.

Senator Ployhar moved that the rules be suspended and that

Senate Bill No. 143 as amended, be considered properly re-engrossed and placed on third reading and final passage. Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Lynch	Renwick
Cain	McCroy	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Matthaei	Thorson
Erickson	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Kretschmar	Martin

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senator Murphy moved that the Senate adjourn after the first and second reading of House Bills.

Senator Hamilton moved that after the reading of House Bills the Senate recess until 1:00 p. m., Monday, February 18.

Senator Fine requested unanimous consent to return to the fifth Order of Business for the purpose of making an announcement, which was granted, and the announcement was made.

Senator Magnuson requested unanimous consent to return to the Ninth Order of Business, which request was granted.

Senator Magnuson requested an extension of time on Senate Bills Nos. 180 and 173, which was granted.

The question being on Senator Murphy's motion to adjourn, the vote was taken, and the motion was lost.

The question being on Senator Hamilton's motion to recess after the reading of House Bills, the vote was taken and the motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

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

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

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

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

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

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

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

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

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

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

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

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 201, 213, 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Creation of a Fire Marshal Department.

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

House Bill No. 130. A Bill For an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

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

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 16, 1929.

Mr. President: I have the honor to inform you that the House has adopted Senate Concurrent Resolution "E" and return same herewith.

Very respectfully,

C. R. VERRY,
Chief Clerk.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Coach Bartlet McLeod, Mrs. Fred Brown, Jamestown; Mrs. Girdell Patterson, Willman Patterson, Donnybrook; L. F. Leismester, Selz; Dr. Gertrude Lowe, Fargo; Mrs. Frankie Lymont, Aug. Krantz, Kenmare; J. J. Weeks, A. Berthiaume, S. M. Nichol, Bottineau; Supt. George E. Myers, Hillsboro; Clara Schempp, Washburn; Hulda Schempp, Underwood.

Pursuant to motion of Senator Hamilton the Senate recessed until 1:00 p. m., February 18th.

F. E. TUNELL,
Secretary.

FORTIETH DAY AFTER RECESS AND FORTY-SECOND
DAY

Senate Chamber,
Bismarck, North Dakota,
February 18, 1929.

The Senate reassembled at 1:00 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

Senator Watt requested consent to be upon the Eighth Order of Business. Which request was granted.

REPORT OF SELECT COMMITTEES

Mr. President: Your Conference Committee, to whom was referred Senate Bill No. 63, have had the same under consideration and recommend that the Senate concur in the House amendments to said Bill, and further recommend that the bill be amended as follows:

On first line of page 2 of the engrossed Bill, place a “;” after the word “incurred” and add the following:

“provided, however, that a member of the Budget Board, not a member of the succeeding Legislature, shall receive for his services during the Legislative Session the same compensation as that paid to the members of the Legislative Assembly.”

For the Senate:

Wm. WATT,
E. H. BRANT,
J. P. CAIN.

For the House:

H. F. BUTT,
W. A. HAUSMANN,
A. J. RULON.

Senator Watt moved that the report of the committee be adopted, which motion prevailed and the report was adopted.

Senator Brosuten moved that the vote by which Senate Bill No. 86 was defeated be reconsidered.

Senator Hyland moved that the motion to reconsider be laid on the table, which motion was lost.

The question being upon the motion to reconsider the vote by which Senate Bill No. 86 was defeated, the vote was taken, and the motion prevailed.

Senator Hamilton moved that Senate Bill No. 86 be made a special order of business for Thursday, February 21st, and go upon the Calendar for that date, which motion prevailed.

Senator Bond requested that the Senate be upon the Seventeenth Order of Business, which request was granted.

THIRD READING OF HOUSE BILLS

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Lynch	Renauld
Cain	McCrorry	Renwick
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patterson	Wog

Those voting in the negative were:

Messrs.	Messrs.
Patten	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Hyland	Sathre
Fleckten	Kretschmar	

So the bill passed and the title was agreed to.

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Kamrath	Poupore
Brant	Lynch	Renauld
Brostuen	McCroy	Renwick
Brunsdale	Magnuson	Sathre
Conrath	Marshall	Sperry
Crocker	Martin	Steel
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson	Peck	

Those voting in the negative were:

Messrs.	Messrs.
Cain	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fleckten	Hyland	Kretschmar

So the bill passed and the title was agreed to.

The Senate returned to the Seventh Order of Business for the purpose of acting upon reports of Standing Committees.

REPORT OF COMMITTEE ON ENROLLMENT AND EN-GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 105. A Bill for an Act Providing for the Protection of Depositors and Holders of Exchange in Banks Organized Under the Laws of North Dakota.

Also,

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Also,

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gas Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Also,

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals."

Also,

Senate Bill No. 192. A Bill for an Act Requiring the Administrative Officers of the Agricultural College at Fargo, North Dakota, to Annually Secure Samples of Wheat Raised by Wheat Growers in North Dakota for the Purpose of Ascertaining the Protein Content Thereof in Order that Such Wheat May Be Sold and Marketed on the Basis of Such Protein Content; Providing the Manner and Means by Which Such Protein Content May be Ascertained; Establishing Rules and Regulations, and Providing a Penalty for a Violation of this Act.

Also,

Senate Bill No. 201. A Bill for an Act Providing for a Uniform Water Well Driller Code; Creating a Board of Water Well Driller Examiners, Providing for the Licensing of Water Well Drillers and Establishing Penalties for the Violation of This Act.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

Senate Bill No. 111. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots of Potatoes Originating Within the State of North Dakota and Making an Appropriation for the Payment of the Salaries and Traveling Expenses of Inspectors and Clerks, the Printing of the Necessary Forms and Rules and Regulations and for the Necessary Office Expenses.

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

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

A BILL

For an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Authorizing the Establishment

of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and providing for the Issuance of Certificates of Inspection, Fixing a Maximum Fee for Inspection of Car Lots of Potatoes, Authorizing the Making of Rules and Regulations Concerning Inspection and Certification of Potatoes as to Grades, Establishing a Potato Grades Receiving Fund and Making an Appropriation for the Payment of Salaries, Traveling Expenses of Inspectors and for the Cost of Necessary Printing of Certificates, Forms, Rules and Regulations and Other Necessary Office Expenses, and Providing Penalties for Violations of This Act.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

Section 1. DEFINITION OF TERMS.) The following terms wherever used in this Act shall have the meaning as indicated.

SHIPPER. The term shipper shall mean any person, firm, co-partnership, corporation or association who shall ship potatoes by rail.

COMMISSIONER. Means the State Seed Commissioner.

INSPECTOR. Means the State Potato Grades Inspector, or any deputy inspector, officially authorized by the Commissioner to make any potato grades inspections and to issue any certificates thereon.

Section 2. ESTABLISHING A POTATO GRADES INSPECTION SERVICE.) In order to promote, protect and develop the commercial potato growing industry in the State of North Dakota and conserve the welfare and interests of the citizens of the State, the State Seed Commissioner hereinafter termed Commissioner is hereby authorized and empowered to establish a Potato Grades Inspection Service, provide for inspection of potatoes, issue certificates of inspection, and on approval of the Board of Administration shall appoint and fix the salary of a State Potato Grades Inspector. The Commissioner shall also have authority and is hereby empowered to appoint such other aids, deputy inspectors and clerical assistants as may be necessary, and shall make all necessary rules and regulations to carry out the provisions of this Act. The State Potato Grades Inspector and each deputy inspector appointed under the provisions hereof shall be bonded by the State Bonding Fund in a sum not less than five hundred (\$500.00) dollars, the premiums on such bonds to be paid from the Revolving Fund in this Act provided.

Section 3. NORTH DAKOTA POTATO GRADES.) The potato grades which may have been heretofore or shall be hereafter fixed by the Department of Agriculture of the United States are hereby adopted and designated as the North Dakota potato grades and in addition thereto the following grades are hereby established and designated;

North Dakota Registered Certified Seed Potatoes—North Dakota Registered Certified Seed potato grade shall consist of sound potatoes which have been field inspected by the North Dakota State Pure Seed Laboratory field inspection service and which have passed the field and bin inspection requirements and are of one variety and which at the time of shipping point inspection for grade, shall equal or excel all of the specifications of U. S. Grade No. 1, and in addition thereto shall allow of only a moderate trace of any infectious tuber disease, such as scab, and black scurf or of any infectious rots, wilts, blackleg, or other external tuber infections known to cause crop deterioration when such infected seed is planted.

In order to allow for variation incident to grading and handling, five, (5) per cent by weight of any lot may be under or above the size which may be specified by the State Seed Commissioner for North Dakota Registered Certified Potato Seed Grade, but no potatoes showing stem end discoloration due to any type of rot or blight shall be allowed in excess of five (5) per cent and not to exceed one-half ($\frac{1}{2}$) per cent of tubers carrying the definite characteristics of the spindle tuber disease will be allowed.

Potatoes of this grade shall be bagged in new, even weight cloth or fiber sacks such as are used for commercial shipment of potatoes. Each sack or container shall be tagged or labeled with the regulation North Dakota certified seed potato tag and the tag shall show the net weight when packed.

Section 4. SHIPPING POINT INSPECTION.) The Commissioner on receipt of sufficient applications from shippers and growers, may designate as potato inspection shipping points such places in the state as shall provide proper storage, grading, inspection and loading facilities, and as in his judgment will have sufficient number of cars of potatoes for shipment to support the expense of the inspection service. At a point not designated as an official inspection shipping point a shipper or grower may obtain inspection of potatoes on payment of the necessary traveling expenses in addition to the inspection fee.

Section 5. INSPECTION.) Inspection of a car of potatoes shall be made by the inspector before the bill of lading has been issued. The inspector shall issue a certificate of inspection on forms provided by the Commissioner which shall show the grade of the potatoes as found upon inspection, and such other information as the Commissioner may require. A copy of the inspection certificate of grade shall be furnished to the shipper and to the agent of the railway company, and one copy shall be immediately forwarded to the office of the Commissioner, and be filed therein.

Section 6. INSPECTION OPTIONAL.) All inspections shall be optional with the owner or shipper. If, however, any uninspected potatoes are billed into Inter-state Commerce without any grade designation in the Bill of Lading, the Bill of Lading shall be marked with the expression "Potatoes, uninspected as to grade."

Section 7. SHIPMENT WHERE INSPECTION SERVICE IS NOT PROVIDED.) It is provided that if a shipper finds it necessary to ship a car of potatoes from a point where inspection service is not provided, he may arrange with the railway company to stop the car for inspection at a point where inspection service is provided and it shall be the duty of the inspector to inspect the car of potatoes and furnish a copy of the certificate to the agent of the railway company. The inspector shall also mail a copy of the certificate to the address of the shipper. No inspection service shall be exercised after a car has moved in Inter-State shipment except such inspection be done by an inspector of the U. S. Potato Grades Inspection Service or by a North Dakota Grades Inspector in authorized co-operation therewith.

Section 8. RECONDITIONING INSPECTED CAR OF POTATOES.) If the inspector finds that a carload of potatoes does not meet the grade specified by the shipper, he shall immediately notify the shipper who may if he so chooses recondition the potatoes and ask for another inspection.

Section 9. MISLABELING OR FALSE BRANDING.) The shipping of a car load of potatoes bearing any printed matter either on the exterior or the interior of the car, or any brands, tags, or labels on the containers, or any statements on the bill of lading, indicating that the grade of the potatoes is otherwise than that shown by the inspector's certificate is a misdemeanor and the shipper is liable to prosecution in the courts having jurisdiction.

Section 10. Inspector's certificate shall be conclusive evidence that the potatoes were of the grade indicated on the certificate at the time the inspection was made.

Section 11. RAILWAY TO INDICATE GRADE ON BILL OF LADING.) It shall be the duty of the agent of the railway company to indicate on the bill of lading the grade of the carload of potatoes as shown by the inspector's certificate.

Section 12. FEE FOR CAR LOT INSPECTION.) The Commissioner shall each year prior to July 1st fix the fee that shall be charged for inspecting a car load of potatoes as to grade, and said fee shall be uniform throughout the State, during the period of each fiscal year, and the maximum fee per car load lot is hereby set at Six (\$6.00) Dollars.

Section 13. APPROPRIATION OF FEES.) The fees covering inspection under this act shall be paid by the shipper of the potatoes to the Commissioner who shall turn the same into the Potato Grades Inspection Revolving Fund, as hereinafter provided. The amount of such fees and any charges as shall be received by the Commissioner are hereby appropriated for the carrying out of the purpose of this Act.

Section 14. COOPERATION WITH THE U. S. DEPARTMENT OF AGRICULTURE AND THE INSPECTION DEPARTMENTS OF OTHER STATES.) The Commissioner is

hereby authorized to cooperate with the United States Department of Agriculture or any bureau or division thereof and with similar inspection service departments of other States in the U. S. to the intent and purpose that the potato grades inspection service of the State of North Dakota may be officially recognized and accepted as a legal certificate of potato grades wherever offered for sale in the United States.

Section 15. APPROPRIATION.) There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum of Ten Thousand (\$10,000.00) Dollars to be deposited to the credit of the North Dakota Potato Grades Inspection Service herein established. Said appropriation together with all fees and collections authorized in this Act, shall constitute a Potato Grades Revolving Fund to be used and requisitioned against by the State Seed Commissioner. Provided, that should there be a surplus in this Revolving Fund exceeding Ten Thousand (\$10,000.00) Dollars at the close of any biennial period, the excess shall be turned into the State Treasury as now provided by law.

The said appropriation shall be paid to the Secretary-Treasurer of the North Dakota Agricultural College in four quarterly installments on the 1st day of July, October, January and April, and the State Auditor is hereby authorized and directed to draw his order for such payments.

Section 16. EFFECT OF PARTIAL INVALIDITY.) If any provision of this Act or the application thereof to any person or circumstances is held invalid, the validity of the remaining portions of the Act and of the application of such provision to other persons or circumstances shall not be affected thereby.

Section 17. PENALTIES FOR VIOLATION OF THIS ACT.) Violation of this Act or any part thereof shall constitute a misdemeanor punishable by a fine of not less than ten (\$10.00) Dollars and costs or more than one hundred (\$100.00) dollars and costs for the first offense, and for the second and each subsequent offense by a fine of not less than one hundred (\$100.00) dollars and costs or more than five hundred (\$500.00) dollars and costs.

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

Senator Hoople moved that the reading of the amendments recommended by the Committee on Agriculture to Senate Bill No. 111, be dispensed with, that the amendments be printed in the Journal, and that the report of the Committee be adopted. Which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 152. A Bill for an Act Relating to the Delivery and Exchange of Bakery Products; Terms of; Sanitation; for Sale of, and Penalty. Duty of State Food Commissioner and Chemist to Enforce.

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

W. H. PORTER,
Chairman.

Senator Porter moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 127. A Bill for an Act to Regulate Cemeteries, to Provide for the Appointment of Sextons and Secretaries, Defining their Duties, Providing for the Plotting and Laying Out of Cemeteries, and Defining the Duties of the State Department of Health in Regard to Burials, Their Registration, and Cemeteries.

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

Amend title of bill, in line 1 of printed bill, after the word "Act" strike out the words "to regulate Cemeteries, to provide for" and insert in lieu thereof the following words: "providing for the regulation of Cemeteries".

On page 2, at the end of line 30 of printed bill, strike out the period mark, and insert the following amendment: "and shall during the month of January, cause to be filed with the State Department of Public Health the name of any person buried, and the number of such lot and block wherein buried, during the preceding year".

And when so amended recommend the same do pass.

W. H. PORTER,
Chairman.

Senator Porter moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 126. A Bill for an Act to Permit the Organization of Full Time District Health Departments, to Provide the Manner of Effecting the Same and Managing the Affairs Thereof, to Prescribe the Duties and Powers of the Officers Thereof and to Provide for their Financial Support.

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

Correct the heading of the bill to read as follows:

Amend title of bill in line 1, by striking out the words "to permit" and insert in lieu thereof the words "relating to".

In Section 1, line 3, of printed bill strike out the word "shall" and insert in lieu thereof the word "may".

In Section 2, line 4, of printed bill strike out the words "a majority" and insert in lieu thereof the words and figures " $\frac{2}{3}$ ths".

On page 3, Section 6, line 13 of printed bill strike out the word "sixty" and insert in lieu thereof the word "thirty".

And when so amended recommend the same do pass.

W. H. PORTER,
Chairman.

Senator Porter moved that the report be adopted.

Senator Patterson moved as a substitute motion that further consideration of Senate Bill No. 126 be deferred until Wednesday, February 20th, which motion prevailed.

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 213. A Bill for an Act, in the Interest of Public Health and Safety, Providing That Any Person Suffering from any Contagious Disease Whatsoever, and Who Shall Wilfully and Knowingly While in Such Condition Engage in and Perform Labor as a Chef or Cook for the Purpose of Preparing Food or Assisting in Preparing Food to be Served in Dining Rooms of Hotels, Cafes, Restaurants, Lunch Rooms or Other Public Places, Shall be Guilty of a Misdemeanor. Providing Further, if Any Person, While Engaged as Herein Stated, Who Shall be Addicted to the Use of Narcotic Drugs or Who Shall Wilfully Smoke or Chew Tobacco or Snuff, While on Duty, in Such Capacity, Shall be Guilty of a Misdemeanor. Providing, That Such Person Acting in the Capacity of Chef or Cook, Shall Furnish to the Proprietor, Once Every Thirty (30) Days, a Certificate of Health, Signed by a Regularly Practicing Physician.

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

Our reason for this report, is that the same subject is already covered in existing legislation already on our Statute Books, in Regulation No. 11, Sections 1, 2 and 3, page 44, of the Public Health Laws of North Dakota.

W. H. PORTER,
Chairman.

Senator Porter moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The report of the Committee on Judiciary was read recommending that Senate Bill No. 25 be amended as indicated in the report, and when so amended that the same do pass.

Senator Sathre moved the adoption of the report.

Senator Forbes moved as a substitute motion that Senate Bill No. 25 be re-referred to the Committee on Judiciary.

Which motion prevailed and the bill was ordered re-referred.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 27. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1, of Chapter 149, Laws of 1917, Being Section 7615, of the Supplement to the 1913 Compiled Laws of North Dakota."

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

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

In line 1 of Section 1 of the printed bill, strike out the figures "7930" and insert "7730" in lieu thereof.

Place the figure 1 before the first word in line 7; figure 2 before line 8; figure 3 before line 9; figure 4 before line 10; figure 5 before line 13; figure 6 before line 14; in line 15 strike out the word "his" and in line 16 strike out the word "family" and insert the word "fuel" in lieu thereof. Insert the figure 7 before the first word in line 17 and the figure 8 before the first word in line 18. Strike out everything after the word exemption" in line 19 and insert the following in lieu thereof: "not exceeding the amount allowed by law".

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed, and the report was adopted.

MESSAGE FROM THE GOVERNOR

State of North Dakota,
Office of the Governor,
Bismarck, North Dakota
February 18, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State's office

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Also,

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase,

Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Very truly yours,

GEO. F. SHAFER,
Governor.

Senator Hoople moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

F. E. TUNELL,
Secretary.

FORTY-SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
February 18, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, C. J. Fyelling of Mandan, North Dakota.

ROLL CALL

All members present except Senator Kretschmar.

REVISION AND CORRECTION OF THE JOURNAL

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

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

On the 7th line from bottom of page 6, correct the spelling of the word "motion".

On the 11th line from top of page 8, correct the spelling of the word "recommend".

On the 17th line from bottom of page 10, correct the spelling of the word "Establishing".

On the 18th line from bottom of page 17, correct the spelling of the word "delegation".

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon, the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of

University and School Land Funds; Payment and Collection of Principal and Interest.

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

And the President signed the same in the presence of the Senate.

PETITIONS AND COMMUNICATIONS

A petition signed by 22 citizens of Hannah, North Dakota, urging the passage of a measure prohibiting the sale of malt products for the purpose of manufacturing intoxicating liquor was received and referred to the Committee on Temperance.

Senator Brant presented:

A petition signed by Carl Wick and 28 others urging passage of Senate Bills Nos. 163 and 164 was received and referred to the Committee on Judiciary.

A petition from Camp No. 3496 of the Modern Woodmen of America, Horace, North Dakota, signed by C. K. Bensen, Consul, and Sam Hanson, clerk, opposing the passage of House Bills Nos. 81, 139 and 140 was received and referred to the Committee on Insurance.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 137. A Bill for an Act to appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eighty-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for

Use in Connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

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

In line 3 of the printed bill after the word "of" strike out the figures "\$271,135.00" and insert in lieu thereof the figures "268,035.00."

In line 31 strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$4,000.00."

In line 35 strike out the figures "323,760.00" and insert in lieu thereof the figures "322.760.00."

In line 38 strike out the figures "245,760.00" and insert in lieu thereof the figures "244,760.00."

In line 45 strike out the figures "1,500.00" and insert in lieu thereof the figures "1,000.00."

In line 52 strike out the figures "2,500.00" and insert in lieu thereof the figures "1,500.00."

Strike out all of line 55.

In line 59 strike out the figures "\$271,135.00" and insert in lieu thereof the figures "\$268,035.00."

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 155. A Bill for an Act to Appropriate the Sum of Six Hundred Dollars Annually until 1942 or so Much Thereof as May be Necessary Under this Act, for the Use and Benefit of the Children, not Under Sixteen nor over Twenty-one Years of Age and who have for Twelve Months had their Domicile in the State of North Dakota, of those who Were Killed in Action or Who Died from Other Cause While Serving in the Army, Navy, or Marine Corps of the United States, During the World War, from April 6, 1917, to July 2, 1921; Which Said Children are Attending or Who May Hereafter Attend a State Educational or Training Institution of a Secondary or College Grade; for the Purpose of Providing and Paying for Said Children; Tuition and Matriculation Fees; Board and Room Rent; and Books and Supplies, and for no Other Purposes.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fredrickson moved that the report of the Committee on Highways and Bridges, with reference to Senate Bill No. 106, be printed in the Journal, and that action on the report be deferred one legislative day.

Which motion prevailed.

The committee on Highways and Bridges made the following report:

Mr. President: Your committee on Highways and Bridges to whom was referred:

Senate Bill No. 106. A Bill for an Act Creating a Highway Commission, Defining the Powers and Duties, and Fixing the Compensation.

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

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

For an Act creating a State Highway Commission and a State Highway Commissioner; defining their powers and duties; fixing their compensation, and repealing Chapter 158 of the Session Laws of 1927 and all other conflicting Acts.

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

Section 1. CREATION OF HIGHWAY COMMISSION.) A State Highway Commission which shall consist of a Highway Commissioner and the Governor and State Auditor as ex-officio members is hereby created and established. The Governor shall be chairman of the Commission.

Section 2. APPOINTMENT, QUALIFICATION, TERM AND COMPENSATION OF COMMISSIONER.) The Commissioner shall be appointed by the Governor for a term of two years and shall hold office at the pleasure of the Governor. He shall have such powers and duties as are provided herein. He shall devote his entire time to the performance of his official duties and shall receive as compensation a yearly salary of \$5,000 payable monthly. Before entering upon the discharge of his duties, he shall file with the Secretary of State a Surety Company or State Bonding Department bond approved by the Governor in the penal sum of \$25,000 conditioned for the faithful performance of his duties. The premium on said bond shall be paid from State Highway Department funds.

Section 3. APPOINTMENT OF ASSISTANT COMMISSIONER.) The Commissioner shall appoint an assistant Commissioner of Highways, who shall be an experienced highway engineer with at least seven years' actual experience in highway construction work and who shall hold office at the pleasure of the Commissioner. He shall devote all of his time to the duties of his office and shall receive a salary fixed by the Commissioner but not to exceed \$4,500 per year. He shall perform such work and duties as may be prescribed by the Commissioner. Before entering upon the discharge of his duties, he shall file with the Secretary of State a Surety Company or State Bonding Department bond approved by the Governor in the penal sum of \$10,000 conditioned for the faithful performance of his duties. The premium on said bond shall be paid from State Highway Department funds.

Section 4. POWERS AND DUTIES OF COMMISSIONERS.) Except as herein otherwise provided, the Highway

Commissioner shall have the full control, management, supervision, administration and direction of the State Highway Department or State Highway Commission now existing or hereafter created, of the office of Registrar of Motor Vehicles and of such other offices and duties now vested or which may hereafter be vested by law in such State Highway Commission now existing by law or any officer thereof, or in the state Highway Commission, or in the office of Registrar of Motor Vehicles or any officer thereof now existing or hereafter created or in any other officer, department, bureau or agency placed under the control and direction of the State Highway Commission hereby created, shall be exercised and performed under the direction, control, supervision, management of and with the approval of the Highway Commissioner hereby created. It is hereby declared to be the intent and purpose of this Act, except as herein otherwise provided, to make and constitute the Highway Commissioner hereby created the final and ultimate authority to carry out the duties and exercise the powers of the departments and offices hereinbefore mentioned.

Section 5. EMPLOYMENT OF HELP AND EMPLOYEES.) The Commissioner may employ and discharge such skilled and unskilled help and employees as he may deem necessary to properly carry out this Act, upon such terms and conditions and compensation as he may deem proper; provided, however, that no greater annual compensation shall be paid to individual employees of the following classes the herein specified, viz: for bookkeepers not to exceed \$2,750; for stenographers not to exceed \$1,300, and for draftsmen not to exceed the sum of \$2,400 and provided further, that the total annual expense for the highway department, exclusive of all outside employees and assistants and engineering and inspection work shall not exceed the sum of \$75,000 per annum. Such of said employees as may be designated by the Commissioner shall, before entering upon the duties of office, give a Surety or State Bonding Fund bond to the State as obligee in such penal sum as the Commissioner may determine, to be approved by the Governor and conditioned for the faithful performance of his duties.

Section 6. POWERS OF COMMISSION.) The State Highway Commission and Highway Commissioner shall maintain their respective offices at Bismarck. The members thereof shall, in addition to their respective compensation fixed by law, be paid from highway funds their actual and necessary expenses while performing any duties under this Act. Ten days after this Act takes effect, upon call of the Governor, the State Highway Commission shall hold its first meeting at the State Capitol in offices located therein and provided by the Board of Administration at the expense of the State. Thereafter such Commission shall meet as often as it shall deem necessary upon call of the chairman or of any two members. It may prescribe and adopt such budget, contract or other programs and rules as it may deem necessary for the guidance of the Commissioner and shall award, authorize and make all contracts and purchases in excess of \$3,000.

Section 6. REPEAL.) Chapter 158 of the laws of 1927 and all other conflicting Acts are hereby repealed.

Section 7. EMERGENCY.) This Act is hereby declared an emergency measure and shall take effect from and after its passage and approval.

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Ettestad requested consent to return to the Fifth Order of Business, which request was granted.

Senator Patten moved that Senate Bill No. 182 be re-referred to the Committee on Tax and Tax Laws, which motion prevailed and the bill was re-referred.

Senator Fine moved that the report of the Committee on Agriculture relating to Senate Bill No. 181, be corrected so as to show that in line 4 of Section 2 of the bill the word "license" be stricken out and the words "the State General" be inserted in lieu thereof; and that after the word "fund" the "comma" be stricken out and a "period" be inserted in lieu thereof. Strike out line 5 of Section 2.

In line 1 of Section 6 of the printed bill, after the word "person", insert the words "partnership or corporation."

Which motion prevailed and the Committee report was so amended.

Senator Fine then requested that the report of the Committee on Agriculture relating to Senate Bill No. 181 be read as corrected, which request was granted.

REPORT OF STANDING COMMITTEE

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violation Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

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

In line 4, Section 2 of the printed Bill, strike out the word "license" and insert in lieu thereof the words "The State

General." Following the word "Fund" in the same line strike out the "comma" and insert a "period."

Strike out line 5 of Section 2.

In line 1 of Section 6 of the printed Bill after the word "person" insert the words "partnership or corporation."

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

Senator Fine moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Olson of Eddy moved that Senate Bill No. 207 be recalled from the Committee on Judiciary and be referred to the Committee on Tax and Tax Laws.

Senator Eastgate moved that all absent Senators be excused, and it was so ordered.

Senator Cain moved that Senate Bill No. 107 be recalled from the Committee on Judiciary, which motion prevailed.

Senator Cain requested unanimous consent of the Senate to withdraw Senate Bill No. 107, which request was granted.

Senator Brunsdale moved that the Senate do now recess for ten minutes out of respect to the memory of the Honorable E. Y. Sarles a former Governor of the State, whose funeral was being held at this hour in Hillsboro, North Dakota. Which motion prevailed and the Senate recessed.

MESSAGE FROM THE GOVERNOR

State of North Dakota,
Office of the Governor,
Bismarck, North Dakota,
February 18, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Also,

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913.

Also,

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Also,

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Also,

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Also,

Senate Bill No. 146. A Bill for an Act to appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

Very truly yours,
GEO. F. SHAFER,
Governor.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 18, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 63.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 18, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, or Corporation Named in Such Deed or Instrument.

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gas Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals."

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

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 18, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

Which the House has indefinitely postponed.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 18, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any

Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

The Senate re-assembled pursuant to recess taken the President, John W. Carr, presiding.

Senator Hyland moved that the Senate recess until after the conclusion of the program of the Third House, which motion prevailed.

The Senate reassembled pursuant to recess taken, the President, John W. Carr, presiding.

Senator Porter requested a return to the Ninth Order of Business, which request was granted.

Senator Porter moved that the vote by which Senate Bill No. 126 was deferred be reconsidered, which motion prevailed.

Senator Porter moved that Senate Bill No. 126 be referred to the Committee on Public Health, which motion prevailed.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: F. W. McLean and O. J. Hanson, Grand Forks, North Dakota; C. W. Lewis, Lakota, North Dakota; S. H. Copenhauer, Carrington, North Dakota; Sheriff Frank X. Wanner, Dickinson, North Dakota.

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

F. E. TUNELL,
Secretary.

FORTY-THIRD DAY

Senate Chamber,
Bismarck, North Dakota.
February 19, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. C. J. Fyelling of Mandan, North Dakota.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fortieth day after recess and Forty-second day and recommend that the same be corrected as follows:

Strike out all of tenth and eleventh lines from the top of page 21.

Following tenth line from bottom of page seventeen, insert the following:

"Strike out all of line 55."

On page 19 in line 28 change the first word "are" to "as."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

A telegram from Ed S. Vail Butterine Company, relative to Olegmargarine Bill read and referred to Committee on State Affairs, also a similar telegram from Geo. N. Murdock.

A petition from Camp No. 12524, M. W. A. Plaza, North Dakota, C. F. Carlson, Clerk, opposing House Bills Nos. 81, 139 and 140 were read and referred to the Committee on Insurance.

A similar petition from Camp No. 12695, Dwight, North Dakota, was referred to the Committee on Insurance.

A petition, with 24 signers, opposing change in the Teachers Insurance and Retirement Fund, was received and referred to the Committee on Education.

A petition signed by 24 citizens of Fessenden, North Dakota, urging that Senate Bill No. 86 be reconsidered and passed was received and referred to Committee on State Affairs.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 19, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

REPORT OF COMMITTEE ON ENROLLMENT AND EN-
GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

Senate Bill No. 111. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots of Potatoes Originating Within the State of North Dakota and Making an Appropriation for the Payment of the Salaries and Traveling Expenses of Inspectors and Clerks, the Printing of the Necessary Forms and Rules and Regulations and for the Necessary Office Expenses.

Also,

Senate Bill No. 127. A Bill for an Act Providing for the Regulation of Cemeteries, the Appointment of Sextons and Secretaries, Defining their Duties, Providing for the Plotting and Laying Out of Cemeteries, and Defining the Duties of the State Department of Health in Regard to Burials, Their Registration, and Cemeteries.

Also,

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Also,

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violation Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The report of the Committee on Highways and Bridges recommending that Senate Bill No. 106 be amended as shown by the report printed in the Journal for February 18, 1929, on page 19, was read.

Senator Sperry moved to amend the report of the Committee on Highways and Bridges on Senate Bill No. 106, as follows:

After the word "duties" in seventh line of Section 4, insert the following:

"as may now or hereafter be imposed upon him, or placed under his jurisdiction except as herein otherwise provided, all powers and duties."

Strike out the word "the" at the end of seventh line of Section 5.

At the end of line 16 of Section 5, strike out the words "States al" and insert in lieu thereof the words "State as."

On seventeenth line of Section 5, strike out the word "obliges" and insert the word "obligee."

On sixteenth line of Section 6, strike out the word "invoke" and insert the word "make".

Correct the heading of the Repeal Section to read "Section 7," and correct the heading of the Emergency Section to read "Section 8."

On fifth line of Section 2, after the word "duties" change the first word "are" to "as."

Which motion prevailed and the report was so amended.

Senator Sperry moved that the report of the Committee as amended, be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase of Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

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

In line 19, Section 1 of the printed bill, strike out the word "eight" and insert in lieu thereof the word "eighty."

And when so amended recommend the same do pass.

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session

Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925 Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 198. A Bill for an Act to Pay Tribute to all Honorably Discharged Union Soldiers, Sailors, and Marines, Living in North Dakota, and to Their Widows Remaining Unmarried, by Allowing Them a Limited Amount of Exemption from Taxation.

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Live Stock made the following report:

Mr. President: Your Committee on Live Stock to whom was referred:

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

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

G. H. HOOPLE,
Chairman.

Senator Hoople moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 173. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Same Being Section 396a10 of Chapter 5, Article 11a of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

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

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 180. A Bill for an Act Permitting Cities to Effect Group Life and Disability Insurance Coverage on its Employees.

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

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 220. A Bill for an Act to Amend and Re-enact Section 396a2 of the Supplement to the Compiled Laws of 1918, Pertaining to the Term Injury.

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

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 25. A Bill for an Act Entitled: "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, and Repealing Laws in Conflict with this Act."

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

Amend the title of the bill so that same will read as follows: "A Bill for an Act Entitled, 'An Act prescribing and limiting the number of peremptory challenges to jurors in criminal actions, authorizing District Judges to excuse and discharge jurors, and repealing laws in conflict with this Act'"

Strike out the word "eight" in line 4 on page 1 of printed bill, and insert in lieu thereof the word "fifteen".

Strike out the word "five" in line 6 on page 1 of the printed bill, and insert in lieu thereof the word "ten".

Strike out the word "three" in said line 6 on page 1 of printed bill, and insert in lieu thereof the word "six".

Strike out all of lines 7 to 12 inclusive on page 1 of printed bill and insert in lieu thereof the following:

"Section 2. When it shall appear to any judge of the district court, engaged in holding a term of such court, that a greater number of jurors than is necessary has been summoned, or is in attendance, at such term, it shall be the duty of such judge to forthwith, at any time during such term, excuse and discharge all jurors in excess of the necessary number. The jurors to be so excused and discharged shall be determined by placing the ballots containing the names of all the jurors in attendance at said term of court (except

such jurors as are then impaneled and sworn as jurors in an action then on trial) in the trial jury box, folded as nearly alike as possible and so that the names cannot be seen, and then the clerk of such court shall, by direction of said judge, in open court, without looking at or viewing the contents of said box, thoroughly stir or mix such ballots and draw from such box as many ballots as shall be specified by said judge, and, thereupon, all jurors whose names are contained on such ballots, so drawn, shall be excused and discharged from further service or attendance at said term of court, and none of their names shall be again placed in said trial jury box during said term of court."

Strike out the word and figure "Sec. 2" in the first line on page 2 of printed bill, and insert in lieu thereof the following: "Section 3."

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

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

In line 3 of the engrossed bill, after the word "of" strike out the figures "\$20,040.00 and insert in lieu thereof the figures "\$24,540.00".

In line 8 strike out the figures "5,400.00" and insert in lieu thereof the figures "\$6,000.00".

Insert line 10½, "Bookkeeping and Mailing Clerk, "\$2,400.00"

In line 17 strike out the figures "\$5,000.00" and insert in lieu thereof the figures "\$6,500.00."

In line 19 strike out the figures "\$20,040.00" and insert in lieu thereof the figures "\$24,400.00."

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

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

In line 3 of the engrossed bill, after the word "of" strike out the figures "\$24,050.00" and insert in lieu thereof the figures "\$25,050.00".

In line 4 after the word "Miscellaneous" insert the word "Expenses".

In line 23 strike out the figures "\$500.00" and insert in lieu thereof the figures "\$1,000.00".

Insert line 23½, "For Repair of Buildings at the Fort Abercrombie State Park, \$500.00".

In line 26 strike out the figures "\$24,050.00" and insert in lieu thereof the figures "\$25,050.00".

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 9 made the following report:

Mr. President: Your Conference Committee on:

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Have had the same under consideration recommend that the

Senate do concur in the House amendments to said Senate Bill No. 9.

For the Senate:
ALFRED STEEL,
P. O. SATHRE,
G. PATTERSON.

For the House:
WM. A. THATCHER,
F. G. KNEELAND,
H. F. HORNER.

Senator Steel moved that the report be adopted, which motion prevailed and the report was adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Was read the third time.

Senator Steel moved that the rules be suspended, and that Senate Bill No. 9 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 47; nays, 0; absent and not voting, 1; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sathre
Conrath	McCrory	Sperry
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettetstad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Patterson	

Absent and not voting:

Messrs.
Martin

Passed:

Messrs.
Steel

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senator Watt moved that the rules be suspended and that Senate Bill No. 63 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson		

So the bill passed and the title was agreed to.

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 38; nays, 9; absent and not voting, 0; passed, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renwick
Cain	Kretschmar	Sathre
Conrath	Lynch	Sperry
Crocker	McCrary	Steel
Eastgate	Magnuson	Tofsrud
Erickson	Marshall	Unruh
Ettestad	Martin	Van Arnam
Forbes	Murphy	Watt
Fowler	Olson, Barnes	Whitman
Fredrickson	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Matthaei	Renauld
Fine	Olson, Eddy-Foster	Thorson
Fleckten	Patten	Wog

Passed:

Messrs.	Messrs.
Brunsdale	Peck

So the bill passed and the title was agreed to.

Senator Fowler moved that the vote by which Senate Bill No. 104 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 105. A Bill for an Act Providing for the Protection of Depositors and Holders of Exchange in Banks Organized Under the Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 27; nays, 22; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Poupore
Bond	Kretschmar	Renwick
Bonzer	Lynch	Sathre
Brunsdale	Marshall	Sperry
Eastgate	Martin	Steel
Ettestad	Murphy	Tofsrud
Forbes	Olson, Barnes	Van Arnam
Fowler	Patterson	Watt
Fredrickson	Ployhar	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hamilton	Patten
Brostuen	Hoople	Peck
Cain	Kamrath	Porter
Conrath	McCrory	Renauld
Crocker	Magnuson	Thorson
Erickson	Matthaei	Unruh
Fine	Olson, Eddy-Foster	Wog
Fleckten		

So the bill passed and the title was agreed to.

Senator Fowler moved that the vote by which Senate Bill No. 105 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 201. A Bill for an Act Providing for a Uniform Water Well Driller Code; Creating a Board of Water Well Driller Examiners, Providing for the Licensing of Water Well Drillers and Establishing Penalties for the Violation of This Act.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 26; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Brant	Hyland	Renwick
Brunsdale	Kretschmar	Sperry
Cain	Lynch	Steel
Crocker	Martin	Van Arnam
Eastgate	Murphy	Watt
Fowler	Olson, Eddy-Foster	Whitman
Fredrickson	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Magnuson	Renauld
Conrath	Marshall	Sathre
Ettestad	Matthaei	Thorson
Fine	Olson, Barnes	Tofsrud
Fleckten	Patten	Unruh
Kamrath	Peck	Wog
McCrary	Poupore	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Erickson	Forbes

So the bill passed and the title was agreed to.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 34; nays, 6; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hyland	Peck
Brant	Kamrath	Ployhar
Brunsdale	Lynch	Poupore
Conrath	McCrary	Renwick
Eastgate	Magnuson	Sathre
Ettestad	Martin	Sperry
Fine	Matthaei	Steel
Fleckten	Murphy	Tofsrud
Forbes	Olson, Barnes	Unruh
Fowler	Olson, Eddy-Foster	Whitman
Fredrickson	Patterson	Wog
Hoople		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Crocker	Marshall	Van Arnam
Erickson	Thorson	Watt

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Cain	Patten
Bond	Hamilton	Porter
Brostuen	Kretschmar	Renauld

So the bill passed and the title was agreed to.

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Was read the third time.

Senator Matthaei moved that Senate Bill No. 203 be amended as follows: On page 2, Subdivision 15, line 36, strike out subdivision 15 and insert in lieu thereof, "Section 15. For every extradition warrant issued by the Governor upon requisition of the Governor of any other State or territory or any other document signed by the Governor, and attested by the Secretary of State, except pardons and commissions, three dollars, which motion prevailed.

Senator Brostuen moved that the rules be suspended, that Senate Bill No. 203 be considered properly re-engrossed and placed on third reading and final passage. Which motion prevailed.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renaud
Brunsdale	Lynch	Renwick
Cain	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thcrson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson		

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 38; nays, 6; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Fredrickson	Ployhar
Bonzer	Hamilton	Porter
Brant	Hoople	Poupore
Brostuen	Hyland	Renauld
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	Magnuson	Tofsrud
Crocker	Marshall	Uzruh
Eastgate	Martin	Van Arnam
Erickson	Murphy	Watt
Ettestad	Olson, Eddy-Foster	Whitman
Forbes	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	McCrorry	Peck
Fleckten	Olson, Barnes	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kamrath	Renwick	Wog
Matthaei	Steel	

So the bill passed and the title was agreed to.

The President called Senator Lynch to the chair.

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar

Messrs.	Messrs.	Messrs.
Bonzer	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Sathre
Conrath	McCrorry	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Martin	Tofsrud
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wog
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.
Brant	Renwick

So the bill passed and the title was agreed to.

Senate Bill No. 192. A Bill for an Act Requiring the Administrative Officers of the Agricultural College at Fargo, North Dakota, to Annually Secure Samples of Wheat Raised by Wheat Growers in North Dakota for the Purpose of Ascertaining the Protein Content Thereof in Order that Such Wheat May Be Sold and Marketed on the Basis of Such Protein Content; Providing the Manner and Means by Which Such Protein Content May be Ascertained; Establishing Rules and Regulations, and Providing a Penalty for a Violation of this Act.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sathre
Conrath	McCrorry	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Martin	Tofsrud
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt

Messrs.	Messrs.	Messrs.
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patterson	Wog
Fredrickson	Peck	

Those voting in the negative were:

Messrs.
Patten

Absent and not voting:

Messrs.
Brant

So the bill passed and the title was agreed to.

Senator Hyland:

Mr. President: I offer the following amendments to Senate Bill No. 93 and move their adoption.

In the printed bill, after the words "introduced by Sathre" strike out all of the balance of the bill and insert the following:

"A Bill for an Act Making an Appropriation for Poor and Destitute Persons, Providing the Method of Expenditure and Audit Thereof; Inspection and Supervision Therefor.

"Be it Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. APPROPRIATION, METHOD OF EXPENDITURE. There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum of Ten Thousand Dollars, (\$10,000), or so much thereof as may be necessary to the North Dakota House of Mercy, of Fargo, North Dakota, and Saint John's Orphanage of Fargo, North Dakota, provided that each of said institutions shall share equally in the above appropriation and the moneys so appropriated shall be paid to such institutions in the following manner, to-wit: To the North Dakota House of Mercy shall be paid the sum of Fifteen Dollars (\$15.00) per month toward the support and maintenance of each poor and indigent unmarried expectant mother, or mother, and Ten Dollars (\$10.00) per month toward the support and maintenance of each poor and indigent infant or child during the time their age or physical condition necessitates their being charges in said North Dakota House of Mercy, as determined by the Superintendent or Superior in Charge, providing, in no case shall a mother and her child receive an allowance from the appropriation at the same time; and to Saint John's Orphanage shall be paid the sum of Ten Dollars (\$10.00) per month toward the support and maintenance of each poor and indigent infant or child while their age or physical condition

necessitates their remaining as charges in said Orphanage, as determined by the Superintendent or Superior in charge.

"Section 2. REPORTS AND CERTIFICATES—PAYMENT. The Superintendent or Superior of the North Dakota House of Mercy and Saint John's Orphanage shall each, and separately, make monthly reports to the State Auditor, of the State of North Dakota, duly certified under oath, showing the number and classes of inmates in each of said institutions, and the State Auditor shall thereupon pay to said institutions the sum for each inmate as hereinbefore provided.

"Section 3. SUPERVISION AND INSPECTION. Said North Dakota House of Mercy and said Saint John's Orphanage shall be subject to the supervision and inspection of the State Board of Administration as provided for in the Child Welfare Act."

Which motion prevailed.

Senator Hyland moved that the rules be suspended, that amended Senate Bill No. 93 be considered properly re-encrossed and placed on third reading and final passage.

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 28; nays, 21; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Ployhar
Bonzer	Kamrath	Poupore
Brant	Magnuson	Renauld
Brostuen	Marshall	Sathre
Cain	Martin	Sperry
Conrath	Murphy	Steel
Eastgate	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Whitman
Fredrickson	Peck	Wog
Hoople		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Fowler	Patterson
Brunsdale	Hamilton	Porter
Crocker	Kretschmar	Renwick
Erickson	Lynch	Thorson

Messrs.	Messrs.	Messrs.
Ettestad	McCrory	Tofsrud
Fleckten	Matthaei	Van Arnam
Forbes	Patten	Watt

So the bill passed and the title was agreed to.

Senator Hyland moved that the vote by which Senate Bill No. 93 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hoople moved that final action on Senate Bill No. 111 be deferred at this time and the bill placed on the Calendar for Saturday, February 23rd. Which motion prevailed.

Senate Bill No. 152. A Bill for an Act Relating to the Delivery and Exchange of Bakery Products; Terms of; Sanitation; for Sale of, and Penalty. Duty of State Food Commissioner and Chemist to Enforce.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Patterson
Bond	Fowler	Porter
Bonzer	Fredrickson	Poupore
Brant	Hamilton	Renauld
Brostuen	Hoople	Renwick
Brunsdale	Kamrath	Sperry
Cain	Kretschmar	Steel
Conrath	Lynch	Thorson
Crocker	Magnuson	Tofsrud
Eastgate	Marshall	Unruh
Erickson	Murphy	Van Arnam
Ettestad	Matthaei	Watt
Fine	Olson, Barnes	Whitman
Flecten	Olson, Eddy-Foster	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
McCrory	Patten	Peck

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hyland	Ployhar	Sathre
Martin		

So the bill passed and the title was agreed to.

Senate Bill No. 127. A Bill for an Act Providing for the Regulation of Cemeteries, the Appointment of Sextons and Secretaries, Defining their Duties, Providing for the Plotting and Laying Out of Cemeteries, and Defining the Duties of the State Department of Health in Regard to Burials, Their Registration, and Cemeteries.

Was read the third time.

Senator Hyland moved to amend Senate Bill No. 127 as follows: In line 14 and 15 of page 2, strike out the words "competent surveyor who shall plot the said cemetery," and insert the words "plotted or" between the words "be" and "surveyed." Strike out the word "surveyor" in line 18.

Which motion prevailed.

Senator Fowler moved to further amend the bill, as follows: "Sec. 6. Nothing herein contained shall be deemed to apply to individual private burying grounds."

Which motion prevailed.

Senator Patterson moved to further amend the bill by striking out Sections 3 and 4.

Which motion prevailed.

Senator Steel moved that Senate Bill No. 127 be indefinitely postponed.

Which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 19, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 9.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 19, 1929.

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on Senate Bill No. 63.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota
February 19, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

Edwin Overbo and Ole Tuneberg, Kindred, N. D.; Judge M. J. Engbert, Valley City, N. D.; Norman Thompson, Fargo, N. D.; Sam La Due, Robert Bossard, Victor Corbett and Burt Tenneson, Minot, N. D.; Louis Odegard, Douglas, N. D.; E. G. Larson, Valley City, N. D.; Al. N. Nelson, Keene, N. D.; P. H. Barrett, Sanish, N. D.; Ray Clark, Fessenden, N. D.; Ben Swang and Harry Swang, Kernel Helgerad, Harvey, N. D.; Judge W. J. Kneeshaw, Pembina, N. D.

Senator Cain moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

F. E. TUNELL,
Secretary.

FORTY-FOURTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 20, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. C. J. Fyelling of Mandan, North Dakota.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-third Day and recommend that the same be corrected as follows:

On 14th line from top of page 16, after the word "moved" insert the following: "that the rules be suspended and"

On 27th line from top of page 18, correct the spelling of the word "Content".

On 3rd line from top of page 20, correct the spelling of the word "determined".

On 10th line from top of page 22, strike out the "(" following the colon.

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petitions opposing the passage of House Bills Nos. 81, 139 and 140, as unfriendly and seriously detrimental to fraternal societies and their work in the state were received from:

Camp No. 10557, Alice, N. D., G. A. Kaparm, Clerk.

Camp No. 5927, Chaffee, N. D., Leonard Saue, Clerk.

Camp No. 7788, Hunter, N. D., W. D. Collins, Clerk.

Camp No. 5014, Ashley, N. D., A. W. Wentz, Clerk.

Camp No. 13598, Burnstad, N. D., A. V. Nordquist, Clerk.

Camp No. 12599, Ambrose, N. D., G. Bailard, Clerk.

Camp No. 7830, Bowbells, N. D., G. B. Patterson, Clerk.

Camp No. 4698, Buxton, N. D., T. H. Thompson, Clerk.

Camp No. 2787, Cummings, N. D., Harold Berg, Clerk.

Which were referred to the Committee on Insurance.

Senator Bond presented a petition from the Makoti Commercial club requesting a bridge be erected at a point near Elbowoods, which was referred to the Committee on Highways and Bridges.

REPORT OF COMMITTEE ON ENROLLMENT AND EN-

GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Also,

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Also,

Senate Bill No. 106. A Bill for an Act Creating a High-

way Commission, Defining the Powers and Duties, and Fixing the Compensation.

Also,

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Also,

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Also,

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for a Breach of Contract, and Providing

Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 1935 and Section 1938 of the Compiled Laws of North Dakota, 1913, Relating to the Laying Out, Altering or Discontinuing of Highways.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President:

Your Committee on Judiciary to whom was referred:

Senate Bill No. 200. A Bill for an Act to Prevent all Insurance Companies from Defending a Policy After a Loss Has Occurred, on the Grounds that said Policy was Obtained by Misrepresentation, or, Mis-statement of Facts, in the Application or Otherwise.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 199. A Bill for an Act Providing That in all Civil Cases Where the Principal Defendant Carries Lia-

bility or Indemnity Insurance the Insurance Company May be Made a Party Defendant; and Defining the Extent of the Liability of Such Company.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 153. A Bill for an Act to Amend and Re-enact Sections 6857 and 6858 of the Compiled Laws of North Dakota for the Year 1913, Relating to Farm Laborer's Lien Providing for the Lien for Labor or Services Performed on Farm.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The minority of the Committee on Judiciary made the following report:

Mr. President: A Minority of your Committee on Judiciary to whom was referred:

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 8100 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Foreclosure of Mortgages, and What Judgments May Be Entered Therein.

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

JOHN VAN ARNAM,
ALFRED STEEL,
J. P. CAIN,
A. W. FOWLER,
W. D. LYNCH,
FRANK E. FLOYHAR,
JOSEPH G. FORBES,

The majority of the Committee on Judiciary made the following report:

Mr. President: The majority of your Committee on Judiciary to whom was referred:

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 8100 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Foreclosure of Mortgages, and What Judgments May Be Entered Therein.

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

G. PATTERSON,
GUST WOG,
OLE ETTESTAD,
A. A. PECK,
C. J. OLSON,
O. H. OLSON,
G. H. HOOPLE,
P. O. SATHRE,

Senator Ployhar moved that the minority report be adopted.

Senator O. H. Olson moved the substitute motion that the majority report be adopted.

Senator Patterson demanded a roll call.

ROLL CALL

The question being on the substitute motion for adoption of the minority report, the roll was called, and there were ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Patten
Brostuen	Kamrath	Patterson
Conrath	McCrary	Peck
Erickson	Magnuson	Renauld
Ettestad	Marshall	Sathre
Fine	Martin	Thorson
Fleckten	Olson, Barnes	Unruh
Fredrickson	Olson, Eddy-Foster	Wog
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Renwick
Bond	Kretschmar	Sperry
Brunsdale	Lynch	Steel
Cain	Matthaei	Tofsrud
Crocker	Murphy	Van Arnam
Eastgate	Ployhar	Watt
Forbes	Porter	Whitman
Fowler	Poupore	

Absent and not voting:

Messrs.
Bonzer

So the substitute motion prevailed and the minority report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 206. A Bill for an Act to Amend and Re-enact Section 5608a of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Confirmation of the Conveyance of the Family Homestead in any Case in Which the Same has Been Deeded by Both Husband and Wife in Separate Instruments Where Said Deeds Purported to Convey the Land to the Same Person or his Grantees, and Validating Such Deeds.

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

In line 12, Section 1 of the printed bill, strike out the word "this" and insert in lieu thereof the word "the."

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 209. A Bill for an Act to Amend and Re-enact Section Six (6) of Chapter One Hundred Sixty-three (163) Session Laws of 1925, Relating to the Management of the Mill and Elevator at Grand Forks, North Dakota.

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

After the word "Governor" in line 17 on page 2 of the printed bill, strike out the period and insert a comma in lieu thereof, and insert the following words immediately thereafter: "whose salary shall be fixed by the Governor."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 212. A Bill for an Act Making it a Misdemeanor, for any Person to Interfere with the Person Operating a Passenger Elevator in any Public Place Carrying or Designed to Carry Human Beings, and Prohibiting any Person, Being in an Intoxicated Condition, from Operating or Attempting to Operate Any Such Elevator.

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

Strike out all of Section 1 of the printed bill. In line 1, page 2, of the printed bill strike out the figure 2 and insert the figure "1" in lieu thereof. In the same line strike out the words "provided that if." Capitalize "a" in the word "any" and after the word "person" insert the word "who."

Change Section 3 and 4 to "2 and 3" respectively.

In line 3 of Section 4 of the printed bill change "\$200" to "\$100" and in line 4 of the same section strike out the words and figure "six months" and insert "thirty days" in lieu thereof.

Strike out all of Sections 5 and 6 of the printed bill.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 67. A Bill for an Act to Amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

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

Strike out the title of the printed bill and insert the following in lieu thereof.

"For an Act to Amend and Re-enact Section 6072 of the Compiled Laws of North Dakota for 1913 and Chapter 274 of the Session Laws of 1927 prescribing lawful rates of Interest for any Legal Indebtedness and Defining Usury.

In Section 1 of the printed bill strike out everything after the figure "1" and insert the following in lieu thereof:

That Section 6072 of the Compiled Laws of North Dakota for the year 1913 be and the same hereby is amended and re-enacted to read as follows: "In line 7 of the printed bill strike out the word "seven" and insert the word "eight" in lieu thereof.

In Section 2 of the printed bill strike out everything after the figure "2" and insert the following in lieu thereof. "That Chapter 274 of the Session Laws of North Dakota for 1927 be and the same hereby is amended and re-enacted to read as follows: On page 2 of the printed bill in line 8 strike out the word "Seven" and insert the word "eight" in lieu thereof.

In line 11 strike out the period after the word "usury" and insert a semi-colon in lieu thereof and add the following: "Provided: That any contract to pay interest not usurious on interest overdue shall not be deemed usury" and when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 133. A Bill for an Act to Regulate the Practice of Professional Engineering and Land Surveying in the State of North Dakota.

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

On page 15 of the printed bill after line 44 insert the following:

9. Practice of engineering or land surveying solely as an officer or employee of an Inter-state Railroad, Public Utility or Industrial Corporation.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

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

On page 2 of the printed bill, line 18 strike out the word "and" and capitalize the letter "I" in the word "in."

In line 19, strike out everything after the word "provided", all of line 20 and the following words in line 21: "which the labor was done or things furnished" and also strike out the word "such" in the same line.

In line 22 strike out the word "was" and insert "is" in lieu thereof.

In line 25 strike out the word "the" and insert "such" in lieu thereof.

In line 28 strike out the word "belongs or or."

In line 29 strike out the word "put"; also the word "the" and insert the word "such" in lieu thereof.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

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

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

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

Insert the following as Section 14:

Scope of control of Subdivisions). Whenever a Planning Commission shall have adopted a major street plan of the territory within its subdivision jurisdiction or part thereof, and shall have filed a certified copy of such plan in the office of the Register of Deeds of the County in which such territory or part is located, then no plat of a subdivision of land within such territory or part shall be filed or recorded until it shall have been approved by such Planning Commission and such approval entered in writing on the plat by the chairman or secretary of the Commission.

Strike out Section 24 of the printed bill and change numbering of Sections to conform with amendments.

And when so amended recommend the same do pass.

J. E. FLECKTEN,
Chairman.

Senator Fleckten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Da-

kota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

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

In line 20 of page 2 of the printed bill strike out the period after the word "premises" and insert a semi-colon in lieu thereof and add the following: "provided the tenant has filed in the office of the Register of Deeds where the land is situated, within 60 days after the building, erection or placing of such lien, granary or structure, a notice describing the land, the character of the structure and stating he intends to make removal thereof as provided by law and provided further that if such notice is not filed, the right of removal shall be void as against the owner or holder of any mortgage, deed or conveyance, whose mortgage, deed or conveyance shall have been filed and recorded prior to the filing for record of said notice."

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 20, 1929.

Mr. Speaker: I have the honor to transmit herewith Senate Concurrent Resolution B, which the Senate has adopted.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 20, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Senate Bill No. 105. A Bill for an Act Providing for the

Protection of Depositors and Holders of Exchange in Banks Organized Under the Laws of North Dakota.

Senate Bill No. 201. A Bill for an Act Providing for a Uniform Water Well Driller Code; Creating a Board of Water Well Driller Examiners, Providing for the Licensing of Water Well Drillers and Establishing Penalties for the Violation of This Act.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Senate Bill No. 192. A Bill for an Act Requiring the Administrative Officers of the Agricultural College at Fargo, North Dakota, to Annually Secure Samples of Wheat Raised by Wheat Growers in North Dakota for the Purpose of Ascertaining the Protein Content Thereof in Order that Such Wheat May Be Sold and Marketed on the Basis of Such Protein Content; Providing the Manner and Means by Which Such Protein Content May be Ascertained; Establishing Rules and Regulations, and Providing a Penalty for a Violation of this Act.

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Senate Bill No. 152. A Bill for an Act Relating to the Delivery and Exchange of Bakery Products; Terms of; Sanitation; for Sale of, and Penalty. Duty of State Food Commissioner and Chemist to Enforce.

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

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 20, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5063, of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

House Bill No. 140. A Bill for an Act to Amend and Re-enact Section 5064 of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Societies.

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair As-

sociation Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 30 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Rentention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5062, Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota
February 20, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 80. A Bill for an Act Permitting School District Boards to Provide a Building Fund as in Their Judgment Seems Necessary or desirable, Such Fund to be used for Building Purposes Only.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota.
February 20, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 78.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 20, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 89.

Very respectfully,

C. R. VERRY,
Chief Clerk.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 65 made the following report:

Mr. President: Your Conference Committee on

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Have had the same under consideration and recommend that the Senate do concur in the House amendments to said Senate Bill No. 65.

For the Senate:

D. H. HAMILTON,
A. W. FOWLER,
L. O. FREDRICKSON.

For the House:

M. H. LYNCH,
JAMES McMANUS,
R. R. GIBBENS.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hamilton moved that the rules be suspended, that Senate Bill No. 65 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle

Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrary	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	Patterson	Porter

So the bill passed and the title was agreed to.

REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee, to whom was referred:

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

Have had the same under consideration and recommend that the House concur in the Senate amendments, and that the bill be further amended so that Sub-section (3) of the bill will read as follows:

"(3) The moneys authorized to be raised by the vote of

the township meeting for any township purpose, which may include a fund for the eradicating of gophers, prairie dogs, crows, and magpies."

For the Senate:

JOSEPH G. FORBES,
D. H. HAMILTON,
C. E. ERICKSON.

For the House:

J. H. BURKHART,
W. J. BELL,
KARL H. BRUNSDALE.

Senator Hamilton moved the adoption of the report. Which motion prevailed and the report was adopted.

Senator Hamilton moved that the rules be suspended, that House Bill No. 89 as amended be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renaud
Brunsdale	Lynch	Renwick
Cain	McCrary	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson		

So the bill passed and the title was agreed to.

REPORT OF SELECT COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred:

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

Have had the same under consideration and recommend that the House recede from its amendment by which the words "one hundred" were stricken out of line 15 on page 2 of the engrossed bill, and the word "eighty" inserted in lieu thereof.

That the House also recede from its amendment by which the words "or personal property" were inserted in line 35 of the printed bill, which is line 20 on page 2 of the engrossed bill.

That the Senate concur on all of the other House amendments.

We also recommend that the bill be further amended as follows:

In line 15 on page 2 of the engrossed bill, strike out the words "one hundred" and insert the word "sixty" in lieu thereof, and in line 16 on page 2 of the engrossed bill change the word "townships" to "township", strike out the period and insert a comma and add the following words: "consisting of not to exceed one congressional township, providing that in civil townships consisting of more than one congressional township the assessor shall receive an additional compensation of not to exceed thirty dollars for each additional congressional township or major fraction thereof."

For the Senate:
J. K. BROSTUEN,
J. E. EASTGATE.

For the House:
JAMES McMANUS,
C. C. TURNER.

And when so amended recommend the same do pass.

JOSEPH McGAUVREAN,
Chairman.

Senator Brostuen moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Brostuen moved that the rules be suspended, and that Senate Bill No. 78, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hoople	Peck
Bonzer	Hyland	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	Lynch	Renauld
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Renwick	Sathre

So the bill passed and the title was agreed to.

The President announced that the Senate would return to the Fourth Order of Business for the purpose of signing bills.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 20, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee report on House Bill No. 89.

Very respectfully,

F. E. TUNELL,
Secretary.

THIRD READING OF SENATE BILLS

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 39; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Olson, Eddy-Foster
Bond	Fowler	Patterson
Bonzer	Fredrickson	Porter
Brostuen	Hoople	Poupore
Brunsdale	Kamrath	Renwick
Cain	Kretschmar	Sperry
Conrath	Lynch	Thorson
Crocker	McCrary	Tofsrud
Eastgate	Magnuson	Unruh
Erickson	Marshall	Van Arnam
Ettestad	Martin	Watt
Fine	Murphy	Whitman
Fleckten	Olson, Barnes	Wog

Those voting in the negative were:

Messrs.	Messrs.
Patten	Peck

Absent and not voting:

Messrs.	Messrs.	
Brant	Matthaei	Sathre
Hamilton	Ployhar	Steel
Hyland	Renaud	

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patten
Bond	Fredrickson	Patterson
Bonzer	Hamilton	Ployhar
Brostuen	Hoople	Porter
Brunsdale	Hyland	Poupore
Cain	Kamrath	Renaud
Conrath	Kretschmar	Sperry
Crocker	Lynch	Thorson
Eastgate	McCrorry	Tofsrud
Erickson	Magnuson	Unruh
Ettestad	Marshall	Van Arnam
Fine	Martin	Watt
Fleckten	Murphy	Whitman
Forbes	Olson, Barnes	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brant	Peck	Sathre
Matthaei	Renwick	Steel
Olson, Eddy-Foster		

So the bill passed and the title was agreed to.

Senate Bill No. 137. A Bill for an Act to Appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eighty-one (81), West of the

Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for Use in Connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Bonzer	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Renwick
Conrath	McCrorry	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Thorson
Erickson	Martin	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler		

Those voting in the negative were:

Messrs.
Watt

Absent and not voting:

Messrs.	Messrs.
Matthaei	Steel

So the bill passed and the title was agreed to.

Senator Martin moved that the vote by which Senate Bill No. 137 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Patterson
Brant	Hoople	Ployhar
Brostuen	Hyland	Porter
Brunsdale	Kamrath	Poupore
Cain	Kretschmar	Renauld
Conrath	Lynch	Sathre
Crocker	McCrory	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Tofsrud
Ettestad	Martin	Unruh
Fine	Matthaei	Van Arnam
Fleckten	Murphy	Watt
Forbes	Olson, Barnes	Whitman
Fowler	Olson, Eddy-Foster	Wog
Fredrickson	Patten	

Those voting in the negative were:

Messrs.	Messrs.
Peck	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Bonzer	Renwick

So the bill passed and the title was agreed to.

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 41; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry

Messrs.	Messrs.	Messrs.
Conrath	Magnuson	Steel
Crocker	Marshall	Tofsrud
Eastgate	Martin	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patterson	Wog
Fredrickson	Peck	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson	McCrory	Patten
Ettestad	Matthaei	Thorson

Absent and not voting:

Messrs.	Messrs.
Atkins	Renwick

So the bill passed and the title was agreed to.

Senate Bill No. 155. A Bill for an Act to Appropriate the Sum of Six Hundred Dollars Annually until 1942 or so Much Thereof as May be Necessary Under this Act, for the Use and Benefit of the Children, not Under Sixteen nor over Twenty-one Years of Age and who have for Twelve Months had their Domicile in the State of North Dakota, of those who Were Killed in Action or Who Died from Other Cause While Serving in the Army, Navy, or Marine Corps of the United States, During the World War, from April 6, 1917, to July 2, 1921; Which Said Children are Attending or Who May Hereafter Attend a State Educational or Training Institution of a Secondary or College Grade; for the Purpose of Providing and Paying for Said Children; Tuition and Matriculation Fees; Board and Room Rent; and Books and Supplies, and for no Other Purposes.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 29; nays, 18; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Porter
Bond	Hyland	Poupore
Bonzer	Kamrath	Renwick
Brostuen	Lynch	Sathre
Brunsdale	Martin	Sperry
Cain	Matthaei	Steel
Crocker	Murphy	Thorson
Eastgate	Patterson	Watt

Messrs.	Messrs.	Messrs.
Fredrickson	Peck	Whitman
Hamilton	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Forbes	Olson, Eddy-Foster
Conrath	Fowler	Patten
Erickson	McCrorry	Renauld
Ettestad	Magnuson	Tofsrud
Fine	Marshall	Unruh
Fleckten	Olson, Barnes	Wcg

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Van Arnam

So the bill passed and the title was agreed to.

Senator Cain moved that the vote by which Senate Bill No. 155 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violation Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 4; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Olson, Eddy-Foster
Bond	Fredrickson	Patterson
Bonzer	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Cain	Kretschmar	Renwick
Conrath	Lynch	Sathre
Crocker	McCrorry	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Tofsrud
Ettestad	Martin	Unruh
Fine	Matthaei	Van Arnam
Fleckten	Murphy	Watt
Forbes	Olson, Barnes	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Patten	Thorson	Wog
Peck		

So the bill passed and the title was agreed to.

Senate Bill No. 106. A Bill for an Act Creating a Highway Commission, Defining the Powers and Duties, and Fixing the Compensation.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 5; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Matthaei	Thorson
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Those voting in the negative were:

Cain	McCrorry	Tofsrud
Hyland	Martin	

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senator Hamilton moved that the vote by which Senate Bill No. 106 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase of Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the

Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 29; nays, 16; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Ployhar
Bond	Fowler	Porter
Brant	Hamilton	Poupore
Brostuen	Hoople	Sathre
Brunsdale	Hyland	Sperry
Cain	Kamrath	Steel
Crocker	Kretschmar	Van Arnam
Eastgate	Lynch	Whitman
Ettestad	Murphy	Wog
Fleckten	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	Matthaei	Renauld
Erickson	Olson, Barnes	Thorson
Fine	Olson, Eddy-Foster	Tofsrud
McCrorry	Patten	Unruh
Magnuson	Peck	Watt
Marshall		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Renwick
Fredrickson		

So the bill passed and the title was agreed to.

Senator Brostuen moved that the vote by which Senate Bill No. 151 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called, and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Hamilton	Peck
Bonzer	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Tofsrud
Eastgate	Marshall	Unruh
Erickson	Matthaei	Van Arnam
Ettestad	Murphy	Watt
Fine	Olson, Barnes	Whitman
Fleckten	Olson, Eddy-Foster	Wog
Forbes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Patten	Renauld	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fredrickson	Martin	Renwick

So the bill passed and the title was agreed to.

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 2; absent and not voting, 1; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel

Messrs.	Messrs.	Messrs.
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patterson	Whitman
Fredrickson	Peck	Wog

Those voting in the negative were:

Messrs.	Messrs.
Erickson	Patten

Absent and not voting:

Messrs.
Martin

Passed:

Messrs.
Fine

So the bill passed and the title was agreed to.

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrorry	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Matthaei	Thorson
Ettestad	Murphy	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Forbes	Patten	Watt
Fowler	Patterson	Whitman
Fredrickson	Peck	Wog

Those voting in the negative were:

Messrs.
Erickson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Martin

So the bill passed and the title was agreed to. Emergency clause declared carried.

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925 Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Brant	Hoople	Ployhar
Brostuen	Hyland	Porter
Brunsdale	Kamrath	Poupore
Cain	Kretschmar	Renauld
Conrath	Lynch	Renwick
Crocker	McCroory	Sathre
Eastgate	Magnuson	Sperry
Erickson	Marshall	Steel
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Thorson	Tofsrud
Martin		

So the bill passed.

Senator Fowler moved that the vote by which Senate Bill No. 178 was passed be reconsidered for the purpose of making an amendment. Which motion prevailed, and Senate Bill No. 178 was before the Senate for reconsideration.

Senator Fowler moved that Senate Bill No. 178 be placed at the foot of today's calendar. Which motion prevailed.

Senator Hoople moved that Senate Bill No. 219 be placed at the foot of today's calendar.

Which motion prevailed.

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Fredrickson	Peck
Bonzer	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Renauld
Brunsdale	Kamrath	Sathre
Cain	Kretschmar	Sperry
Conrath	Lynch	Thorson
Crocker	McCrorry	Tofsrud
Eastgate	Magnuson	Unruh
Erickson	Marshall	Van Arnam
Ettestad	Murphy	Watt
Fine	Olson, Barnes	Whitman
Fleckten	Olson, Eddy-Foster	Wog
Forbes	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Poupore	Steel
Matthaei	Renwick	

So the bill passed and the title was agreed to.

Senator Fowler moved to amend Senate Bill No. 178 as follows:

In the first line of the title, strike out the words "of the" before the word "Supplement";

In the second line of the title strike out the words "the State of North Dakota for the Year 1925" and insert in lieu

thereof the figures "1913", so that it will read "Supplement to the Compiled Laws of 1913".

In Section 1, line 1, after the figure "1" insert the following: "Amendment. That Section 2346a34 of the Supplement to the Compiled Laws of 1913, be hereby amended and re-enacted to read as follows: 'Section 2346a34.'"

In Section 2, line 1, after the figure "2" insert the word "Amendment".

In line 2 strike out the words "The State of North Dakota for the year 1925," and insert in lieu thereof the figures "1913".

After the word "follows" in line three, insert "Section 2346a37."

Which motion prevailed.

Senator Fowler moved that the rules be suspended, that Senate Bill No. 178, as amended, be considered properly re-engrossed and placed upon third reading and final passage.

Which motion prevailed.

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34 of the Supplement to the Compiled Laws of 1913 Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as follows:

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Peck
Bond	Fredrickson	Ployhar
Bonzer	Hamilton	Porter
Brant	Hoople	Poupore
Brostuen	Hyland	Renauld
Brunsdale	Kamrath	Renwick
Cain	Kretschmar	Sathre
Conrath	Lynch	Sperry
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
McCrary	Matthaei	Steel
Martin		

So the bill passed and the title was agreed to.

Senator Hoople moved to amend Senate Bill No. 219 as follows:

In the title of the bill strike out the words "Compiled Laws of North Dakota for the year 1913" and insert in lieu thereof the following: "Supplement to the Compiled Laws of 1913."

In Section 1, after the word "of" in the first line of said section, insert the words, "of the Supplement to the"; in line 2 of said section 1, strike out the words "of North Dakota."

Which motion prevailed.

Senator Renauld moved to further amend Senate Bill No. 219 in Section 3, by striking out the period after the word "baggage" and inserting the words "and approval" followed by a period.

Which motion prevailed.

Senator Renauld moved that the rules be suspended, that Senate Bill No. 219, as amended, be considered properly re-engrossed and placed upon third reading and final passage. Which motion prevailed.

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Supplement to the Compiled Laws of 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Poupore
Bonzer	Hoople	Renauld
Brant	Hyland	Renwick
Brostuen	Kamrath	Sathre
Brunsdale	Lynch	Sperry
Cain	McCrary	Steel

Messrs.	Messrs.	Messrs.
Conrath	Magnuson	Thorson
Crocker	Marshall	Tofsrud
Eastgate	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.	
Erickson	Martin	Porter
Kretschmar	Matthaei	

So the bill passed and the title was agreed to. Emergency clause declared carried.

THIRD READING OF HOUSE BILLS

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 28; nays, 18; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Porter
Bond	Hyland	Poupore
Brant	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	Marshall	Sperry
Crocker	Murphy	Steel
Eastgate	Olson, Eddy-Foster	Tofsrud
Forbes	Patterson	Van Arnam
Fowler	Ployhar	Whitman
Fredrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Peck
Brostuen	McCrorry	Renauld
Conrath	Magnuson	Thorson
Ettestad	Matthaei	Unruh
Fine	Olson, Barnes	Watt
Fleckten	Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson	Hoople	Martin

So the bill passed and the title was agreed to.

Senator Murphy moved that the vote by which House Bill No. 26 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 39; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Ployhar
Bond	Fowler	Porter
Bonzer	Fredrickson	Poupore
Brant	Hamilton	Renauld
Brostuen	Hyland	Renwick
Brunsdale	Kamrath	Sathre
Cain	Kretschmar	Sperry
Conrath	Lynch	Steel
Crocker	Magnuson	Tofsrud
Eastgate	Marshall	Unruh
Erickson	Murphy	Van Arnam
Ettestad	Olson, Eddy-Foster	Watt
Fine	Patterson	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Olson, Barnes	Thorson
McCrary	Patten	Wog
Matthaei	Peck	

Absent and not voting:

Messrs.	Messrs.
Hoople	Martin

So the bill passed and the title was agreed to.

Senator Hamilton requested consent to return to the Fifth Order of Business for the purpose of making announcements.

Which request was granted.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 20, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 32 and the Speaker has appointed the following as a Conference Committee: Representatives Kneeland, Freeman and Indergaard.

Also, Mr. President, the House has concurred in the Senate Amendments to House Bill No. 79.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Hyland moved that the President appoint a Senate Conference Committee to act with the Conference Committee of the House to consider the Senate amendments to House Bill No. 32.

Which motion prevailed.

The President appointed Senators Ployhar, Ettestad and Crocker as such Conference Committee.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 20, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed Senators Ployhar, Ettestad and Crocker as a Conference Committee on House Bill No. 32.

Very respectfully,
F. E. TUNELL,
Secretary.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: Judge W. J. Kneeshaw, Pembina, N. D.; Dr. H. M. Waldren, Drayton, N. D.; E. Sucket, Bowdon, N. D.; William Sleveringa, Westfield, N. D.; Arnold Berg, Grand Forks; H. H. Smith, Bismarck, N. D.; Paul Hastick, Minneapolis, Minn.; George Rambo, Solen, N. D.; Ray Clarke, Fessenden, N. D.; A. A. Foster, Oakes, N. D.; W. J. Lane, Fargo, N. D.; J. D. McCusker, Braddock, N. D.; H. W. Allen, Braddock, N. D.; Alex MacDonald, Glencoe, N. D.

Senator Hyland moved that the Senate do now recess until 1:00 p. m. Thursday, Feb. 21st, which motion prevailed, and the Senate recessed.

F. E. TUNELL,
Secretary.

FORTY-FOURTH DAY AFTER RECESS AND FORTY-
FIFTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 21, 1929.

The Senate reassembled at 1:00 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

The President announced that the Senate would be upon the Twelfth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

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

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

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

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

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

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

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

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

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

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

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

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

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

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

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

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

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

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

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

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5063, of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

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

House Bill No. 140. A Bill for an Act to Amend and Re-enact Section 5064 of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Societies.

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

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

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

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

Was read the first and second times and referred to the Committee on Livestock.

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

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

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

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

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

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

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

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

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

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

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

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

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

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

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

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

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5062, Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

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

REPORT OF COMMITTEE ON ENROLLMENT AND EN-
GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Also,

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Also,

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Also,

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Also,

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Also,

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the 1925 Supple-

ment to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Also,

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Also,

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Were delivered to the Governor for his approval at the hour of 1:15 p. m., February 21, 1929.

C. J. OLSON,
Chairman.

Senator Hamilton moved that the Senate do now adjourn. Which motion prevailed, and the Senate adjourned.

F. E. TUNELL,
Secretary.

FORTY-FIFTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 21, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, C. J. Fyelling of Mandan, North Dakota.

ROLL CALL

All members present except Senator Bonzer.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-fourth day and recommend that the same be corrected as follows:

On seventh line from top of page 7, strike out the word "Confirmating" and insert in lieu thereof the word "Confirmation."

On ninth line from top of page 11, correct spelling of the word "Committee."

On sixteenth line from bottom of page 13, correct the spelling of the word "Content."

On thirteenth line from top of page 19, correct the spelling of the word "and."

On seventeenth line from top of page 33, after the word "amended" strike out parenthesis mark and insert a comma.

On eighteenth line from top of page 34, correct the spelling of the word "passage."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Petitions opposing House Bills Nos. 81, 139 and 140 as unfriendly and seriously detrimental to fraternal societies and their work in this state were received from:

Camp No. 2841, M. W. A., Glasston, N. D., W. L. McEvan and others.

Camp No. 2725, M. W. A., Fort Ransom, N. D., R. L. Leach, Clerk.

Camp No. 6332, M. W. A., Lakota, N. D., Geo. P. Williams, Clerk.

Camp No. 15767, M. W. A., Aneta, N. D., H. V. Sundquist, Clerk.

Camp No. 2348, M. W. A., Grandin, N. D., James Ford, Clerk.

Camp No. 3378, M. W. A., Taylor, N. D., T. H. Zech, Clerk.

Camp No. 14109, M. W. A., Haynes, N. D., Martin Smith, Clerk.

Camp No. 12966, M. W. A., Ray, N. D., Geo. O. Drakely, Clerk.

Which were referred to Committee on Insurance.

A telegram opposing House Bills Nos. 81, 139 and 140 was received from Camp No. 3277, M. W. A., Pembina, N. D., which was referred to Committee on Insurance.

Petitions opposing any changes in the Workmen's Compensation Law were received from:

Petition with 66 signers from Minot.

Petition with 55 signers from Grand Forks.

Petition with 7 signers from Grand Forks.

Petition with 49 signers from Grand Forks.

Communication from Chas. G. Johnson, Grand Forks.

Were referred to the Committee on Judiciary.

REPORTS OF COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Also,

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 67. A Bill for an Act to Amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Also,

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Also,

Senate Bill No. 133. A Bill for an Act to Regulate the Practice of Professional Engineering and Land Surveying in the State of North Dakota.

Also,

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Also,

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

Also,

Senate Bill No. 206. A Bill for an Act to Amend and Re-enact Section 5608a of the Supplement to the 1913 Compiled

Laws of North Dakota Providing for the Confirmation of the Conveyance of the Family Homestead in any Case in Which the Same has Been Deeded by Both Husband and Wife in Separate Instruments Where Said Deeds Purported to Convey the Land to the Same Person or his Grantees, and Validating Such Deeds.

Also;

Senate Bill No. 209. A Bill for an Act to Amend and Re-enact Section Six (6) of Chapter One Hundred Sixty-three (163) Session Laws of 1925, Relating to the Management of the Mill and Elevator at Grand Forks, North Dakota.

Also,

Senate Bill No. 212. A Bill for an Act Making it a Misdemeanor, for any Person to Interfere with the Person Operating a Passenger Elevator in any Public Place Carrying or Designed to Carry Human Beings, and Prohibiting any Person, Being in an Intoxicated Condition, from Operating or Attempting to Operate Any Such Elevator.

Also,

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Supplement to the Compiled Laws of 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

Senate Bill No. 186. A Bill for an Act to Provide for the Protection of the Soil, and to Provide for the Eradication and Destruction of Noxious Weeds, and to Encourage Proper Methods of Crop Rotation and Treatment of the Soil; Providing for an Agricultural Board, and Making Appropriations for Same.

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

C. W. FINE,
Chairman.

Senator Fine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

Senate Bill No. 126. A Bill for an Act Relating to the Organization of Full Time District Health Departments, to Provide the Manner of Effecting the Same and Managing the Affairs Thereof, to Prescribe the Duties and Powers of the Officers Thereof and to Provide for their Financial Support.

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

Correct the heading of the bill to read as follows:

Amend title of bill in line 1, by striking out the words "to permit", and insert in lieu thereof the words "relating to".

In Section 1, line 3, of printed bill, strike out the word "shall" and insert in lieu thereof the word "may".

In Section 2, line 4, of printed bill, strike out the words "a majority" and insert in lieu thereof the words and figures " $\frac{3}{4}$ ths".

In Section 5, line 10, strike out the "comma" after the word department and insert in lieu thereof a "period" and strike out the balance of Section.

On page 3, Section 6, line 13 of printed bill, strike out the word "sixty" and insert in lieu thereof the word "thirty".

In Section 6, line 19, strike out the period after the word "therefrom" and insert the following "by Majority vote of the City Council or Commission."

And when so amended recommend the same do pass.

W. H. PORTER,
Chairman.

Senator Porter moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Judiciary made the following report:

Mr. President: A majority of your Committee on Judiciary to whom was referred:

Senate Bill No. 121. A Bill for an Act to Repeal Section 1000 and Section 1002 of the Compiled Laws of 1913, and to

Amend Section 992, Section 997, Section 998, Section 999, Section 1001, and Section 1004, of the Compiled Laws of 1913, Relating to Absent Voters' Ballots, as Provided in Article 16 of Chapter 11, of the Political Code of the Compiled Laws of 1913, and Further Providing for the Filing of the Complete List of Registered Voters of Each Precinct by the Different Boards of Registration, as provided in Article 24 of Chapter 11, of the Compiled Laws of 1913, Providing for Filing Such Lists With the County Auditor, Thirty (30) Days Prior to Each Election, and Providing Further for the Repeal of All the Provisions of Law in Conflict Herewith. The Purpose and Intent of this Act, Being to Safeguard Elections in the State, Against Fraud and Corruption, and the Violation of the Provisions of Law, Regulating the Secrecy and the Purity of the Ballot, and to Provide Adequate Penalties for Willful Disregard or Violation of the Election Laws of the State.

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

P. O. SATHRE,
FRANK H. HYLAND,
A. W. FOWLER,
JOHN VAN ARNAM,
J. P. CAIN,
JOSEPH G. FORBES,
FRANK E. PLOYHAR.

A minority of the Committee on Judiciary made the following report:

Mr. President: A minority of your Committee on Judiciary to whom was referred:

Senate Bill No. 121. A Bill for an Act to Repeal Section 1000 and Section 1002 of the Compiled Laws of 1913, and to Amend Section 992, Section 997, Section 998, Section 999, Section 1001, and Section 1004, of the Compiled Laws of 1913, Relating to Absent Voters' Ballots, as Provided in Article 16 of Chapter 11, of the Political Code of the Compiled Laws of 1913, and Further Providing for the Filing of the Complete List of Registered Voters of Each Precinct by the Different Boards of Registration, as provided in Article 24 of Chapter 11, of the Compiled Laws of 1913, Providing for Filing Such Lists With the County Auditor, Thirty (30) Days Prior to Each Election, and Providing Further for the Repeal of All the Provisions of Law in Conflict Herewith. The Purpose and Intent of this Act, Being to Safeguard Elections in the State, Against Fraud and Corruption, and the Violation of the Provisions of Law, Regulating the Secrecy and the Purity of the Ballot, and to Provide Adequate Penalties for Willful Disregard or Violation of the Election Laws of the State.

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

C. J. OLSON,
GUST WOG,
G. PATTERSON,
W. E. MATTHAEI.

Senator Fowler moved that the report be adopted.

Senator Olson moved the substitute motion that the minority report be adopted, which motion was lost.

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

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

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

In the printed bill strike out the last word in line 5, "Appointed" and insert in lieu thereof the word "Apportioned".

In line 6 strike out the words "the consent of the dean of the School of Education of the".

In line 7 strike out the words "University of North Dakota and".

In line 10 strike out the words "faculty" and "school" and insert in lieu thereof the words "faculties" and "schools" and after the word "Education" strike out the words "of the University".

In line 19 strike out the word "School" and insert the word "Schools" in lieu thereof and after the word "Education" strike out the words "of the University".

In line 48 after the word "Exceed" strike out all the words up to the word "Which" in line 52.

In line 56 after the word "Available" strike out the words "Under this Article".

In line 60 after the word "then" strike out the words "the amount shall be apportioned pro rata among the schools entitled thereto" and insert the words "in such case, two thousand five hundred dollars shall be apportioned to each of the four schools having an agricultural, manual training and domestic economy department, and the remainder of such amount as is appropriated and available shall be apportioned pro rata among the schools entitled thereto; provided, further, that with the approval of the state superintendent of public

instruction, the money appropriated by the state to the high schools designated to maintain departments of agriculture, manual training and domestic economy may be used for the extension of agricultural education and demonstration outside of the district in which the school is located, within the limits of efficiency".

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved to amend the report of the Committee on Appropriations on Senate Bill No. 160, as follows:

"In line 48, after the word "exceed" strike out all the words up to the word "which" in line 52; and insert in lieu thereof the words "the amount provided for in the budget."

Which motion prevailed, and the report was amended.

The question then being on the adoption of the Committee report as amended, the motion prevailed and the amended report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867.

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

In the last line of the title of the act after the number 9867, strike out the period and add the following "of the Compiled Laws of 1913."

In Section 1, line 6 of the printed bill, after the word "another" insert the following: "with the intent thereby to injure, damage or defraud another."

In line 7 of Section 2, of the printed bill, after the word "another" insert the following: "with the intent thereby to injure, damage or defraud another."

In line 12, of Section 3, of the printed bill, strike out everything after the word "to" and all of line 13 and insert the following in lieu thereof: "the county jail not to exceed one year to the penitentiary not to exceed three years."

In line 8 of Section 4, of the printed bill, strike out everything after the word "the" and insert the following in lieu thereof: "county jail not to exceed one year or to the penitentiary not to exceed five years."

In line 9 of Section 5, of the printed bill, before the first word of said line insert the following: "Section 6 in line 1 of Section 6, of the printed bill change the figure "6" to "7."

On page 4 of the printed bill change Section "7" to Section "8."

In line 3 on page 4 of the printed bill, after the figures 9867 insert the following: "of the Compiled Laws of 1913."

And when so amended recommend that the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted.

Senator Cain moved that the report of the Committee on Judiciary on Senate Bill No. 193 be amended as follows: Insert a comma after words "county jail" in line 12 of Section 3, and insert the word "or" before the words "to the penitentiary."

Which motion prevailed and the report was amended.

The question then being on the adoption of the Committee report as amended, the motion prevailed and the amended report was adopted.

A Majority of the Committee on Judiciary made the following report:

Mr. President: A Majority of your Committee on Judiciary to whom was referred:

Senate Bill No. 172. A Bill for an Act to amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Same being Section 396a17 of Chapter 5, Article 11a of 1925 Supplement to the 1913 Compiled Laws of North Dakota, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

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

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

An Act to Amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Same Being Section 396a17 of Chapter 5, Article 11a of

1925 Supplement to the 1913 Compiled Laws of North Dakota, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF
THE STATE OF NORTH DAKOTA:

Section 1. That Section 17 of Chapter 162 of the Session Laws of North Dakota for the year 1919, same being Section 396a17 of Chapter 5, Article 11a of 1925 Supplement to the 1913 Compiled Laws of North Dakota, known as the Workmen's Compensation Law, as amended by Session Laws of North Dakota for the year 1921 and 1923, be and the same is hereby amended and re-enacted to read as follows:

Section 396a17. The Bureau shall have full power and authority to hear and determine all questions within its jurisdiction, and its decision thereon shall be final unless an appeal be perfected therefrom within thirty (30) days of the date of notice of the Bureau's final decision, which notice shall be served on all parties to the proceedings in which said final decision was rendered, by registered mail. Said appeal may be taken by any party to said proceedings, including the injured employee or party claiming to be an injured employee, the dependents or legal representatives of a deceased employee, the employer or alleged employer of said employee, to the District Court for any county of the judicial district wherein the injury, accident or sickness was inflicted or incurred, by service upon the Workmen's Compensation Bureau and filing with the clerk of said court a notice of appeal, together with an undertaking executed by the appellant with at least two sureties or a corporate surety to the effect that the appellant will pay all costs that may be awarded against him on appeal, not exceeding \$250.00. Within ten days after the service of such notice of appeal upon the Workmen's Compensation Bureau, the Bureau shall certify the complete record in such action to the District Court. Said appeal may be brought on for trial at any time thereafter by either party thereto upon ten days notice to the other.

The issues upon such appeal shall be as framed by the appellant's application for compensation before the Workmen's Compensation Bureau and the Bureau's findings of fact thereon, subject to amendment in the discretion of the court.

At such trial either party may offer such proof and evidence as is material to the issues concerning facts taking place or conditions existing before, at the time of, or subsequent to the date of the accident, and the Court may consider the findings and determination made by the Workmen's Compensation Bureau, but shall exercise its own independent judgment, both as to the facts and the law. In other words, the court shall have full power and authority to pass upon the rights of all claimants the same as if it were an action or proceeding originally commenced in such court. In the event that judgment of the Court rendered in said action awards compensa-

tion to the appellant, the court shall make specific findings as to the percentage and probable duration of the disability of the appellant, and the aforesaid findings shall be incorporated in the judgment of the Court rendered in said action and such judgment shall be binding upon the Bureau in fixing the amount of the award for such injury so received, except as the same may be affected by Section 396a18 of the Supplement to the Compiled Laws of 1913. The award so arrived at shall be paid by the Workmen's Compensation Bureau out of the Workmen's Compensation Fund, or by the employer, in the case of an elective claim, in accordance with the provisions of this Act, which said award may be paid in cash in a lump sum equal to the present value of all future payment of compensation computed at four (4) per cent discount compounded annually.

The costs of such action, including a reasonable attorney's fee to the claimant's attorney, if the claimant be successful, shall be fixed by the Trial Judge and taxed against the Workmen's Compensation Fund or the employer in the case of an elective claim, as the case may be. Such attorney's fees shall not be less than the sum of One Hundred Dollars (\$100.00), nor shall it exceed fifteen per cent of the judgment recovered, exclusive of costs, and any contract made by any attorney with his client for a fee in addition to that allowed by the Trial Court be invalid.

Each party to the said action shall have the right of appeal to the Supreme Court, said appeal to be governed by existing statutes as in the case of appeals in civil cases, and a trial de novo shall be had in the Supreme Court.

It is the intent of this Act that appeals as aforesaid may be had by any party from any and all final decisions of the Workmen's Compensation Bureau.

Section 2- All acts and parts of acts in conflict herewith are hereby repealed.

Section 3. EMERGENCY). This act is hereby declared to be an emergency measure, and shall be in full force and effect immediately upon its passage and approval.

P. O. SATHRE,
A. W. FOWLER,
JOHN VAN ARNAM,
FRANK H. HYLAND,
J. P. CAIN,
JOSEPH G. FORBES,
FRANK E. FLOYHAR,
W. D. LYNCH.

P. O. SATHRE,
Chairman.

A Minority of the Committee on Judiciary made the following report:

Mr. President: A Minority of your Committee on Judiciary to whom was referred:

Senate Bill No. 172. A Bill for an Act to amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Same being Section 396a17 of Chapter 5, Article 11a of 1925 Supplement to the 1913 Compiled Laws of North Dakota, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

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

GUST WOG,
G. PATTERSON,
W. E. MARTIN,
A. A. PECK,
C. J. OLSON,
O. H. OLSON.

Senator Sathre moved that the reports be printed in the Journal, and that action thereon be deferred one legislative day, which motion prevailed.

Senator Sathre moved that Senate Bill No. 89 be re-referred to the Committee on Judiciary, which motion prevailed and Senate Bill No. 89 was re-referred.

Senator Patterson moved that Senate Bill No. 112 be recalled from the Committee on Judiciary and be re-referred to the Committee on Tax and Tax Laws.

The vote upon the question was a tie.

The President voted "No" and the motion was lost.

Senator Steel moved that Senate Bills Nos. 101 and 102 be recalled from the Committee on Judiciary.

Which motion prevailed.

Senator Steel requested unanimous consent of the Senate to withdraw Senate Bills Nos. 101 and 102 from further consideration.

Which request was granted and Senate Bills Nos. 101 and 102 were withdrawn.

Senator Hamilton moved that Senate Bill No. 209 be taken from today's calendar and placed upon the calendar for Monday, February 25th.

Which motion prevailed.

Senator Fine moved that Senate Bill No. 171 be taken from

the calendar and action thereon be deferred one legislative day.

Which motion prevailed.

Senator Sathre requested consent to return to the Seventh Order of Business.

Which request was granted.

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for a Breach of Contract and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

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

In the second line of the title of the printed bill after the word "Contract" insert the following "of sale of farm machinery including tractors, threshing machines and combines".

In Section 1, line 2, of the printed bill, after the word "person" insert the word "firm".

In line 3 of Section 1 of the printed bill strike out the words "including contracts of sale of personal property," and insert in lieu thereof the following "of sale of farm machinery, including tractors, threshing machines and combines".

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 112. A Bill for an Act Declaring that the Construction or the Giving of Aid for the Construction of a Railroad for the Purpose of Developing the Resources and Improving the Economic Facilities of the State of North Dakota is a Public Purpose, and that Special Assessments, Ac-

ording to the Benefits Received May be Made Upon the Property Benefited Thereby, and Providing for the Making and Collection of Such Special Assessments for that Purpose.

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

P. O. SATHRE
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 21, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Senate Bill No. 137. A Bill for an Act to Appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eighty-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for Use in Connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Senate Bill No. 155. A Bill for an Act to Appropriate the Sum of Six Hundred Dollars Annually until 1942 or so Much Thereof as May be Necessary Under this Act, for the Use and Benefit of the Children, not Under Sixteen nor over Twenty-one Years of Age and who have for Twelve Months had their Domicile in the State of North Dakota, of those who Were Killed in Action or Who Died from Other Cause While Serving in the Army, Navy, or Marine Corps of the United States,

During the World War, from April 6, 1917, to July 2, 1921; Which Said Children are Attending or Who May Hereafter Attend a State Educational or Training Institution of a Secondary or College Grade; for the Purpose of Providing and Paying for Said Children; Tuition and Matriculation Fees; Board and Room Rent; and Books and Supplies, and for no Other Purposes.

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violation Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

Senate Bill No. 106. A Bill for an Act Creating a Highway Commission, Defining the Powers and Duties, and Fixing the Compensation.

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase or Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Supplement to the Compiled Laws of 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

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

Very respectfully,
F. E. TUNELL,
 Secretary.

Senate Chamber,
 Bismarck, North Dakota,
 February 21, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Which the Senate has amended.

Very respectfully,
F. E. TUNELL,
 Secretary.

THIRD READING OF SENATE BILLS

Senator Cain moved that further consideration of Senate Bill No. 86 be indefinitely postponed.

Senator Patterson requested a roll call, which was granted.

ROLL CALL

The question being on the motion to indefinitely postpone Senate Bill No. 86, the roll was called, and there were ayes, 24; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Renwick
Bond	Hyland	Sathre
Brunsdale	Kretschmar	Sperry
Cain	Lynch	Steel
Crocker	Murphy	Tofsrud
Eastgate	Ployhar	Van Arnam
Forbes	Porter	Watt
Fowler	Poupore	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Olson, Eddy-Foster
Brostuen	Kamrath	Patten
Conrath	McCrary	Patterson

Messrs.	Messrs.	Messrs.
Erickson	Magnuson	Peck
Ettestad	Marshall	Renauld
Fine	Martin	Thorson
Fleckten	Matthaei	Unruh
Hamilton	Olson, Barnes	Wog

Absent and not voting:

Messrs.
Bonzer

Senator Fowler moved that the two Senators who passed be excused from voting. Which motion was lost.

The vote upon the question was a tie. The President voted "aye" and the motion of Senator Cain to indefinitely postpone Senate Bill No. 86 prevailed.

Senator Cain moved that the vote by which Senate Bill No. 86 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Sathre requested consent to return to the Seventh Order of Business.

Which request was granted.

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 113. A Bill for an Act Providing for the Forfeiture to Counties of Real Property Upon Which Taxes are Delinquent; Fixing the Period of Such Delinquency, the Notice to be Given and the Method of Service; and for Proceedings for a Sale of Such Property and the Disposition of the Proceeds.

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

In Section 1 line 3 of the printed bill strike out the word "three" and the word "delinquent" and insert the words "four" and "due" in lieu thereof.

In line 1, Section 2, of the printed bill, strike out the word "two" and insert the word "three" in lieu thereof.

In line 2, Section 2, of the printed bill strike out the word "delinquent" and insert the word "due" in lieu thereof.

In line 1 of Section 3 of the printed bill, strike out the word "three" and insert the word "four" in lieu thereof.

In line 2 of Section 3 of the printed bill strike out the word "delinquent" and insert the word "due" in lieu thereof.

In line 7 of Section 3 of the printed bill, strike out the words "delinquent" and "three" and insert the words "due and four" in lieu thereof.

In lines 1 and 2 of Section 4 of the printed bill strike out the words "file such affidavit with the County Auditor, and shall".

On page 3 of the printed bill in line 4 of Section 5 after the word "proceedings" insert the following: "against such party but such dismissal shall not affect other parties to such action."

Strike out all of Section 6 of the printed bill and insert the following in lieu thereof:

"Section 6. The provisions of this Act shall not become operative in any county unless and until the Board of County Commissioners thereof by resolution duly adopted shall declare the same to be operative in said county and the operation thereof may be suspended at any time by resolution of such Board of County Commissioners.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

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

In line 12 of Section 1 of the printed bill, strike out the word "thereof" and insert the following in lieu thereof: "of lis pendens".

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 1935 and Section 1938 of the Compiled Laws of North Dakota, 1913, Relating to the Laying Out, Altering or Discontinuing of Highways.

Was read the third time.

Senator Forbes moved to amend the bill in line 9 of page 2 by striking out the words "or the court commissioner."

Which motion prevailed.

Senator Forbes moved that the rules be suspended, that Senate Bill No. 191 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 31; nays, 15; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Ployhar
Bond	Fowler	Porter
Brant	Hoople	Poupore
Brostuen	Hyland	Renwick
Brunsdale	Kamrath	Sperry
Cain	Kretschmar	Steel
Conrath	Lynch	Tofsrud
Crocker	Matthaei	Van Arnam
Eastgate	Murphy	Watt
Ettestad	Patten	Whitman
Fleckten		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson	Magnuson	Peck
Fine	Marshall	Renauld
Fredrickson	Olson, Barnes	Thorson
Hamilton	Olson, Eddy-Foster	Unruh
McCrary	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Sathre

So the bill passed and the title was agreed to.

Senator Patterson moved that Senate Bill No. 188 be placed at the foot of today's calendar, which motion prevailed.

Senate Bill No. 206. A Bill for an Act to Amend and Re-enact Section 5608a of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Confirmation of the Conveyance of the Family Homestead in any Case in Which the Same has Been Deeded by Both Husband and Wife in Separate Instruments Where Said Deeds Purported to Convey the Land to the Same Person or his Grantees, and Validating Such Deeds.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 24; nays, 22; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Renwick
Bond	Hyland	Sathre
Brant	Kretschmar	Sperry
Brunsdale	Lynch	Steel
Cain	Murphy	Fofsrud
Crocker	Ployhar	Van Arnam
Eastgate	Porter	Watt
Forbes	Poupore	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Hoople	Olson, Eddy-Foster
Conrath	Kamrath	Patten
Erickson	McCrorry	Patterson
Ettestad	Magnuson	Peck
Fine	Marshall	Thorson
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Wog
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Renauld

So the bill failed of passage.

Senator Patterson moved that the vote by which Senate Bill No. 206 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

Senate Bill No. 212. A Bill for an Act Making it a Misdemeanor, for any Person to Interfere with the Person Operating a Passenger Elevator in any Public Place Carrying or Designed to Carry Human Beings, and Prohibiting any Person, Being in an Intoxicated Condition, from Operating or Attempting to Operate Any Such Elevator.

Was read the third time.

Senator Steel moved that Senate Bill No. 212 be amended by striking out the figure "2" in the second line from the bottom of page one of the engrossed bill, and inserting in lieu thereof the figure "1", and in the last line on page two, by striking out the figure "3" and inserting in lieu thereof the figure "2".

Which motion prevailed.

Senator Lynch moved that the rules be suspended, that Senate Bill No. 212 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senator Patten moved that further consideration of Senate Bill No. 212 be indefinitely postponed.

Which motion prevailed.

Senate Bill No. 67. A Bill for an Act to Amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 29; nays, 16; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Patterson
Brant	Kamrath	Peck
Brostuen	McCrory	Renauld
Conrath	Magnuson	Sathre
Erickson	Marshall	Thorson
Ettestad	Martin	Tofsrud
Fine	Matthaei	Unruh
Fleckten	Olson, Barnes	Whitman
Forbes	Olson, Eddy-Foster	Wog
Fredrickson	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Renwick
Brunsdale	Murphy	Sperry
Cain	Ployhar	Steel
Crocker	Porter	Van Arnam
Eastgate	Poupore	Watt
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Hoople	Kretschmar
Fowler		

So the bill passed and the title was agreed to.

Senator Patterson moved that the vote by which Senate Bill No. 67 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 41; nays, 4; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Porter
Bend	Hamilton	Poupore
Brant	Hyland	Renwick
Brostuen	Kamrath	Sathre
Brunsdale	Lynch	Sperry
Cain	McCroory	Steel
Conrath	Magnuson	Thorson
Crocker	Marshall	Tofsrud
Eastgate	Matthaei	Unruh
Erickson	Murphy	Van Arnam
Ettestad	Olson, Barnes	Watt
Fine	Olson, Eddy-Foster	Whitman
Fleckten	Patterson	Wog
Forbes	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Martin	Peck	Renauld
Patten		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Hoople	Kretschmar
Fowler		

So the bill passed and the title was agreed to.

Senate Bill No. 133. A Bill for an Act to Regulate the Practice of Professional Engineering and Land Surveying in the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 13; nays, 35; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Cain	Lynch	Sathre
Fowler	Martin	Steel
Hamilton	Murphy	Van Arnam
Hoople	Ployhar	Whitman
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Peck
Bond	Fredrickson	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	McCrory	Renwick
Conrath	Magnuson	Sperry
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Olson, Barnes	Unruh
Ettestad	Olson, Eddy-Foster	Watt
Fine	Patten	Wog
Fleckten	Patterson	

Absent and not voting:

Messrs.
Bonzer

So the bill was lost.

Senator Fine moved that the vote by which Senate Bill No. 133 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 40; nays, 8; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Bronsdale	Kretschmar	Renwick
Cain	Lynch	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patterson	Whitman
Fredrickson	Peck	Wog
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCrorry	Renauld
Conrath	Martin	Tofsrud
Fleckten	Patten	

Absent and not voting:

Messrs.
Bonzer

So the bill passed and the title was agreed to.

Senator Lynch moved that the vote by which Senate Bill No. 163 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Sathre moved that action on Senate Bill No. 74 be deferred one legislative day.

Which motion prevailed.

Senator Lynch moved that the vote by which Senate Bill No. 164 was passed be reconsidered, and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 8100 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Foreclosure of Mortgages, and What Judgments May Be Entered Therein.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 24; nays, 23; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fowler	Olson, Barnes
Brant	Fredrickson	Olson, Eddy-Foster
Brostuen	Hoople	Patterson
Conrath	Kamrath	Peck
Erickson	McCrorry	Renauld
Ettestad	Magnuson	Thorson
Fine	Marshall	Unruh
Flechten	Martin	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Sathre
Brunsdale	Matthaei	Sperry
Cain	Murphy	Steel
Crocker	Patten	Tofsrud
Eastgate	Ployhar	Van Arnam
Forbes	Porter	Watt
Hyland	Poupore	Whitman
Kretschmar	Renwick	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Hamilton

So the bill failed of passage.

Senator Sathre: Mr. President I wish to explain my vote on this bill. Since the committee report was presented yesterday I have given the matter some study as to operation of this bill should it become a law, and I am convinced that if it should become a law every indebtedness secured by mortgage would be reduced to judgment, the mortgage would then

be foreclosed and sold and if the proceeds of the sale were not sufficient to pay the mortgage debt, a deficiency judgment would be taken.

This could be done without impairing the mortgage lien. I therefore vote "no" on this bill, because I believe it would not accomplish its purpose.

Senator Lynch requested a return to the Ninth Order of Business, which request was granted.

Senator Lynch moved that all absent Senators be excused, and it was so ordered.

Senator Patten moved that when the first and second reading of House Bills has been completed, the Senate do adjourn, which motion prevailed.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

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

House Bill No. 185. A Bill For an Act to Amend and Re-enact Subdivision 6 of Section 800 of the 1925 Supplement to the Compiled Laws of 1913 to Provide for the Disbarment of any State's Attorney, Assistant State's Attorney, or Employee in the Office of State's Attorney who shall Represent Any Defendant Charged with a Public Offense in any State or Federal Court Within this State.

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

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

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

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

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

House Bill No. 138. A Bill for an Act to Amend and Re-

enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

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

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

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

MESSAGE FROM THE GOVERNOR

State of North Dakota,
Office of the Governor,
Bismarck, North Dakota,
February 21, 1929.

To the Senate of the State of North Dakota:

This is to notify you that on the 18th day of February, A. D. 1929, I approved and filed with the Secretary of State

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

This notice is intended to correct my letter of February 18th, wherein I erroneously described Senate Bill No. 36 as Senate Bill No. 38.

Very truly yours,

GEO. F. SHAFER,
Governor.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 21, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and

THURSDAY, FEBRUARY 21, 1929

699

Township Officers and Employees, and Providing Penalties for the Violation of this Act; and Repealing All Acts and Parts of Acts in Conflict With this Act.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 21, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

House Bill No. 185. A Bill For an Act to Amend and Re-enact Subdivision 6 of Section 800 of the 1925 Supplement to the Compiled Laws of 1913 to Provide for the Disbarment of any State's Attorney, Assistant State's Attorney, or Employee in the Office of State's Attorney who shall Represent Any Defendant Charged with a Public Offense in any State or Federal Court Within this State.

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 21, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 67. A Bill for an Act to Amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

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

Very respectfully,

F. E. TUNELL,
Secretary.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to the following: Mrs. David Robinson, Mrs. H. F. Burns, and Dr. Agnes Stucke, of Garrison, North Dakota; Daniel Uuruh, Goodrich, North Dakota; Peter Ensz, Arena, North Dakota; Mrs. Robert Petron, Bismarck, North Dakota; Frank Heimer and I. J. Moe, Valley City, North Dakota; A. O. Braseth, Fargo, North Dakota.

Pursuant to the motion of Senator Patten the Senate adjourned.

F. E. TUNELL,
Secretary.

FORTY-SIXTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 22, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. C. J. Fything of Mandan, North Dakota.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-fourth day after recess and Forty-fifth day and recommend that the same be corrected as follows:

On sixth line from top of page 13, change the word "which" to the word "the."

On seventh line from bottom of page 18, strike out the word "motion" and insert in lieu thereof the word "request."

On fifth line from bottom of page 26, strike out the words "passed and the title was agreed to" and insert in lieu thereof the words "failed of passage."

On third line from bottom of page 26, strike out the word "passed" and insert in lieu thereof the words "was lost."

On fourth line from top of page 31, strike out the word "land" and insert in lieu thereof the word "laid."

On sixth line from bottom of page 31, strike out the word "by" and insert in lieu thereof the word "my."

And recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Telegrams urging the passage of House Bills Nos. 81, 139 and 140 were received from: A. O. U. W. Lodge No. 9, Grand Forks, John L. Vonruden, M. W., John E. Nuss, Treasurer; A. O. U. W. Lodge No. 70, Cavalier, E. F. Hamilton, Treasurer; Sons of Norway Lodge, Grand Forks, Gilbert Moskou, President; A. O. U. W. Lodge No. 110, Pembina, G. V. Leifur, Treasurer.

Sons of Norway Lodge, Petersburg.

Olav Lodge, Cartwright, Stella G. Hagen, Secretary.

Enighed Lodge, Sons of Norway, Arnegard, Ivar Drovdal, Secretary.

Sons of Norway Lodge, Palermo.

H. O. Webster, Cogswell, North Dakota.

Which were referred to the Committee on Insurance.

Petitions opposing House Bills Nos. 81, 139 and 140 as unfriendly and seriously detrimental to fraternal societies and their work in this state were received from:

Camp No. 17265, M. W. A., Makoti, E. J. Peterson, Clerk.

Camp No. 3495, M. W. A., Christine, Alfred B. Johnsgard, Clerk.

Camp No. 17307, M. W. A., Columbus, Odin Rampro, Clerk.

Camp No. 10955, M. W. A., Richardton, Geo. Erbstoener, Clerk.

Camp No. 3537, M. W. A., Englevale, Thos. L. Owens, Clerk.

Camp No. 2214, M. W. A., New Rockford, Ed. Bengstrom, Clerk.

Camp No. 7830, M. W. A. Bowbells, G. B. Patterson, Clerk.

Camp No. 7680, M. W. A., Minot, Walter Ramsey, Clerk.

Camp No. 6267, M. W. A., Hurdsfield, M. C. Blaha, Clerk.

Camp No. 10614, M. W. A., Calvin, C. C. Crawford, Clerk.

Which were referred to the Committee on Insurance.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 22, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 1935 and Section 1938 of the Compiled Laws of North Dakota, 1913, Relating to the Laying Out, Altering or Discontinuing of Highways.

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

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE FROM THE GOVERNOR

State of North Dakota,
Office of the Governor,
Bismarck, North Dakota,
February 21, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Also,

Senate Bill No. 38. A Bill For an Act Making an Appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Also,

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Also,

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Also,

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Also,

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Also,

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Also,

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Also,

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Very truly yours,

GEO. F. SHAFER,
Governor.

REPORT OF COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for Breach of Contract of Sale of Farm Machinery Including Tractors, Threshing Machines and Combines, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

Also,

Senate Bill No. 113. A Bill for an Act Providing for the Forfeiture to Counties of Real Property Upon Which Taxes are Delinquent; Fixing the Period of Such Delinquency, the Notice to be Given and the Method of Service; and for Proceedings for a Sale of Such Property and the Disposition of the Proceeds.

Also,

Senate Bill No. 126. A Bill for an Act Relating to the Organization of Full Time District Health Departments, to Provide the Manner of Effecting the Same and Managing the Affairs Thereof, to Prescribe the Duties and Powers of the Officers Thereof and to Provide for their Financial Support.

Also,

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Also,

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 1935 and Section 1938 of the Compiled Laws of North Dakota, 1913, Relating to the Laying Out, Altering or Discontinuing of Highways.

Also,

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Also,

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st,

1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

Senator Fowler moved that the reading of the amendments to Senate Bill No. 172, as printed in the Journal for Thursday, February 21st, be dispensed with, and that the Senate proceed to act upon the majority and minority reports of the Committee on Judiciary.

There being no objection it was so ordered and the majority and minority recommendations were read.

Senator Sathre moved the adoption of the majority report.

Senator Olson of Eddy county offered as a substitute motion that the minority report be adopted.

Senator Ployhar moved that action on the report be deferred one degislative day. Which motion was lost.

A roll call was demanded and granted.

ROLL CALL

The question being on the substitute motion for the adoption of the minority report, the roll was called, and there were ayes, 24; nays, 25; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hamilton	Olson, Eddy-Foster
Brostuen	Hoople	Patten
Conrath	Kamrath	Patterson
Erickson	McCrory	Peck
Ettestad	Magnuson	Renauld
Fine	Marshall	Therson
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Sathre
Bond	Kretschmar	Sperry
Bonzer	Lynch	Steel
Brunsdale	Martin	Tofsrud
Cain	Murphy	Van Arnam

Messrs.	Messrs.	Messrs.
Crocker	Ployhar	Watt
Eastgate	Porter	Whitman
Forbes	Poupore	
Fowler	Renwick	

So the motion to adopt the minority report was lost.

The question then being on the motion to adopt the majority report, the vote was taken, and the motion prevailed.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 207. A Bill for an Act Providing for the Imposition of a Tax Upon Individuals, Co-partnerships, Companies, Joint Stock Companies and all Associations However Organized. Engaged in the Business of Operating a Grain Elevator, Warehouse, Public Loading Platform or Other Grain Loading Device for Public Use and Convenience, Providing for Enforcing and Collecting the Same, Prescribing the Penalty for the Violation Thereof and the Purpose for Which Collections from Said Tax Shall Be Used, and Repealing Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same be reported in to the Senate without any recommendation, by the Committee.

OLE ETTESTAD.

Chairman.

Senator Olson of Eddy moved that Senate Bill No. 207 be placed on the Calendar, which motion prevailed.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 139. A Bill for an Act Authorizing the Board of Administration of the State of North Dakota to Sell and Dispose of the Experiment Sub-Station at Hebron, North Dakota, Including the Machinery Used in Connection with the Experiment Sub-Station and Repealing Sections 1645, 1646, 1647 and 1648 of the Compiled Laws of North Dakota for the Year 1913.

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

D. H. HAMILTON,

Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 217. A Bill for an Act Relating to Motion Picture Film, Reels, and Views, Providing a System of Examination, Approval and Regulation Thereof, and of the Banners, Posters and Other Advertising Matter Used in Connection Therewith; Creating a Bureau of Inspectors of Motion Pictures and Providing Penalties for the Violation of this Act.

D. H. HAMILTON,
Chairman.

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

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 6836 of the Supplement to the 1913 Compiled Laws, Relating to Bonds from Contractors or Public Improvements.

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

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

"For an Act to Amend and Re-enact Section 6832 Supplement to the 1913 Compiled Laws, Relating to Bonds from Contractors on Public Improvements.

"Be it Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. Amendment.) That Section 6832 Supplement to the 1913 Compiled Laws of North Dakota, be and the same is hereby amended and re-enacted to read as follows:

Section 6832. Bonds From Contractors on Public Improvements.) It shall be the duty of every public officer or board authorized to enter into a contract for the erection, repair, alteration or betterment of any public building or any public

improvements, except municipal improvements, within a period of not less than fifteen (15) days from date of award of contract, to take from the contractor a good and sufficient bond for an amount at least equal to the price stated in the contract, to be conditioned that such work under the contract shall be performed in accordance with the plans and specifications and the terms of the contract and conditioned to be void if the contractor and all sub-contractors shall pay for all material, work or labor, including that performed repairing machinery and equipment, or renting any animals, motor power equipment of all kinds and machinery or furnishing any skill, hand tools or materials or insurance premiums or supplies for any camp maintained for the feeding or keeping of men and animals, or supplies used for machinery and motor power equipment (except repair parts) engaged under, or for the purpose of said contract, including all demands of sub-contractors, said bond to stand as security for all of such bills, claims and demands until the same are fully paid. The obligee in said bond shall be the state of North Dakota; but any person having any lawful claim against the contractor, or any sub-contractor, on account of labor or materials, or both, furnished in and about the performance of said contract, may institute an action to recover the same in his own name upon said bond in the manner and with like effect as though the said bond were made payable to him; provided, however, that no such action shall be maintained unless within six months after the completion of such contract and acceptance of such work by the proper public authorities, the claimant shall serve upon the principal in said bond and his sureties, by registered mail, a written notice specifying the nature and amount of his claim.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Resolution "A", a Concurrent Resolution.

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

In making this recommendation your Committee desires to state that such recommendation should not, in any sense, be taken as a reflection upon Dr. E. F. Ladd. The Committee were unanimous in their feeling of appreciation for the fine service which Dr. Ladd rendered to the State of North Dakota but the committee felt, as a matter of principle, that in a young state like North Dakota no decision should be made as to its representatives in Statutory Hall at Washington, until the state has grown much older.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Matthaei moved that the vote by which Senate Bill No. 206 was lost, be reconsidered, which motion prevailed.

Senator Fine moved that the rules be suspended and that the vote by which report and recommendations of the Committee on Senate Bill No. 171 was adopted, be reconsidered, which motion prevailed.

Senator Fine offered the following Amendment to:

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

In line 20 of page 2 of the printed bill strike out the period after the word "premises" and insert a semi-colon in lieu thereof and add the following:

"Provided, however, that the tenant shall not have said right of removal as against the owner or holder of any mortgage, deed or conveyance, which mortgage, deed or conveyance shall have been filed and recorded after the building, erection or placing of such bin, granary or structure, unless such tenant shall within sixty (60) days after such building, erecting or placing, have filed in the office of the Register of Deeds a written notice, describing the land, the character of the structure and stating that he intends to remove such structure as provided by law."

Senator Fine moved the adoption of the Amendment, which motion prevailed.

Senator Fine moved that the Report of the Committee on Judiciary on Senate Bill No. 171 as amended, be adopted, which motion prevailed, and the amended report was adopted.

Senator Bond moved that the Senate do recess, subject to the call of the chair, which motion prevailed, and the Senate recessed.

Pursuant to recess the Senate re-assembled at the call of the chair, the President, John W. Carr, presiding.

Senator Hyland moved that the Senate do accept the invitation of the House to convene in joint assembly. Which motion prevailed.

Senator Sperry moved that Senate Bill No. 215 be recalled from the Committee on State Affairs, which motion prevailed.

Senator Sperry requested unanimous consent of the Senate to withdraw Senate Bill No. 215 from further consideration, which request was granted and the bill withdrawn.

Senator Brunsdale moved that the Senate recess until 1:00 p. m., February 23, 1929. Which motion prevailed, and the Senate recessed.

F. E. TUNELL,
Secretary.

FORTY-SIXTH DAY AFTER RECESS AND
FORTY-SEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
February, 23, 1929

The Senate reassembled at 1:00 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

The President announced that the Senate would be upon the Tenth Order of Business.

The President called Senator Fine to the chair.

THIRD READING OF SENATE BILLS

Senator Hyland moved that Senate Bill No. 171 be laid over until the next legislative day, which motion prevailed.

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 27; nays, 17; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Porter
Bond	Hyland	Poupore
Brunsdale	Kretschmar	Renauld

Messrs.	Messrs.	Messrs.
Crocker	Lynch	Renwick
Eastgate	McCrary	Sathre
Ettestad	Martin	Sperry
Fowler	Murphy	Steel
Fredrickson	Patterson	Van Arnam
Hamilton	Ployhar	Wég

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Patten
Brostuen	Magnuson	Peck
Conrath	Marshall	Thorson
Erickson	Matthaei	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Forbes	Whitman
Cain	Watt	

So the bill passed and the title was agreed to.

Senator Sathre moved that the vote by which Senate Bill No. 74 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 126. A Bill for an Act Relating to the Organization of Full Time District Health Departments, to Provide the Manner of Effecting the Same and Managing the Affairs Thereof, to Prescribe the Duties and Powers of the Officers Thereof and to Provide for their Financial Support.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 21; nays, 24; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Ployhar
Bond	Hoople	Porter
Brunsdale	Hyland	Poupore
Cain	Kretschmar	Renwick
Crocker	Lynch	Sperry
Eastgate	Murphy	Steel
Fine	Patterson	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Patten
Brostuen	McCrorry	Peck
Conrath	Magnuson	Renauld
Erickson	Marshall	Thorson
Ettestad	Martin	Tofsrud
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Van Arnam
Hamilton	Olson, Eddy-Foster	Wog

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Forbes	Watt

So the bill failed of passage.

Senator Thorson moved that the vote by which Senate Bill No. 126 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 41; nays, 5; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patten
Bond	Hamilton	Patterson
Bonzer	Hoople	Peck
Brant	Hyland	Ployhar
Brostuen	Kretschmar	Poupore
Brunsdale	Kamrath	Renauld
Cain	Lynch	Renwick
Conrath	McCrorry	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Tofsrud
Ettestad	Martin	Unruh
Fine	Murphy	Van Arnam
Forbes	Olson, Barnes	Whitman
Fowler	Olson, Eddy-Foster	Wog

Those voting in the negative were:

Messrs.	Messrs.
Erickson	Matthaei
Fleckten	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Porter	Sathre	Watt

So the bill passed and the title was agreed to.

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Was read the third time.

Senator Fowler moved that Senate Bill No. 193 be amended as follows: That in line 3 of Section 7, the language "the passage of this act" be stricken out, and there be inserted in lieu thereof the language, "this act becomes effective." Which motion prevailed and the amendment was adopted.

Senator Hoople moved that the rules be suspended, that Senate Bill No. 193 be considered properly re-engrossed and placed on third reading and final passage. Which motion prevailed.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrary	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman

Messrs.	Messrs.	Messrs.
Forbes	Patten	Wog
Fowler	Patterson	
Fredrickson	Peck	

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota
February, 23, 1929

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

House Bill No. 220. A Bill for an Act to Prohibit the Sale or Exchange, by any State Institution to a Private Consumer, of any Dairy Product Produced at any Such Institution; To Prohibit the Advertising of Any Dairy Product so Produced, as Being the Product of Any Such Institution; To Prohibit the Serving to the Inmates of any Such Institution of Oleomargarine or any Substitute for Butter; and to Prohibit the Serving of Separated Milk to any Inmate, of any such Institution, Under the Age of 16 Years.

House Bill No. 63. A Bill for an Act to appropriate the sum of Three Thousand Dollars (\$3,000.00) not otherwise appropriated from any moneys in the State Highway Fund, for the purpose of making a preliminary survey and sounding for a bridge site across the Missouri River between McLean County and Mercer County, North Dakota, on what is known as the Big Bend, south of the city of Garrison, McLean County, North Dakota.

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the authorization of cities and villages to refund special improvement warrants.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents and Between Husband and Wife.

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

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

F. E. TUNELL,
Secretary.

FORTY-SEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 23, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Paul Neussendorfer, of Mandan, N. D.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-Sixth day and recommend that the same be corrected as follows:

On page 5, strike out the words "House Bill No. 193" and title of same and insert the following in lieu thereof:

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

On bottom of page 5, strike out the words "House Bill No. 205" and title of same appearing at bottom of page five and top of page six, and insert the following in lieu thereof:

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st,

1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 120 of the Session Laws of 1925, Relating to the Procedure of County Courts for the Sale of Real Estate by Executors, Administrators, and Guardians.

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

And the President signed the same in the presence of the Senate.

PETITIONS AND COMMUNICATIONS

Telegrams favoring the passage of House Bills Nos. 81, 139 and 140 were received from:

Lodge No. 43, Sons of Norway, K. J. Hoiberg, Secretary,
Kathryn, N. D.

Sons of Norway Lodge, Cooperstown.

Sons of Norway Lodge, McGregor, Ole Bolstad, Secretary.

Lisbon Lodge No. 63, A. O. U. W., Martin Thompson, Clerk.

Knights of Columbus, Fargo, P. W. Clemens, Grand Knight.

Drayton Lodge No. 38, A. O. U. W., E. A. Gutekunst, Rec.

Arnegard Lodge, A. O. U. W., Arthur Hagen, Secretary.

Sons of Norway Lodge, Ray, O. O. Haugen, Secretary.

Token Lodge, Sons of Norway, Appam.

H. Dahlen, Dahlen, N. D., Gottlieb Hochalter, Wilton, N. D.

Bert Amdahl, Secretary, Carpio, N. D.

Sons of Norway Lodge, Landa, M. S. Thorpe, Secretary.

Sons of Norway Lodge, Fairdale, Ed. Laian, Pres.

Sons of Norway Lodge, Columbus, C. K. Insbeck, Secretary.

Sons of Norway Lodge, Blaisdell, Signurd Olson, Secretary.

Sons of Norway Lodge, Maddock.

Golden Rod Hive No. 67, The Maccabees, Fargo, Leonora
McFernsworth, Commander.

North Star Tent No. 7, The Maccabees, Fargo, C. F.
Schroeder, Commander.

Which were referred to the Committee on Insurance.

Petitions opposing the passage of House Bills Nos. 81, 139
and 140 as unfriendly and seriously detrimental to fraternal
societies and their work in this state were received from:

Camp No. 7517, M. W. A., Burlington, Geo. A. Tiller, Clerk.

Camp No. 3424, M. W. A., Walhalla, J. A. Jameson, Clerk.

Camp No. 12712, M. W. A., Glen Ullin, John J. Thach, Clerk.

Camp No. 14447, M. W. A., Pekin, O. C. Berg, Clerk.

Camp No. 11019, M. W. A., Bowman, Frans G. Rasling,
Clerk.

Camp No. 10968, M. W. A., Fairdale, P. T. Rygg, Clerk.

Which were referred to the Committee on Insurance.

Senator Bonzer presented a petition, signed by Iver Olson and 20 others, urging support for the State Demonstration and Experiment Farm at McLeod, which was read and referred to the Committee on Appropriations.

Senator Patterson presented a communication from the Supreme Lodge of the Sons of Norway, Minneapolis, Minn., favoring passage of House Bills Nos. 81, 139 and 140, which was referred to the Committee on Insurance.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Also,

Senate Bill No. 172. A Bill for an Act to amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Same being Section 396a17 of Chapter 5, Article 11a of 1925 Supplement to the 1913 Compiled Laws of North Dakota, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Also,

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 6832 Supplement to the 1913 Compiled Laws, Relating to Bonds from Contractors on Public Improvements.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

A majority of the Committee on State Affairs made the following report:

Mr. President. A majority of your Committee on State Affairs to whom was referred:

Senate Bill No. 108. A Bill for an Act to Repeal Sections 11256, 11257, 11258, 11259 and 11260 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the State Prison Revolving Fund Derived From the Net Profits of the Twine and Cordage Plant at the State Penitentiary.

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

D. H. HAMILTON,
Chairman.

A minority of the Committee on State Affairs made the following report:

Mr. President: A minority of your Committee on State Affairs to whom was referred:

Senate Bill No. 108. A Bill for an Act to Repeal Sections 11256, 11257, 11258, 11259 and 11260 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the State Prison Revolving Fund Derived From the Net Profits of the Twine and Cordage Plant at the State Penitentiary.

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

C. J. OLSON,
J. E. FLECKTEN,
GUST WOG,
NELS MAGNUSON,
L. O. FREDRICKSON.

Senator Hamilton moved the adoption of the majority report.

Senator C. J. Olson moved as a substitute motion that the minority report be adopted.

A roll call was demanded and granted.

The question being on the substitute motion to adopt the Minority report, the roll was called, and there were ayes, 25; nays, 24; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Patterson
Brostuen	McCrorry	Peck
Conrath	Magnuson	Renauld
Erickson	Marshall	Sathre
Ettestad	Martin	Thorson
Fine	Matthaei	Unruh
Fleckten	Olson, Barnes	Wog
Fredrickson	Olson, Eddy-Foster	
Hoople	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Poupore
Bond	Hamilton	Renwick
Bonzer	Hyland	Sperry
Brunsdale	Kretschmar	Steel
Cain	Lynch	Tofsrud
Crocker	Murphy	Van Arnam
Eastgate	Ployhar	Watt
Forbes	Porter	Whitman

So the substitute motion prevailed and the Minority report was adopted.

Senator Fine moved that the vote by which Senate Bill No. 108 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

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

In line 5 of the title, in the printed bill, after the semi-colon after the word "Therefrom" insert the following: "Providing for the Licensing and Bonding of Dealers in Motor Vehicle fuels and the revocation of such license;"

In line 73 of Section 4 on page 4, strike out the word "five" and insert in lieu thereof, the word "two."

In line 103 in sub-division (d) of Section 4, on page 5, after the word: "determine" strike out the period and insert the following: "which shall not exceed three times the amount of the state license tax on all gasoline sold by such dealer during the preceeding month and not less than \$500.00."

In line 121 of said section, on page 6, strike out the word "original."

In line 122 of said section, on page 6, strike out the comma

after the word "invoice" and insert the word "or", and in the same line strike out the word "original" and the words "or form of the kind and color approved by the State Auditor."

In line 128 of said section, on page 6, after the word "charged" insert a comma, and the words "and such invoice or ticket shall be numbered and show thereon that it is the purchasers invoice."

In line 130 of said section, on page 7, strike out the word "original" and in the same line and line 131 strike out the words "at the time of delivery."

In line 135 of section 5, on page 7, after the word "receipt" insert the word "to."

In line 146, strike out the comma after the word "tax" and the words "without any refunds therefrom" and strike out the comma after the word "therefrom."

After line 164 on page 8, add the following words: "In making the payments to the State Auditor as provided in this section, the dealer shall first deduct from the amount of tax due, three per centum thereof to cover the cost of collecting said tax and transmitting the same to the State Auditor."

In line 181 of Section 6, on page 9, strike out the word "original" and words "receipt thereof" insert in lieu of the last two words, the words "ticket properly marked paid by the dealer."

In line 190 of the same section and page, strike out the word "nine" and insert in lieu thereof the word "six."

In line 191 of same section and page, insert a period after the word "fuel" and strike out the balance of that line and all of lines 192, 193, 194, 195, 196 and the words "and county highways" in line 197 and the period after the word "highways" in said line 197.

On page 10 of the printed bill strike out all of sections numbered "2" and "3" and insert the following sections:

"Section 7. The provisions of this Act are severable, and if any of its provisions shall be held unconstitutional, the decisions of the court shall not affect or impair any of the remaining provisions of this Act. It is hereby declared, as of legislative intent, that this Act would have been adopted had such unconstitutional provisions not been included therein."

Section 8. All Laws and parts of laws in conflict herewith are hereby repealed.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of ontracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Un-finishhd Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

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

In line 11 of Section 1, of page 2, of the printed bill, after the word "thereof" strike out the semi-colon and insert a comma in lieu thereof, and the following words: "upon competitive bids or otherwise" and a semi-colon.

In line 4 of Section 11, on page 9 of the printed bill, strike out the comma after the word "Board" and insert in lieu thereof the word "or" and in the same line and in line 5 strike out the following words: "of all such public institutions in the state" and the comma after the word "state."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Counties made the following report:

Mr. President: Your Committee on Counties to whom was referred:

Senate Bill No. 218. A Bill for an Act Prescribing the Duties of all County Auditors and all Official County Papers, Specifying that Within Ten (10) Days After the Adjournment of any Board of County Commissioners in any County of the State that the County Auditor Shall Certify to the Official County Papers, a Complete Record of the Minutes of the

Meeting of the Board of County Commissioners Held in the County, and that the Official County Paper, shall Within Twelve (12) Days After the Adjournment of the Board of County Commissioners, or as Soon Thereafter as the Next Regular Issue of the Paper is Published, Publish a Complete Record of the Minutes and Proceedings Had and Held Before the County Commissioners. Repeal.

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

J. E. EASTGATE,
Chairman.

Senator Eastgate moved that the report be adopted.

Senator Thorson moved the substitute motion that Senate Bill No. 218 be re-referred to the Committee on Counties, which motion was lost.

The question then being upon the motion that Senate Bill No. 218 be indefinitely postponed, the motion prevailed, and the bill was indefinitely postponed.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

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

In line 3 of the printed bill, after the word "of" strike out the figures "\$829,618.19" and insert in lieu thereof the figures "\$838,218.19".

In line 17 strike out the figures "108,210.00" and insert in lieu thereof the figures "112,210.00".

In line 19 strike out the figures "58,100.00" and insert in lieu thereof the figures "60,100.00".

In line 20 strike out the figures "22,860.00" and insert in lieu thereof the figures "25,860.00".

In line 39 strike out the figures "\$1,092,435.00" and insert in lieu thereof the figures "\$1,101,435.00".

In line 42 strike out the figures "\$661,435.00" and insert in lieu thereof the figures "\$670,435.00".

Strike out lines 60 and 61.

In line 65 strike out the figures "3000.00" and insert in lieu thereof the figures "7,000.00".

In line 86 strike out the figures "\$829,618.19" and insert in lieu thereof the figures "\$838,218.19".

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

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

In line 3 of the printed bill after the word "of" strike out the figures "\$87,773.64" and insert in lieu thereof the figures "\$117,773.64".

In line 21 strike out the figures "\$227,963.02" and insert in lieu thereof the figures "\$197,963.02".

In line 23 strike out the figures "\$87,773.64" and insert in lieu thereof the figures "\$117,773.64".

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

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

In line 3 of the printed bill after the word "of" strike out the figures "\$1,215,607.60" and insert in lieu thereof the figures "\$1,235,107.60".

In line 14 strike out the figures "169,580.00" and insert in lieu thereof the figures "172,580.00".

In line 16 strike out the figures "48,720.00" and insert in lieu thereof the figures "51,720.00".

In line 21 strike out the figures "7,000.00" and insert in lieu thereof the figures "8,300.00".

In line 25 strike out the figures "6,200.00" and insert in lieu thereof the figures "7,500.00".

In line 30 strike out the figures "23,000.00" and insert in lieu thereof the figures "25,000.00".

In line 31 strike out the figures "10,000.00" and insert in lieu thereof the figures "11,400.00".

In line 43 strike out the figures "\$1,323,306.00" and insert in lieu thereof the figures "\$1,335,306.00".

In line 46 strike out the figures "\$1,055,306.00" and insert in lieu thereof the figures "\$1,067,306.00".

Insert line 73½, "To Pay for 25 acres of land lying between the stadium and city of Grand Forks. Said land to be deeded to the State of North Dakota free of all encumbrances, \$7,500.00".

In line 88 strike out the figures "\$1,215,607.60" and insert in lieu thereof the figures "\$1,235,107.60".

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 122. A Bill for an Act to appropriate the sum of Twenty Thousand Dollars from any moneys in the State Highway Fund for the purpose of aiding in the construction of a bridge across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, under the provisions of Chapter 73 of the Laws of North Dakota for the year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as amended and re-enacted by Chapter 161, Laws of 1927, and directing the State Highway Commission to construct such bridge and all necessary preliminary acts.

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

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your committee on Highways and Bridges to whom was referred:

Senate Bill No. 129. A Bill for an Act to amend and re-enact Section 2976t15 of the 1913-1925 Supplement to the 1913 Compiled Laws of North Dakota relating to the creating of a State Highway Fund, and the distribution of such fund.

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

Strike out all of paragraph (b) in Section 1, and change paragraph (c) to (b), paragraph (d) to (c) and paragraph (e) to (d).

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Highways and Bridges made the following report:

Mr. President: Your committee on Highways and Bridges to whom was referred:

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

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

Strike out all of Section 2 of printed bill and insert the following in lieu thereof:

"Section 2. That before any such bridge or bridges is begun, the Department of State Highways shall select, approve and acquire a suitable site therefor, within the general limits or boundaries prescribed by the State Legislative Assembly in its acts appropriating money for bridge construction hereunder, prepare plans and specifications therefor, advertise for bids, make an award or awards thereof, enter into a contract or contracts for the construction and materials therefor, approve and allow estimates for such construction and materials in the same manner and procedure as provided by law for the construction of a state highway, provided however, that the State shall not pay more than one-third of the cost of such site and cost of construction and materials, nor shall the state pay any money from State funds in excess of any appropriation-made by law for the site, materials, and construction of any such bridge.

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hyland moved that Senate Bill No. 211 be recalled from the Committee on State Affairs, which motion prevailed.

Senator Hyland asked unanimous consent to withdraw Senate Bill No. 211 from further consideration by the Senate, which was granted, and the bill was withdrawn.

Senator Bonzer moved that Senate Bill No. 197 be recalled from the Committee on State Affairs, which motion prevailed.

Senator Bonzer asked unanimous consent to withdraw Senate Bill No. 197 from further consideration by the Senate, which was granted and the bill was withdrawn.

Senator Olson of Eddy moved that action upon Senate Bill No. 207 be deferred one legislative day, which motion prevailed.

Senator Ettestad requested a return to the Fifth Order of Business for announcements.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February, 23, 1929

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for Breach of Contract of Sale of Farm Machinery Including Tractors, Threshing Machines and Combines, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

Was read the third time.

Senator Forbes moved that Senate Bill No. 89 be amended by striking out all of Section 1 after the word "thereof" in line 7, and the remainder of the section, and inserting a period after the word "thereof", which motion was lost.

Senator Fine moved that action on Senate Bill No. 89 be deferred one legislative day, which motion prevailed.

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Was read the third time.

Senator Hamilton moved that the amendment to Senate Bill No. 171 as reported by the Committee on Judiciary on February 22nd, be substituted for the original amendment of the Committee on Judiciary, adopted on February 20th.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 42; nays, 7; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fredrickson	Patten
Bonzer	Hamilton	Patterson
Brant	Hoople	Peck
Brostuen	Kamrath	Ployhar
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Renwick
Conrath	McCroory	Sathre
Crocker	Magnuson	Sperry
Erickson	Marshall	Steel
Ettestad	Martin	Thorson
Fine	Matthaei	Unruh
Fleckten	Murphy	Van Arnam
Forbes	Olson, Barnes	Whitman
Fowler	Olson, Eddy-Foster	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Porter	Watt
Eastgate	Poupore	
Hyland	Tofsrud	

So the bill passed and the title was agreed to.

Senator Fine moved that the vote by which Senate Bill No. 171 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Bond explained his vote: I do not have the same understanding of this bill as Senator Atkins has. I would say

that if the granary was removed the lien would follow the building and would still be protection to the man who furnished the material. I vote "aye."

Senator Hyland explained his vote: I am heartily in sympathy with what was intended in this bill, but I am so deeply at sea as to its provisions that I am going to vote "no." I want to make some further investigation.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February, 23, 1929

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

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

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota
February, 23, 1929

Mr. President: I have the honor to transmit herewith following bill:

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota

Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

Senator Hyland moved that the Senate recess for five minutes, which motion prevailed and the Senate recessed.

Pursuant to recess taken the Senate reassembled, the President, John W. Carr, presiding.

THIRD READING OF SENATE BILLS

Senator Ployhar moved that action upon Senate Bill No. 113 be deferred one legislative day, which motion prevailed.

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hyland	Poupore
Brant	Kretschmar	Renauld
Brostuen	Lynch	Renwick
Brunsdale	McCrory	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Martin	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Hoople	Kamrath

So the bill passed and the title was agreed to.

Senate Bill No. 111. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots of Potatoes Originating Within the State of North Dakota and Making an Appropriation for the Payment of the Salaries and Traveling Expenses of Inspectors and Clerks, the Printing of the Necessary Forms and Rules and Regulations and for the Necessary Office Expenses.

Was read the third time.

Senator Brostuen moved that Senate Bill No. 111 be referred to the Committee on Agriculture. Which motion was lost.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 24; nays, 20; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Olson, Eddy-Foster
Brant	Hoople	Patten
Brostuen	Kamrath	Patterson
Conrath	McCrorry	Peck
Crocker	Magnuson	Renaud
Fine	Marshall	Thorson
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Sperry
Bonzer	Kretschmar	Steel
Brunsdale	Lynch	Tofsrud
Cain	Ployhar	Van Arnam
Eastgate	Porter	Watt
Ettestad	Poupore	Whitman
Forbes	Renwick	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson	Martin	Sathre
Fowler	Murphy	

So the bill failed of passage for lack of a constitutional majority.

Senator Olson of Eddy moved that further consideration of Senate Bill No. 172 be indefinitely postponed.

Senator Lynch moved the substitute motion that action upon Senate Bill No. 172 be deferred one legislative day, which motion was lost.

The question being upon the motion to indefinitely postpone Senate Bill No. 172, the vote was taken, which motion prevailed.

Senator Olson of Eddy moved that the vote by which Senate Bill No. 172 was indefinitely postponed be reconsidered, and the motion to reconsider be laid on the table, which motion prevailed.

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 6836 of the Supplement to the 1913 Compiled Laws, Relating to Bonds from Contractors or Public Improvements.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fredrickson	Patten
Brant	Hamilton	Patterson
Brostuen	Hoople	Porter
Brunsdale	Hyland	Poupore
Cain	Kamrath	Renauld
Conrath	Kretschmar	Renwick
Crocker	McCrory	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Thorson
Ettestad	Martin	Tofsrud
Fine	Matthaei	Unruh
Fleckten	Murphy	Van Arnam
Forbes	Olson, Barnes	Whitman
Fowler	Olson, Eddy-Foster	Wog

Those voting in the negative were:

Messrs.	Messrs.
Atkins	Peck

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Ployhar	Watt
Lynch	Sathre	

So the bill passed and the title was agreed to.

Senate Bill No. 206. A Bill for an Act to Amend and Re-enact Section 5608a of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Confirmation of the Conveyance of the Family Homestead in any Case in Which the Same has Been Deeded by Both Husband and Wife in Separate Instruments Where Said Deeds Purported to Convey the Land to the Same Person or his Grantees, and Validating Such Deeds.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 23; nays, 22; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Poupore
Bond	Hyland	Renwick
Brant	Kretschmar	Sperry
Brunsdale	Lynch	Steel
Cain	Matthaei	Tofsrud
Crocker	Murphy	Van Arnam
Eastgate	Olson, Eddy-Foster	Whitman
Forbes	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Hoople	Patterson
Conrath	Kamrath	Peck
Erickson	McCrorry	Renauld
Ettestad	Magnuson	Thorson
Fine	Marshall	Unruh
Fleckten	Martin	Wog
Fredrickson	Olson, Barnes	
Hamilton	Patten	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Ployhar	Watt

So the bill failed of passage for lack of a constitutional majority.

Senator Fowler moved that the vote by which Senate Bill No. 206 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Murphy moved that House Bill No. 113 be taken up at this time for third reading and final action. There being no objection the President announced that the Senate would be upon the seventeenth order of business and would take up House Bill No. 113.

THIRD READING OF HOUSE BILLS

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patten
Bond	Hamilton	Patterson
Brant	Hoople	Peck
Brostuen	Hyland	Porter
Brunsdale	Kamrath	Poupore
Cain	Kretschmar	Renauld
Conrath	Lynch	Renwick
Crocker	McCroery	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Thorson
Ettestad	Martin	Tofsrud
Fine	Matthaei	Unruh
Fleckten	Murphy	Van Arnam
Forbes	Olson, Barnes	Whitman
Fowler	Olson, Eddy-Foster	Wog

Absent and not voting:

Messrs.	Messrs.
Bonzer	Sathre
Ployhar	Watt

So the bill passed and the title was agreed to.

Senator Renauld moved that the vote by which House Bill No. 113 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 23, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 113. A Bill For an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

THIRD READING OF HOUSE BILLS

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

Was read the third time.

Senator Fowler moved that final action on House Bill No. 115 be deferred until March 2nd.

Which motion prevailed.

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.
Atkins
Bond

Messrs.
Hamilton
Hoople

Messrs.
Patterson
Peck

Messrs.	Messrs.	Messrs.
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Rensauld
Cain	Lynch	Renwick
Conrath	McCrorry	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Martin	Tofsrud
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Forbes	Olson, Barnes	Watt
Fowler	Olson, Eddy-Foster	Whitman
Fredrickson	Patten	Wog

Those voting in the negative were:

Messrs.
Fleckten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Ployhar	Sathre

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following: The Minot High School basketball team—H. L. Robertson, Al Lonberg, Eddie Olson, Willard Geist, Frank Murphy, Kenneth Veth, Dick Vandersluis, Claire Dunnell, Dean Piper, Glen Iverson; W. B. Dickson, Dickinson, N. D.; J. A. McKenzie, Dickinson, N. D.; Hans Georgeson, Niagara, N. D.; Guy L. Elken, Mayville, N. D.; M. C. Stansby, New Rockford, N. D.; J. R. Maddock, Maddock, N. D.; D. W. Crabtree, Ellendale, N. D.; B. F. Whipple, Fessenden, N. D.; Fred Paul, Fessenden, N. D.; Lauren Bowerman, Paul Wachter, Jr., Jack Harris and Edward DeLaney, all of Bismarck, N. D.; Mrs. C. Claude Lusk, Jamestown, N. D.; Mr. and Mrs. Ferd Beyer, Minot, N. D.

Senator Hamilton moved that the Senate do now recess until 1:30 p. m. on Monday, February 25th, which motion prevailed and the Senate recessed.

F. E. TUNELL,
Secretary.

FORTY-SEVENTH DAY AFTER RECESS AND FORTY-
NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 25, 1929.

The Senate reassembled at 1:30 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

The President announced that the Senate would be upon the Fifteenth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

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

House Bill No. 220. A Bill For an Act to Prohibit the sale or Exchange, by any State Institution to a Private Consumer, of any Dairy Product Produced at any Such Institution: To Prohibit the Advertising of any Dairy Product so Produced, as Being the Product of Any Such Institution: To Prohibit the Serving to the Inmates of any Such Institution of Oleomargarine or any Substitute for Butter; and to Prohibit the Serving of Separated Milk to any Inmate, of any such Institution, under the Age of 16 Years.

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

House Bill No. 63. A Bill for an Act to appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from Any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend, South of the City of Garrison, McLean County, North Dakota.

Was read the first and second times and referred to the Committee on Highways and Bridges.

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

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

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

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

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

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

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

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

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

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

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents and Between Husband and Wife.

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

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy, and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

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

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

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

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

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

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

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

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

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

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

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

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

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

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

Was read the first and second times and referred to the committee on Judiciary.

Senator Fredrickson moved that the Senate do now adjourn.

Which motion prevailed and the Senate Adjourned.

F. E. TUNELL,
Secretary.

FORTY-NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
February 25, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Paul Neussendorfer, of Mandan, N. D.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-sixth Day After Recess and Forty-seventh day and recommend that the same be corrected as follows:

On 18th line from top of page 12, correct the spelling of the word "Committee".

On 5th line from bottom of page 31, strike out the figures "113" and insert the figures "115" in lieu thereof.

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Hyland moved as an amendment to the report of the Committee on Revision and Correction of the Journal that, in addition to correcting the number of the House Bill in the calendar set for March 2nd, the title be corrected to read the title to House Bill No. 115.

Which motion prevailed, and the report was amended accordingly.

The question being upon the adoption of the report as amended, the motion prevailed, and the report was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

House Bill No. 113. A Bill for an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

And the President signed the same in the presence of the Senate.

PETITIONS AND COMMUNICATIONS

Senator McCrory presented a telegram signed by Mark Stanley and 5 others in behalf of the Milnor Cooperative Creamery favoring passage of House Bill No. 179, referred to the Committee on State Affairs.

Telegrams favoring the passage of House Bills Nos. 81, 139 and 140 were received from:

Hensel Lodge No. 124, A. O. U. W., Fred Johnson, Recorder.

A. G. Gardner, New Rockford.

Herman L. Ekern, President, Lutheran Brotherhood, Chicago, Ill.

Sherwood A. O. U. W., Russell Rabb, Secretary.

Svingen Lodge, Sons of Norway, Overly.

Fourth District, Sons of Norway, Epping, A. O. Wang, President.

Workmen Lodge, Homar, A. Brotten, Secretary.

Which were referred to the Committee on Insurance.

A petition signed by Lelah H. Conkey, President, and 33 other members of Sherwood P.-T. A., urging funds for the Sheppard-Towner work, was received and referred to the Committee on Appropriations.

Senator Bond presented a petition from Izaak Walton League, W. W. Peterson, President, opposing the \$10 resident license fee proposed in House Bill No. 212, which was referred to the Committee on Game and Fish.

Petitions apposing the passage of House Bills Nos. 81, 139 and 140 as unfriendly and seriously detrimental to fraternal societies and their work in this state were received from:

Camp No. 6260, M. W. A., Mooreton, J. J. Lawrence, Clerk.

Camp No. 11590, M. W. A., Bordulac, John J. Brijalski, Clerk.

Camp No. 5177, M. W. A., Sheyenne, D. W. Dafoe, Clerk.

Camp No. 17273, M. W. A., Epworth, A. R. Newman, Clerk.

Camp No. 12782, M. W. A., Sanish, O. Elmdal, Clerk.

Camp No. 8378, M. W. A., Omeme, Neil McDougall, Clerk.

Which were referred to the Committee on Insurance.

Senator Bonzer, Jr., presented a petition signed by 31 dairymen of Richland county, favoring passage of House Bill No. 179, which was referred to the Committee on State Affairs.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Also,

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Section 2976t15 of the 1913-1925 Supplement to the 1913 Compiled Laws of North Dakota Relating to the Creating of a State Highway Fund, and the Distribution of Such Fund.

Also,

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Also,

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Also,

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Ad-

ministration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 182. A Bill. Any Person, Firm, Copartnership, Association or Corporation Having or Maintaining a Business Residence, Abode or a Domicile, Within the State or Having a Permanent Business Address or Residence Address, Within the State, Who Shall Own, Operate, Conduct or Transact Intra-State Business Within the State, During the Period of One (1) Year, or Any Portion of One Year, Shall Be Liable to Pay Income Tax in the State According to Law, and Shall Be Required to Make a Report to the Tax Commissioner of this State of all Profits Made or Derived by Said Person, Firm, Copartnership, Association or Corporation From the Transaction of Intra-State Business, Within the State of North Dakota, During the Year or Any Portion Thereof, and Shall be Retroactive to Cover a Period of Twenty-four (24) Months Next Preceding this Enactment and Penalty for Violation of the Provisions of this Act. Emergency.

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

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

"For an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

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

"Section 1. Amendment.) That Section 2346a3 of the Supplement to the Compiled Laws of 1913 is hereby amended and re-enacted to read as follows:

"Section 2346a3. (1) The tax imposed by this act shall be levied, collected and paid annually with respect to his entire net income not hereinafter exempted received by every non-resident from property owned or from business carried on in this state. Such tax shall first be levied, collected and paid in the year 1929 upon and with respect to the taxable income for the calendar year 1928 and for any taxable year ending during the year 1928 and at the rates specified in Section 2346a11 with respect to net income of residents of North Dakota. The Tax imposed herein shall apply to the entire net income received from all property owned or from business carried on in this state by natural persons not residents of the state: Provided, that income from a mercantile or manufacturing business, rentals, royalties or operation of any farm, mine or quarry or from the sale of real or personal property for the purposes of taxation shall follow the situs of the property or business from which derived; and all other income including that derived from personal services, professions and vocations, and from land contracts, mortgages, stocks, bonds and securities shall follow the residence of the non-resident recipient. Non-residents engaged in business within and without the state shall be taxed only upon such income as is derived from business transacted and property located within the state which may be determined by a separate accounting of such income where such accounting would reflect correctly the income fairly attributable to North Dakota and when made in the form and manner prescribed by the Tax Commissioner, but otherwise shall be determined in the manner specified in Section 2346a6 of the Supplement to the Compiled Laws of 1913 with respect to the allocation of income of corporations engaged in business within and without the state.

"(2) The provisions of law applicable to the assessment, levy and collection of income taxes from resident individuals, as to gross income, deductions allowed, items not deductible, personal exemptions and all other provisions not inconsistent with the provisions of this section shall govern the levy and collection of income taxes from non-resident individuals.

Section 2. Emergency.) This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Subdivision (1) of Section 4059 of the 1925 Supplement to the Compiled Laws of the State of North Dakota 1913, as Amended by Chapter 194, Session Laws of 1927, Relating to the Powers of Park Boards.

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

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

In line 21 of the printed bill strike out the words "Seed Inspect and Certification (Chap." and all of line 22 and insert in line 21 the words "Expanded Plant Breeding \$15,000.00".

On line 39 of the printed bill change the figures "\$10,000.00" to "\$12,000.00".

In line 3 of the printed bill of Section 1, change the figures "\$272,507.00" to "\$274,507.00"..

In line 44 of the printed bill change the figures "\$272,507.00" to "\$274,507.00".

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 184. A Bill for an Act to Require Gas Companies Operating Pipe Lines in the State of North Dakota Between Stated Terminals to Establish and Maintain Reserve Gas Tanks Connected with their Pipe Lines, and Placing Said Pipe Lines and Reserve Storage Tanks Under the Supervision and Control of the State Railroad Commission.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 214. Senate Resolution, Setting Forth the Organization of the North Dakota Wheat Growers Association and the Unlawful Diverting of its Funds and Property into Subsidiaries Organized in Violation of the Instructions of the Board of Directors of the North Dakota Wheat Growers Association and Providing for a Fact Finding Committee for the Information of the North Dakota Wheat Growers Association and the Subsidiaries Heretofore Referred to and for the Filing of a Report with the Governor of the State of North Dakota of the Findings of Said Committee.

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

In recommending this Resolution for indefinite postponement, your Committee desires to state its reasons for such action as follows:

The only authority under which the Committee provided for

in the resolution could act is Section 4595 Compiled Laws, 1913. Under that Section the Senate Investigating Committee could only make an investigation. It would have no power or authority to make the results of its investigation effective by any order or judgment. It appears from the statements made before this committee that considerable investigation has already been made by the plaintiffs in the pending court action for an accounting. Your committee is of the opinion that in view of the foregoing facts no definite or concrete results could be obtained by a Senatorial Committee investigation.

We further believe that, even though legal, it would not be proper to appropriate money to aid the plaintiffs in maintaining the accounting suit they now have pending. It would be establishing a very dangerous precedent to appropriate the taxpayers' money to aid in carrying on a private suit.

We express no opinion as to the merits of the controversy before us but believe that the just and fair action to take is to leave the contesting parties to settle their differences in court.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 134. A Bill for an Act to Appropriate the Sum of \$10,000.00 to Pay and Defray the Expense of the Senate Fact Finding Committee as Provided for by the Resolution of the Senate.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 140. A Bill for an Act to Provide an Appropriation for the Breeding of Cereal Crops for Improvement

of Quality and Resistance to Rusts and Other Destructive Diseases and for the Eradication of Barberry Bushes.

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

In the printed bill in line 1 of the title after the word "Appropriation" strike out the balance of the line; strike out line 2 and up to the word "for" in line 3.

Strike out lines 3, 4, 5, 6, 7, 8 and line 10 up to the word "Which" and insert in lieu thereof the words and figures, "Five Thousand Dollars (\$5,000.00).

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Corporations other than Municipal made the following report:

Mr. President: Your Committee on Corporations other than Municipal to whom was referred:

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

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

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

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

Strike out the third word in line 7 of Section 1 of the printed bill.

Strike out the article "a" between the words "highway" and "sign" in line 7 of Section 1 of the printed bill, and insert "or land posted".

After the word "sign" in line 7 of Section 1 of the printed bill, add an "s".

After the word "Premises" in line 9 of Section 1 of printed bill, strike out the period and insert a semi-colon, and add the following: "Providing such signs shall be conspicuously posted at a distance of not more than 160 rods apart, to be readable from the outside of the land."

After the word "act" in line 13 of Section 1 of printed bill, strike out the period and insert a semi-colon, and add the following: "Provided, however, that nothing in this act shall prevent a person from going upon posted land to take game shot or killed on land where such person has a lawful right to hunt".

After the word "imprisonment" in line 5 of Section 2 of printed bill, add the following: "Sec 3. It shall not be considered the duty of the Game and Fish Commissioner or any deputy or warden thereof to enforce the provisions of this Act".

Section 4. All Acts or parts of Acts in conflict herewith are hereby repealed.

And when so amended recommend the same do pass.

A. A. PECK,
Chairman.

Senator Peck moved that the report be adopted, which motion prevailed and the report was adopted.

A Majority of the Committee on Game and Fish made the following report:

Mr. President: A Majority of your Committee on Game and Fish to whom was referred:

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

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

Amend the title to read as follows: For an Act to amend and re-enact Section 10322a3 Supplement to the Compiled Laws of 1913, relating to the Game and Fish Department of the State of North Dakota.

Amend Section 1 amendment so as to read as follows: That Section 10322a3 Supplement to the Compiled Laws of

1913, relating to the Game and Fish Department of the State of North Dakota is hereby amended and re-enacted to read as follows:

Strike out all of lines 16, 17, 18, 19, 20 and 21, page 2, and insert the following in lieu thereof: "The Game and Fish Commissioner and the Deputy Game and Fish Commissioner shall each give a bond, to be furnished by the State of North Dakota; the Commissioner in the penal sum of Ten Thousand Dollars (\$10,000.00), and the Deputy Commissioner in the penal sum of Five Thousand Dollars (\$5,000.00); the premiums on such bonds to be payable out of the Game and Fish Fund, such bonds to be conditioned upon the faithful discharge of the duties of each of said offices.

In line 27, page 2, strike out the words and figures "Three Thousand Dollars (\$3,000.00)" and insert in lieu thereof the words and figures "Three Thousand Six Hundred Dollars (\$3,600.00)."

In line 29, page 2 of the printed bill, strike out the words and figures "Two Thousand Five Hundred Dollars (\$2,500.00)" and insert in lieu thereof the words and figures "Three Thousand Dollars (\$3,000.00)." In lines 39 and 40, page 3, of the printed bill, strike out the word "February" and insert in lieu thereof the word "December." Strike out all of lines 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54 and 55, on page 3, of the printed bill, and insert in lieu thereof the following: "The Game and Fish Commissioner shall appoint such game wardens and deputy game wardens as are by law provided; except that he shall appoint only one chief game warden of the state, whose salary and bond shall be the same as that of the Deputy Game and Fish Commissioner; each deputy game warden shall give a bond in the penal sum of One Thousand Dollars (\$1,000.00), said bond to be furnished by the State of North Dakota and payable out of the Game and Fish Fund, and to be conditioned upon the faithful discharge of the duties of said office. The Deputy Commissioner and all such wardens and deputy wardens, shall be under the direct control and supervision of the Game and Fish Commissioner; they shall each be required to make monthly and annual reports to Commissioner in the manner by him required. Strike out all of Section 2, the emergency clause.

And when so amended recommend the same do pass.

A. A. PECK,
Chairman.

J. E. EASTGATE,
FRANK H. HYLAND,
W. S. WHITMAN,
S. J. ATKINS.

A Minority of the Committee on Game and Fish made the following report:

Mr. President: A Minority of your Committee on Game and Fish to whom was referred:

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

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

W. E. MATTHAEI,
HERMAN THORSON,
NELS MAGNUSON,
WILLIAM KAMRATH.

Senator Magnuson moved the adoption of the Minority report.

Senator Hyland moved that the report of the Majority be substituted for the Minority report and adopted, which motion prevailed, and the Majority report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 135. A Senate Resolution.

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

In recommending Senate Bill No. 135 for indefinite postponement, your committee on State Affairs states that it has very carefully investigated, through a sub-committee appointed for that purpose, all statements made in support of the charges made by the resolution and we have been unable to verify the same by concrete testimony or proof. We also find that certain of the charges made have been investigated by court action and decision made. We believe that, in view of the conditions, and the passage of Senate Bill 117, now pending in the House, that irregularities complained of, if true, will not recur. We do not believe that the appointment of a continuing investigating committee and the expense incident thereto will be justified under the circumstances.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 5½ and Sec-

tions 9 and 11 of Chapter 180 of the Session Laws of North Dakota for the Year 1927, Being the Motor Vehicle Anti-Theft Act, Relating to the Use and Issuance by the Motor Vehicle Department of the State, of the Automatic Tag Seal and Record Bearing Device, and Repealing Section 11 Subdivisions (a), (b) and (c) and Section 12 of Chapter 179 of the Session Laws of 1927 Relating to the Issuance of Registration Cards by the Motor Vehicle Registration Department.

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

In Section 5½ Subdivision (a), line 7, of the printed bill strike out the word "tax" and insert in lieu thereof the word "tag". After the word "device" in Subdivision (a), line 7, of the printed bill insert the words "as prescribed" by the State Highway Commission."

In Section 5½ Subdivision (a) line 9 of the printed bill, strike out the word "cylinder" and insert in lieu thereof the word "device."

In line 10, Section 5½, subdivision (a) strike out the word "cylinder" and insert in lieu thereof the word "device."

In line 20, Section 5½, subdivision (a) strike out the word "cylinder" and insert in lieu thereof the word "device."

In line 24 of the same section and subdivision, strike out the word "cylinder" and insert in lieu thereof the word "device."

In Section 3, amendment.) printed bill, Subdivision (c), line 15, after the word "shall" strike out the word "be" and insert in lieu thereof the words "not exceed."

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

A Majority of the Committee on Education made the following report:

Mr. President: A Majority of your Committee on Education to whom was referred:

Senate Bill No. 208. A Bill for an Act to Amend and Re-enact Section 1438a2 of the Supplement to the Compiled Laws of 1913, Relating to Tuition.

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

In Section 1348a2 line 12 of the printed bill strike out the

words "two dollars" and insert in lieu thereof the words "two dollars and fifty cents."

In line 15 of same section strike out the words "two dollars" and insert in lieu thereof the words "two dollars and fifty cents."

And when so amended recommend the same do pass.

A. A. PECK,
W. G. CROCKER,
OLE ETTESTAD,
P. J. MURPHY,
ALFRED STEEL,
W. H. PORTER,
J. E. EASTGATE,
G. H. HOOPLE.
A. S. MARSHALL,
Chairman.

A Minority of the Committee on Education made the following report:

Mr. President: A Minority of your Coommittee on Education to whom was referred:

Senate Bill No. 208. A Bill for an Act to Amend and Re-enact Section 1438a2 of the Supplement to the Compiled Laws of 1913, Relating to Tuition.

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

C. W. FINE,
C. J. OLSON.

Senator Forbes moved to amend the majority report of the Committee on Education on Senate Bill No. 208 by inserting after the enacting clause the following: "Section 1. Amendment. That Section 1438a2 of the Supplement of the Compiled Laws of 1913 be amended and re-enacted to read as follows:"

Which motion prevailed and the majority report was amended accordingly.

Senator Marshall moved the adoption of the majority report as amended.

Senator Fine moved that the report of the minority be substituted for the majority and adopted.

Which motion was lost.

The question then being upon the motion to adopt the majority report, the motion prevailed and the majority report was adopted.

Senator Brant moved that Senate Bill No. 75 be recalled from the Committee on Appropriations.

Which motion prevailed.

Senator Brant requested unanimous consent to withdraw Senate Bill No. 75 from further consideration by the Senate.

Which request was granted and the bill withdrawn.

CONCURRENT RESOLUTION

Introduced by Joint Committee on Lincoln's Birthday Memorial Service:

Senate Resolution No. F. Be It Resolved, by the Senate of the State of North Dakota, the House of Representatives concurring, that the Chief Clerk of the House be authorized to have issued and sent to Judge George M. McKenna, of Napoleon, North Dakota, the sum of \$25.00 to defray his expenses in coming to Bismarck to deliver the address on Lincoln's Birthday, and that the same be charged to Legislative expense.

Senator Cain moved that the resolution be adopted, which motion prevailed.

ROLL CALL

Concurrent Resolution "F".

The question being on the final adoption of Senate Resolution "F", the roll was called, and there were ayes, 40; nays, 3; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Porter
Brant	Hoople	Poupore
Brostuen	Hyland	Renwick
Brunsdale	Kamrath	Sathre
Cain	Kretschmar	Sperry
Crocker	Lynch	Steel
Eastgate	Magnuson	Thorson
Erickson	Marshall	Tofsrud
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patterson	
Fredrickson	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	Peck	Wog

Absent and not voting:

Messrs.
Atkins
Bonser

Messrs.
McCrorry
Martin

Messrs.
Patten
Renauld

So the resolution passed.

REPORT OF COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Also,

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

Were delivered to the Governor for his approval at the hour of 3:50 o'clock p. m., February 25, 1929.

C. J. OLSON,
Chairman.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 25, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein,

and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 25, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 6832 Supplement to the 1913 Compiled Laws, Relating to Bonds from Contractors on Public Improvements.

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

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 25, 1929.

Mr. President: I have the honor to inform you that the House refuses to concur in the Senate amendments to House Bill No. 26 and the Speaker has appointed as a Conference Committee Representatives Veitch, W. L. Plath and Aljets.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 25, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 34.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Murphy moved that the President appoint a Senate Conference Committee to confer with the House Conference Committee on House Bill No. 26.

Which motion prevailed.

The President appointed Senators Murphy, Patterson and Brant as such Senate Conference Committee.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 25, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 26, Senators Murphy, Patterson and Brant.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 25, 1929.

Mr. Speaker: I have the honor to transmit herewith Senate Concurrent Resolution F, which the Senate has adopted.

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Eastgate moved that the Senate do recess for five minutes, which motion prevailed and the Senate recessed.

The Senate re-assembled pursuant to recess taken, the President, John W. Carr, presiding.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 25, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuerculosis-Free Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.

House Bill No. 199. A Bill For an Act to Clarify and Settle the Law Relating to Fees in Connection with Federal Proceedings.

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 1972 of the Compiled Laws of North Dakota for the Year 1913, Relating to Appeals from a Justice's Court to the District Court and the Trial in the District Court of Cases so Appealed.

House Bill No. 222. A Bill for an Act to Amend and Re-enact Section 11018 of the Compiled Laws of the State of North Dakota, 1913, Providing for the Enforcement of Original Judgments in Criminal Actions.

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919 as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines on Interstate Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting Such Avails from the Debts of the Decedent.

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Develop-

ment of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories Which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
February 25, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

THIRD READING OF SENATE BILLS

Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for a Breach of Contract and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hoople	Patterson
Brant	Hyland	Ployhar
Brostuen	Kamrath	Renauld
Cain	Kretschmar	Sathre
Crocker	McCrorry	Thorson
Eastgate	Marshall	Unruh
Erickson	Martin	Wog
Ettestad	Murphy	
Fleckten	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Poupore
Bonzer	Lynch	Sperry
Brunsdale	Magnuson	Steel
Conrath	Matthaei	Tofsrud
Fine	Olson, Barnes	Van Arnam
Forbes	Patten	Watt
Fowler	Peck	Whitman
Fredrickson	Porter	

Absent and not voting:

Messrs.
Renwick

So the bill passed and the title was agreed to.

Senator Sathre moved that the vote by which Senate Bill No. 89 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

Senate Bill No. 113. A Bill for an Act Providing for the Forfeiture to Counties of Real Property Upon Which Taxes are Delinquent; Fixing the Period of Such Delinquency, the Notice to be Given and the Method of Service; and for

Proceedings for a Sale of Such Property and the Disposition of the Proceeds.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 22; nays, 27; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hamilton	Patten
Brostuen	Hoople	Patterson
Conrath	Kamrath	Renauld
Erickson	Magnuson	Thorson
Ettestad	Marshall	Unruh
Fine	Martin	Wog
Fleckten	Matthaei	
Fredrickson	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Poupore
Bond	Kretschmar	Renwick
Bonzer	Lynch	Sathre
Brunsdale	McCrorry	Sperry
Cain	Murphy	Steel
Crocker	Olson, Barnes	Tofsrud
Eastgate	Peck	Van Arnam
Forbes	Ployhar	Watt
Fowler	Porter	Whitman

So the bill failed of passage.

Senator Olson moved that Senate Bill No. 207 be put at the foot of the calendar, which motion prevailed.

Senate Bill No. 209. A Bill for an Act to Amend and Re-enact Section Six (6) of Chapter One Hundred Sixty-three (163) Session Laws of 1925, Relating to the Management of the Mill and Elevator at Grand Forks, North Dakota.

Was read the third time.

Senator Hamilton moved to amend Senate Bill No. 209 as follows: by striking out the present title and substituting in lieu thereof the following: "For an Act to Amend and Re-enact Section 368c6 of the Supplement to the Compiled Laws of 1913, relating to the management of the State Mill and Elevator at Grand Forks, North Dakota. Repeal. Emergency."

Which motion prevailed and the title of Senate Bill No. 209 was amended accordingly.

Senator Hamilton moved to further amend Senate Bill No. 209 in Section 1 thereof by striking out the figure "6" after the word "Section"; also striking out the words "of Chapter 163, Session Laws of 1925" and inserting in lieu thereof the following: "368c6 of the Supplement to the Compiled Laws of 1913".

Which motion prevailed and Section 1 of Senate Bill No. 209 was amended accordingly.

Senator Hamilton moved to further amend Senate Bill No. 209 as follows: After the words and figure "Section 1." in line one of the printed bill, insert the word "Amendment" followed by a period.

Which motion prevailed and Senate Bill No. 209 was amended accordingly.

Senator Hamilton moved to further amend Senate Bill No. 209 as follows: by striking out the number "6" after the word "Section", in line 4 of the printed bill and inserting the figures "368c6 in lieu thereof.

Which motion prevailed and Senate Bill No. 209 was amended accordingly.

Senator Hamilton moved to further amend Senate Bill No. 209 in Section 2 thereof, as follows: After the word and figure "Section 2", insert the following: "Section 368c7, of the Supplement to the Compiled Laws of 1913, and "All Acts and parts of Acts in conflict herewith are hereby repealed."

Which motion prevailed and Senate Bill No. 209 was amended accordingly.

Senator Hamilton moved that final action on Senate Bill No. 209 be deferred one legislative day, which motion prevailed.

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Was read the third time.

Senator Matthaei moved to amend Senate Bill No. 168 as follows: In line 140, page 7 of the printed bill, strike out the word "two-thirds" and figures "2-3" and insert "five-sixths" "5-6" in lieu thereof. And in lines 142 and 143 strike out the words "two-thirds and figures "2-3" where they ap-

pear and insert the words "five-sixths" and figures "5-6" in lieu thereof.

Which motion was lost.

Senator Fowler moved to amend Senate Bill No. 168 as follows: "Strike out the comma after the word "tax" in line 141 of the printed bill and insert a period, and strike out the remainder of the sentence down to and including the word "herein".

Which motion prevailed and Senate Bill No. 168 was amended accordingly.

Senator Wog moved to further amend Senate Bill No. 168 as follows: in line 154 of the printed bill after the word "the" insert the words "number of", add the letter "s" to the word "vehicle." Strike out the words "registration fund collected" and insert the word "registered" in lieu thereof. In line 155 after the word "total" insert the words "number of", add the letter "s" to the word "vehicle", strike out the words "registration fund collected", and insert the word "registered" in lieu thereof.

Senator Fowler moved as a substitute motion that final action on Senate Bill No. 168 be deferred one legislative day.

Which motion prevailed.

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of ontracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Un-finishhd Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Was read the third time.

Senator Bond moved that Senate Bill No. 185 be placed at the foot of the calender for February 26th. Which motion prevailed.

COURTESIES OF THE FLOOR

The courtesies of the floor were extended to: Iver Roaldson, New Rockford; R. E. Hatt, Inkster; O. J. Lundby, Sykeston; R. E. Wahl, Sykeston, Will Nelson, Sykeston; M. E. Kremer, Sykeston.

Senator Bond moved that the Senate do now recess until 12:30 p. m., February 26th.

Which motion prevailed and the Senate recessed.

F. E. TUNELL,
Secretary.

FORTY-NINTH DAY AFTER RECESS AND FIFTIETH
DAY

Senate Chamber,
Bismarck, North Dakota,
February 26, 1929.

The Senate re-assembled at 12:30 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

Senator Cain requested unanimous consent to take up the Ninth Order of Business, which request was granted.

Senator Cain moved that Senate Bill No. 123 be recalled from the Committee on Highways and Bridges, which motion prevailed.

Senator Cain requested unanimous consent to withdraw Senate Bill No. 123 from further consideration by the Senate, which request was granted, and Senate Bill No. 123 was withdrawn.

The Senate then returned to the Seventh Order of Business.

REPORTS OF COMMITTEE ON ENROLLMENT AND
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

Senate Bill No. 140. A Bill for an Act to Provide an Appropriation for the Eradication of Barberry Bushes.

Also,

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Also,

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 5½ and Sections 9 and 11 of Chapter 180 of the Session Laws of North Dakota for the Year 1927, Being the Motor Vehicle Anti-Theft Act, Relating to the Use and Issuance by the Motor Vehicle Department of the State, of the Automatic Tag Seal and Record Bearing Device, and Repealing Section 11 Subdivisions (a), (b) and (c) and Section 12 of Chapter 179 of the Session Laws of 1927 Relating to the Issuance of Registration Cards by the Motor Vehicle Registration Department.

Also,

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Also,

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

Also,

Senate Bill No. 208. A Bill for an Act to Amend and Re-enact Section 1438a2 of the Supplement to the Compiled Laws of 1913, Relating to Tuition.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 216. A Bill for an Act for the Purpose of Protecting Depositors in State Banks Against Loss Through the Closing of Such Banks. Penalty.

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

G. PATTERSON,
Chairman.

Senator Patterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 3. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota, Providing for the Election of County Officials.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 162. A Bill for an Act to Amend and Re-enact Section 1438a1, 1438a2 and 1438a3 of the Supplement to the 1913 Compiled Laws of the State of North Dakota and Chapter 245 of the Session Laws of 1927 Relating to Non-resident High School Pupils, Tuition Fees to be Paid and Manner of Raising Funds for and Collecting Same.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

Senate Bill No. 210. A Bill for an Act Providing for the More Efficient Enforcement of the State Laws, Establishing a State Police Under the Supervision of the Adjutant General, and Fixing Compensation for its Members.

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

Amend the introduction in both the printed and engrossed bill by changing Senator Atkins, to Senators Atkins and Cain.

In section 4, line 3, of printed bill strike out the word "Twenty-five" and insert in lieu thereof the word "thirty". After the word "equipment" in lines 3 and 4 of Section 4, insert "including gas, oil and repairs" and after the word "paid" in line four, Section 4, of the printed bill insert the word "for."

In Section 5, line 2, of the printed bill after the word "force" strike out the words "shall be" and insert in lieu thereof "including salary and expenses shall not exceed." In Section 5, line 2, after the word "month" strike out the words "including expense."

In line 3 after the word "out" strike out the word "by" and insert in lieu thereof the word "of." After the word "Highway" in same line strike out the word "department" and insert in lieu thereof the word "fund." Strike out the balance of line 3 and line 4 up to and including the word "paid."

And when so amended recommend the same do pass.

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for Breach of Contract of Sale of Farm Machinery Including Tractors, Threshing Machines and Combines, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

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

Very respectfully,

F. E. TUNELL,
Secretary.

THIRD READING OF SENATE BILLS

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	McCrary	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Martin	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Flechten	Olson, Eddy-Foster	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Those voting in the negative were:

Messrs.
Patten

Absent and not voting:

Messrs.
Matthaei

So the bill passed and the title was agreed to.

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for

Federal Aid, in Extension Division Work of the Agricultural College.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 6; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Porter
Bond	Hyland	Poupore
Bonzer	Kamrath	Renauld
Brant	Kretschmar	Renwick
Brostuen	Lynch	Sathre
Brunsdale	McCrory	Sperry
Cain	Magnuson	Steel
Conrath	Marshall	Tofsrud
Crocker	Martin	Unruh
Eastgate	Matthaei	Van Arnam
Erickson	Murphy	Watt
Forbes	Olson, Barnes	Whitman
Fowler	Olson, Eddy-Foster	Wog
Fredrickson	Patterson	
Hamilton	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Fleckten	Peck
Fine	Patten	Thorson

So the bill passed and the title was agreed to.

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 34; nays, 12; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Renauld
Bond	Hyland	Renwick

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Sathre
Brant	Kretschmar	Sperry
Brunsdale	Magnuson	Steel
Cain	Marshall	Tofsrud
Crocker	Murphy	Unruh
Eastgate	Olson, Eddy-Foster	Van Arnam
Forbes	Patterson	Watt
Fowler	Ployhar	Whitman
Fredrickson	Porter	
Hamilton	Poupore	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Fine	Patten
Conrath	Fleckten	Peck
Erickson	McCrary	Thorson
Ettestad	Olson, Barnes	Weg

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Martin	Matthaei

So the bill passed and the title was agreed to.

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 24; nays, 19; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Brunsdale	Kretschmar	Poupore
Cain	Lynch	Sathre
Crocker	Matthaei	Sperry
Eastgate	Murphy	Steel
Erickson	Olson, Barnes	Van Arnam
Fowler	Olson, Eddy-Foster	Watt
Fredrickson	Patterson	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Renwick
Brostuen	McCrary	Thorson
Conrath	Magnuson	Tofsrud

Messrs.	Messrs.	Messrs.
Ettestad	Marshall	Unruh
Fine	Patten	Wog
Fleckten	Peck	
Hyland	Renauld	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Forbes	Martin
Bonzer	Hamilton	Porter

So the bill failed of passage.

Senator Thorson moved that the vote by which Senate Bill No. 76 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion was lost.

Senate Bill No. 122. A Bill for an Act to Appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Bond	Hyland	Porter
Bonzer	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCroy	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wog
Fredrickson	Patterson	
Hamilton	Peck	

Those voting in the negative were:

Messrs.

Tofsrud

Absent and not voting:

Messrs.

Brant

Messrs.

Forbes

So the bill passed and the title was agreed to. **Emergency clause declared carried.**

Senator Atkins moved that Senate Bill No. 129 be placed at the foot of the calendar, which motion prevailed.

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

- Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 4; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.

Atkins
Bond
Bonzer
Brant
Brostuen
Brunsdale
Cain
Conrath
Crocker
Eastgate
Erickson
Ettestad
Fine
Forbes
Fowler

Messrs.

Fredrickson
Hamilton
Hoople
Hyland
Kamrath
Kretschmar
Lynch
McCrary
Magnuson
Marshall
Matthaei
Murphy
Olson, Eddy-Foster
Patten
Patterson

Messrs.

Peck
Ployhar
Porter
Poupore
Renauld
Renwick
Sathre
Sperry
Steel
Thorson
Van Arnam
Watt
Whitman
Wog

Those voting in the negative were:

Messrs.	Messrs.
Fleckten	Tofsrud
Olson, Barnes	Unruh

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senator Cain moved that the vote by which Senate Bill No. 122 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Cain moved that the vote by which Senate Bill No. 170 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Ettestad requested consent to return to the ninth order of business, which was granted.

Senator Ettestad moved that the vote by which Senate Bill No. 76 was lost be reconsidered, which motion prevailed.

And Senate Bill No. 76 was before the Senate for re-consideration.

Senator Fowler demanded a call of the Senate and the call was ordered.

The Roll Call was suspended upon request of Senator Bond.

Senator Fowler moved that Senate Bill 76 be placed on third reading and final passage, which motion prevailed.

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 31; nays, 18; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Kretschmar	Poupore

Messrs.	Messrs.	Messrs.
Brunsdale	Lynch	Sathre
Cain	Magnuson	Sperry
Crocker	Martin	Steel
Eastgate	Matthaei	Van Arnam
Erickson	Murphy	Watt
Forbes	Olson, Barnes	Whitman
Fowler	Olson, Eddy-Foster	
Fredrickson	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Conrath	McCrory	Thorson
Ettestad	Marshall	Tofsrud
Fine	Patten	Unruh
Fleckten	Peck	Wog

So the bill passed and the title was agreed to.

Senator Whitman moved that the vote by which Senate Bill No. 76 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 207. A Bill for an Act Providing for the Imposition of a Tax Upon Individuals, Co-partnerships, Companies, Joint Stock Companies and all Associations However Organized, Engaged in the Business of Operating a Grain Elevator, Warehouse, Public Loading Platform or Other Grain Loading Device for Public Use and Convenience, Providing for Enforcing and Collecting the Same, Prescribing the Penalty for the Violation Thereof and the Purpose for Which Collections from Said Tax Shall Be Used, and Repealing Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913.

Was read the third time.

Senator Olson of Eddy moved to amend Senate Bill No. 207 by adding the following: "Section 14. Repeal. That Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913, be and the same are hereby repealed.

Which motion prevailed, and Senate Bill No. 207 was amended accordingly.

Senator Olson of Eddy moved to further amend Senate Bill No. 207 as follows: "In Section 3, on page two of the printed bill, in the second line after the word "a" and between the words "a" and "grain", insert the word "public". In line three of Section 3, on page two of the printed bill, strike out the word "public".

Which motion prevailed and Senate Bill No. 207 was amended accordingly.

Senator Olson of Eddy moved that the rules be suspended, that Senate Bill No. 207 be considered properly re-engrossed and placed on third reading and final passage. Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 23; nays, 26; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Fredrickson	Matthaei
Brant	Hamilton	Olson, Barnes
Brostuen	Hoople	Olson, Eddy-Foster
Cain	Kamrath	Patterson
Conrath	McCrory	Peck
Crocker	Magnuson	Ployhar
Erickson	Marshall	Wog
Fine	Martin	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Sperry
Bond	Lynch	Steel
Brunsdale	Murphy	Thorson
Eastgate	Patten	Tofsrud
Ettestad	Porter	Unruh
Fleckten	Poupore	Van Arnam
Forbes	Renauld	Watt
Fowler	Renwick	Whitman
Hyland	Sathre	

So the bill failed of passage.

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrory	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arr.am
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Patterson	
Fredrickson	Peck	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senator Patten moved that the vote by which Senate Bill No. 182 was passed be reconsidered and the motion to reconsider be laid and the table.

Which motion prevailed.

The Senate returned to the Seventh Order of Business.

REPORTS OF STANDING COMMITTEES

The Committee on Corporations other than Municipal made the following report:

Mr. President: Your Committee on Corporations other than Municipal to whom was referred:

Senate Bill No. 189. A Bill for an Act to Amend and Re-enact Section 5238 of the Supplement to the 1913 Compiled Laws of North Dakota, by Making it Unlawful for any Foreign Corporation Having a Business Domicile or Domiciles, Within the State and Transacting Intra State Business, Requiring the Secretary of State to Cancel Permits of Foreign Corporations, Which have Heretofore or May Hereafter Apply for a Permit to Transact Business Within the State, Unless Such Corporation Shall Apply to the Secretary of State for a Corporation Charter, and Pay Fees as Provided by Law, and Providing Penalties for the Failure Upon the Part of the Foreign Corporations to Comply With the Law.

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

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee and Corporations other than Municipal made the following report:

Mr. President: Your Committee on Corporations other than Municipal to whom was referred:

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

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

In Section 5238 of Section 1 of the printed bill, in line 10, after the word "certificate" insert the word "substantially"; in line 12, after the word "standing", strike out the words "on the records of this office"; in line 13 after the word "be" insert the words "made and".

And when so amended recommend the same do pass.

W. E. MATTHAEI,
Chairman.

Senator Matthaei moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Bond moved that the Senate do now adjourn.

Which motion prevailed and the Senate adjourned.

F. E. TUNELL,
Secretary.

FIFTIETH DAY

Senate Chamber,
Bismarck, North Dakota,
February 26, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Paul Neussendorfer, of Mandan, N. D.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-Seventh Day After Recess and Forty-Ninth Day, and recommend that the same be corrected as follows:

On 6th line from top of page eight, correct the spelling of the word "Contracts".

On 20th line from top of page eighteen, strike out the word "Majority" and insert the word "Minority" in lieu thereof.

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 26, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 120. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the Tax Laws, of the State of North Dakota, and Making an Appropriation Therefor.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,
Chief Clerk.

PETITIONS AND COMMUNICATIONS

A petition signed by 98 taxpayers of Minot, N. D., opposing the passage of House Bill No. 194 was read and referred to the Committee on State Affairs.

Telegrams favoring Senate Bill No. 168, as amended, proposing an increased gas tax, were received from:

A. E. Johnston, Hannaford, N. D.

Richland County Oil Co., Motor Oil Co., C. M. Crandall, Agent the Texaco Co., Wahpeton, N. D.

Sig. N. Olson, Crosby; H. H. Martin, Crosby; International Oil Co., and N. D. Petroleum Association, Minot, H. M. Wilson, President.

Which were referred to the Committee on State Affairs.

Telegrams urging passage of House Bills Nos. 81, 139 and 140 were received from:

Buxton Lodge No. 19, Jesse I. Lerum, Treasurer.

Sons of Norway Lodge, Walcott, K. N. Jordheim.

H. P. Smith, Thompson, N. D.

Sons of Norway Lodge, Pekin, A. M. Bergstrom.

Alexander Lodge, A. O. U. W., J. H. Fallon, Recorder.

John Dybwad, Glenfield.

Lodge No. 88, A. O. U. W., Warwick.

Lodge No. 68, A. O. U. W., Maddock.

Which were referred to the Committee on Insurance.

Resolutions opposing the passage of House Bills Nos. 81, 139 and 140, as unfriendly and seriously detrimental to fraternal societies, were received from:

Camp No. 10471, M. W. A., Leal, L. Martinson, Clerk.

Camp No. 4441, M. W. A., Clifford, G. H. Bristol, Clerk.

Camp No. 3276, M. W. A., Russell, A. M. Ayars, Clerk.

Camp No. 10362, M. W. A., Souris, H. H. Monkman, Clerk.

Camp No. 5396, M. W. A., Williston, W. F. Cormony, Clerk.

Which were referred to the Committee on Insurance.

A telegram was received from J. W. Devaney, Valley City, opposing House Bill No. 190, which was referred to the Committee on State Affairs.

A telegram from E. F. Alford, Secretary, N. D. Guernsey Cattle Club, representing 300 dairy farmers, relative to the Oleomargarine bill, was read and referred to the Committee on State Affairs.

Senator Bond presented telegrams strongly opposing House Bill No. 194, the Flood Bill, from the following residents and taxpayers of Minot: William Mackenroth, Katherine Wyatt, Alex D. Hagenstein, Fred Anderson, S. R. Witham, Mrs. A. W. May, H. G. Means, J. Bart Carroll, H. W. Garrison, Chas. Lano, George Wartchow, T. B. Hogan, which were referred to the Committee on State Affairs.

Communications relative to the Oleomargarine Bill was received from Fred J. Haeffner, Grocer; J. Zimmerman, Grocer; Columbia Fruit and Grocery Store; Park, Grant & Morris, all of Fargo, which were referred to the Committee on State Affairs.

REPORTS OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

*Senate Bill No. 210. A Bill for an Act Providing for the More Efficient Enforcement of the State Laws, Establishing a State Police Under the Supervision of the Adjutant General, and Fixing Compensation for its Members.

Also,

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Magnuson requested consent to return to the Fifth Order of Business for announcements, which request was granted.

Senator Ettestad moved that the vote by which Senate Bill No. 207 was lost, be reconsidered. Which motion prevailed.

Senator Ettestad moved to amend Senate Bill No. 207, by

striking out everything in the title after the word "the" in the first line down to the word "and" in the second line from the bottom of the title, so that it will read "For an Act Providing for the Repeal of Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913."

Which motion prevailed and Senate Bill No. 207 was amended accordingly.

Senator Ettestad moved to further amend Senate Bill No. 207 by striking out everything in the bill after the enacting clause, except the last section and that section 14 in the printed bill be re-numbered Section 1. Repeal, and read as follows: "That Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913, be and the same are hereby repealed." Which motion prevailed and Senate Bill No. 207 was amended accordingly.

Senator Olson of Eddy moved to further amend Senate Bill No. 207 by striking out the words "Introduced by Senators Magnuson and O. H. Olson," and insert in lieu thereof the words "introduced by Senator Ettestad."

The President announced that if there was any objection to such motion he would rule the motion to be out of Order.

Senator Ettestad announced that he was willing to consent to Senator O. H. Olson's amendment.

The President then announced that the question was upon the motion of Senator O. H. Olson and the motion prevailed and Senate Bill No. 207 was amended accordingly.

Senator Ettestad moved that the rules be suspended, that Senate Bill No. 207 as amended be considered properly re-engrossed and placed on third reading and final passage. Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 207. A Bill for an Act Providing for the Repeal of Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 28; nays, 21; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.
Atkins
Bond

Messrs.
Fowler
Hamilton

Messrs.
Poupore
Renauld

Messrs.	Messrs.	Messrs.
Brunsdale	Hyland	Renwick
Cain	Kretschmar	Sathre
Crocker	Lynch	Sperry
Eastgate	Martin	Steel
Erickson	Murphy	Van Arnam
Ettestad	Ployhar	Watt
Fine	Porter	Whitman
Fleckten		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Patten
Brant	McCrory	Patterson
Brostuen	Magnuson	Peck
Conrath	Marshall	Thorson
Forbes	Matthaei	Tofsrud
Fredrickson	Olson, Barnes	Unruh
Hoople	Olson, Eddy-Foster	Wog

So the bill passed and the title was agreed to.

Senator Ettestad moved that the vote by which Senate Bill No. 207 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Brostuen explained his vote on Senate Bill No. 207: Mr. President, I vote "no" on this bill. I consider the proceedings in re-submitting this bill an absolute insult to the farmers of this state, and for that reason I vote "no."

Senator Atkins presented a resolution and requested that the same be read from the desk.

SENATE RESOLUTION

RESOLVED, That we, the members of the North Dakota State Senate, having learned of the death of Mrs. Albert S. Gibbens, wife of a former member of this body, and mother of Representative R. R. Gibbens, of the 22nd Legislative District, and we do hereby extend to Representative Gibbens and to other surviving members of the bereaved family our deep and sincere sympathy.

Senator Atkins moved the adoption of the resolution and that the Secretary of the Senate be instructed to draught suitable copies of the resolution and forward same to Mr. Gibbens and members of the bereaved family.

Which motion carried unanimously.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Senate Bill No. 122. A Bill for an Act to Appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

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

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota
February 26, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 396d3 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Appointment of State Health Officer, Term of Office and Salary.

House Bill No. 237. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 157 of the Session Laws of North Dakota for the Year 1927.

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

House Bill No. 112. A Bill for an Act Providing for an Increase in the Salary of County Officials in Certain Counties Having a Population not Exceeding 7,000; Providing the Salary to be Paid the States Attorney in all Counties; and increasing the Maximum Salary to be Paid in Counties not Having a Population in Excess of 4,000, to the Register of

Deeds, Clerk of the District Court, and the County Judge in a County not Having a County Court with Increased Jurisdiction.

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 8100 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Foreclosure of Mortgages, and What Judgments May Be Entered Therein.

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapters 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

Senator Hyland moved that the Senate do now recess for ten minutes. Which motion prevailed and the Senate recessed.

The Senate re-assembled pursuant to recess taken, the President, John W. Carr, presiding.

The President announced that the Senate would be upon the Fourteenth Order of Business.

THIRD READING OF SENATE BILLS

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Subdivision (1) of Section 4059 of the 1925 Supplement to the Compiled Laws of the State of North Dakota 1913, as Amended by Chapter 194, Session Laws of 1927, Relating to the Powers of Park Boards.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Bend	Hyland	Porter
Bonzer	Kamrath	Pouper
Brant	Kretschmar	Renauld
Brostuen	Lynch	Renwick

Messrs.	Messrs.	Messrs.
Brunsdale	McCrary	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Martin	Thorson
Eastgate	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fredrickson	Patterson	Wog
Hamilton	Peck	

Those voting in the negative were:

Messrs.
Erickson

Absent and not voting:

Messrs.
Fowler

So the bill passed and the title was agreed to.

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 4; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Porter
Bond	Hyland	Poupore
Bonzer	Kamrath	Renauld
Brant	Kretschmar	Renwick
Brostuen	Lynch	Sathre
Brunsdale	McCrary	Sperry
Cain	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt
Fowler	Olson, Eddy-Foster	Whitman
Fredrickson	Patterson	Wog
Hamilton	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	Patten	Peck
Fine		

Absent and not voting:

Messrs.
Forbes

So the bill passed and the title was agreed to.

Senate Bill No. 140. A Bill for an Act to Provide an Appropriation for the Breeding of Cereal Crops for Improvement of Quality and Resistance to Rusts and Other Destructive Diseases and for the Eradication of Barberry Bushes.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Renwick
Bond	Kretschmar	Sathre
Bonzer	Lynch	Sperry
Brunsdale	McCrorry	Steel
Cain	Marshall	Tofsrud
Crocker	Murphy	Van Arnam
Eastgate	Patterson	Watt
Fowler	Ployhar	Whitman
Fredrickson	Porter	Poupore

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hamilton	Olson, Eddy-Foster
Brostuen	Hoople	Patten
Conrath	Kamrath	Peck
Erickson	Magnuson	Renauld
Ettestad	Martin	Thorson
Fine	Matthaei	Unruh
Fleckten	Olson, Barnes	Wog

Absent and not voting:

Messrs.
Forbes

So the bill passed and the title was agreed to. Emergency clause declared lost.

Senator Patterson moved that the vote by which Senate Bill No. 140 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 3; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Porter
Bond	Hyland	Poupore
Bonzer	Kamrath	Renauld
Brant	Kretschmar	Renwick
Brostuen	Lynch	Sathre
Brunsdale	McCrary	Sperry
Cain	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wcg
Fredrickson	Patterson	
Hamilton	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.
Conrath	Peck
Fleckten	

So the bill passed and the title was agreed to.

Senate Bill No. 209. A Bill for an Act to Amend and Re-enact Section 368c6 of the Supplement to the Compiled Laws of 1913, Relating to the Management of the State Mill and Elevator at Grand Forks, North Dakota. Repeal. Emergency.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 24; nays, 25; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hamilton	Olson, Eddy-Foster
Brostuen	Hoople	Patterson
Conrath	Kamrath	Peck
Erickson	McCrary	Renauld
Ettestad	Magnuson	Sathre
Fine	Marshall	Thorson
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Renwick
Bond	Kretschmar	Sperry
Bonzer	Lynch	Steel
Brunsdale	Martin	Tofsrud
Cain	Murphy	Van Arnam
Crocker	Patten	Watt
Eastgate	Ployhar	Whitman
Forbes	Porter	
Fowler	Poupore	

So the bill failed to pass.

Senator Matthaei explained his vote on Senate Bill No. 209 as follows:

I look upon the Bill as a huge Zero. Hence, either voting for it, or against it, passing it or killing it, would make no material difference. My natural tendency is to oppose all sham and hypocrisy regardless how clothed. Yet, rather than to be misunderstood by those good people who have been illusioned by erroneous reports about this bill, and for the sake of party regularity, I vote, "aye".

Senator Wog moved to amend Senate Bill No. 168 as follows: in line 154 of the printed bill after the word "the" insert the words "number of", add the letter "s" to the word "vehicle." Strike out the words "registration fund collected" and insert the word "registered" in lieu thereof. In line 155 after the word "total" insert the words "number of", add the letter "s" to the word "vehicle", strike out the words "registration fund collected," and insert the word "registered" in lieu thereof. Which amendment was lost.

Senator Fowler moved that Senate Bill No. 168 be further amended as follows: On page 8, line 164 of the printed bill, following the amendment added by the committee appearing on page 13 of the Journal of Saturday, February 23, insert:

"Provided, That in order to reimburse the state on account of the expenses of carrying the provisions of this act into effect, the State Auditor is hereby authorized and directed to credit to the general fund of the state, on the first day of July of each year, the sum of Twenty-five Thousand Dollars out of the moneys collected as a license tax under the provisions of this act."

Which motion prevailed and the amendment was adopted.

Senator Watt moved that the rules be suspended and that Senate Bill No. 168 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42; nays, 7; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Porter
Bond	Hamilton	Poupore
Bonzer	Hyland	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patterson	Whitman
Fowler	Ployhar	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Patten

Messrs.	Messrs.	Messrs.
Fine	Matthaei	Peck
Hoople		

So the bill passed and the title was agreed to.

Senator Watt moved that the vote by which Senate Bill No. 168 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 42; nays, 6, absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Porter
Bond	Hyland	Poupore
Bonzer	Kamrath	Renaud
Brant	Kretschmar	Renwick
Brostuen	Lynch	Sathre
Brunsdale	Magnuson	Sperry
Cain	Marshall	Steel
Conrath	Martin	Thorson
Crocker	Murphy	Tofsrud
Eastgate	Olson, Eddy-Foster	Unruh
Fine	Patten	Van Arnam
Forbes	Patterson	Watt
Fowler	Peck	Whitman
Fredrickson	Ployhar	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson	Fleckten	Matthaei
Ettestad	McCrorry	Olson, Barnes

Absent and not voting:

Messrs.
Hamilton

So the bill passed and the title was agreed to.

Senator Brostuen moved that the vote by which Senate Bill No. 169 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 27; nays, 21; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Bond	Hyland	Poupore
Bonzer	Kretschmar	Renwick
Brunsdale	Lynch	Sperry
Cain	Martin	Steel
Conrath	Murphy	Tofsrud
Crocker	Patten	Van Arnam
Eastgate	Peck	Watt
Forbes	Ployhar	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Olson, Eddy-Foster
Brostuen	Kamrath	Patterson
Erickson	McCrory	Renaud
Ettestad	Magnuson	Sathre
Fine	Marshall	Thorson
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Wog

Absent and not voting:

Messrs.
Hamilton

So the bill passed and the title was agreed to.

Senator Cain moved that the vote by which Senate Bill No. 196 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 5½ and Sections 9 and 11 of Chapter 180 of the Session Laws of North Dakota for the Year 1927, Being the Motor Vehicle Anti-Theft Act, Relating to the Use and Issuance by the Motor Vehicle Department of the State, of the Automatic Tag Seal and Record Bearing Device, and Repealing Section 11 Subdivisions (a), (b) and (c) and Section 12 of Chapter 179

of the Session Laws of 1927 Relating to the Issuance of Registration Cards by the Motor Vehicle Registration Department.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 30; nays, 18; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	Magnuson	Sathre
Conrath	Marshall	Sperry
Eastgate	Martin	Steel
Fowler	Murphy	Thorson
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hoople	Ployhar	Whitman
Hyland	Porter	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fine	Patten
Bond	Fleckten	Patterson
Brant	Forbes	Peck
Crocker	Hamilton	Unruh
Erickson	McCroy	Van Arnam
Ettestad	Olson, Barnes	Watt

Absent and not voting:

Messrs.
Matthaei

So the bill passed and the title was agreed to.

Senator Fredrickson moved that the vote by which Senate Bill No. 176 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hamilton asked for a call of the Senate and the call was ordered.

ROLL CALL

Those answering the roll call were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter

Messrs.	Messrs.	Messrs.
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	McCrory	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent:

Messrs.	Messrs.
Martin	Matthaei

Senator Ployhar moved that further proceedings under the call of the Senate be dispensed with.

There being no objection the question was put and the motion prevailed.

Senator Ployhar moved that Senate Bill No. 208 be placed at the foot of the calendar.

Which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 207. A Bill for an Act Providing for the Imposition of a Tax Upon Individuals, Co-partnerships, Companies, Joint Stock Companies and all Associations However Organized, Engaged in the Business of Operating a Grain Elevator, Warehouse, Public Loading Platform or Other Grain Loading Device for Public Use and Convenience, Providing for Enforcing and Collecting the Same, Prescribing the Penalty for the Violation Thereof and the Purpose for Which Collections from Said Tax Shall Be Used, and Repealing Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913.

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Subdivision (1) of Section 4059 of the 1925 Supplement to the Compiled Laws of the State of North Dakota 1913, as Amended by Chapter 194, Session Laws of 1927, Relating to the Powers of Park Boards.

Senate Bill No. 140. A Bill for an Act to Provide an Appropriation for the Eradication of Barberry Bushes.

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

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

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 5½ and Sections 9 and 11 of Chapter 180 of the Session Laws of North Dakota for the Year 1927, Being the Motor Vehicle Anti-Theft Act, Relating to the Use and Issuance by the Motor Vehicle Department of the State, of the Automatic Tag Seal and Record Bearing Device, and Repealing Section 11 Subdivisions (a), (b) and (c) and Section 12 of Chapter 179 of the Session Laws of 1927 Relating to the Issuance of Registration Cards by the Motor Vehicle Registration Department.

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

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

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

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Bond moved to amend Senate Bill No. 185, at the end of Section 1, in line 14 of page two of the printed bill, by inserting the following: "The plans so procured shall be the property of the State of North Dakota, or the political sub-division thereof for which the plans were procured, and may be by the state or said political sub-division used in altering, repairing or constructing other buildings belonging to the State or the respective political sub-division thereof."

Which motion was lost.

Senator Patterson moved to amend Senate Bill No. 185 as follows: In Section 1, line 4, page 1 of the printed bill, after the word "village" strike out the balance of the section.

Senator Fowler offered as a substitute motion the following amendment to Senate Bill No. 185: In line 10, page 2 of the printed bill, strike out the words "all necessary," and insert in lieu thereof the word "such". And that in line 11 on page 2, after the word "otherwise" insert the following: "as such board may deem necessary.

The question being on the substitute motion to amend, the motion prevailed and the substitute amendment was adopted.

Senator Patterson moved that Senate Bill No. 185 be further amended as follows: On page 2, line 7, strike out the figures "\$1,000.00" and insert in lieu thereof "\$3,000.00", which motion prevailed.

Senator Fowler moved that the rules be suspended and

that Senate Bill No. 185 be considered properly re-engrossed, and that the bill be placed on third reading and final passage, which motion prevailed.

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Poupore
Bond	Fowler	Renwick
Bonzer	Fredrickson	Sathre
Brant	Hamilton	Sperry
Brostuen	Hyland	Steel
Brunsdale	Kretschmar	Tofsrud
Cain	Lynch	Van Arnam
Crocker	Murphy	Watt
Eastgate	Ployhar	Whitman
Ettestad	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	Magnuson	Peck
Erickson	Marshall	Renauld
Fine	Matthaei	Thorson
Fleckten	Olson, Barnes	Unruh
Hoople	Olson, Eddy-Foster	Wog
Kamrath	Patten	
McCrorry	Patterson	

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senator Murphy moved that the vote by which Senate Bill No. 185 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Atkins offered the following amendment to Senate Bill No. 129, which was read from the desk:

Amend the title of the bill to read as follows:

For an Act to Amend and Re-enact Paragraph "b" and Paragraph "c" of Section 2976t15 Supplement to the Compiled Laws of 1913, Relating to the Creating of a State Highway Fund, and distribution of such fund.

To strike out everything after the enactment clause and insert the following:

"Section 1. Amendment.) That Paragraph b and Paragraph c of Section 2976t15, Supplement to the Compiled Laws of 1913, are hereby amended and re-enacted to read as follows:

(b) A sum, sufficient to pay the biennial appropriations, shall be set apart to defray the expenses of the State Highway Commission, the Motor Vehicle Registration Department and in carrying out the provisions of this Act and in carrying out the provisions and purposes of the State Highway Commission Act, and co-operating with the federal government under the act of Congress approved July 11, 1916. (Public Document No. 156), entitled "An Act to Provide that the United States Shall Aid the States, in the Construction of Rural Post Roads and for Other Purposes", and in carrying out the provisions of any other law imposing duties or conferring powers on said commission.

(c) A further sum not to exceed \$130,000.00 annually shall be set aside to meet the state's obligation as provided in Chapter 73, Session Laws 1919 and acts amendatory thereof, provided, however, that on and after July 1, 1931 such sum shall not exceed \$65,000.00 annually."

Senator Atkins moved the adoption of the amendment to Senate Bill No. 129, which motion prevailed and the bill was amended accordingly.

Senator Atkins moved that the rules be suspended and that Senate Bill No. 129 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Paragraph "b" and Paragraph "c" of Section 2976t15 Supplement to the Compiled Laws of 1913, Relating to the Creating of a State Highway Fund, and Distribution of Such Fund.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Poupore
Bonzer	Hyland	Renauld
Brostuen	Lynch	Renwick
Brunsdale	Magnuson	Sathre
Cain	Marshall	Sperry
Crocker	Matthaei	Steel
Eastgate	Murphy	Tofsrud
Forbes	Olson, Eddy-Foster	Van Arnam
Fowler	Ployhar	Watt
Fredrickson	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Peck
Brant	Kamrath	Thorson
Conrath	Kretschmar	Unruh
Erickson	McCrary	Whitman
Ettestad	Olson, Barnes	Wog
Fine	Patten	
Fleckten	Patterson	

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senator Hyland moved that Senate Bill No. 208 be placed at the head of the calendar for third reading and final passage.

Which motion prevailed.

Senate Bill No. 208. A Bill for an Act to Amend and Re-enact Section 1438a2 of the Supplement to the Compiled Laws of 1913, Relating to Tuition.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 29; nays-20; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Ployhar
Bond	Fowler	Porter

Messrs.	Messrs.	Messrs.
Bonzer	Hoople	Poupore
Brostuen	Hyland	Sathre
Brunsdale	Kretschmar	Sperry
Cain	Lynch	Steel
Crocker	Marshall	Tofsrud
Eastgate	Matthaei	Van Arnam
Erickson	Murphy	Whitman
Ettestad	Peck	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	McCrorry	Renauld
Conrath	Magnuson	Renwick
Fine	Martin	Thorson
Fleckten	Olson, Barnes	Unruh
Fredrickson	Olson, Eddy-Foster	Watt
Hamilton	Patten	Wog
Kamrath	Patterson	

So the bill passed and the title was agreed to.

Senator Lynch moved that the vote by which Senate Bill No. 208 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 3. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota, Providing for the Election of County Officials.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Fredrickson	Peck
Bonzer	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	Lynch	Renauld
Cain	McCrorry	Renwick
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Van Arnam
Ettestad	Murphy	Watt
Fine	Olson, Barnes	Whitman

Messrs.	Messrs.	Messrs.
Flechten	Olson, Eddy-Foster	Wog
Forbes	Patten	

Those voting in the negative were:

Messrs.	Messrs.
Thorson	Unruh

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hyland	Kamrath	Sathre

So the bill passed and the title was agreed to.

Senate Bill No. 210. A Bill for an Act Providing for the More Efficient Enforcement of the State Laws, Establishing a State Police Under the Supervision of the Adjutant General, and Fixing Compenstaion for its Members.

Was read the third time.

Senator Patten moved that further consideration of Senate Bill No. 210 be indefinitely postponed, which motion was lost.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Poupore
Bond	Hyland	Renwick
Bonzer	Kretschmar	Sperry
Brostuen	Lynch	Steel
Brunsdale	Magnuson	Tofsrud
Cain	Martin	Van Arnam
Crocker	Murphy	Watt
Eastgate	Olson, Eddy-Foster	Whitman
Forbes	Ployhar	
Fowler	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Patterson
Conrath	Kamrath	Peck
Erickson	McCrory	Renauld
Ettestad	Marshall	Thorson
Fine	Matthaei	Unruh
Flecten	Olson, Barnes	Wog
Hamilton	Patten	

Absent and not voting:

Messrs.
Sathre

So the bill passed and the title was agreed to, and the emergency clause declared lost.

Senator Atkins moved that the vote by which Senate Bill No. 210 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hyland requested a return to the ninth order of business, which request was granted.

Senator Hyland moved that House Bill No. 92 be referred to the Committee on Judiciary.

Which motion prevailed.

Senator Patterson moved that upon the completion of Third Reading of Senate Bills, the Senate recess until 1:00 p. m., February 27, which motion prevailed.

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 39; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hoople	Porter
Bonzer	Kamrath	Poupore
Brant	Lynch	Renauld
Brostuen	McCroory	Renwick
Brunsdale	Magnuson	Sperry
Cain	Marshall	Steel
Conrath	Matthaei	Tofsrud
Crocker	Murphy	Unruh
Eastgate	Olson, Barnes	Van Arnam
Ettestad	Olson, Eddy-Foster	Watt
Fine	Patten	Whitman
Fowler	Patterson.	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Martin	Peck
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson	Hyland	Sathre
Forbes	Kretschmar	Thorson

So the bill passed and the title was agreed to.

REPORT OF SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 207. A Bill for an Act Providing for the Imposition of a Tax Upon Individuals, Co-partnerships, Companies, Joint Stock Companies and all Associations However Organized, Engaged in the Business or Operating a Grain Elevator, Warehouse, Public Loading Platform or Other Grain Loading Device for Public Use and Convenience, Providing for Enforcing and Collecting the Same, Prescribing the Penalty for the Violation Thereof and the Purpose for Which Collections from Said Tax Shall Be Used, and Repealing Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913.

Also,

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 3. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota, Providing for the Election of County Officials.

Senate Bill No. 208. A Bill for an Act to Amend and Re-enact Section 1438a2 of the Supplement to the Compiled Laws of 1913, Relating to Tuition.

Senate Bill No. 210. A Bill for an Act Providing for the More Efficient Enforcement of the State Laws, Establishing a State Police Under the Supervision of the Adjutant General, and Fixing Compenstaion for its Members.

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

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

Very respectfully,

F. E. TUNELL,
Secretary.

REPORT OF COMMITTEE ON ENROLLMENT AND EN-
GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowence and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon,

and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Section 2976t15 of the 1913-1925 Supplement to the 1913 Compiled Laws of North Dakota Relating to the Creating of a State Highway Fund, and the Distribution of Such Fund.

And find the same correctly engrossed.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
February 26, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Paragraph "b" and Paragraph "c" of Section 2976t15 Supplement to the Compiled Laws of 1913, Relating to the Creating of a State Highway Fund, and Distribution of Such Fund.

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

Very respectfully,
F. E. TUNELL,
Secretary.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to Max A. Wishek, Ashley; Tom Whelan, St. Thomas; Nick Schank, Gladstone; H. A. Hogue, Dickinson; E. A. Lillibridge, Dicknison; H. C. Schumacher, Fargo; Ira. L. Plummer, Oakes; John Coulter, Oakes; B. L. Nelson, Carl Nelson, Fullerton; Dan Buchwitz, Hurdsfield; Ed. Sucket, John Sucket, Sam Fandrich, Bowdon; Raymond Bray, Esther Lundeen, Mrs. J. R. Pence, Mrs. James Morris, Mrs. G. Olgierson, Mrs. Bernard Nickerson.

Pursuant to the motion of Senator Patterson, the Senate recessed until 1:00 p. m., February 27, 1929.

F. E. TUNELL,
Secretary.

FIFTIETH DAY AFTER RECESS AND FIFTY-FIRST DAY

Senate Chamber,
Bismarck, North Dakota,
February 27, 1929.

The Senate reassembled at 1:00 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 27, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

House Bill No. 228. A Bill for an Act to Amend and Re-enact Sections 769a1 and 769a9, Supplement to the 1913 Compiled Laws, Relating to Judicial Districts and Salaries of Judges.

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

House Bill No. 190. A Bill for an Act to Impose an Additional License Tax to that Imposed by the Initiated Measure Approved June 30, 1926 Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said License Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

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

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota
February 27, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 201. A Bill for an Act Providing for a Uniform Water Well Driller Code; Creating a Board of Water Well Driller Examiners, Providing for the Licensing of Water Well Drillers and Establishing Penalties for the Violation of This Act.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,
Chief Clerk.

The President announced that the Senate would be upon the Fifteenth Order of Business.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

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

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

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

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

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

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

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

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

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

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuberculosis-Free Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.

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

House Bill No. 199. A Bill For an Act to Clarify and Settle the Law Relating to Fees in Connection with Federal Proceedings.

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

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 1972 of the Compiled Laws of North Dakota for the Year 1913, Relating to Appeals from a Justice's Court to the District Court and the Trial in the District Court of Cases so Appealed.

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

House Bill No. 222. A Bill for an Act to Amend and Re-enact Section 11018 of the Compiled Laws of the State of North Dakota, 1913, Providing for the Enforcement of Original Judgments in Criminal Actions.

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

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

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

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919 as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines on Inter-State Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

Was read the first and second times and referred to the Committee on Highways and Bridges.

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting Such Avails from the Debts of the Decedent.

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

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories Which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

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

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

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

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative

to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

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

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 396d3 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Appointment of State Health Officer, Term of Office and Salary.

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

House Bill No. 237. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 157 of the Session Laws of North Dakota for the Year 1927.

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

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

Was read the first and second times and referred to the Committee on Elections and Election Laws.

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, State's Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

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

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Places of Business Purchasing Such Products from the Public.

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

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to

the Compiled Laws of 1913, as Amended by Chapters 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

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

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

Was read the first and second times and referred to the Committee on Livestock.

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

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

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

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

House Bill No. 228. A Bill for an Act to Amend and Re-enact Sections 769a1 and 769a9, Supplement to the 1913 Compiled Laws, Relating to Judicial Districts and Salaries of Judges.

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

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

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

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

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

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

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

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

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

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

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

House Bill No. 190. A Bill for an Act to Impose an Additional License Tax to that Imposed by the Initiated Measure Approved June 30, 1926 Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said License Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

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

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining His Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

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

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

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

MESSAGE FROM THE GOVERNOR

State of North Dakota,
Office of the Governor,
Bismarck, North Dakota
February 27, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State's office

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Also,

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

Respectfully yours,

GEO. F. SHAFER,
Governor.

Senator Hyland moved that the Senate do now adjourn. Which motion prevailed and the Senate adjourned.

F. E. TUNELL,
Secretary.

FIFTY-FIRST DAY

Senate Chamber,
Bismarck, North Dakota,
February 27, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. Paul Neussendorfer, of Mandan, N. D.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-ninth day after recess and Fiftieth day and recommend that the same be corrected as follows:

On 18th line from bottom of page 17, correct the spelling of the word "Compensation."

On 18th line from top of page 18, capitalize first letter of the word "introduced."

On 23rd line from top of page 18, correct the spelling of the word "announced."

On 11th line from bottom of page 29, provide for space between the words "to" and "reconsider."

On 9th line from bottom of page 30, correct the spelling of the word "laid."

On 9th line from top of page 39, correct the spelling of the word "laid."

On 9th line from top of page 29, strike out the figure "28" and insert the figure "27" in lieu thereof.

On 10th line from top of page 29, strike out the figure "20" and insert the figure "21" in lieu thereof.

On 23rd line from top of page 34, strike out the figure "28" and insert "29" in lieu thereof.

On line 24 from top of page 34, strike out the figure "20" and insert "19" in lieu thereof.

On page 34, line 39, from top of page 34, strike out "Atkins" and in line 27 insert "Atkins" as voting "aye".

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

And the President signed the same in the presence of the Senate.

PETITIONS AND COMMUNICATIONS

Resolutions opposing the passage of House Bills Nos. 81, 130 and 140, as unfriendly and seriously detrimental to fraternal societies, were received from:

Camp No. 17219, M. W. A., Sutton, E. A. Daniel, Clerk.

Camp No. 17263 M. W. A., Roseglen, A. W. Skeiten, Clerk.

Which were referred to the Committee on Insurance.

Petitions favoring the passage of House Bills Nos. 81, 139 and 140 were received from:

Bismarck Lodge No. 120, A. O. U. W., Clair G. Derby, Recorder.

Bismarck Lodge, Modern Brotherhood, Grant C. Marsh, Secretary.

Which was referred to the Committee on Insurance.

Senator Bond presented a petition opposing House Bill 194 signed by J. H. Charlebois and 102 other taxpayers and owners of property, Minot N. D., which was referred to the Committee on State Affairs.

A similar petition signed by E. B. McCutcheon, Minot, and many others was referred to the Committee on State Affairs.

A similar petition signed by D. H. Cady, Minot, and many others, and requesting a hearing, was referred to the Committee on State Affairs.

Telegrams favoring the passage of House Bills Nos. 81, 139 and 140.

Minot Lodge No. 30, A. O. U. W., John Lynch, Recorder.

R. A. Nestos, Minot.

C. D. Colcord, Minot.

L. J. Palda, Minot.

William McHugh, Minot.

H. J. Dahler, Kindred.

Emma Deruder, Sec'y, A. O. U. W. Lodge, Cartwright.

Which were referred to the Committee on Insurance.

Telegrams opposing the Oleomargarine Bill were received from C. C. Nelson, Bismarck, R. T. Sjordal, Minot.

Which were referred to the Committee on State Affairs.

Senator C. J. Olson presented a communication opposing the Oleomargarine Bill from the Louis Larson Co., Kathryn, which was referred to the Committee on State Affairs.

Senator Van Arnam presented a similar communication from Big Red Grocery, Jake Lelofsky, which was referred to the Committee on State Affairs.

A communication from Mrs. H. T. Graves, State Chairman, National Defense D. A. R. urging passage of House Bill No. 151, requiring teaching of the Constitution in the schools was read and referred to the Committee on State Affairs.

REPORTS OF STANDING COMMITTEES

The committee on Tax and Tax Laws made the following report:

Mr. President: Your committee on Tax and Tax Laws to whom was referred:

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Tax and Tax Laws made the following report:

Mr. President: Your committee on Tax and Tax Laws to whom was referred:-

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Tax and Tax Laws made the following report:

Mr. President: Your committee on Tax and Tax Laws to whom was referred:

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Tax and Tax Laws made the following report:

Mr. President: Your committee on Tax and Tax Laws to whom was referred:

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Tax and Tax Laws made the following report:

Mr. President: Your committee on Tax and Tax Laws to to whom was referred:

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 185. A Bill For an Act to Amend and Re-enact Subdivision 6 of Section 800 of the 1925 Supplement to the Compiled Laws of 1913 to Provide for the Disbarment of any State's Attorney, Assistant State's Attorney, or Employee in the Office of State's Attorney who shall Represent Any Defendant Charged with a Public Offense in any State or Federal Court Within this State.

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

P. O. SATHRE
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Van Arnam moved that all absent Senators be excused and it was so ordered.

Senator Sathre requested unanimous consent to return to the Fifth Order of Business for the purpose of making announcements, which request was granted.

CONCURRENT RESOLUTION "G"

Was read from the desk:

Whereas, the hog industry of the state of North Dakota is growing to considerable proportions; and

Whereas, the usual and customary time for the farmers to market their hogs is in the fall of the year; and

Whereas, during the immediate past few years there seems to have been an unreasonable and unwarranted fluctuation in the prices paid for hogs at the terminal markets which may be evidenced by the information that on the 21st day of October, 1927, hog prices at South St. Paul in the state of Minnesota were \$11 per hundred for top hogs; that on the 27th day of October prices for top hogs had been reduced to \$9 per hundred; that for the 17th day of September, 1928, the top price for hogs was, at the same market, \$12.90 per hundred; that on the 27th of September, 1928, said top prices had fallen to \$10.00 per hundred; that such sudden and unwarranted change and fluctuation in the market seems to be unwarranted and unreasonable; that from the information available and from such investigation as it has been possible to make, it does not seem that such sudden fluctuation in the market is due to or caused by any sudden over supply of hogs, nor due to any lack of demand; that on the contrary, it appears that such fluctuation is arbitrary and caused by the combining of the purchasing interests at the terminal markets:

Now, Therefore, Be It Resolved by the Senate of the State of North Dakota, the House of Representatives concurring therein, that we respectfully call this condition in the northwest to the attention of the Senate of the United States; that we respectfully ask that the Honorable Senate of the United States cause to be appointed a special investigating committee to investigate into the fluctuation of the live stock market at the terminals of the northwest; that if such committee of the United States Senate should not be advisable, that we petition and request that the Senate of the United States order and direct the Federal Trade Commission to immediately investigate into the said marketing conditions to determine the causes and reasons for such sudden fluctuation in the market and to further investigate such activities of the live stock market of the terminals of the northwest to determine whether or not there is a corresponding decrease or increase in the price of the finished product comparable with the increase or decrease of the price of the live animals.

Be It Further Resolved, that the Secretary of State of the State of North Dakota be instructed to forward a duly

authenticated copy of this Resolution to the United States Senator of the State of North Dakota and to the President of the Senate of the United States.

Senator Fowler moved that the Resolution be printed in the Journal and referred to the Committee on Live Stock, which motion prevailed.

The Senate returned to the Seventh Order of Business.

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

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

Strike out the Emergency clause.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed, and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

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

In the second line of the title of the engrossed bill after the word "as" strike out the following words "the State Department of Health shall require" and insert the following in lieu thereof "are required by law."

In Section 1, line four of the engrossed bill after the word "as" strike out the following, "the State Department of Health may from time to time require" and insert the following in lieu thereof, "are required by law."

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: A. J. Gronna, Williston; R. S. Ashley, Plaza; R. C. Lewis, Fargo; J. V. N. Sundberg, New Rockford; Geo. H. Carpenter, Williston; R. R. Brownlee, Page; Wm. Conant, Mapleton; Aug. Hanson, Fargo; F. D. McCartney, Oakes; E. E. Cassels, Ellendale; Thos. Whelan, St. Thomas; E. H. Briggs, Col. D. S. Ritchie, Frank Towner, I. J. Moe, Valley City.

Senator O. H. Olson moved that the Senate do now adjourn. Which motion prevailed and the Senate adjourned.

F. E. TUNELL,
Secretary.

FIFTY-SECOND DAY

Senate Chamber,
Bismarck, North Dakota,
February 28, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. G. W. Stewart of Mandan, N. D.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fiftieth Day after Recess and Fifty-First Day, and recommend that the same be corrected as follows:

On 18th line from top of page 4, correct the spelling of the word "Tuberculosis".

On 21st line from top of page 4, correct the spelling of the word "and".

On 19th line from top of page 16, correct the spelling of the word "hogs".

On 19th line from bottom of page 16, correct the spelling of the word "Representatives".

On 11th line from top of page 10, after the word "day", insert the following: "after recess and fiftieth day".

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Brostuen presented a telegram from H. O. Moen, Secretary, Sons of Norway, Sanish, favoring House Bill No. 81, relative to endowment insurance, which was referred to the Committee on Insurance.

Senator Bonzer presented a telegram from Lidgerwood Creamery Co., representing 300 dairy farmers, demanding passage of House Bill No. 179, which was referred to the Committee on State Affairs.

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

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

In line 6 of the engrossed bill after the word "act" strike out the following "and subsequent to March 4, 1927."

In line 7 of Section 1 of the engrossed bill strike out the words "from and" and also the words "the passage and approval of" and after the last word in Section 1 in the engrossed bill strike out the period and insert the following: "becomes effective".

Strike out all of Section 2 of the engrossed bill.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

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

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 99. A Bill For an Act to Amend and Re-

enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

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

J. E. FLECKTEN,
● Chairman.

Senator Fleckten moved that the report be adopted; which motion prevailed and the report was adopted.

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

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

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

J. E. FLECKTEN,
Chairman.

Senator Fleckten moved that the report be adopted, which motion prevailed and the report was adopted.

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

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

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

J. E. FLECKTEN,
Chairman.

Senator Fleckten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

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

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

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

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

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

J. E. FLECKTEN,
Chairman.

Senator Fleckten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on State Affairs made the following report:

Mr. President: A majority of your Committee on State Affairs to whom was referred:

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

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

FRANK H. HYLAND,
J. E. FLECKTEN,
L. O. FREDRICKSON,
NELS MAGNUSON,
P. J. MURPHY,
WALTER BOND,

A minority of the Committee on State Affairs made the following report:

Mr. President: A minority of your Committee on State Affairs to whom was referred:

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

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

FRANK E. PLOYHAR,
A. W. FOWLER,
S. J. ATKINS,
W. H. PORTER,
G. PATTERSON,
D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the minority report be adopted.

Senator Olson of Eddy moved as a substitute motion that the report of the majority be adopted, which motion prevailed, and the majority report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

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

In line 3 of the title of the engrossed bill strike out the words "North Dakota."

After the word "hatcheries" in the engrossed bill insert the word "airports."

And when so amended recommend that the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

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

In line 5 of Section 1 of the engrossed bill strike out the word "thirty" and insert the word "fifteen" in lieu thereof.

In line 9 of Section 1, after the word "threshing" insert the following "either by threshing machines or by combines." In the same line after the word "by" insert the following: "the acre."

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

Senator W. E. Martin introduced:

A Concurrent Resolution: Senate Bill No. "H".

WHEREAS, the Eighteenth Amendment to the Constitution of the United States, makes it unlawful to manufacture and sell beverages containing more than two (2%) per cent of alcohol.

WHEREAS, the Volstead Act adopted by Congress makes it unlawful for any person to manufacture and sell beverages containing more than two (2%) per cent of alcohol, and further makes it unlawful for any person, firm or corporation engaged in the business of transportation to transport such beverages and further that the said Volstead Act makes it unlawful for any person, firm or corporation to have in his possession such beverages.

WHEREAS, It has come to the notice of the Members of this Legislative Body, that the provisions of the Volstead Act have been and are daily violated, and that great quantities of beverages containing more than two (2%) per cent of alcohol are being manufactured, transported and sold and consumed, it therefore appears to this Legislative body, that the provision of the Volstead Act, as it now stands on the statute is inadequate to protect the public from the nefarious traffic in counter-band beverages containing more than two (2%) per cent of alcohol.

WHEREAS, This Legislative Body believes that the lack of proper enforcement of the Volstead Act has a demoralizing and baneful effect on the general body politic and has a tendency to create a contempt for all laws.

WHEREAS, It appears to the members of this Legislative Body that the attention of Congress should be called to this state of affairs, and that remedies should be suggested to Congress, with the view of obtaining through Congress legislation calculated to more drastically enforce the Volstead Act.

NOW THEREFORE, This Legislative body believes that an Act of Congress, amending the Volstead Act, by making the person who purchases and receives the contraband beverages, containing more than two (2%) per cent of alcohol, should be equally guilty as an accessory before and after the fact, and a penalty should be prescribed, penalizing persons who solicits or buys from bootleggers and other vendors of contraband beverages, containing more than two (2%) per cent of alcohol, and that such law be made so drastic, that it will deter or prevent the traffic in such beverages, and that Congress should act without delay to pass such a measure and spread it upon the statute books of the United States, and that an adequate appropriation should be made for properly financing the enforcement and prosecution of such law violators.

That the Secretary of State be instructed to properly engross this Resolution and send a copy thereof to the President of the United States, a copy to the Vice-President of the United States, and a copy to the Speaker of the House of Representatives, and also a copy to each Senator and Congressman from this State.

Senate Resolution "H" was read and referred to the Committee on Temperance.

RESOLUTION

WHEREAS, We, the members of the North Dakota State Senate, have learned, with deep regret, of the death of Honorable John W. Scott, of Gilby, Grand Forks County; a member of House of Representatives from Grand Forks County during the 1885 Session of the Territorial Legislature;

THEREFORE BE IT RESOLVED that we extend to the widow and family of this distinguished pioneer our sincere sympathy.

The resolution was read.

Senator Eastgate: I move the adoption of the Resolution, and ask that the Secretary of the Senate be instructed to prepare a suitable copy of the Resolution and mail it to Mrs. John W. Scott, Gilby, North Dakota.

Which motion prevailed and the resolution was unanimously adopted.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 28, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 19. A Bill for an Act to Appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Which the House has amended.

Very respectfully,
C. R. VERRY,
Chief Clerk.

The Senate considered the House amendments to Senate Bill No. 19.

Senator Kretschmar moved that the Senate do concur in the House amendments to Senate Bill No. 19.

Which motion prevailed.

Senator Kretschmar moved that the rules be suspended, that Senate Bill No. 19, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 19. A Bill for an Act to Appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre

Messrs.	Messrs.	Messrs.
Cain	McCrory	Steel
Conrath	Magnuson	Thorson
Crocker	Marshall	Tofsrud
Eastgate	Martin	Unruh
Erickson	Matthaei	Van Arnam
Ettestad	Murphy	Watt
Fine	Olson, Barnes	Whitman
Fleckten	Olson, Eddy-Foster	Wog
Forbes	Patterson	
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Hamilton	Sperry
Patten	

So the bill passed and the title was agreed to.

The Senate considered the House amendments to Senate Bill No. 35.

Senator Brant moved that the Senate do concur in the House amendments to Senate Bill No. 35.

Which motion prevailed.

Senator Brant moved that the rules be suspended, that Senate Bill No. 35, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patten
Bond	Hamilton	Patterson
Bonzer	Hoople	Peck
Brant	Hyland	Ployhar
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renaud
Cain	Lynch	Renwick
Conrath	McCrory	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Martin	Unruh

Messrs.	Messrs.	Messrs.
Ettestad	Matthaei	Van Arnam
Fine	Murphy	Watt
Fleckten	Olson, Barnes	Whitman
Forbes	Olson, Eddy-Foster	Wog
Fowler		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Porter	Sathre	Sperry

So the bill passed and the title was agreed to.

The Senate considered the House amendments to Senate Bill No. 178.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 178.

Which motion prevailed.

Senator Fowler moved that the rules be suspended, that Senate Bill No. 178, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patten
Bond	Fredrickson	Patterson
Bonzer	Hamilton	Peck
Brant	Hoople	Poupore
Brostuen	Hyland	Renauld
Brunsdale	Kamrath	Renwick
Cain	Lynch	Sperry
Conrath	McCroory	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Martin	Unruh
Ettestad	Matthaei	Van Arnam
Fine	Murphy	Watt
Fleckten	Olson, Barnes	Whitman
Forbes	Olson, Eddy-Foster	Wog

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Porter
Ployhar	Sathre

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 28, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

Senate Bill No. 109: A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and

Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Maggie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Was read the third time.

Senator Ettestad moved to Amend House Bill No. 107 by adding Section 2, to read as follows:

"Section 2. The Board of County Commissioners in any county of this State having a population of more than twenty-five thousand, in which a fund has been or may be created for the erection of a war memorial, may combine such war memorial fund with other funds of the county for the purpose of erecting a memorial court house.

Senator Cain moved to amend the proposed amendment as follows: That after the word "State" strike out the words "having a population of more than twenty-five thousand".

Which motion prevailed.

Senator Ettestad moved that the Emergency Clause as it appears in the engrossed bill, be made "Section 3", instead of "Section 2".

Which motion prevailed, and House Bill No. 107 was amended accordingly.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called, and there were ayes, 49; nays, 0; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrorry	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson		

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 176 was read the third time.

Senator Cain moved that final action on House Bill No. 176 be deferred one legislative day.

Which motion prevailed.

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 39; nays, 5; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Kamrath	Poupore

Messrs.	Messrs.	Messrs.
Brant	Kretschmar	Renauld
Brostuen	Lynch	Renwick
Brunsdale	Magnuson	Sperry
Cain	Marshall	Steel
Conrath	Martin	Thorson
Eastgate	Murphy	Tofsrud
Fine	Olson, Barnes	Unruh
Forbes	Olson, Eddy-Foster	Van Arnam
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson	McCrorry	Peck
Fleckten	Matthaei	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Crocker	Hyland	Watt
Ettestad	Sathre	

So the bill passed and the title was agreed to.

House Bill No. 172 was read the third time.

Senator Hamilton moved that final action on House Bill No. 172 be deferred one legislative day, which motion prevailed.

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hoople	Peck
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Eastgate	Marshall	Thorson
Fine	Martin	Tofsrud
Fleckten	Matthaei	Unruh
Forbes	Murphy	van Arnam
Fowler	Olson, Barnes	Watt
Fredrickson	Olson, Eddy-Foster	Whitman
Hamilton	Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Ettestad	Ployhar
Crocker	Patterson	Sathre
Erickson		

So the bill passed and the title was agreed to.

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 39; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Patterson
Bonzer	Hyland	Peck
Brant	Kamrath	Porter
Brunsdale	Kretschmar	Poupore
Cain	Lynch	Renauld
Conrath	Magnuson	Renwick
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Fine	Matthaei	Unruh
Fleckten	Murphy	Van Arnam
Forbes	Olson, Barnes	Watt
Fowler	Olson, Eddy-Foster	Whitman
Fredrickson	Patten	Wog

Those voting in the negative were:

Messrs.
Erickson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Sathre
Brostuen	McCrorry	Sperry
Ettestad	Ployhar	Steel

So the bill passed and the title was agreed to.

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll

was called, and there were ayes, 41; nays, 0; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Porter
Bonzer	Kamrath	Poupore
Brant	Kreischmar	Renauld
Brostuen	Lynch	Renwick
Brunsdale	Magnuson	Sperry
Conrath	Marshall	Steel
Eastgate	Matthaei	Thorson
Erickson	Murphy	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Forbes	Patten	Watt
Fowler	Patterson	Whitman
Fredrickson	Peck	Wog
Hamilton	Ployhar	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Ettestad	Martin
Cain	Hoople	Sathre
Crocker	McCrorry	

So the bill passed and the title was agreed to.

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hyland	Porter
Bonzer	Kamrath	Poupore
Brant	Kreischmar	Renauld
Brostuen	Lynch	Renwick
Brunsdale	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Matthaei	Thorson
Eastgate	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog

Those voting in the negative were:

Messrs.
Erickson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cain	Hoople	Sathre
Hamilton	McCrorry	Martin

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Ployhar
Bond	Fredrickson	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Watt
Fine	Olson, Eddy-Foster	Whitman
Fleckten	Patten	Wog
Forbes	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cain	Martin	Sathre
Hamilton	Matthaei	Van Arnam
Hoople	Patterson	

So the bill passed and the title was agreed to.

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Peck
Bond	Fredrickson	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Watt
Fine	Olson, Eddy-Foster	Whitman
Fleckten	Patten	Wog
Forbes	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Cain	Martin	Sathre
Hamilton	Matthaei	Van Arnam
Hoople	Renwick	

So the bill passed and the title was agreed to.

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Sperry
Brunsdale	Lynch	Steel
Conrath	McCrorry	Thorson
Crocker	Magnuson	Tofsrud
Eastgate	Marshall	Unruh
Erickson	Murphy	Van Arnam

Messrs.	Messrs.	Messrs.
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Patterson	
Fredrickson	Peck	
Absent and not voting:		

Messrs.	Messrs.	Messrs.
Cain	Martin	Renwick
Ettestad	Matthaei	Sathre

So the bill passed and the title was agreed to.

The Senate returned to the Eleventh Order of Business for consideration of messages from the House.

The Senate considered the House amendments to Senate Bill No. 99.

Senator Ployhar moved that the Senate do concur in the House amendments to Senate Bill No. 99. Which motion prevailed.

Senator Ployhar moved that the rules be suspended, that Senate Bill No. 99 be considered properly re-engrossed and placed on third reading and final passage. Which motion prevailed.

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Fredrickson	Ployhar
Bonzer	Hamilton	Porter
Brant	Hoople	Poupore
Brostuen	Hyland	Renauld
Brunsdale	Kamrath	Sperry
Cain	Kretschmar	Steel
Conrath	Lynch	Thorson
Crocker	McCrorry	Tofsrud
Eastgate	Magnuson	Unruh
Erickson	Marshall	Van Arnam
Ettestad	Murphy	Watt
Fine	Olson, Barnes	Whitman
Fleckten	Olson, Eddy-Foster	Wog
Forbes	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Peck	Sathre
Matthaei	Renwick	

So the bill passed and the title was agreed to.

Senator Ettestad requested unanimous consent to return to the Fifth Order of Business, for the purpose of announcements. Which request was granted.

The Senate considered the House amendments to Senate Bill No. 98.

Senator Magnuson moved that the Senate do not concur in the House Amendments to Senate Bill No. 98 and that the President appoint a Senate Conference Committee.

Which motion prevailed.

The President appointed Senators Magnuson, Cain and Patten as such Conference Committee.

The Senate considered the House amendments to Senate Bill No. 91.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 91, which motion prevailed.

Senator Fowler moved that the rules be suspended, that Senate Bill No. 91 be considered properly re-engrossed and placed on third reading and final passage. Which motion prevailed.

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld

Messrs.	Messrs.	Messrs.
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrary	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Sathre
Hamilton	Patterson	

So the bill passed and the title was agreed to.

The Senate considered the House amendments to Senate Bill No. 117.

Senator Hyland moved that the Senate do concur in the House amendments to Senate Bill No. 117. Which motion prevailed.

Senator Ployhar moved that the rules be suspended, that Senate Bill No. 117 be considered properly re-engrossed and placed on third reading and final passage. Which motion prevailed.

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 37; nays, 6; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kamrath	Poupre
Bond	Kretschmar	Renauld
Brostuen	Lynch	Renwick
Brunsdale	McCrary	Sperry
Cain	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt

Messrs.	Messrs.	Messrs.
Fowler	Peck	Wog
Fredrickson	Ployhar	
Hyland	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Erickson	Hoople
Conrath	Forbes	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Patterson
Hamilton	Matthaei	Sathre

So the bill passed and the title was agreed to and the emergency clause declared carried.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 28, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope,

Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Which the House has Amended.

Very respectfully,

C. R. VERRY,
Chief Clerk.

The Senate considered the House amendments to Senate Bill No. 179.

Senator Brostuen moved that the Senate do concur in the House amendments to Senate Bill No. 179.

Which motion prevailed.

Senator Brostuen moved that the rules be suspended, that Senate Bill No. 179 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 36; nays, 5; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Boad	Fowler	Porter
Brant	Fredrickson	Poupore
Brostuen	Hoople	Renaud
Brunsdale	Hyland	Renwick
Cain	Kamrath	Sperry
Conrath	Kretschmar	Steel
Crocker	Lynch	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Murphy	Van Arnam
Ettestad	Olson, Eddy-Foster	Watt
Fleckten	Peck	Whitman
Forbes	Ployhar	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Magnuson	Unruh
McCrorry	Olson, Barnes	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Patterson
Bonzer	Matthaei	Sathre
Hamilton	Patten	

So the bill passed and the title was agreed to, and the emergency clause declared carried.

The Senate considered the House amendments to Senate Bill No. 70.

Senator Murphy moved that the Senate do concur in the House amendments to Senate Bill No. 70.

Which motion prevailed.

Senator Murphy moved that the rules be suspended, that Senate Bill No. 70 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renaud
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Sathre
Hamilton	Patterson	

So the bill passed and the title was agreed to.

The Senate considered the House amendments to Senate Bill No. 47.

Senator Brant moved that the Senate do concur in House amendments to Senate Bill No. 47.

Which motion prevailed.

Senator Brant moved that the rules be suspended and that Senate Bill No. 47 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Sathre
Hamilton	Patterson	

So the bill passed and the title was agreed to.

Senator Cain moved that the Senate do concur in the House amendments to Senate Bill No. 59.

Which motion prevailed.

Senator Cain moved that the rules be suspended and that Senate Bill No. 59 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Therson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Sathre
Hamilton	Patterson	

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
February 28, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

Senate Concurrent Resolution "F".

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota
February 28, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 115. A Bill for an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services Rendered as an Attorney at Law, Incurred and in Connection with the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and

Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 6832 Supplement to the 1913 Compiled Laws, Relating to Bonds from Contractors on Public Improvements.

Senate Bill No. 155. A Bill for an Act to Appropriate the Sum of Six Hundred Dollars Annually until 1942 or so Much Thereof as May be Necessary Under this Act, for the Use and Benefit of the Children, not Under Sixteen nor over Twenty-one Years of Age and who have for Twelve Months had their Domicile in the State of North Dakota, of those who Were Killed in Action or Who Died from Other Cause While Serving in the Army, Navy, or Marine Corps of the United States, During the World War, from April 6, 1917, to July 2, 1921; Which Said Children are Attending or Who May Hereafter Attend a State Educational or Training Institution of a Secondary or College Grade; for the Purpose of Providing and Paying for Said Children; Tuition and Matriculation Fees; Board and Room Rent; and Books and Supplies, and for no Other Purposes.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,
Chief Clerk.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: H. B. Senn, Rugby, N. D.; Mr. and Mrs. O. P. Swanson, Amidon, N. D.; A. A. Robinson, Robt. Bossard, Sam La Due, John Ehr, A. S. Spiker, E. B. McCutcheon, Nat La Fluor, Geo. Bugenhagen, August Krantz, Henry Finke; John Ogren, Kulm.

Senator Fine moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

F. E. TUNELL,
Secretary.

FIFTY-THIRD DAY

Senate Chamber,
Bismarck, North Dakota,
March 1, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. G. W. Stewart of Mandan, N. D.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-second day and recommend that the same be corrected as follows:

On twenty-second line from top of page 5, strike out the name "R. J. Murphy" and insert in lieu thereof the name "P. J. Murphy."

On the nineteenth line from bottom of page 8, strike out the word "counterband" and insert "contraband."

On fourteenth line from bottom of page 8, strike out the word "counterband" and insert "contraband."

And recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 1, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 19, 59, 35, 178, 99, 91, 117, 179, 70, 47.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 1, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House Amendment to Senate Bill No. 98 and the President has appointed as a Conference Committee, Senators Magnuson, Cain, Patten.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 1, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 185. A Bill For an Act to Amend and Re-enact Subdivision 6 of Section 800 of the 1925 Supplement to the Compiled Laws of 1913 to Provide for the Disbarment of any State's Attorney, Assistant State's Attorney, or Employee in the Office of State's Attorney who shall Represent Any Defendant Charged with a Public Offense in any State or Federal Court Within this State.

Which the Senate has indefinitely postponed.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 1, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any

Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Rentention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

Which the Senate has amended.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 1, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,
Secretary.

PETITIONS AND COMMUNICATIONS

A resolution from Camp No. 14784, M. W. A., Van Hook, North Dakota, opposing the passage of House Bills Nos. 81, 139 and 140 as unfriendly and seriously detrimental to fraternal societies and their work in this state, was received and referred to the Committee on Insurance.

Senator Bond presented a long telegram from E. B. Goss and G. A. McGee, Minot, recommending safeguards in connection with Flood Bill which was read and referred to the Committee on State Affairs.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Also,

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 19. A Bill for an Act to appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Also,

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Also,

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Also,

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Also,

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also;

Senate Bill No. 46: A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Also,

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Also,

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Also,

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Also,

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Also,

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Also,

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Also;

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and

Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Also,

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Also,

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Also,

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Also,

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Also,

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Also,

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Also,

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

Also,

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Supplement to the Compiled Laws of 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

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

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

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

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Senate returned to the fourth order of business for the purpose of signing bills.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Senate Bill No. 19. A Bill for an Act to appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Senate Bill No. 45. A Bill for an Act Making an Appro-

proportion for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Senate Bill No. 124. A Bill for an Act to Amend and Re-

enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Supplement to the Compiled Laws of 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

And the President signed the same in the presence of the Senate.

Senator Whitman moved that the House be requested to return Senate Bill No. 64.

Which motion prevailed.

Senator Magnuson requested unanimous consent to return to the Seventh Order of Business.

Which request was granted.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 1, 1929.

Mr. Speaker: I have the honor to inform you that the Senate requests that the House return Senate Bill No. 64 to the Senate.

Very respectfully,
F. E. TUNELL,
Secretary.

REPORTS OF STANDING COMMITTEES

A majority of the Committee on Insurance made the following report:

Mr. President: A majority of your Committee on Insurance to whom was referred:

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5062, Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

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

WM. WATT,
GUST WOG,
JOHN VAN ARNAM,
W. H. PORTER,
W. E. MARTIN,
P. J. MURPHY,

A minority of the Committee on Insurance made the following report:

Mr. President: A minority of your Committee on Insurance to whom was referred:

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5062, Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

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

O. H. OLSON,
L. O. FREDRICKSON,
W. E. MATTHAEI,
NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the minority report be adopted.

Senator Murphy moved that the majority report be substituted for the minority report.

Senator O. H. Olson demanded a roll call, which was granted.

ROLL CALL

The question being on the motion that the majority report be substituted for the minority report on House Bill No. 81, the roll was called, and there were ayes, 26; nays, 22, absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Porter
Bond	Hoople	Renauld
Bonzer	Hyland	Sperry
Brant	Kretschmar	Steel
Brunsdale	Lynch	Van Arnam
Cain	McCrorry	Watt
Conrath	Martin	Whitman
Eastgate	Murphy	Wog
Forbes	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Magnuson	Peck
Crocker	Marshall	Poupore
Erickson	Matthaei	Renwick
Ettestad	Olson, Barnes	Sathre
Fine	Olson, Eddy-Foster	Thorson
Fleckten	Patten	Tofsrud
Fredrickson	Patterson	Unruh
Kamrath		

Absent and not voting:

Messrs.
Fowler

So the majority report was adopted.

Senator Murphy moved that the vote by which the majority report on House Bill No. 81 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

A majority of the Committee on Insurance made the following report:

Mr. President: A majority of your Committee on Insurance to whom was referred:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5063, of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

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

W. H. PORTER,
JOHN VAN ARNAM,
GUST WOG
W. E. MARTIN,
P. J. MURPHY,
WM. WATT.

A minority of the Committee on Insurance made the following report:

Mr. President: A minority of your Committee on Insurance to whom was referred:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5063, of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

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

O. H. OLSON,
L. O. FREDRICKSON,
W. E. MATHAEI,
NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the minority report be adopted.

Senator Murphy moved as a substitute motion the adoption of the majority report.

Senator Olson of Eddy demanded a roll call, which was granted.

ROLL CALL

The question being on the motion that the majority report on House Bill No. 139 be substituted for the minority report, the roll was called, and there were ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Porter
Bond	Hoople	Poupore
Bonzer	Hyland	Renauld
Brant	Kretschmar	Sperry
Brunsdale	Lynch	Steel
Cain	McCrary	Van Arnam
Conrath	Martin	Watt
Eastgate	Murphy	Whitman

Messrs. Fleckten Forbes	Messrs. Peck Ployhar	Messrs. Wog
-------------------------------	----------------------------	----------------

Those voting in the negative were:

Messrs. Brostuen Crocker Erickson Fine Fowler Fredrickson Kamrath	Messrs. Magnuson Marshall Matthaei Olson, Barnes Olson, Eddy-Foster Patten Patterson	Messrs. Renwick Sathre Thorson Tofsrud Unruh
--	---	---

Absent and not voting:

Messrs.
Ettestad

So the motion prevailed and the majority report was adopted.

Senator Murphy moved that the vote by which the majority report on House Bill No. 139 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

A majority of the Committee on Insurance made the following report:

Mr. President: A majority of your Committee on Insurance to whom was referred:

House Bill No. 140. A Bill for an Act to Amend and Re-enact Section 5064 of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Societies.

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

W. H. PORTER,
JOHN VAN ARNAM,
GUST WOG,
W. E. MARTIN,
P. J. MURPHY,
WM. WATT.

A minority of the Committee on Insurance made the following report:

Mr. President: A minority of your Committee on Insurance to whom was referred:

House Bill No. 140. A Bill for an Act to Amend and Re-enact Section 5064 of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Societies.

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

O. H. OLSON,
L. O. FREDRICKSON,
W. E. MATTHAEI,
NELS MAGNUSON,
Chairman.

Senator Murphy moved that the majority report be adopted.

Senator Magnuson moved as a substitute motion that the minority report be adopted.

Senator Fine demanded a roll call, which was granted.

ROLL CALL

The question being on the substitute motion that the minority report on House Bill No. 140 be substituted for the majority report, the roll was called, and there were ayes, 20; nays, 29; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Kamrath	Patterson
Crocker	Magnuson	Renwick
Erickson	Marshall	Sathre
Ettestad	Matthaei	Thorson
Fine	Olson, Barnes	Tofsrud
Fowler	Olson, Eddy-Foster	Unruh
Fredrickson	Patten	

Those voting in the negative were:

Messrs.		
Atkins	Hamilton	Porter
Bond	Hoople	Poupore
Bonzer	Hyland	Renauld
Brant	Kretschmar	Sperry
Brunsdale	Lynch	Steel
Cain	McCrorry	Van Arnam
Conrath	Martin	Watt
Eastgate	Murphy	Whitman
Fleckten	Peck	Wog
Forbes	Ployhar	

So the motion was lost.

The question then being on the motion of Senator Murphy the motion prevailed and the majority report was adopted.

Senator Murphy moved that the vote by which the majority report on House Bill No. 140 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropraxy, to Create a State Board of Chiropraxy, to Provide for the Examination and Licensing of Chiropraxists and Providing Penalties for the Violation Thereof.

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

In line 4, Section 2 of the printed bill, correct the spelling of the word "callosities".

In line 5, of Section 2, after the word therapy, strike out the comma and insert the word "chiropraxal".

After line 5, Section 15 on page 7 of the printed bill insert the following: "Section 15a. Provided, however, that nothing in this Act shall prohibit the sale of orthopedic shoes or arch supports in the stores of this state."

In line 4, Section 1, put a period after the word "provided" and strike out the balance of the section.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

SENATE RESOLUTION

Introduced by Senator W. E. Martin, a Senate Resolution.

WHEREAS, The Legislature in 1911 enacted a law establishing and creating a State Prison Revolving Fund for the purpose of manufacturing Farm Machinery and Implements, including Binders, Mowers, and Hayrakes, which law is contained in the Compiled Laws of 1913 and is Section 11256, Section 11257 and Section 11258 of the said laws.

WHEREAS, CONGRESS has enacted a law prohibiting the transportation through the Inter-state Commerce of Prison Made Goods and it appearing that a large number of citizens of this state, have been using and buying machinery manufactured at the State Prison of our Sister State, Minnesota, and under and by virtue of the operating of the Federal Law, it will be unlawful for the State of Minnesota to ship such machinery beyond the borders of their State.

WHEREAS, A large number of people of the state of North Dakota, have in years gone by, used the Machinery and

Binder Twine, manufactured by Prison Labor in the Sister State.

WHEREAS, The Honorable Fred Jansonius, Judge of the Fourth Judicial District, in the case entitled, State ex rel W. E. Martin, C. J. Olson, John E. Fleckten, Elmer W. Cart, J. H. McCay, R. J. Siverson, F. A. Vogel, O. E. Erickson, Frank Carlson, Elmer Larson, Palmer Bjur, Christ Flegel, Daniel Potzer, V. A. Fleckten, W. J. Jiras, C. D. Anderson, John O. Quinn, A. McG. Beede, Mat Hager, Adolph Herme, William Kjelland, Ole Kjelland, S. S. Kjelland, Harold Sauck, Elias Larsen, Tobias Olson, E. A. Splinter, John Ogren, C. J. Nelson, Andrew Modin, David Bystedt, P. J. Jacobson, L. A. Comstadies, Ernest Bartz, E. H. Knudtson, Alfred Kjelland, and John A. Johnson, as citizens of the United States and residents and Taxpayers of the State of North Dakota, on their own behalf and on behalf of all other persons in the state similarly situated, plaintiffs, vs. R. B. Murphy, F. E. Diehl, W. J. Church, Joseph A. Kitchen and Bertha R. Palmer, C. A. Fisher, John Steen, and John Lee, Defendants, rendered his opinion as follows:

OPINION

This case was argued in the latter part of October, at which time one of the attorneys asked permission to file a brief in support of his contention, and thirty days was granted.

Before that time Judge Crum, a witness before the Grand Jury, asked for the use of the files in connection with his testimony before the Grand Jury. At that time I left to hold court in New Rockford and later at Jamestown, and I wrote him the first of December, asking for the files, but did not receive them. He answered, saying that he had left with Attorney Knauf. I asked Mr. Knauf for them at Jamestown, and he stated that they were left with the Grand Jury. Today Mr. Hellstrom very kindly let me use some of his files, and others were found with the Clerk of Court, although the stipulation that was entered into is still missing, but I think after consulting with Mr. Hellstrom that I understand fully what it contains.

A question of law and not a question of fact is involved. The purpose of the action was to bring about an accounting and to ascertain the net profits of the Twine & Cordage Plant since the enactment of the 1911 law, and also to determine, as I view it, the validity of the law of 1927, appropriating from such fund, \$115,550.00 for the erection of buildings and the purchase of land.

So far as the first object of the action is concerned, namely, the accounting of twenty-five per cent of the net profits of the Twine Plant since 1911, that has been accomplished. The defendants, in answer to the order to show cause issued when the papers were served, presented an itemized account showing the net profit of \$123,873.15.

The law of 1911 in full reads as follows:

"Section 11256: State Prison Revolving Fund. There is hereby created a state prison revolving fund which shall be available for the purpose of carrying on industrial enterprises at the state penitentiary as provided herein, and such as may hereafter be authorized by law. But nothing in this act shall be construed to repeal any existing law relating to any funds now provided for the operation or maintenance of the Twine plant at the state penitentiary.

"Section 11257: Portion of Annual Profits To Be Set Aside for Revolving Fund. After the passage and approval of this Act there shall every year be set aside from the net annual profits derived from the operation of the twine plant at the penitentiary a sum equal to twenty-five per cent thereof. The fund thus accumulated shall constitute a state prison revolving fund and shall be expended as provided in this act, or as may hereafter be authorized by law."

"Section 11258: Disposition To Be Made of Revolving Fund. As soon as the state prison revolving fund shall equal the sum of one hundred thousand dollars, the warden, under the direction of the board of trustees of the state penitentiary, shall take steps to arrange for the installation of the necessary equipment for the manufacture of farm machinery and implements, including binders, mowers and hayrakes; and the revolving fund created by this act shall be used exclusively for the purchase of raw materials, payment of salaries and wages, and other expenses necessary and proper in conducting the industrial enterprises authorized by law, and in the manufacture of farm implements and farm machinery."

It will be observed that twenty-five per cent of the net profits were in fact set aside for a state prison revolving fund by a legislative act creating that fund.

It is true, as admitted by the Assistant Attorney General on the trial, that it was never carried as such on the books, but in my opinion the bookkeepers or administrative officers could not by failing to make proper records, create of this fund a different one than that fixed by legislative act.

Since 1911, as I view it, twenty-five per cent of the net profits now determined to be \$123,873.15, was in fact a state prison revolving fund, regardless of how it was carried by those charged with the responsibility of keeping the fund.

In 1927 the legislature enacted Chapter 58 of the Laws of that year; it reads as follows:

"That there is hereby appropriated out of the state prison revolving fund the sum of one hundred fifteen thousand five hundred and fifty dollars, or so much thereof as may be necessary, to be expended to the Board of Administration, for the construction of buildings and improvements at the State Penitentiary, and for the purchase of land for the Penitentiary, as follows:

Officers' Quarters	\$50,000.00
Dairy Barn	25,000.00
Poultry House	5,000.00
Purchase of Land	25,000.00
Land Contract, Payment and Interest	10,500.00
Total	\$115,550.00"

Manifestly, the revolving fund referred to was the one created in 1911; there was no other revolving fund. The appropriation of \$115,550.00, as provided therein, therefore depleted the fund to that extent.

It therefore brings us to the one question involved, namely: Did the legislature of 1927, by an act such as Chapter 28, have power to appropriate out of the fund as it attempted to do?

The question is a debatable one, and there is much merit in the contention of Attorney Hellstrom for the plaintiffs, that it is a very unusual way of appropriating money. No authorities, however, have been submitted to me showing that an appropriation cannot be made in this way, and we know of no law prohibiting it. I find that the state legislature has on other occasions appropriated money from different funds, either from the general fund to a specific fund; or from a specific fund to the general fund.

It is my opinion, after going over the matter as fully as time permitted, that this act is legal and valid. Whether or not the legislature of 1927 acted wisely in doing as it did, is not a judicial question. We are not permitted to pass on that; we are concerned only with the legality of the act, and as I view it, the act of 1927, while somewhat unusual, is not illegal.

The accounting prayed for in the complaint having been made pursuant to the order of the court, and accepted as correct, the case can now be dismissed on the merits. In view of the fact that the case presented a public question, no costs will be taxed by either party. An order dismissing the action, without costs, may therefore be prepared.

Dated at Bismarck, North Dakota, this 4th day of January, 1929.

By the Court:

(Sgd.) FRED JANSONIUS.
District Judge.

AND WHEREAS, It appears from the Opinion, so rendered, that there now is in the State Treasury, \$123,873.15, in the State Prison Revolving Fund, and that the said statute, Section 11256 and Section 11257, and Section 11258, is a good and valid statute and is in force and effect at this day and it appearing that there is no good and valid reason why the State Board of Administration in conjunction with the Warden of the State Penitentiary should not manufacture machinery under the provisions of the statute.

WHEREAS, It further appears that the legislature in Chapter 58 of the Session Laws of 1927, made an appropriation, amounting to the sum of \$115,550.00, that under the law as interpreted by the opinion of the Honorable Fred Jansonius, at the time the said appropriation was made, that there could not possibly have been to exceed \$23,873.15, that might be subject to appropriation under Chapter 58 of the Session Laws of 1927. It further appearing, however, that the Board of Administration and the Warden of the State Penitentiary made no charge whatever against the State Prison Revolving Fund to cover the payment of any money expended for the different purposes set forth in Chapter 58 of the Session Laws of 1927, but that the sum of \$115,550.00, and the whole thereof was paid and charged out of the Twine Plant Operating Fund, it therefore appears on the books and records of the State Penitentiary that there was at the end of the Twine Plant physical year, which ends on the 31st day of August, 1927, the sum of \$123,873.15, in the State Prison Revolving Fund, and that the whole of said sum is now available for the manufacture of farm machinery and implements, as provided by law.

THEREFORE BE IT RESOLVED, That it is the sense of the Senate of this Legislative Assembly, that the Board of Administration and the Warden of the State Penitentiary shall proceed at a date as early as possible to manufacture farm machinery and implements, including binders, mowers, and hayrakes, and that such machinery be placed on the market and sold to the people of the State, at the lowest possible price consistent with building up a reserve to replenish and build up the State Prison Revolving Fund, so that the Industry can be carried on and the cost of farm machinery, for the use of the people of North Dakota can be kept down at a reasonable price, and that the people of the State may have some protection against the steadily mounting cost of such machinery. In 1927, the International Harvester Company, paid out in dividends on its stock, over \$20,000,000.00, the 1928 dividends have not been announced, but the recent advance in the price of their stock indicated that bigger dividends for 1928 are anticipated.

Senator Ployhar moved that the resolution be referred to the Committee on State Affairs, which motion prevailed.

CONCURRENT RESOLUTION "I"

Introduced by Senator Fine.

WHEREAS, our President (elect), Herbert Hoover, while accepting the promises of his party platform, made to the American farmer, went much further in that he gave his personal pledge that he would, if elected, recommend such national legislation as would place the occupation and business of agriculture on an equality with tariff-protected industry and which would give to one-third its population (the agricultural people) their fair share of the nation's prosperity.

AND WHEREAS, the members of this, the Twenty-first Legislative Assembly of the State of North Dakota have full faith that he will religiously carry out and fulfill that promise.

AND WHEREAS, our President (elect) is to call Congress in special session, that the day may be hastened when the capital, labor, management, tools and machinery devoted to staple agricultural production may be rewarded on the same basis as any other useful major American industry and there shall be established for our farmers an income equal to those of other occupations; for the farmer's wife, the same comforts in her home as women in other groups; for the farm boys and girls the same opportunities in life as other boys and girls."

THEREFORE BE IT RESOLVED, that the Senate, the House of Representatives, concurring, proceed to elect one delegate each, which delegates, in conjunction with the Governor, and two representative citizens to be named by him, shall constitute a delegation to attend and appear before the committees of Congress in the furtherance of all legislation beneficial to the Agricultural Industry of America proposed by President elect Hoover and particularly to use their efforts toward so changing the present marketing system that no longer shall the agricultural producer be forced to accept world price for that portion of their crop consumed here in tariff protected America.

AND BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Governor, the President of the Senate, and the Speaker of the House of Representatives of each of the leading agricultural states urging those states to send a like delegation to the Special Session of the United States Congress, with instructions to work for the objectives stated and indicated herein.

BE IT FURTHER RESOLVED, that only such citizens shall be selected as delegates who will serve without pay other than actual traveling, hotel and other direct expenses, which the State Treasurer is hereby authorized to pay on the presentation of itemized accounts approved by the Governor, and countersigned by the State Auditor.

Senator Fine moved that the resolution be referred to the Committee on Agriculture. Which motion prevailed.

Senator Ployhar moved that the President appoint a new Conference Committee to act on House Bill No. 32, which motion prevailed.

The President appointed Senators Marshall, Hyland and Steel as such Conference Committee.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota
March 1, 1929.

Mr. President: I have the honor to inform you that the

FRIDAY, MARCH 1, 1929

885

House has rejected the report of the Conference Committee on House Bill No. 32 and the House has appointed as a new Conference Committee: Representatives Johnson of Trail, Jardine and Carlson.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 1, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate Amendment to House Bill Nos. 181, 107, 171.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 1, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a Conference Committee on Senate Bill No. 98, Representatives Peters, Wigen and McColl.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 1, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 207. A Bill for an Act Providing for the Repeal of Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913.

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Subdivision (1) of Section 4059 of the 1925 Supplement to the Compiled Laws of the State of North Dakota 1913, as Amended by Chapter 194, Session Laws of 1927, Relating to the Powers of Park Boards.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 1, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 125. A Bill for an Act Providing for the Examination, Approval and Registration of Camps by the State Health Department, Providing a Penalty for Violation Thereof.

Senate Bill No. 192. A Bill for an Act Requiring the Administrative Officers of the Agricultural College at Fargo, North Dakota, to Annually Secure Samples of Wheat Raised by Wheat Growers in North Dakota for the Purpose of Ascertaining the Protein Content Thereof in Order that Such Wheat May Be Sold and Marketed on the Basis of Such Protein Content; Providing the Manner and Means by Which Such Protein Content May be Ascertained; Establishing Rules and Regulations, and Providing a Penalty for a Violation of this Act.

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violations Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,
Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 1, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on House Bill No. 32, Senators Marshall, Hyland and Steel.

Very respectfully,

F. E. TUNELL,
Secretary.

THIRD READING OF HOUSE BILLS

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Bonzer	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Renwick
Conrath	McCrorry	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Wog
Fowler		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Steel	Whitman

So the bill passed and the title was agreed to.

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

Was read the third time.

Senator Forbes moved to amend House Bill No. 172 as follows: That commencing with the word "assessing" in line 9 all of the following portion of the bill be stricken out. Which motion prevailed and the bill was amended accordingly.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Bond	Fredrickson	Poupore
Bonzer	Hyland	Renwick
Brant	Kamrath	Sathre

Messrs.	Messrs.	Messrs.
Brostuen	Kretschmar	Sperry
Brunsdale	Lynch	Steel
Cain	Martin	Thorson
Crocker	Matthaei	Tofsrud
Eastgate	Murphy	Unruh
Erickson	Olson, Barnes	Van Arnam
Ettestad	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	Magnuson	Peck
Fine	Marshall	Renauld
Hoople	Patterson	Wog
McCrorry		

Absent and not voting:

Messrs.
Hamilton

So the bill passed and the title was agreed to.

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 27; nays, 19; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kamrath	Renwick
Bond	Kretschmar	Sathre
Brunsdale	Lynch	Sperry
Cain	Matthaei	Steel
Crocker	Murphy	Thorson
Eastgate	Patterson	Van Arnam
Forbes	Ployhar	Watt
Fowler	Porter	Whitman
Hyland	Poupore	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Fredrickson	Olson, Eddy-Foster
Brostuen	McCrorry	Patten

Messrs.	Messrs.	Messrs.
Conrath	Magnuson	Peck
Erickson	Marshall	Renauld
Ettestad	Martin	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Hoople

So the bill passed and the title was agreed to.

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Porter
Brant	Hoople	Poupore
Brostuen	Hyland	Renauld
Brunsdale	Kamrath	Renwick
Cain	Lynch	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
McCrary	Peck	Tofsrud

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Fleckten	Olson, Barnes
Bonzer	Kretschmar	

So the bill passed and the title was agreed to.

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrory	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Martin	Unruh
Ettestad	Matthaei	Van Arnam
Fine	Murphy	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patten	Weg

Those voting in the negative were:

Messrs.
Peck

Absent and not voting:

Messrs.	Messrs.	
Bond	Hamilton	Patterson
Fleckten	Olson, Barnes	Sathre

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrory	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Ployhar	Wog
Fredrickson		

Those voting in the negative were:

Messrs.
Peck

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Patterson
Bond	Magnuson	Sathre
Fleckten	Olson, Barnes	

So the bill passed and the title was agreed to.

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Renwick
Conrath	McCrory	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Martin	Tofsrud

Messrs.	Messrs.	Messrs.
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Matthaei	Sathre
Hamilton		

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Bonzer	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Sperry
Conrath	McCrory	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Martin	Unruh
Ettestad	Matthaei	Van Arnam
Fleckten	Murphy	Whitman
Forbes	Olson, Barnes	Wog
Fowler	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.
Fine	Patten

Absent and not voting:

Messrs. Renwick	Messrs. Sathre	Messrs. Watt
--------------------	-------------------	-----------------

So the bill passed and the title was agreed to.

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 2; absent and not voting, 5.

Those voting in the affirmative were:

Messrs. Atkins Bond Brant Brostuen Brunsdale Cain Courath Crocker Eastgate Erickson Ettestad Fleckten Forbes Fredrickson	Messrs. Hamilton Hoople Hyland Kamrath Kretschmar Lynch Magnuson Marshall Martin Matthaei Murphy Olson, Barnes Olson, Eddy-Foster Patten	Messrs. Patterson Peck Ployhar Porter Poupore Renauld Renwick Sperry Steel Thorson Tofsrud Unruh Whitman Wog
--	--	--

Those voting in the negative were:

Messrs. Fine	Messrs. McCrory	Messrs.
-----------------	--------------------	---------

Absent and not voting:

Messrs. Bonzer Fowler	Messrs. Sathre Van Arnam	Messrs. Watt
-----------------------------	--------------------------------	-----------------

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senator Hamilton moved that the vote by which House Bill No. 241 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 1, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gas Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Which the House has amended.

Very respectfully,

C. R. VERRY,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 36; nays, 10; absent and not voting, 2; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Porter
Bond	Hyland	Poupore
Bonzer	Kamrath	Renwick
Brostuen	Kretschmar	Sperry
Brunsdale	Lynch	Steel
Conrath	McCrorry	Thorson
Crocker	Martin	Tofsrud
Eastgate	Matthaei	Unruh
Erickson	Murphy	Van Arnam
Ettestad	Patterson	Watt
Forbes	Peck	Whitman
Hamilton	Ployhar	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Magnuson	Olson, Eddy-Foster
Fine	Marshall	Patten
Fleckten	Olson, Barnes	Renauld
Fredrickson		

Absent and not voting:

Messrs.	Messrs.
Fowler	Sathre

Passed:
Cain

So the bill passed and the title was agreed to.

Senator Kretschmar moved that the vote by which House Bill No. 138 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

Was read the third time.

Senator Cain moved that House Bill No. 179 be amended as follows:

In lines 1, 2 and 3 of the title of House Bill No. 179, strike out the words "requiring the licensing of dealers in oleo-

margarine or other substitutes for dairy products, and fixing the fees for same," and after the word "oleomargarine" in line 1 of the title add the following:

"providing for the imposing and collecting of a tax on the use or sale of the same within the state, providing for the registration of licenses to retailers, providing for the funds so collected to be paid into the general fund of the state,"

Strike out all of Sections 2 and 3 of the printed Bill.

After the word "preparations" in line 20 of the printed Bill, add the following:

Section 2. "Retailers" shall mean and include any person, firm or corporation who, or which, sells oleomargarine, as herein defined, for use and delivery in this state.

Section 3. All retailers of oleomargarine in this state, engaged in such business at the time this Act shall go into effect, shall within thirty days thereafter, and all other retailers of oleomargarine prior to the engaging in the transaction of such business thereafter, shall, prior to the commencement of such business, file a duly acknowledged certificate with the State Treasurer on a form prescribed, prepared and furnished by such officer, which shall set forth the name under which said retailer transacts or intends to transact such business within the state, the place or places where such business is being or will be carried on; and if said retailer is an association or partnership, the names and addresses of such persons constituting such association or partnership, or if said retailer is a corporation, the names and addresses of the principal officers thereof. The said application shall contain such further information as the state Treasurer may require. No retailer, as herein defined, shall, after the times hereinbefore provided, sell, distribute or use oleomargarine until an application has been filed.

Section 4. That a tax of five cents per pound, or fraction thereof, is hereby imposed upon the sale or use within this state of all oleomargarine; provided, duplicate taxation is not intended. Said tax shall be computed by each retailer at the time of sale. The retailer shall be, and is hereby constituted as the duly authorized agent of the state for the collection of the aforesaid tax. The tax, herein provided for, shall not be imposed with respect to such transactions in interstate or foreign commerce, as are not within the taxing power of the state or expressly prohibited by the constitution of the state, or which, under the statutes or constitution of the United States, are not the subject of taxation by the state.

Section 5. For the purpose of ascertaining the amount of the tax it shall be the duty of every retailer to transmit to the State Treasurer upon a form prescribed, prepared and furnished by such officer, a statement or return under oath or affirmation, of the oleomargarine sold or used, and such other information as may be required during the preceding calendar month, which statement or return shall be filed with

the State Treasurer on or before the 15th day of each month, and shall show the number of pounds of such oleomargarine sold, or used by such person, firm or corporation within the state, during said preceding calendar month.

Section 6. Every retailer, at the time of making the report required by Section 5 of this Act, shall pay to the State Treasurer the amount of tax due for the period covered by such report; which tax, so paid, shall be credited to the General Fund of the state.

Section 7. That the record of all sales and use of oleomargarine of every retailer, shall, at all times during the business hours of the day be subject to inspection by the State Treasurer or by any agent or employee thereof duly authorized, in writing, by the State Treasurer.

Section 8. Any person violating any provisions of this Act, or who shall fail or refuse to pay such tax, or who shall make any false statement in any report or statement required by this Act, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than \$100.00, or by imprisonment in the County Jail for not more than thirty days, or by both such fine and imprisonment.

After the word "Section" in line 1 of Section 4, strike out the figure "4" and insert the figure "9".

Senator Olson of Eddy moved that the Amendment be printed in the Journal and that further action upon House Bill No. 179 be deferred one legislative day, which motion prevailed.

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

Was read the third time.

Senator Brant moved that House Bill No. 76 be amended as follows:

On page 2 of the printed bill in line 29 after the word "and" insert the following: "form a new common school district in case such adjacent territory would have an assessed valuation of not less than one hundred thousand dollars for each teacher employed or".

Which motion prevailed, and the bill was amended accordingly.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrory	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzor	Hyland	Sathre
Fine	Martin	

So the bill passed and the title was agreed to.

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 1; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Renwick
Conrath	McCrory	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Those voting in the negative were:

Messrs.
Peck

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Fine	Martin
Bonzer	Hyland	Sathre

So the bill passed and the title was agreed to.

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 39; nays, 2; absent and not voting, 7; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Brostuen	Kamrath	Porter
Brunsdale	Lynch	Poupore
Cain	McCrory	Renauld
Eastgate	Magnuson	Renwick
Erickson	Marshall	Sperry
Ettestad	Matthaei	Steel
Fine	Murphy	Tofsrud
Fleckten	Olson, Barnes	Unruh
Forbes	Olson, Eddy-Foster	Van Arnam
Fowler	Patten	Watt
Fredrickson	Patterson	Whitman
Hamilton	Peck	Wog

Those voting in the negative were:

Messrs.	Messrs.
Conrath	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Martin
Bonzer	Kretschmar	Sathre
Brant		

Passed:

Messrs.
Crocker

Senator Marshall moved that Senator Crocker be excused from voting on this bill, which motion prevailed and Senator Crocker passed.

So the bill passed and the title was agreed to.

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Brostuen	Kamrath	Porter
Brunsdale	Kretschmar	Poupore
Cain	Lynch	Renauld
Conrath	McCrorry	Renwick
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Forbes	Patten	Watt
Fowler	Patterson	Whitman
Fredrickson	Peck	Wog
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Brant	Martin
Bonzer	Hyland	Sathre

So the bill passed and the title was agreed to.

Senator Ettestad requested consent to return to the Fifth Order of Business for the purpose of an announcement, which request was granted.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: H. C. Lynn, Linton; J. A. Dinnie, J. D. Turner, Grand Forks; Franz Shubeck, Ashley; Mrs. E. B. Goss, Paul B. McCutcheon, C. L. Eklins, Minot; John Stevens, Gurina Anderson.

Senator Hamilton moved that the Senate do now recess until 1:00 p. m. March 2, 1929.

Which motion prevailed and the Senate recessed.

F. E. TUNELL,
Secretary.

FIFTY-THIRD DAY AFTER RECESS AND
FIFTY-FOURTH DAY

Senate Chamber,
Bismarck, North Dakota,
March 2, 1929.

The Senate reassembled at 1:00 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

REPORT OF SELECT COMMITTEE

Report of Conference Committee:

Mr. President: Your Conference Committee on House Bill No. 32 beg leave to report as follows:

Amend the Senate Amendments as follows:

In line 1 of the Senate amendment, strike out the Senate amendment figure "1" and insert in lieu thereof the number "1444."

In line 12 of the Senate amendment, strike out the word and figure "Section 2."

Strike out the last line of the amendment, as made by the Senate.

And when so amended, we recommend the adoption of the Senate amendments and the passage of the Bill.

For the Senate:
FRANK E. PLOYHAR,
OLE ETTESTAD,
W. G. CROCKER.

For the House:
F. G. KNEELAND,
E. M. INDERGAARD,
C. VERNON FREEMAN.

No action taken.

The President announced that the Senate would be upon the Seventeenth Order of Business.

THIRD READING OF HOUSE BILLS

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Porter
Bonzer	Kamrath	Poupore
Brant	Kretschmar	Renaud
Brostuen	Lynch	Renwick
Brunsdale	McCrory	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Martin	Thorson
Eastgate	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Fester	Van Arnam
Fleckten	Fatten	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog
Hoople	Ployhar	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Fredrickson	Matthaei
Erickson	Hamilton	

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Porter

Messrs.	Messrs.	Messrs.
Bonzer	Kamrath	Poupore
Brant	Kretschmar	Renauld
Brostuen	Lynch	Renwick
Brunsdale	McCrory	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Martin	Thorson
Eastgate	Murphy	Tofsrud
Ettestad	Olson, Eddy-Foster	Unruh
Fine	Patten	Van Arnam
Forbes	Patterson	Watt
Fowler	Peck	Whitman
Fredrickson	Ployhar	Wog
Hoople		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Olson, Barnes	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Matthaei
Erickson		

So the bill passed and the title was agreed to.

The Senate considered the House amendments to Senate Bill No. 131.

Senator Fleckten moved that the Senate concur in the House amendments to Senate Bill No. 131.

Which motion prevailed.

Senator Fleckten moved that the rules be suspended, that Senate Bill No. 131 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gas Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Opera-

tions for the Purpose of Testing and Examining the Well. Penalty.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 1, absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hoople	Peck
Brant	Hyland	Ployhar
Brostuen	Kretschmar	Porter
Brunsdale	Lynch	Poupore
Cain	McCroory	Renauld
Conrath	Magnuson	Renwick
Crocker	Marshall	Sperry
Eastgate	Martin	Thorson
Ettestad	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wcg
Hamilton		

Those voting in the negative were:

Messrs.
Kamrath

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Steel
Bonzer	Sathre	

So the bill passed and the title was agreed to and the emergency clause declared carried.

The Senate considered the House amendments to Senate Bill Nos. 194 and 195.

Senator Sperry moved that the Senate do not concur in the House amendments to Senate Bill Nos. 194 and 195, and that the President appoint a Conference Committee.

Which motion prevailed.

The President appointed Senators Sperry, Brostuen and Kamrath as such Conference Committee on Senate Bills Nos. 194 and 195.

The Senate considered the House amendments to Senate Bill No. 175.

Senator Renauld moved that the Senate do concur in the House amendments to Senate Bill No. 175.

Which motion prevailed.

Senator Renauld moved that the rules be suspended, that Senate Bill No. 175 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Peck
Bonzer	Hoople	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	McCrorry	Renwick
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Martin	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Ployhar
Forbes	Lynch	Sathre

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 2, 1929.

Mr. President: I have the honor to return herewith Senate Bill No. 64 which the Senate has requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Whitman moved that Senate Bill No. 64 be withdrawn from further consideration by the Senate. Which motion prevailed and Senate Bill No. 64 was withdrawn.

The Senate returned to the Eight Order of Business.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 98 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 98 have had the same under consideration and recommend that the Senate do concur in the House amendments thereto.

For the Senate:
NELS MAGNUSON,
J. P. CAIN,
R. W. PATTEN.

For the House:
D. L. PETERS,
A. W. McCOLL,
J. O. WIGEN.

Senator Magnuson moved that the report of the Committee be adopted, which motion prevailed, and the report was adopted.

Senator Magnuson moved that the rules be suspended, that Senate Bill No. 98, as amended, be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Peck
Bonzer	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Renwick
Conrath	McCroory	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Martin	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Murphy	Unruh
Fleckten	Olson, Barnes	Van Arnam
Forbes	Olson, Eddy-Foster	Watt
Fowler	Patten	Wog
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.
Atkins	Whitman

So the bill passed and the title was agreed to. Emergency clause declared carried.

The Senate returned to the Seventh Order of Business.

REPORTS OF STANDING COMMITTEES

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred:

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

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

R. W. PATTEN,
Chairman.

Senator Patten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Elections made the following report:

Mr. President: Your Committee on Elections to whom was referred:

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

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

R. W. PATTEN,
Chairman.

Senator Patten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

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

In line 3 of the engrossed bill strike out the figures "1929" and strike out the comma.

In line 5 strike out the words "ten hundredths" and insert in lieu thereof the words "Five one hundredths."

In line 11 after the word "same" strike out the word "in" and insert in lieu thereof the word "at".

In the title, after the word "same" strike out the word "in" and insert "at" in lieu thereof.

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

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

In the engrossed bill strike out all the words after the word "that" in line 44 and insert in lieu thereof the words "a reasonable effort has been made to collect the above tuition."

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

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

By adding the following: "Section 2. Emergency. An emergency is hereby declared to exist and this Act shall take effect and be in full force immediately upon its passage and approval."

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed, and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 1972 of the Compiled Laws of North Dakota for the Year 1913, Relating to Appeals from a Justice's Court to the District Court and the Trial in the District Court of Cases so Appealed.

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

P. O. SATHRE
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapters 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 199. A Bill For an Act to Clarify and Settle the Law Relating to Fees in Connection with Federal Proceedings.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:
Mr. President:

Your Committee on Judiciary to whom was referred:

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

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

In the first line of the title of the engrossed bill strike out the words "actions to be brought" and insert the word "liability" in lieu thereof. Strike out everything after the enacting clause and insert the following in lieu thereof, "Section 1. The individual members of the Board of Directors of any Fair Association in the State of North Dakota shall not be liable for any negligence of any person, firm or corporation staging any show, race or other amusements at any State, County or Municipal fair nor for any negligence of any persons employed by said Board of Directors or by the Association conducting such fair."

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 2, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 194 and Senate Bill No. 195 and the President has appointed as a Conference Committee, Senators Sperry, Brostuen, Kamrath on both bills.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 2, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 2, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 139. A Bill for an Act to Amend and Re-

enact Section 5063, of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

House Bill No. 140. A Bill for an Act to Amend and Re-enact Section 5064 of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Societies.

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5062, Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

Which the Senate has indefinitely postponed.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March, 2, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

Which the Senate has amended.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota
March, 2, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Cor-

poration Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

Senator Magnuson moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

F. E. TUNELL,
Secretary.

FIFTY-FOURTH DAY

Senate Chamber,
Bismarck, North Dakota,
March, 2, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. G. W. Stewart of Mandan, N. D.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-Third Day and recommend that the same be corrected as follows:

On 21st line from bottom of page 25, correct the spelling of the name "McColl".

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Fowler moved that the communication from Col. G. G. Mowers, Sherwood, N. D., relative to C. J. Olson's Senate Resolution, be referred to the Committee on State Affairs.

Which motion prevailed.

A communication from Institute of Margarine Manufacturers, Washington, D. C., opposing passage of the Oleomargarine Tax Bill was read and referred to the Committee on State Affairs.

REPORTS OF COMMITTEE ON ENROLLMENT AND EN-GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Several petitions consisting of general suggestions pertaining to banking legislation.

Have had the same under consideration and recommend that the same be turned over to the Governor for the benefit of any Banking Code Commission should such a commission result from legislation passed during this session.

G. PATTERSON,
Chairman.

Senator Patterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

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

G. PATTERSON,
Chairman.

Senator Patterson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report.

Mr. President Your Committee on Banks and Banking to whom was referred:

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

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

G. PATTERSON,
Chairman.

Senator Patterson moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fowler moved that the report of the Standing Committee on House Bill No. 170 be laid over for a time.

Senator Hamilton moved the substitute motion that the report on House Bill No. 170 be re-referred to the Committee on State Affairs which motion prevailed, and the report was re-referred.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 201, 213, 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Creation of a Fire Marshal Department.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

A Majority of the Committee on State Affairs made the following report:

Mr. President: A Majority of your Committee on State Affairs to whom was referred:

House Bill No. 220. A Bill for an Act to Prohibit the Sale or Exchange, by any State Institution to a Private Consumer, of any Dairy Product Produced at any Such Institution; To Prohibit the Advertising of Any Dairy Product so Produced, as Being the Product of Any Such Institution; To Prohibit the Serving to the Inmates of any Such Institution of Oleo-

margarine or any Substitute for Butter; and to Prohibit the Serving of Separated Milk to any Inmate, of any such Institution, Under the Age of 16 Years.

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

D. H. HAMILTON,
Chairman.

A Minority of the Committee on State Affairs made the following report:

Mr. President: A minority of your Committee on State Affairs to whom was referred:

House Bill No. 220. A Bill for an Act to Prohibit the Sale or Exchange, by any State Institution to a Private Consumer, of any Dairy Product Produced at any Such Institution; To Prohibit the Advertising of Any Dairy Product so Produced, as Being the Product of Any Such Institution; To Prohibit the Serving to the Inmates of any Such Institution of Oleo-margarine or any Substitute for Butter; and to Prohibit the Serving of Separated Milk to any Inmate, of any such Institution, Under the Age of 16 Years.

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

C. J. OLSON,
J. E. FLECKTEN.

Senator Hamilton moved that the Majority report be adopted.

Senator Olson of Barnes moved the substitute motion that the Minority report be adopted, which motion was lost.

The question was then on the adoption of the Majority report.

Senator C. J. Olson demanded a roll call.

ROLL CALL

The question being on the adoption of the Majority report that House Bill No. 220 be indefinitely postponed, the roll was called, and there were ayes, 26; nays, 20; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Bond	Fredrickson	Poupore
Brant	Hamilton	Sathre
Brunsdale	Hoople	Steel
Cain	Hyland	Tofsrud
Crocker	Lynch	Van Arnam

Messrs.	Messrs.	Messrs.
Eastgate	Murphy	Whitman
Ettestad	Patterson	Wog
Forbes	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Magnuson	Peck
Conrath	Marshall	Renauld
Erickson	Martin	Sperry
Fine	Matthaei	Thorson
Fleckten	Olson, Barnes	Unruh
Kamrath	Olson, Eddy-Foster	Watt
McCrorry	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Kretschmar	Renwick

So the majority report was adopted.

Senator Martin demanded a verification of the roll call.

Which was granted.

The Committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

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

In line 9 of the title of the engrossed bill strike out the figure "15" and insert in lieu thereof the figure "30".

In line 7 of Section 1 of the engrossed bill strike out the figure "15" and insert in lieu thereof the figure "30."

In line 23 of said section on page 2 of the engrossed bill strike out the figure "15" and insert in lieu thereof the figure "30."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency Measure.'

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 2, 1929.

Mr. Speaker: I have the honor to inform you that the

Senate has concurred in the House amendment to Senate Bills Nos. 98, 131, 175.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 2, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

Senator Watt moved that the Senate do recess for ten minutes, which motion prevailed and the Senate recessed.

The Senate re-assembled pursuant to recess taken, the President, John W. Carr, presiding.

THIRD READING OF HOUSE BILLS

Senator Cain moved to amend the amendment offered to House Bill No. 179, appearing on page 35 of the Senate Journal, Friday, March 1, as follows:

In line 7 of Section 3 of the amendment to House Bill No. 179, strike out the word "treasurer" and insert in lieu thereof the words "regulatory department."

In line 8 of Section 3, strike out the word "officer" and insert in lieu thereof the word "department."

In line 15 of Section 3, strike out the word "application" and insert in lieu thereof the word "certificate."

In line 16 of Section 3, strike out the word "treasurer" and insert in lieu thereof the words "regulatory department."

In line 3 of Section 5, strike out the word "treasurer" and insert in lieu thereof the words "regulatory department."

In line 4 of Section 5, strike out the word "officer" and insert in lieu thereof the word "department."

In line 8 of Section 5, strike out the word "treasurer" and insert in lieu thereof the words "regulatory department."

In lines 2 and 3 of Section 6, strike out the word "treasurer" and insert in lieu thereof the words "regulatory department."

In line 4 and 5 of Section 7, strike out the word "treasurer" and insert in lieu thereof the words "regulatory department."

In line 4 of Section 7, insert a period after the word "thereof" and strike out the remainder of lines 4 and 5.

In lines 18 and 19 of Section 3 strike out the word "application" and insert "a certificate" in lieu thereof.

Which motion prevailed and the amendments to the amendment was adopted.

The question then being upon the adoption of the amendment as amended, the vote was taken and the motion to amend prevailed, and House Bill No. 179 was amended accordingly.

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Bonzer	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Renwick
Conrath	McCrory	Sathre
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Martin	Tofsrud
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wog

Absent and not voting:

Messrs.
Sperry

So the bill passed and the title was agreed to.

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 6; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	McCrory	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Martin	Unruh
Ettestad	Matthaei	Van Arnam
Flecten	Murphy	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Patten	Renauld
Olson, Barnes	Peck	Wog

So the bill passed and the title was agreed to.

Senator Brant moved that final action on House Bill No. 36, be deferred one legislative day. Which motion prevailed.

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 33; nays, 14; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renwick
Brunsdale	McCroery	Sathre
Cain	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Tofsrud
Ettestad	Murphy	Van Arnam
Fowler	Patterson	Watt
Fredrickson	Peck	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Forbes	Renauld
Conrath	Matthaei	Thorson
Erickson	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Wog
Fleckten	Patten	

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Lynch

So the bill passed and the title was agreed to.

Senator Martin moved that the vote by which House Bill No. 114 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Bond	Hyland	Porter
Bonzer	Kamrath	Poupore
Brant	Lynch	Renauld
Brostuen	McCrary	Renwick
Brunsdale	Magnuson	Sathre
Cain	Marshall	Sperry
Conrath	Martin	Steel
Crocker	Matthaei	Thorson
Eastgate	Murphy	Tofsrud
Ettestad	Olson, Eddy-Foster	Unruh
Fine	Patten	Van Arnam
Fowler	Patterson	Watt
Fredrickson	Peck	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson	Forbes	Wog
Fleckten	Olson, Barnes	

Absent and not voting:

Messrs.	Messrs.
Hamilton	Kretschmar

So the bill passed and the title was agreed to.

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hoople	Porter
Bonzer	Kamrath	Poupore
Brant	Kretschmar	Renauld
Brostuen	Lynch	Renwick
Brunsdale	McCrorry	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Martin	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wcg
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Hamilton	Hyland

So the bill passed and the title was agreed to.

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Porter
Bond	Kamrath	Poupore
Bonzer	Kretschmar	Renauld
Brant	Lynch	Renwick
Brostuen	McCrorry	Sathre
Brunsdale	Magnuson	Sperry
Cain	Marshall	Steel
Conrath	Martin	Thorson
Crocker	Murphy	Tofsrud
Eastgate	Olson, Barnes	Unruh
Erickson	Olson, Eddy-Foster	Van Arnam
Ettestad	Patten	Watt
Fine	Patterson	Whitman

Messrs.
Fleckten
Fowler

Messrs.
Ployhar

Messrs.
Wog

Those voting in the negative were:

Messrs.
Forbes

Messrs.
Peck

Absent and not voting:

Messrs.
Hamilton
Hoople

Messrs.
Hyland

Messrs.
Matthaci

So the bill passed and the title was agreed to.

REPORTS OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Also,

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 19. A Bill for an Act to Appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Also,

Senate Bill No. 25. A Bill for an Act Entitled: "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, and Repealing Laws in Conflict with this Act."

Also,

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Also,

Senate Bill No. 42. A Bill For an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Also,

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also,

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Also,

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Also,

Senate Bill No. 70. A Bill for an Act to Amend and Re-

enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Also,

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws for the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Also,

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Also;

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Also,

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Also,

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Also,

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Also,

Senate Bill No. 136. A Bill for an Act to Appropriate

\$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Also,

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Also,

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Also,

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Also,

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Also,

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

Also,

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

Were delivered to the Governor for his approval at the hour of 3:30 o'clock p. m., March 2, 1929.

C. J. OLSON,
Chairman.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March, 2, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

Which the Senate has amended.

Very respectfully,
F. E. TUNELL,
Secretary.

THIRD READING OF HOUSE BILLS

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hoopie	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrory	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Peck	

Those voting in the negative were:

Messrs.
Erickson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Patterson	Watt
Matthaei		

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 2, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Fowler moved that final action on House Bill No. 97 be deferred two legislative days.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 33; nays, 15; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Patterson
Bond	Fredrickson	Ployhar
Brant	Hamilton	Poupore
Brostuen	Hoople	Renauld
Brunsdale	Kamrath	Renwick
Cain	Lynch	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Thorson
Erickson	Murphy	Van Arnam
Ettestad	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	McCroory	Porter
Conrath	Martin	Steel
Fine	Matthaei	Tofsrud
Forbes	Patten	Unruh
Kretschmar	Peck	Wog

Absent and not voting:

Messrs.
Hyland

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senator Hamilton moved that the vote by which House Bill No. 90 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Brostuen	Hoople	Poupore
Brunsdale	Kamrath	Renauld
Cain	Kretschmar	Renwick
Conrath	Lynch	Sathre
Crocker	McCrorry	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Thorson
Ettestad	Matthaei	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Forbes	Patten	Whitman
Fowler	Peck	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Patterson
Brant	Murphy	Watt
Hyland		

So the bill passed and the title was agreed to.

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Ployhar
Bond	Fredrickson	Porter
Bonzer	Hamilton	Poupore
Brant	Hoople	Renauld
Brostuen	Hyland	Renwick
Brunsdale	Kamrath	Sathre
Cain	Lynch	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Peck	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	Murphy	Patterson
Martin		

So the bill passed and the title was agreed to.

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	McCrorry	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Matthaei	Unruh

Messrs.	Messrs.	Messrs.
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Peck	Wog

Those voting in the negative were:

Messrs.
Fleckten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin	Murphy	Patterson

So the bill passed and the title was agreed to and the emergency clause declared carried.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 2, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof.

Which the Senate has amended.

Very respectfully,
F. E. TUNELL,
Secretary.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Mrs. Putnam, Carrington; Mrs. J. C. Smith, New Rockford; Mrs. J. D. Wilde, Grand Forks; John Vallely, Grand Forks; A. N. Baumann, Westhope; Ex-Senator John A. Beck, McClusky; Andrew Beck, McClusky; Iver Acker, Hillsboro; Hon. I. Sanford, Watford City; Geo. A. Bangs, Grand Forks; A. L. Netcher, Fessenden; Aloys Wartner, K. C. Wylie, Harvey; L. C. Washburn, La Moure; Walter Reed, Fargo; Alex Watt, Fargo; George Hoger, Ruth Hoger, Nellie Deordorf; Dr. C. A. Porter, Calvin; V. A. Corbett, Mrs. V. A. Corbett; Margerie Ritchey, R. V. Baasen.

Senator Hamilton moved that the Senate do now recess until 1:30 p. m. Monday, March 4, which motion prevailed and the senate recessed.

F. E. TUNELL,
Secretary.

FIFTY-FOURTH DAY AFTER RECESS
AND FIFTY-SIXTH DAY

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

The Senate reassembled at 1:30 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

The President announced that the Senate would be upon the Eleventh Order of Business.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. President: I have the honor to transmit herewith the following:

House Concurrent Resolution "B".

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

Very respectfully,
C. R. VERRY,
Chief Clerk.

HOUSE CONCURRENT RESOLUTION "B"

Introduced by Representatives Freeman and Craig.

CONCURRENT RESOLUTION

Be it Resolved by the House of Representatives of the State of North Dakota, the Senate Concurring Therein, that the President of the Senate and the Speaker of the House of

Representatives be directed to sign and send to President Hoover the following telegram:

Herbert Hoover, President,
Washington, D. C.

The Legislative Assembly of the State of North Dakota, now in session assembled, has by resolution requested us to convey to you as Chief Executive of this Nation, its congratulations and best wishes for your administration.

JOHN W. CARR,
President of the Senate.

EDWIN TRAYNOR,
Speaker of the House
of Representatives.

Senator Hyland moved the adoption of House Concurrent Resolution "B", which motion prevailed and the resolution was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. Speaker: I have the honor to return Concurrent Resolution "B" which the Senate has adopted.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

House Bill No. 37. A Bill for an Act Making an Appro-

priation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 220. A Bill for an Act to Prohibit the Sale or Exchange, by any State Institution to a Private Consumer, of any Dairy Product Produced at any Such Institution; To Prohibit the Advertising of Any Dairy Product so Produced, as Being the Product of Any Such Institution; To Prohibit the Serving to the Inmates of any Such Institution of Oleo-margarine or any Substitute for Butter; and to Prohibit the Serving of Separated Milk to any Inmate, of any such Institution, Under the Age of 16 Years.

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 1972 of the Compiled Laws of North Dakota for the Year 1913, Relating to Appeals from a Justice's Court to the District Court and the Trial in the District Court of Cases so Appealed.

Which the Senate has indefinitely postponed.

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Murphy requested consent to return to the Ninth Order of Business, which request was granted.

Senator Murphy then moved that the Senate do request the Governor to return Senate Bill No. 70, for necessary correction. Which motion prevailed.

MESSAGE TO THE GOVERNOR

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

Hon. George F. Shafer,
Bismarck, North Dakota.

Dear Governor: I have the honor to inform you that the Senate requests that the Governor return Senate Bill No. 70.

Very respectfully,
F. E. TUNELL,
Secretary.

THIRD READING OF HOUSE BILLS

Senator Hyland moved that final action on House Bill No. 36 be deferred until Thursday, March 7, 1929. Which motion prevailed.

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

Was read the third time.

Senator Sperry moved to amend House Bill No. 42 as amended by Senate Committee as follows: In line 3 of the printed bill after the number 1934, strike out the word "and" and insert a comma in lieu thereof.

After the number 1935, insert the number "1936 and comma."

In line 4 of the printed bill after the word years, strike out the word "five" and insert the word "ten".

The motion to amend was lost.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 39; nays, 8; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Poupore
Bond	Hamilton	Renauld
Bonzer	Hoople	Renwick
Brant	Hyland	Sathre
Brostuen	Kamrath	Sperry
Brunsdale	Kretschmar	Steel
Cain	Lynch	Thorson
Crocker	Martin	Tofsrud
Eastgate	Murphy	Unruh
Erickson	Patten	Van Arnam
Ettestad	Patterson	Watt
Forbes	Ployhar	Whitman
Fowler	Porter	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	McCroy	Olson, Eddy-Foster
Fine	Magnuson	Peck
Fleckten	Olson, Barnes	

Absent and not voting:

Messrs.	Messrs.
Marshall	Matthaei

So the bill passed and the title was agreed to.

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 41; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Ployhar
Bond	Fowler	Poupore
Bonzer	Fredrickson	Renauld
Brant	Hamilton	Renwick
Brostuen	Hoople	Sathre
Brunsdale	Hyland	Sperry
Cain	Lynch	Steel
Conrath	Magnuson	fofsrud
Crocker	Marshall	Unruh
Eastgate	Murphy	Van Arnam
Erickson	Olson, Barnes	Watt
Ettestad	Olson, Eddy-Foster	Whitman
Fine	Patten	Wog
Fleckten	Peck	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Kamrath	Martin	Porter
Kretschmar	Patterson	Thorson
McCrorry		

Absent and not voting:

Messrs.
Matthaei

So the bill passed and the title was agreed to.

Senator Hoople moved that the vote by which House Bill No. 98 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Patterson: I wish to be recorded as voting "no" on this bill. We have just recently passed a bill allowing graded schools to increase tuition charges. If House Bill No. 98 becomes a law those school people will be going out to get additional pupils to attend these county agricultural schools. I vote "no."

Senator Murphy moved that the rules be suspended and that the vote by which Senate Bill No. 70 was passed be reconsidered, which motion prevailed, and Senate Bill No. 70 was before the Senate for further consideration.

Senator Murphy then moved that Senate Bill No. 70 be amended as follows:

In line 1 after the word "of" insert the following:

"Chapter 270", which motion prevailed, and Senate Bill No. 70 was amended accordingly.

Senator Murphy moved that the rules be suspended and that Senate Bill No. 70 be considered properly re-engrossed, and placed on third reading and final passage, which motion prevailed.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrory	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fleckten	Matthaei	Patten

So the bill passed and the title was agreed to.

Senator Murphy moved that the vote by which Senate Bill

No. 70 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hoople moved that the Senate do now adjourn, which motion prevailed.

F. E. TUNELL,
Secretary.

FIFTY-SIXTH DAY

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Rev. G. W. Stewart, of Mandan, N. D.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-third day after recess and Fifty-fourth day and recommend that the same be corrected as follows:

On the eleventh line from top of page 22, correct the spelling of the word "State."

On eighteenth line from bottom of page 23, correct the spelling of the word "Carnival."

On fourteenth line from bottom of page 40, correct the spelling of the name "Baumann."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

PETITIONS AND COMMUNICATIONS

Senator Hyland moved that the report of the Pardon Board

be printed in the Journal, which motion prevailed, and it was so ordered. The report will be printed in the Journal of March 5th.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. President: The House requests the return of Senate Bill No. 70.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a new Conference Committee on House Bill No. 26, Representatives Olafson, Brunsdale and Iverson.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Paragraph "b" and Paragraph "c" of Section 2976t15 Supplement to the Compiled Laws of 1913, Relating to the Creating of a State Highway Fund, and Distribution of Such Fund.

Senate Bill No. 3. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota, Providing for the Election of County Officials.

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be Used in all State Institutions, County Buildings and Public Schools.

Senate Bill No. 210. A Bill for an Act Providing for the More Efficient Enforcement of the State Laws, Establishing a State Police Under the Supervision of the Adjutant General, and Fixing Compensation for its Members.

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 5½ and Sections 9 and 11 of Chapter 180 of the Session Laws of North

Dakota for the Year 1927, Being the Motor Vehicle Anti-Theft Act, Relating to the Use and Issuance by the Motor Vehicle Department of the State, of the Automatic Tag Seal and Record Bearing Device, and Repealing Section 11 Subdivisions (a), (b) and (c) and Section 12 of Chapter 179 of the Session Laws of 1927 Relating to the Issuance of Registration Cards by the Motor Vehicle Registration Department.

Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for Breach of Contract of Sale of Farm Machinery Including Tractors, Threshing Machines and Combines, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

Senate Bill No. 105. A Bill for an Act Providing for the Protection of Depositors and Holders of Exchange in Banks Organized Under the Laws of North Dakota.

Senate Bill No. 140. A Bill for an Act to Provide an Appropriation for the Eradication of Barberry Bushes.

Senate Bill No. 68. A Bill for an Act to Amend and Re-enact Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

Senator Murphy moved that the vote by which the clincher motion was carried on Senate Bill No. 70 be re-considered.

Which motion prevailed.

Senator Murphy moved that the vote by which the Senate passed Senate Bill No. 70 as amended by the Senate today, be re-considered.

Which motion prevailed.

Senator Murphy moved that the amendments made to Senate Bill No. 70 and adopted by the Senate be stricken out.

Which motion prevailed.

Senator Murphy moved that Senate Bill No. 70 be messaged to the House.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. Speaker: Pursuant to request of the House, I have the honor to transmit herewith Senate Bill No. 70.

Very respectfully,

F. E. TUNELL,
Secretary.

REPORT OF COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Also,

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gass Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Also,

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Also,

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Also,

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

Concurrent Resolution "I".

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

In paragraph 4, lines 3 and 4 of the engrossed bill, strike out the words "the Governor, and two representative citizens to be named by him", and insert in lieu thereof the following: "one representative citizen appointed by the Governor".

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

Senator Fine moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. Speaker: I have the honor to transmit herewith Senate Concurrent Resolution "I" which the Senate has adopted.

Very respectfully,

F. E. TUNELL,
Secretary.

REPORTS OF STANDING COMMITTEES

A majority of the Committee on Education made the following report:

Mr. President: A majority of your Committee on Education to whom was referred:

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

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

W. G. CROCKER,
P. J. MURPHY,
J. E. EASTGATE,
ALFRED STEEL,
W. H. PORTER,
G. H. HOOPLE.

A minority of the Committee on Education made the following report:

Mr. President: A minority of your Committee on Education to whom was referred:

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

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

C. W. FINE,
A. A. PECK,
C. J. OLSON,
OLE ETTESTAD,
A. S. MARSHALL.

Senator Fine moved that the minority report be adopted.

Senator Murphy moved the substitute motion that the majority report be adopted, which motion was lost.

The question then being upon the motion to adopt the minority report, the vote was taken, the motion prevailed and the minority report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

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

Strike out everything after the word "Act" in the title and insert the following in lieu thereof:

"Section 1. Every person, firm or corporation managing, promoting or producing any public exhibition, show, circus, carnival, auto race, motorcycle race, auto polo game, airplane exhibition, ferris wheel, merry-go-round, seaplane, caterpillar or other similar exhibition, shall, before producing or exhibiting the same, file with the County Auditor of the county in which such performance or exhibition is to take place, a copy of the contract, if any, under which such exhibition, amusement or entertainment will be given, the correct post office address of the principal place of business of the person, firm or corporation producing the same, and shall also file with the Secretary of State the written power of attorney of such person, firm or corporation authorizing such official, on behalf of such person, firm or corporation to admit legal service of summons and process in all actions and proceedings that may be brought against such person, firm or corporation within this state. Failure to file such power of attorney shall not invalidate the service of any summons or process upon such official who is hereby authorized and empowered to act as attorney in fact for such person, firm or corporation and to accept service of process therefor. Upon service of process upon such official he shall, if possible, immediately ascertain the post office address of such person, firm or corporation and forward a copy of the process served, by registered mail, to such person, firm or corporation. Such service of process upon said Secretary of State shall, for all purposes of such suit and any verdict rendered or judgment entered therein, be deemed legal and valid personal service of summons and process the same as though made personally upon such person, firm or corporation within this state.

"Section 2. It shall be unlawful for any person, firm or corporation, including fair associations and municipal corporations, to manage, produce or promote any such entertainment or production unless and until the provisions of this Act have been complied with.

"Section 3. Any person, firm or corporation failing to comply herewith shall be deemed guilty of a misdemeanor and upon conviction shall be fined not to exceed \$500.00 or be imprisoned in the County Jail not to exceed one year or both such fine and imprisonment.

"Section 4. This Act shall not be construed to cover horse races, rodeos, bicycle races or any entertainment wherein motor power shall not be used in the production of power or speed.

"Section 5. **EMERGENCY.** An emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval.

And when so amended recommend that the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 237. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 157 of the Session Laws of North Dakota for the Year 1927.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

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

In line 17 on page 2 of the printed bill, after the word "property" and before the comma, insert the following "or death or injury to persons".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

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

In line 7, Section 4, on page 2 of the printed bill, after the word "counties" strike out the semi-colon and the following words: "provided that such survey and investigation

shall not extend to either the judicial or legislative branches of the State".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

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

After the word "act" in line 27 of Section 3, on page 5 of the printed bill insert the following: "Provided further that these regulations shall not apply to seed, excepting potatoes, bearing the official inspection certification and registration tags of other States."

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE GOVERNOR

State of North Dakota,
Office of the Governor,
Bismarck, North Dakota,
March 4, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations, Organized or Hereafter Created for the Purpose of Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Also;

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Inclusive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Also,

Senate Bill No. 19. A Bill for an Act to appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Also,

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Also,

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

Also,

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

Also,

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Also,

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Also,

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Also,

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Also,

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Also,

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Also,

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Also,

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Also,

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Also,

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Also,

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Also;

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

Also,

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Also,

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Also,

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Also,

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do

Business in this State and Validating Certain Authorizations Heretofore Made.

Also,

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Respectfully yours,

GEO. F. SHAFER,
Governor.

REPORT OF SELECT COMMITTEE

Conference Committee Report

Mr. President, your Conference Committee appointed to consider House Bill No. 26 have had same under consideration, and report that they cannot agree and recommend that the committee be discharged and a new Conference Committee appointed.

For the Senate:

P. J. MURPHY,
E. H. BRANT,
G. PATTERSON.

For the House:

E. E. VEITCH,
GEO. ALJETS,
WM. L. PLATH.

Senator Murphy moved that the report be adopted, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

Mr. President: Your Conference Committee on House Bill No. 32 beg leave to report as follows:

Amend the Senate amendments as follows:

In line 1 of the Senate amendments, strike out the Senate amendment figure "1" and insert in lieu thereof the number "1444."

In line 12 of the Senate amendment, strike out the word and figure "Section 2."

Strike out the last line of the amendment, as made by the Senate.

And when so amended, we recommend the adoption of the Senate amendments and the passage of the bill.

For the House:

CARL E. JOHNSON,
C. F. CARLSON,
J. A. JARDINE.

For the Senate:

A. S. MARSHALL,
ALFRED STEEL,
FRANK H. HYLAND.

Senator Marshall moved the adoption of the report, which motion prevailed, and the report was adopted.

Senator Hyland moved that House Bill No. 32 as amended be now placed on third reading and final passage. Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrory	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt

Messrs.
Fleckten
Forbes

Messrs.
Patten
Patterson

Messrs.
Whitman
Wog

Absent and not voting:

Messrs.
Fowler
Martin

Messrs.
Matthaei

Messrs.
Sathre

So the bill passed and the title was agreed to.

The President announced the appointment of Senators Kretschmar, O. H. Olson and Van Arnam, as a new Conference Committee to consider House Bill No. 26.

Senator Hamilton moved that the Senate do now recess for ten minutes, which motion prevailed, and the Senate recessed.

The Senate re-assembled pursuant to recess taken, the President, John W. Carr, presiding.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. Speaker: I have the honor to inform you that the Senate adopted the report of the Conference Committee on House Bill No. 32.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on House Bill No. 26 Senators Kretschmar, O. H. Olson, Van Arnam.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 237. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 157 of the Session Laws of North Dakota for the Year 1927.

Which the Senate has indefinitely postponed.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bills Nos. 76, 142 and 90.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a Conference Committee on Senate

Bills Nos. 194 and 195, Representatives Twichell, Lynch, McManus.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Senate Bill No. 122. A Bill for an Act to Appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

House Bill No. 196. A Bill For an Act to Provide Annexation of Land so that Common School Districts May be Co-extensive with Civil Townships, and Providing for Equalization of Assets and Liabilities, and Declaring an Emergency.

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Com-

piled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals."

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. President: I have the honor to inform you that the House refuses to concur in the Senate Amendments to House Bill No. 172 and has appointed as a conference committee Representatives Johnson of Traill, Turner, Brunsdale.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. President: I have the honor to inform you that the House refused to concur in the Senate Amendments to House Bill No. 174 and has appointed as a Conference Committee, Representatives Peters, Steedsman and Aljets.

And also has refused to concur in Senate Amendments to

House Bill No. 213 and has appointed as a Conference Committee, Representatives Craig, Mau, and Svingen.

Very respectfully,

C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. President: The House respectfully requests the return of House Bill No. 228.

Very respectfully,

C. R. VERRY,
Chief Clerk.

Senator Sathre moved that the request of the House be granted and that House Bill No. 228 be returned, which motion prevailed.

The President appointed the following Senate Conference Committees:

On House Bill No. 174, Senators Wog, Lynch and Peck.

On House Bills No. 213, Senators Cain, Conrath and Bond.

On House Bill No. 172, Senators Etestad, Fowler and Tofsrud.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. Speaker: I have the honor to return herewith House Bill No. 228, pursuant to your request.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 213, Senators Cain, Conrath and Bond.

And on House Bill No. 174, Senators Wog, Lynch and Peck.

And on House Bill No. 172, Senators Ettestad, Fowler and Tofsrud.

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Hyland requested consent to return to the Ninth Order of Business, which request was granted.

Senator Hyland moved that the Senate recess for ten minutes on Tuesday, March 5, for the purpose of assembling with the House for a brief program and the presentation of certain gifts to the Governor, the President of the Senate, the Speaker of the House and others. Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 27; nays, 19; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Poupore
Bond	Hamilton	Renwick
Bonzer	Hoople	Sathre
Brunsdale	Lynch	Sperry
Cain	Matthaei	Steel
Crocker	Murphy	Tofsrud
Eastgate	Patterson	Van Arnam
Ettestad	Ployhar	Watt
Forbes	Porter	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Patten
Brostuen	McCrory	Peck
Conrath	Magnuson	Renauld
Erickson	Marshall	Thorson
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hyland	Kretschmar	Martin

So the bill passed and the title was agreed to. Emergency clause declared lost.

Senator Fowler moved a separate roll call be taken upon the emergency clause to House Bill No. 224.

Senator Whitman moved as a substitute motion for a call of the Senate, which call was ordered. Upon roll call Senator Martin was found to be absent.

Senator Fowler moved that further action on the call of the Senate be dispensed with, which motion prevailed.

Senator Fowler renewed his motion that a separate roll call be had on House Bill No. 224, which motion prevailed.

The question being on the emergency clause to House Bill No. 224, the roll was called, and there were ayes, 29; nays, 19; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Poupore
Bond	Hoople	Renwick
Bonzer	Hyland	Sathre
Brunsdale	Kretschmar	Sperry
Cain	Lynch	Steel
Crocker	Matthaei	Tofsrud
Eastgate	Murphy	Van Arnam
Ettestad	Patterson	Watt
Forbes	Ployhar	Whitman
Fowler	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Patten
Brostuen	McCroy	Peck
Conrath	Magnuson	Renauld
Erickson	Marshall	Thorson
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Wog
Fredrickson		

Absent and not voting:

Messrs.
Martin

So the motion was lost for lack of a two-thirds majority.

Senator Ettestad moved that the vote by which the emergency clause on House Bill No. 224 was lost, be reconsidered, which motion prevailed.

Senator Ettetstad moved that the vote by which House Bill No. 224 was passed be reconsidered.

Which motion prevailed.

Senator Ettetstad moved that further consideration of House Bill No. 224 be indefinitely postponed, which motion prevailed.

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrary	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettetstad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Hyland	Martin

So the bill passed and the title was agreed to.

House Bill No. 202. A Bill for an Act to Prohibit Slander

Over, Through or by Means of What is Commonly Known as the Radio.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 31; nays, 17; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Poupore
Bonzer	Kamrath	Renwick
Brant	Kretschmar	Sathre
Brunsdale	Lynch	Sperry
Cain	Magnuson	Steel
Crocker	Matthaei	Tofsrud
Eastgate	Murphy	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Fowler	Ployhar	Watt
Fredrickson	Porter	Whitman
Hoople		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Forbes	Patterson
Brostuen	Hamilton	Peck
Conrath	McCrory	Renauld
Erickson	Marshall	Thorson
Ettestad	Olson, Barnes	Wog
Fine	Patten	

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senator Ettestad moved that action on House Bill No. 230 be deferred for one legislative day. Which motion prevailed.

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 25; nays, 22; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Bond	Hyland	Renwick
Bonzer	Kretschmar	Sathre
Brunsdale	Lynch	Sperry
Cain	Matthaei	Steel
Crocker	Murphy	Tofsrud
Eastgate	Patterson	Van Arnam
Ettestad	Ployhar	Whitman
Forbes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Patten
Brostuen	Kamrath	Peck
Conrath	McCroy	Renauld
Erickson	Magnuson	Thorson
Flino	Marshall	Unruh
Fleckten	Olson, Barnes	Watt
Fredrickson	Olson, Eddy-Foster	Wog
Hamilton		

Absent and not voting:

Messrs.	Messrs.
Martin	Poupore

Senator Sathre: Mr. President I wish to explain my vote. This bill, being a concurrent resolution, is merely for the purpose of giving the voters opportunity to express their wishes on this particular question. Therefore I vote "aye."

So the bill passed and the title was agreed to.

Senator Fowler moved that the vote by which House Bill No. 165 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 35; nays, 12; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fleckten	Ployhar
Bond	Fowler	Renwick
Bonzer	Fredrickson	Sathre
Brant	Hyland	Sperry
Brostuen	Lynch	Steel
Brunsdale	McCroory	Tofsrud
Cain	Magnuson	Unruh
Conrath	Marshall	Van Arnam
Crocker	Matthaei	Watt
Eastgate	Murphy	Whitman
Erickson	Olson, Barnes	Weg
Fine	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Kamrath	Peck
Forbes	Kretschmar	Porter
Hamilton	Patten	Renauld
Hoople	Patterson	Thorson

Absent and not voting:

Messrs.	Messrs.
Martin	Poupore

So the bill passed and the title was agreed to.

House Bill No. 199. A Bill For an Act to Clarify and Settle the Law Relating to Fees in Connection with Federal Proceedings.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 21; nays, 27; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Renwick
Brant	Hyland	Sathre
Brunsdale	Lynch	Sperry
Cain	Matthaei	Steel
Crocker	Murphy	Tofsrud
Eastgate	Ployhar	Van Arnam
Forbes	Poupore	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Patten
Bonzer	Hoople	Patterson

Messrs.	Messrs.	Messrs.
Brostuen	Kamrath	Peck
Conrath	Kretschmar	Porter
Erickson	McCrary	Renauld
Ettestad	Magnuson	Thorson
Fine	Marshall	Unruh
Fleckten	Olson, Barnes	Watt
Fredrickson	Olson, Eddy-Foster	Wog

Absent and not voting:

Messrs.
Martin

So the bill failed of passage.

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 28; nays, 20; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Porter
Bond	Hamilton	Poupore
Bonzer	Hyland	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	Matthaei	Steel
Crocker	Murphy	Tofsrud
Eastgate	Patterson	Van Arnam
Ettestad	Ployhar	Whitman
Forbes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Peck
Brostuen	McCrary	Renauld
Erickson	Magnuson	Thorson
Fine	Marshall	Unruh
Fleckten	Olson, Barnes	Watt
Fredrickson	Olson, Eddy-Foster	Wog
Hoople	Patten	

Absent and not voting:

Messrs.
Martin

So the bill passed and the title was agreed to.

Senator Fowler moved that the vote by which House Bill No. 167 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renaud
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrory	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Forbes	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.
Erickson	Martin

So the bill passed and the title was agreed to and the emergency clause was declared carried.

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrory	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Martin

So the bill passed and the title was agreed to.

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 7; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Poupore
Bond	Fredrickson	Renauld
Bonzer	Hamilton	Renwick
Brant	Hyland	Sathre
Brostuen	Lynch	Sperry
Brunsdale	Magnuson	Steel

Messrs.	Messrs.	Messrs.
Cain	Matthaei	Thorson
Conrath	Murphy	Tofsrud
Crocker	Olson, Barnes	Unruh
Eastgate	Olson, Eddy-Foster	Van Arnam
Ettestad	Peck	Watt
Fine	Ployhar	Whitman
Fleckten	Porter	Wog
Forbes		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson	McCrorry	Patten
Hoople	Marshall	Patterson
Kamrath		

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Martin

So the bill passed and the title was agreed to.

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bonzer	Hamilton	Ployhar
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renaud
Cain	Lynch	Renwick
Conrath	McCrorry	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Martin	Watt
Kretschmar		

So the bill passed and the title was agreed to.

The Senate returned to the Eleventh Order of Business for the purpose of considering Senate Bills returned amended by the House.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 154. A Bill For an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Which the House has amended.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 4, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Hyland moved that the Senate do concur in the House Amendments to Senate Bill No. 154.

Which motion prevailed.

Senator Hyland moved that the rules be suspended and that Senate Mill No. 154 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1918 and all Acts Amendatory Thereto.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.
Atkins
Bonzer

Messrs.
Fredrickson
Hamilton

Messrs.
Peck
Ployhar

Messrs.	Messrs.	Messrs.
Brant	Hoople	Porter
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Cain	Lynch	Renwick
Conrath	McCrorry	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Forbes	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Martin	Watt
Kretschmar		

So the bill passed and the title was agreed to.

Senator Murphy moved that the Senate do concur in the House Amendments to Senate Bill No. 70.

Which motion prevailed.

Senator Murphy moved that the rules be suspended and that Senate Bill No. 70 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson

Messrs.	Messrs.	Messrs.
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Martin

So the bill passed and the title was agreed to.

Senator Peck moved that the Senate do not concur in the House amendments to Senate Bill No. 96.

Which motion prevailed.

Senator Peck moved that the President appoint a Senate Conference Committee on Senate Bill No. 96.

Which motion prevailed.

The president appointed Senators Peck, C. J. Olson and Porter as such Conference Committee.

Senator Hyland moved that the Senate do concur in the House Amendments to Senate Bill No. 149.

Which motion prevailed.

Senator Hyland moved that the rules be suspended and that Senate Bill No. 149 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrary	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Forbes	Patterson	Wog
Fowler	Peck	

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Martin

So the bill passed and the title was agreed to and the emergency clause declared carried.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: H. O. Lyngstad, L. H. Bratton, Rugby; L. H. Chaffee, Amenia; R. J. Gardiner, Brocket; O. B. Stray, Stanley; P. A. Lee, Grand Forks; Mr. Roberts, Buffalo; W. G. Wilkins, R. C. McGee, Roy A. Ployhar, F. L. Dwight, L. Noltmeier, Wm. Thiel, Valley City.

Senator Olson requested a return to the Fifth Order of Business for announcements.

Senator Steel moved that the Senate do recess until 1:30 p. m. March 5th.

Which motion prevailed, and the Senate recessed.

F. E. TUNELL,
Secretary.

FIFTY-SIXTH DAY AFTER RECESS AND FIFTY-
SEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
March 5, 1929.

The Senate reassembled at 1:30 p. m. pursuant to recess taken, the President, John W. Carr, presiding.

The President announced that the Senate would take up the Seventeenth Order of Business.

Senator Cain moved that House Bill No. 230 be placed at the foot of today's calendar.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bond	Hyland	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	Lynch	Renauld
Cain	McCroory	Renwick
Conrath	Magnuson	Sathre
Eastgate	Marshall	Sperry

Messrs.	Messrs.	Messrs.
Erickson	Martin	Steel
Ettestad	Matthaei	Thorson
Fine	Murphy	Tofsrud
Fleckten	Olson, Barnes	Unruh
Forbes	Olson, Eddy-Foster	Van Arnam
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Crocker	Watt

So the bill passed and the title was agreed to.

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bond	Hyland	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	Lynch	Renauld
Conrath	McCroery	Renwick
Crocker	Magnuson	Sathre
Eastgate	Marshall	Sperry
Erickson	Martin	Steel
Ettestad	Matthaei	Thorson
Fine	Murphy	Tofsrud
Fleckten	Olson, Barnes	Unruh
Forbes	Olson, Eddy-Foster	Van Arnam
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Cain	Watt

So the bill passed and the title was agreed to.

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and

Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing; Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 4; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	Magnuson	Steel
Crocker	Matthaei	Thorson
Eastgate	Murphy	Tofsrud
Erickson	Olson, Barnes	Unruh
Ettestad	Olson, Eddy-Foster	Watt
Fleckten	Patterson	Whitman
Forbes	Peck	Wog
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Marshall	Patten
McCrorry		

Absent and not voting:

Messrs.	Messrs.
Martin	Van Arnam

So the bill passed and the title was agreed to.

Senator Bond requested consent to return to the Seventh Order of Business.

Which request was granted.

REPORT OF STANDING COMMITTEES

The report of the Committee on State Affairs on House Bill No. 194 was presented.

Senator Fowler moved that the reading of the amendments

to House Bill No. 194 be dispensed with, that the amendments be printed in the Journal and that the report of the Committee on State Affairs be adopted.

Which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

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

Page 1, line 2 of title between the words "thereof" and "and" insert the following: "Authorizing the levying of taxes, issuance of bonds providing for the election of officers thereof and authorizing the construction of improvements by special assessment of property to be benefitted thereby."

Page 4, Section 3, line 57 strike out the words "or principally".

Page 5, Section 4, line 6, strike out the words "or principally".

Page 6, Section 6, line 23, strike out the words "or counties".

Page 10, Section 11, line 27, insert at the end of the line "The Board of County Commissioners shall then by resolution call an election in said District to authorize the formation of said Conservancy District, which election shall be a special election, or the matter may be submitted at any general election occurring in the county within which such district is contained, election to be called for a time not less than twenty days nor more than sixty days after the adoption of the resolution determining the formation of such district, and to be upon notice by publication in the official county paper in the county within which said district is contained, which notice shall be published twice, the first publication to be at least ten days prior to the date of such election, such election to be conducted in all things in accordance with the provisions for election of directors as set forth in Section 13 of this Act. If at such election there shall be a majority of the people voting thereon voting in favor of the formation of such district, then the resolution to form such district shall be authorized to proceed to form said conservancy district as

provided in this Act. However, if at such election said proposition fails to receive a majority of all the votes cast at said election, then all proceedings by reason of petition and resolution forming said district shall cease and said petition and resolution shall be null and void."

Page 12, Section 13, line 14, strike out the word "thirty" and insert the word "ninety" in lieu thereof.

Page 12, Section 13, line 36, after the word "shall" strike out the last two words and the first four words of line 37 and insert in lieu thereof "receive as compensation the sum of \$25.00 per month;" strike out the last two words in line 37 and the first two words and comma in line 38 and insert in lieu thereof the words "together with"; line 39, between the words "directors" and "shall" insert the word "which".

Page 12, section 14, line 2, after the word "director" strike out the comma and insert a period.

Page 13, Section 14, line 3, strike out all of that line and the first word in line 4 and substitute "not less than fifteen days before the such election".

Page 14, Section 16, line 14, strike out the words "or the majority thereof".

Page 14, Section 16, lines 15 and 16, strike out the words "or the greater portion thereof".

Page 16, Section 17, line 4, strike out the words "five" and insert the word "three" in lieu thereof.

Page 17, Section 18, line 5 of the House Amendment between the words "shall" and "prepare" insert the following: "in their discretion".

Page 19, Section 20, line 12, strike out the words "other than directors".

Page 19, Section 20, line 13, strike out the word "ten" and insert the word "seven" in lieu thereof. On line 14 strike out the figure "10" and insert the figure "7" in lieu thereof.

Page 24, Section 23, line 30 strike out the words "a majority" and insert the words "sixty per cent" in lieu thereof. Page 24, Section 23, line 35, after the word "act" insert "if at such election there shall not be a majority of the people voting thereon, voting in favor of the issuance of such bonds, then the directors of such district shall discontinue all further proceedings under the proposed plan."

Page 27, Section 25, line 11, strike out the word "and". On line 20 of Section 25, strike out the words "other than" and in line 21 strike out the word "directors". Page 27, line 22,

strike out the word "ten" and the figures "10" and insert the word "seven" and the figure "7" in lieu thereof.

Page 32, Section 29, line 35, after the words "benefits is" insert the following "not substantially fair and just they may modify the same accordingly, or if it is".

Page 33 Section 29, line 41, after the word "majority" insert "in area".

Page 34, Section 31, line 2, after the word "proposed" insert "plan or".

Page 37, Section 36, line 4, strike out the word "and" and in line 5 after the word "fund" add "(5) and interest fund."

Page 48, Section 42, line 55, strike out the words "of equal rank with" and insert "inferior only to" in lieu thereof.

Page 52, Section 45, line 35, strike out the words "five per cent of" and insert "of five mills on" in lieu thereof.

Page 53, Section 46, line 7, after the word "taxes" insert in lieu thereof "for any calendar year" and in same line strike out "five per" and in line 8 strike out the word "cent" and insert the words "five mills" in lieu thereof.

Page 54, Section 49, line 8 after the word "office" insert the following: "until the next general of city election when a director shall be elected".

Insert the following as Section 64. "The Board of Directors shall have full control of any and all streams, lakes, ditches and the banks thereof, and of all cuts, drains, levees, dikes and other water courses within the district and are hereby authorized and empowered to prevent damage thereto by dumping any refuse therein or filling or obstructing the same in any manner and shall have authority to make rules and regulations to prevent such damage and to provide for punishment for violation of such rules and are hereby authorized to bring any proper and necessary action in any court to restrain any such damage, filling or obstruction."

Insert the following as Section 65. "Upon presentation to the Board of County Commissioners of a petition signed by not less than 10 per cent of the electors of the district as shown by the vote for Governor at the last general election, praying for discontinuance of further action under this Act, such Board shall call and hold an election to determine whether or not further proceedings shall be discontinued. Notice of such election shall be given and the same shall be conducted as herein provided for the election of directors. If a majority of the voters voting at such election shall vote for discontinuance then all further proceedings hereunder shall immediately cease."

"Section 66. Emergency.) In the opinion of the legisla-

ture of the State of North Dakota, an emergency exists. 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.

D. H. HAMILTON,
Chairman.

To the Members of the Twenty-first Legislative Assembly of the State of North Dakota:

In compliance with the provisions of the Statute I herewith transmit the Fourteenth Biennial Report of the Board of Pardons of the State of North Dakota, covering the period from January 1, 1927, to and including December 31, 1928.

Very truly yours,

WALTER MADDOCK,
Governor of the State of North Dakota,
Ex-Officio Chairman of the Board of Pardons.

Attest:

CHRISSIE E. BUDGE,
Secretary of the Board.

(SEAL)

THE NORTH DAKOTA STATE BOARD OF PARDONS

Governor A. G. Sorlie.....Chairman
(Died August 28, 1928)

Governor Walter Maddock.....Chairman
(August 28, 1928, to January 1, 1929)

Honorable W. L. NuessleChief Justice

Honorable George F. Shafer.....Attorney General

APPOINTIVE MEMBERS

Rev. D. T. Robertson.....Fargo, North Dakota
Mr. John L. HultingGrand Forks, North Dakota

EX-OFFICIO SECRETARY

Chrissie E. Budge.....Secretary to the Governor

BIENNIAL REPORT OF THE BOARD OF PARDONS FOR
THE PERIOD FROM JANUARY 1, 1927, TO DECEMBER 31, 1928.

During the biennial period ending December 31, 1928, the Board of Pardons of the State of North Dakota held four regular semi-annual meetings, and thirty-eight special or emergency meetings. At these regular and special meetings a total of 690 cases were considered and acted upon.

REGULAR MEETINGS

Date	Cases Heard
June 2, 1927	113
December 2, 1927	133
June 2, 1928	188
December 2, 1928	138
Total	572

SPECIAL OR EMERGENCY MEETINGS

1927	
January 3	4
January 21	1
March 10	2
March 19	9
June 15	3
June 23	1
July 18	3
July 29	1
August 2	1
August 8	5
August 9	6
August 26	3
September 12	5
September 21	2
September 29	2
October 17	3
December 22	4
December 30	2
1928	
January 9	5
February 4	1
February 21	2
February 28	1
March 10	2
March 19	1
March 22	1
April 2	6
May 21	1
July 17	2
July 23	3
August 7	5
September 11	11
September 12	2
September 20	2
October 11	6
November 14	4
December 15	4
December 29	1
December 30	1
Total	118

REGULAR MEETING, JUNE 2, 1927

New applications presented	101
Applications deferred from previous meeting.....	12
Total	113
Pardons granted	2
Paroles granted	16
Paroles revoked	1
Sentences commuted	30
Indeterminate sentences set for a determined period.....	2
Restored to citizenship	1
Applications denied	49
Applications deferred	12

113

REGULAR MEETING, DECEMBER 2, 1927

Number of applications presented	133
Pardons granted	2
Paroles granted	11
Indeterminate sentences set for a determined period.....	6
Sentences commuted	21
Leaves of absence granted	1
Conditional commutation	1
Applications withdrawn	1
Applications deferred	16
Applications denied	73

133

REGULAR MEETING, JUNE 2, 1928

Number of applications presented	188
Pardons granted	5
Paroles granted	22
Indeterminate sentences set for a determined period.....	5
Sentences commuted	29
Leaves of absence granted	4
Citizenship restored	6
Applications deferred	7
Applications denied	110

188

REGULAR MEETING, DECEMBER 2, 1928

Number of applications presented.....	138
Pardons granted	11
Paroles granted	16
Indeterminate sentences set for a determined period.....	1
Sentences commuted	11
Leaves of absence granted	1
Citizenship restored	2
Applications deferred	11
Applications denied	85

138

Total number applications considered at regular meetings 572

APPLICATIONS HEARD AT SPECIAL OR EMERGENCY MEETINGS

January 3, 1927:

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
James M. Brown, Dunn, Grand Larceny	5 yrs.	7-26-1926	Tr'f'd to St. Tr. Sch.
Jas. P. Hammond, Hettinger, Burglary	3 yrs.	2- 9-1926	Tr'f'd to St. Tr. Sch.
Bob Lowe, Dunn, Grand Larceny	5 yrs.	7-26-1926	Tr'f'd to St. Tr. Sch.
Jno. J. Morganthaler, Stark, Adultery	3 yrs.	7- 7-1926	Paroled to wife

January 21, 1927:

Ben Tobiason, Cavalier, Bootlegging	1-3 yrs.	11-10-1925	Paroled to father
---	----------	------------	-------------------

March 10, 1927:

Steve Keller, Pierce, Incest	4 yrs.	9-28-1925	Paroled to father
Oscar T. White, Ramsey, Liquor traffic	1 yrs.	2-23-1927	Parole denied

March 19, 1927:

Carl Anderson, Dickey, Robbery	7 yrs.	11- 8-1923	Commuted sentence
Irvin Bundrock and Roy Bundrock, McHenry, Grand Larceny	1½ yrs.	7-16-1926	Paroled
Roy S. Gasink, Cass, Grand Larceny	7 yrs.	12-17-1925	Paroled
Jno. M. Gielen, Eddy, Liquor Traffic	1½ yrs.	11-10-1926	Paroled
Adolph Gunst, McIntosh, Larceny	14 mos.	11-12-1926	Denied parole
Burt Onstott, Mercer, Receiving Stolen Property	1 yr.	9-24-1926	30 days leave
L. L. Sperry, McKenzie, Embezzlement	5 yrs.	2-16-1926	Paroled to wife
Esilas Thompson, Walsh, Rape	4 yrs.	7-15-1925	Commuted sentence

June 15, 1927:

Mancel Anderson, Ward, Burglary with high explosives..	20 yrs.	12- 6-1921	Referred
James Golden, (alias James Riley), Traill, Burglary, Third Degree	1 to 5 yrs.	3-11-1924	Sentence commuted
Adolph Gunst, McIntosh, Larceny	14 mos.	11-12-1926	Sentence commuted

APPLICATIONS HEARD AT SPECIAL OR EMERGENCY MEETINGS—Continued

June 23, 1927:

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Willis Jarvis, Cass, Grand Larceny (2 charges)	5 yrs.	5-27-1927	Eligible to parole

July 18, 1927:

Theodore Ballantyne, Bottineau, Robbery	7 yrs.	11-30-1926	Paroled to father
Chas. Maher, Wells, Bank Robbery	18 yrs.	8-29-1921	Sentence Commuted
Sam Martin, Wells, Rape	1 to 8 yrs.	4-13-1927	Paroled to father

July 29, 1927:

George Keller, Dunn, Liquor Traffic	1 yr.	5-27-1927	Leave of absence
---	-------	-----------	------------------

August 8, 1927:

Glenn Bertelson, Renville, Grand Larceny	2 yrs.	2-10-1927	Pardoned
George Dumont, Bottineau, Robbery	5 yrs.	1-26-1927	Leave of absence
John Morganthaler, Starke, Adultery	3 yrs.	7- 7-1926	Denied
Norman St. Croix, Renville, Grand Larceny	2 yrs.	2-10-1927	Leave of absence
Vigo Thompson, Renville, Grand Larceny	2 yrs.	2-10-1927	Leave of absence

August 2, 1927:

Halvor J. Hagen, Cass, Receiving deposits in an insolvent bank	2½ yrs.	10-11-1926	Pardoned
--	---------	------------	----------

August 9, 1927:

Jack Allmer, Dunn, Grand Larceny	2 yrs.	2-13-1927	Paroled
Louis Grewatz, La Moure, Liquor Traffic	1 yr.	1-17-1927	Commuted sentence
Leo. Jochim, Morton, Grand Larceny	3 yrs.	3-28-1927	Leave of absence
John Miller, Dunn, Grand Larceny	2 yrs.	9-13-1926	Paroled
William L. Smith, Cass, Abduction for prostitution	2 yrs.	5-27-1926	Denied
Joe Swift, Sioux and Adams, Manslaughter	5 yrs.	5-24-1926	Denied

TUESDAY, MARCH 5, 1929

995

APPLICATIONS HEARD AT SPECIAL OR EMERGENCY MEETINGS—Continued

August 26, 1927:

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Jack Huddleston, Dunn, Grand Larceny	4 yrs.	9-23-1926	Sentence commuted
Anton A. Ibach, Emmons, Rape	2 yrs.	10-29-1926	Paroled
James Saulsbury, Richland, Non-support	3 yrs.	12-22-1926	Paroled
September 12, 1927:			
Clarence Bolar, Stutsman, Highway Robbery	1 yr. to life	1-15-1922	Sentence commuted
Henry Bot, Cass, Grand Larceny	5 yrs.	7- 8-1925	Paroled
Helmer Holter, Renville, Grand Larceny	3½ yrs.	10-27-1926	Paroled
D. C. Pline, Rolette, Arson	1 yr.	7-31-1926	
Forgery and Embezzlement	2-3 yrs.	7-31-1926	Deferred
Norman St. Croix, Renville, Grand Larceny	2 yrs.	2-10-1927	Paroled
September 21, 1927:			
Arthur M. Peterson, Dunn, Grand Larceny	2 yrs.	3-27-1926	Paroled
Viggo Thompson, Renville, Grand Larceny	2 yrs.	2-11-1927	Paroled
September 29, 1927:			
George Keller, Dunn, Violating Prohibition Act	1 yr.	5-27-1927	Leave of absence
Frank Schiffman, Renville, Grand Larceny.....	2¼ yrs.	10-27-1926	Leave of absence
October 17 1927:			
W. Ames, Ransom, Perjury.....	2 yrs.	8-25-1926	Sentence commuted
Tom McCrill, Ward, Murder	Life	2- 4-1920	Leave of absence
Alex Guimont, Ward, Grand larceny.....	Suspended	7-18-1927	Parole revoked
December 22, 1927:			
Henry Kensler, Renville, Rape	20 yrs.	10-21-1921	Eligible to parole
D. C. Pline, Rolette, Embezzlement.....	2 to 3 yrs.	7-31-1926	Set at 2 years
Raymond Poole, Burleigh, Grand larceny.....	3 yrs.	3-21-1927	Paroled
Wallace George, Ward, Rape.....	2 yrs.	4-21-1927	Sentence commuted

APPLICATIONS HEARD AT SPECIAL OR EMERGENCY MEETINGS—Continued

December 30, 1927:

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Emmett Brewington, Ward, Manslaughter.....	5 yrs.	3-10-1927	Paroled
Carl Krantz, Ward, Rape.....	1 to 5 yrs.	12-20-1926	Deferred
January 9, 1928:			
Charles Curry, Grand Forks, Forgery.....	5 yrs.	8- 8-1927	Sentence commuted
Robt. Glenn, Rolette, Grand larceny.....	5 yrs.	8-28-1926	Sentence commuted
Cecil Pennington, Divide, Robbery.....	10 yrs.	10-28-1926	Paroled
Arne Salo, Ramsey, Burglary.....	30 mos.	8-12-1926	Denied
James Smyth, McLean, Rape	20 yrs.	3-18-1918	Denied
February 24, 1928:			
J. J. Mossett, Dunn, Wife desertion.....	3 yrs.	9-26-1927	Paroled to wife
February 21, 1928:			
Louis M. Pinks, Cass, Removing Chattle Mortgage.....	18 mos.	8- 3-1927	Denied
Jack Layne, Ramsey, Assault.....	5 yrs.	11-22-1927	Denied
February 28, 1928:			
Martin J. Russell, Sargent, Rape.....	32 mos.	1-26-1927	Sentence commuted.
March 10, 1928:			
Philip Ackerman, Burleigh, Liquor traffic.....	1 yr.	1-17-1928	Paroled
A. M. Liebelt, Wells, Forgery.....	5 yrs.	8- 5-1927	Paroled
March 19, 1928:			
Alex McLaren, Pembina, Sodomy.....	10 yrs.	1-20-1925	Deported
March 22, 1928:			
Henry Bott, Cass, Grand larceny.....	5 yrs.	7- 8-1925	Paroled

TUESDAY, MARCH 5, 1929

997

APPLICATIONS HEARD AT SPECIAL OR EMERGENCY MEETINGS—Continued

April 2, 1928:

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Frank Jueth, Towner, Rape.....	15 yrs. (commuted)	3-25-1922	Citizenship restored
H. M. Loomis, Walsh, Kidnapping.....	10 yrs.	10-14-1927	Paroled
Ada Morton, Ramsey, Liquor traffic.....	18 mos.	11-22-1927	Pardoned
Raphael Mosbrucker, Hettinger, Liquor traffic.....	1 yr.	2-21-1928	Leave of absence
George Roll, Hettinger, Common nuisance.....	1 yr.	2-21-1928	Leave of absence
W. A. Sandberg, McLean, Grand Larceny.....	1 yr.	1- 3-1928	Deferred
May 21, 1928:			
Otto Seerup, Morton, Grand Larceny	4 yrs.	3-28-1927	Paroled
July 17, 1928:			
Matt Goebel, McLean, Grand Larceny	1 yr.	3-12-1928	Paroled to mother
Ralph Knouse, Cavalier, Grand Larceny	1 yr.	1-12-1927	Sentence commuted
Perjury	4 yrs.		
July 23, 1928:			
Matt Brilz, Morton, Keeping liquor in home	1 yr.	1-31-1928	Eligible to parole
Roy S. Gasink, Cass, Grand Larceny	7 yrs.	12-17-1925	Sentence commuted
Clarence Stromsvold, Morton, Grand Larceny	3½ yrs.	7-19-1928	Eligible to parole
August 7, 1928:			
Alvin Axelson, Grand Forks, Forgery	1 yr.	3- 1-1928	Eligible to parole
George T. Clark, Cass, Obtaining money by false pretense	18 mos.	4- 2-1928	Eligible to parole
George Hanson, Bowman, Manslaughter	3 yrs.	12-29-1926	Sentence commuted
John Hoffman, Grand Forks, Assault	5 yrs.	6-25-1927	Released to Iowa
Elwood Lundy, Bottineau, Larceny of Auto	2½ yrs.	12-10-1927	Eligible to parole

APPLICATIONS HEARD AT SPECIAL OR EMERGENCY MEETINGS—Continued

September 11, 1928:

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Vern Bratten, Morton, Grand Larceny	4 yrs.	11-17-1927	Sentence commuted
Colon Cook, Ward, Immorality	3 yrs.	12- 5-1927	Eligible to parole
George C. Foote, Ward, Obtaining money false pretense..	2 yrs.	2-24-1928	Leave extended
Joe Gaub, Kidder, Assault with dangerous weapon	1 yr.	7- 5-1928	Deferred
Walter Harris, Cass, Grand Larceny	5 yrs.	10-15-1925	Deferred
J. J. Hastings, Hettinger, Embezzlement	3 yrs.	10-20-1926	Leave extended to
Violation Blue Sky Law	2 yrs.		October 10, 1928
Joseph Hodel, Bottineau, Grand Larceny	2½ yrs.	7- 1-1927	Deferred
William Lewis, Stark, Rape	5 yrs.	7-18-1927	Deferred
Arthur Mulari, Burleigh, Burglary	1-5 yrs.	2- 7-1928	Deferred
Canton Olson, Grand Forks, Grand Larceny	4 yrs.	1-12-1927	Deferred
H. E. Willson, Ward, Assault	1 yr.	1-23-1928	Deferred
September 13, 1928:			
Raphael Mosbrucker, Hettinger, Liquor traffic.....	1 yr.	2-21-1928	Leave extended
Arthur Mulari, Burleigh, Burglary	1 to 5 yrs.	2- 7-1928	Paroled
September 20, 1928:			
Elmer McLean, Walsh, Carrying concealed weapon.....	2 yrs.	1-12-1927	Paroled
Canton Olson, Grand Forks, Grand larceny.....	4 yrs.	1-12-1927	Deferred
October 11, 1928:			
Richard Baker, Burleigh, Stealing poultry.....	1 yr.	6-16-1928	Sentence commuted
George Piontek, Towner, Rape	17½ yrs.	4-28-1922	Leave of absence
Raymond Poole, Burleigh, Grand larceny.....	3 yrs.	3-11-1927	Parole revoked
Alfred St. Arnaud, Rolette, Grand larceny.....	2 yrs.	2- 6-1928	Paroled
Joseph Trochie, Rolette, Grand larceny.....	2 yrs.	2- 6-1928	Paroled
Edward Wilson, Ramsey, Burglary.....	17 yrs.	11-25-1921	Paroled

TUESDAY, MARCH 5, 1929

APPLICATIONS HEARD AT SPECIAL OR EMERGENCY MEETINGS—Continued

November 14, 1928:

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
George Arneson, Bottineau, Carrying concealed weapons	2 yrs.	8- 6-28	Leave of absence
Ernest Douglas, Cass, Grand larceny.....	5 yrs.	1-14-1925	Leave of absence
J. J. Hastings, Hettinger, Embezzlement violation Blue laws	3 yrs. & 2 yrs	10-20-1926	Ex. leave of absence.
Ed. N. Schopp, McLean, Perjury	10 yrs.	7- 6-1927	Leave of absence
December 15, 1928:			
Burness B. Burton, Cass, Larceny of auto.....	5 yrs.	9-17-1927	Deferred
E. E. Engberg, Divide, Embezzlement	2 to 21 yrs.	6-11-1926	Deferred
Paul Knothe, Burleigh, Arson 4th degree.....	2½ yrs.	1-11-1928	Paroled
Raymond Poole, Burleigh, Grand larceny.....	3 yrs.	3-11-1927	Denied
December 29, 1928:			
John P. Hardy, Cass, Forgery 3rd degree.....	3 yrs.	8-10-1928	Parole revoked
December 31, 1928:			
E. E. Engberg, Divide, Embezzlement.....	2 to 21 yrs.	6-11-1926	Sentence commuted
June 2, 1927:			
Andrew Aboggle, Cass, Jail breaking.....	2 yrs.	8-18-1926	Sentence commuted
E. W. Ames, Ransom, Subordination of perjury.....	2 yrs.	8-23-1926	Paroled
Frank Breedy, Bottineau, Robbery	5 yrs.	12- 1-1926	Paroled
Elmer Carlson, Traill, Grand Larceny	1½ yrs.	3-10-1926	Sentence commuted
Harry Derrig, Nelson, Embezzlement.....	1½ yrs.	3-27-1926	Paroled
Herman Dixon, Cavalier, Forgery.....	1½ yrs.	1-13-1927	Sentence commuted
Ernest Douglas, Cass, Grand larceny.....	3 yrs.		
Larceny of car.....	5 yrs.	7-14-1928	Paroled
Emery Dunn, Ward, Obtaining property under false Pretense	2½ yrs.	1-22-1927	Sentence commuted

APPLICATIONS HEARD AT SPECIAL OR EMERGENCY MEETINGS—Continued

June 2, 1927: Continued.

Sentence	Sentenced	Disposition	Applicant, County, Crime: When			
			Ernest Fittro, Dunn, Grand larceny.....	3½ yrs.	3- 9-1926	Sentence commuted
			John Franzona, Ward, Robbery	15 yrs.	11-24-1922	Sentence commuted
			John Calabinska, Towner, Rape.....	7½ yrs.	9-12-1925	Sentence commuted
			Fred Geissler, Stark, Murder	10 yrs.	1- 7-1925	Sentence commuted
			J. M. Golightly, Grand Forks, Forgery.....	2½ yrs.	11- 6-1926	Sentence commuted
			George Duenther, Stutsman, Rape.....	1-3 yrs.	12-22-1926	Sentence commuted
			Halver J. Hagan, Cass, Receiving deposits in an insolvent bank	2½ yrs.	10-11-1926	Sentence commuted
			Roy W. Harrington, Morton, Forgery	5 yrs.	6- 1-1926	Sentence commuted
			Flaud F. Harris, Adams, Forgery.....	2½ yrs.	12- 5-1925	Sentence commuted
			Paul Heath, McHenry, Grand larceny.....	1½ yrs.	3- 4-1927	Paroled
			Ernest Hensel, Richland, Grand larceny.....	3 yrs.	1- 6-1926	Paroled
			Jacob Hert, Dunn, Grand larceny.....	4 yrs.	9- 3-1926	Sentence commuted
			Nestor H. Hinz, Bowman, Burglary	1 yr.	11-27-1926	Paroled
			Helmer Holter, Renville, Grand Larceny	3½ yrs.	10-27-1926	Sentence commuted
			Silas Johnson, Divide, Rape	10 yrs.	5- 7-1926	Paroled
			Henry C. Johnson, Grand Forks, Burglary	3½ yrs.	11- 6-1926	Sentence commuted
			John W. Jorgenson, Hettinger, Shooting with Intent to Kill	3½-10 yrs.	10-16-1925	Sentence commuted
			Fred Jung, Morton, Embezzlement	1 yr.	1- 4-1927	Paroled
			Leslie Kelly, Grand Forks, Indecent liberties with child..	15 mos.	1-12-1927	Sentence commuted
			Jack Kratosuk, Grant, Rape	2½ yrs.	7- 8-1926	Sentence commuted
			Paul Latomski, Cass, Rape	5 yrs.	10-17-1925	Paroled
			Tom McCrill, Ward, Murder	Life	2- 4-1920	Sentence commuted
			John M. Mass, Emmons, Grand Larceny	1 yr.	10- 2-1926	Pardoned

TUESDAY, MARCH 5, 1929

1001

APPLICATIONS HEARD AT SPECIAL OR EMERGENCY MEETINGS—Continued

June 2, 1927: Continued.

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Charles Marcell, Ramsey, Grand Larceny	5-7½ yrs.	3- 7-1924	Sentence commuted
Walter Martin, Ward, Burglary	5 yrs.	11- 3-1926	Paroled
Orva Miles, Golden Valley, Burglary	2 yrs.	12-27-1926	Paroled
Arlo Miller, Bottineau, Grand Larceny	1 yr.	2-18-1927	Paroled
Frank Nelson, Cass, Sodomy	6 yrs.	7-22-1926	Sentence commuted
Melven O. Olson, Grand Forks, Bootlegging	18 mos.	3-12-1927	Sentence commuted
George Piontek, Towner, Rape	17½ yrs.	4-28-1927	Paroled
William Planic, Stutsman, Grand Larceny	2 yrs.	7-13-1926	Sentence commuted
Ezra E. Reed, Ramsey, Grand Larceny	2 yrs.	6-24-1926	Sentence commuted
Frank Schiffman, Renville, Grand Larceny	2¼ yrs.	10-27-1926	Sentence commuted
Matt Scholl, Dunn, Liquor Traffic	1 yr.	1- 5-1927	Sentence commuted
A. R. Sencar, Eddy, Liquor Traffic	1 yr.	11-13-1926	Sentence commuted
Raymond Shock, Grand Forks, Uttering a forged instrument	5 yrs.	1-19-1926	Sentence commuted
John C. Smith, Bottineau, Shooting with intent to kill....	7½ yrs.	2- 2-1923	Pardoned
Even Sparby, Towner, Rape	20 yrs.	3-25-1922	Paroled
Knute Thompson, Grand Forks, Embezzlement	1 yr.	12-15-1918	Citizenship granted
Bernice W. Wade, Ramsey, Embezzlement	1 yr.	3-19-1927	Sentence commuted
James White, Grand Forks, Sodomy	10 yrs.	7- 2-1925	Sentence commuted
Edw. Wilson, Ramsey, Grand Larceny, Carrying Concealed weapons and Burglary	17 yrs.	11-27-1921	Denied
Bert Woolery, Grand Forks, Grand Larceny	1½ yrs.	9-24-1926	Sentence commuted
Martin Wittmier, La Moure, Arson	2 yrs.	1- 4-1927	Paroled
George Frank, Ward, Rape	30 yrs.	8- 5-1924	Ref. for investigation
Fred Havelock, Ward, Embezzlement	4 yrs.	5- 8-1924	Declared a par. viol't'r

THE FOLLOWING APPLICATIONS WERE DEFERRED

Robert L. Duncan
George Hanson
Paul T. Ketcham

Russell J. Martin
William H. Neavels
Alfred Rolland

Richard Sugden
Joe Swift
Elza L. Triggs

Dar John Van
Harley Glenn Weston

THE FOLLOWING APPLICATIONS WERE DENIED

Oran Adams
Mancel Anderson
Allan A. Auman
Thomas Brickley
Lee J. Brown
Theodore Carlson
Irving F. Fox
Raymond W. Craig
Charles Currie
Dan Dzolia
E. J. Ecklund
Wesley Ferguson

Arthur Hacker
John J. Hastings
Wilbert Holland
William Holland
Wilburn T. Hopkins
R. T. Houston
Albert L. Jackson
Edward Jordon
Eino Kosola
Charles Knorr
Nat Loe
Abner Martinson

M. E. Mattson
Robert Mischke
Guy Mowers
D. M. Noah
Roman Nogosek
Steve Nozdrovoty
Otto Paschke
Earl Phipps
D. C. Pline
Edward Rahbine
Jim Roberts
John O. Rowlette

Chas. E. Sackett
Charles S. Sawyer
W. R. Shortridge
Gordon Smith
Harry Smith
Sylvester Snyder
Lee Sweeney
Richard Van Dell
Marion D. Wilson
Augustus Wyer
Richard Hayes
Edward King

APPLICATIONS HEARD AT REGULAR MEETINGS

December 2, 1927:

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Mancel Anderson, Ward, Burglary	20 yrs.	12- 3-1921	Ref. to Emerg'cy Bo'rd
Al Arrowsmith, Hettinger, Grand Larceny	1 to 4 yrs.	12- 3-1926	Sentence fixed 2 yrs.
Frank Ball, Cass, Grand Larceny	8 yrs.	10-24-1925	Denied
George Bandy, Ramsey, Manslaughter	6 yrs.	11-24-1925	Denied
J. O. Boston, Ward, Burglary	5 yrs.	7- 8-1926	Sentence commuted
Henry Bot, Cass, Grand Larceny	5 yrs.	7- 8-1925	Paroled

TUESDAY, MARCH 5, 1929

1003

APPLICATIONS HEARD AT REGULAR MEETINGS—Continued

December 2, 1927: Continued.

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
F. J. Braithwaite, Grand Forks, Embezzlement.....	2 yrs.	9-24-1926	Denied
Frank Bready, Bottineau, Robbery	5 yrs.	12- 1-1926	Denied
Emmet Brewington, Ward, Manslaughter	5 yrs.	3-10-1927	Deferred June session
Lee J. Brown, Williams, Assault	5 yrs.	11-27-1926	Denied
Thomas Brown, Cass, Grand Larceny	2 yrs.	8-27-1926	Leave of absence
Irvin & Ray Bunrock, McHenry, Grand Larceny.....	1½ to 3 yrs.	7-16-1926	Deferred
J. W. Casey, Burleigh, Kidnapping and Robbery	10 yrs.	9- 5-1925	Denied
C. H. Burtts, Burleigh, Grand Larceny	1 to 5 yrs.	5-17-1920	Deferred
Carlton Cattell, Cass, Grand Larceny	7 yrs.	5-11-1926	Denied
Floyd Collins, Burleigh, Forgery	1 to 5 yrs.	1-10-1927	Sentence commuted
Harold Current, Williams, Grand Larceny	5 yrs.	11-10-1926	Denied
Charles Currie, Grand Forks, Uttering a forge inst'ment	5 yrs.	8- 8-1925	Sentence commuted
Nicholas Dauffy, Towner, Sodomy	2 to 8 yrs.	8- 3-1926	Sentence commuted
George De Leary, Pembina, Robbery	5 yrs.	8- 4-1926	Denied
James Demeria, Sioux, Grand Larceny	2½ yrs.	6- 2-1924	Deferred
Albert Dolaman, Cass, Forgery	8 yrs.	3-26-1924	Ref. to emerg. board
John Dorscher, Emmons, Grand Larceny	1 yr.	5-28-1927	Sentence commuted
Ernest Douglas, Cass, Grand Larceny	5 yrs.	7-14-1925	Denied
Joseph Doyle, Grand Forks, Burglary	2 yrs.	10- 9-1926	Sentence commuted
Robert L. Duncan, Sioux, Grand Larceny	1½ to 5 yrs.	6- 8-1926	Paroled
E. J. Ecklund, Morton, Rape	4 yrs.		
Abduction	2 yrs.	11- 6-1925	Denied
John Erickson, Cass, Burglary	3 yrs.	3-16-1926	Sentence commuted
Ben L. Evans, Morton, Grand Larceny	4 yrs.	4- 1-1927	Denied
Frank L. Evans, Morton, Grand Larceny	2 yrs.	4-11-1927	Denied

APPLICATIONS HEARD AT REGULAR MEETINGS—Continued

December 2, 1927: Continued.

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Frank Feist, Emmons, Rape	1 yr.	5-25-1927	Denied
John H. Flanery, Cavalier, Embezzlement	1 yr.	4-18-1924	Deferred
John Franzona, Ward, Robbery	10 yrs.	11-24-1922	Paroled
Walter Fricken, Barnes, Robbery	2 yrs.	12-24-1926	Denied
Frank Funk, Cass, Grand Larceny	5 yrs.	7-31-1923	Denied
James J. Garrison, Burleigh, Adultery	1½ yrs.	12-21-1926	Denied
Fred Geissler, Stark, Murder	10 yrs.	1- 7-1925	Denied
Arthur Georgeson, Ramsey, Obtaining Property false pretense	1 yr.	8- 5-1927	Sentence commuted
Robert E. Glenn, Rolette, Grand Larceny	5 yrs.	8-28-1926	Denied
C. E. Gordon, Nelson, Grand Larceny	2½ yrs.	10-26-1926	Denied
Fred Granger, Stark, Embezzlement	4 yrs.	7-15-1927	Ref. to emerg. board
Scott Grimes Richland, Forgery	1 yr., 4 mos.	4-19-1927	Denied
Oscar Gustafson, Ward, Manslaughter	5 yrs.	3-18-1926	Denied
George Hanson, Adams, Manslaughter	3 yrs.	2- 4-1927	Denied
Walter Harris, Cass, Grand Larceny	5 yrs.	10-15-1925	Denied
John J. Hastings, Hettinger, Embezzlement	2 yrs.		
Violation Blue Sky Law	3 yrs.	10-20-1926	Denied
Dave Heard, Ward, Robbery	3 yrs.	1- 9-1926	Sentence commuted
Robert Hendrickson, Cass, Murder	30 yrs.	1-30-1915	Denied
Wilburn T. Hopkins, Burleigh, Robbery	5 yrs.	6-28-1926	Denied
Robbery	5 yrs.	6-28-1926	Denied
Myron Hull, Grand Forks, Rape	12 yrs.	5-29-1926	Denied
Conrad Iverson, Renville, Embezzlement	3½ yrs.	6-29-1923	Deferred
Leo Jochim, Morton, Grand Larceny	3 yrs.	3-28-1927	Paroled

TUESDAY, MARCH 5, 1929

1005

APPLICATIONS HEARD AT REGULAR MEETINGS—Continued

December 2, 1927: Continued.

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Harold Jones, Walsh, Liquor Traffic	1 yr.	5-14-1927	Sentence commuted
Kenneth Jones, Cass, Abduction	4 yrs.		
Escaping Custody	4 yrs.		
Assault	2 yrs.	1-21-1926	Denied
Frank Jueth, Towner, Rape	8 yrs.	3-25-1922	Deferred
Edward Kacalek, Stark, Non-support	2½ yrs.	10-11-1924	Deferred
James Kacer, Cass, Liquor Traffic	15 mos.	11- 2-1925	Deferred
Joe Kaczor, Mountrail, Liquor Traffic	2 yrs.	7-13-1927	Denied
Henry Kensler, Renville, Rape	20 yrs.	11-12-1921	Deferred
Paul Ketcham, Sioux, Grand Larceny	1½ to 5 yrs.	6- 5-1926	Paroled
F. R. S. Kiedrowski, Barnes, Grand Larceny	5 yrs.	9- 2-1924	Sentence commuted
December 10, 1927:			
Edward King, Renville, Robbery	10 yrs.	2-16-1926	Denied
John King, Richland, Rape	6 yrs.	1- 8-1927	Denied
Ralph Knouse, Cavalier, Grand Larceny	1 yr.		
Perjury	4 yrs.	1-12-1927	Denied
Joseph Korsvick, Morton, Manslaughter	5 yrs.	12-21-1926	Denied
Eino Kosola, Ramsey, Burglary	2½ yrs.	8-14-1926	Paroled
Lee Martin, Stutsman, Bootlegging	2 to 5 yrs.	9-24-1925	Det. to exp. at 3½ yrs.
Alex Littlecook, Ward, Rape	1 to 5 yrs.	4-20-1927	Denied
Tom McGrill, Ward, Murder	15 yrs.	2- 4-1920	Denied
Garfield Marcotte, Ward, False Impersonation	1½ yrs.	3- 7-1927	Temporarily released
Russel Martin, Sargent, Rape	2½ yrs.	1-26-1927	Denied
Robert Mischke, Logan, Rape	6 yrs.	8-28-1926	Denied
Henry Mueller, Jr., McIntosh, Embezzlement	8 mos.	8-29-1927	Denied

APPLICATIONS HEARD AT REGULAR MEETINGS—Continued

December 10, 1927: Continued.

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Alfred Murphy, McHenry, Burglary	1½ to 4 yrs.	7-16-1926	Sentence commuted
A. J. Myers, Hettinger, Burglary	3 yrs.	10-18-1926	Denied
Frank Nelson, Cass, Sodomy	6 yrs.	7-22-1925	Sentence commuted
Ole Odegard, Walsh, Liquor Traffic	1 yr.	6-28-1927	Denied
Canton Olson, Grand Forks, Grand Larceny	4 yrs.	1-12-1927	Denied
Otto Paschke, Grand Forks, Embezzlement	2½ yrs.	1- 3-1927	Denied
Joe Pavlak, Ward, Grand Larceny	5 yrs.	11- 3-1926	Paroled
Harold V. Perrin, Eddy, Removing Chattel subj. to lien. 1 to 3 yrs.	1 to 3 yrs.	8- 3-1927	Denied
Lewis M. Pinks, Cass, Removing Chattel	1½ yrs.	8- 3-1927	Denied
Raymond B. Poole, Burleigh, Grand Larceny	3 yrs.	3-11-1927	Deferred
Tom Prichard, McKenzie, Grand Larceny	1 yr.	5-24-1927	Denied
Andrew J. Reichert, Dunn, Attempting murder	2 yrs.	10-28-1925	Denied
Herman Richman, Pierce, Burglary	5 yrs.	6-12-1924	Denied
Clarence Rodgers, Cass, Rape	2 yrs.	3-16-1927	Denied
Trinidad Rojas, McKenzie, Rape	5 yrs.	1-26-1927	Denied
William Rudd, McKenzie, Rape	7½ yrs	12- 3-1925	Denied
Gust Rudnick, Towner, Grand Larceny	3 yrs.	12-11-1926	Paroled
Arne Salo, Ramsey, Burglary	2½ yrs.	8-12-1926	Denied
Frank Schiffman, Renville, Grand Larceny	2 yrs., 3 mos.	10-27-1926	Sentence commuted
K. L. Schneider, Burleigh, Murder	Life	6-21-1923	Application withdrawn
Charles Schumacher, Cass, Transporting Liquor	18 mos.	1-14-1927	Denied
Otto Seerup, Morton, Grand Larceny	4 yrs.	3-28-1927	Denied
W. R. Shortridge, Morton, Murder	10 yrs.	12- 5-1924	Denied

TUESDAY, MARCH 5, 1929

1007

APPLICATIONS HEARD AT REGULAR MEETINGS—Continued

December 10, 1927: Continued.

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Harry Arthur Smith, Ramsey, carrying concealed weapons	2 yrs.		
Grand Larceny	5 yrs.		
Burglary	5 yrs.		
Burglary	5 yrs.	11-25-1921	Denied
Noble Smith, Barnes, Grand Larceny	7 yrs.	12-30-1924	Denied
Edward Sparks, Grand Forks, Rape	3 yrs.	7- 6-1927	Denied
Leon L. Sperry, McKenzie, Embezzlement	5 yrs.	2-16-1926	Denied
Adolph Spitzer, Emmons, Manslaughter	1 yr.	5-25-1927	Committed at once
Beecher Stair, Burleigh, Selling Liquor	90 days	10- 1-1926	Pardoned
Ted Stevenson, McKenzie, Grand Larceny	1 yr.	5-24-1927	Denied
Christian Sticklemeyer, Wells, Rape	8 yrs.	7- 3-1926	Denied
Joe Swift, Sioux, Manslaughter	5 yrs.	5-24-1926	Denied
Erwin Taylor, Hettinger, Grand Larceny	1 to 4 yrs.	12- 3-1926	Sentence commuted
R. Trackhider, Morton, Grand Larceny	4 yrs.	4- 1-1927	Denied
Elza L. Triggs, Emmons, Abandonment and non-support	5 yrs.	1-15-1926	Sentence commuted
Sam Trost, Stark, Rape	6 yrs.	3-18-1927	Denied
John Van Dar, McKenzie, Grand Larceny	3 yrs.	9-16-1926	Denied
Joseph A. Vogt, Williams, Grand Larceny	5 yrs.	11-12-1926	Sentence commuted
George Wallace, Wells, Rape	2 yrs.	4-21-1927	Sentence commuted
Ward Wentland, Benson, Grand Larceny	2½ yrs.	3- 8-1927	Paroled
Clifford Wemtz, Grand Forks, Bootlegging	2 yrs.	2-15-1927	Denied
Harley Glenn Weston, Wells, Burglary	5 yrs.	5-18-1925	Sentence commuted
Robert White, Burleigh, Receiv. prop. under false pre...	1 to 3 yrs.	3- 1-1927	Sentence commuted
Charles L. Wilson, Foster, Arson	1½ yrs.	4- 9-1927	Denied
Marion D. Wilson, Cass, Robbery	20 yrs.	10- 9-1925	Sentence commuted

APPLICATIONS HEARD AT REGULAR MEETINGS—Continued

December 10, 1927: Continued.

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Karl Wolff, Burleigh, Arson	4 yrs.	9-19-1925	Ref. to Emer. Board
Roy Yingst, Renville, Robbery	2 yrs.	2- 1-1927	Denied
Max Young, Stutsman, Rape	6 yrs.	12-22-1926	Deferred
T. H. Zorn, Mercer, Embezzlement	2½ yrs.	2-10-1927	Denied
John Miller, Bottineau, Murder	Life	12- 5-1914	Denied
Sever Kolden, Ward, Obtain. prop. by false pretense.....	1 to 5 yrs.	9- 9-1927	Paroled
George Dumont, Bottineau, Robbery	5 yrs.	1-26-1927	Paroled
D. C. Pline, Rolette, Forgery	2 to 3 yrs.	7-31-1926	
Arson	1 yr.	7-31-1926	Determined at 2 yrs.
George Frank, Ward, Arson	30 yrs.	8- 5-1924	Denied
E. E. Tetsworth, Ward, Obtain. money under false pre...	1½ yrs.	3- 7-1927	Pardoned
William Rinde, Traill, Bootlegging	2 yrs.	12- 2-1926	Denied
August Hassel, Eddy, Adultry	1¾ yrs.	8-19-1927	Denied
John Messer, Sheridan, Obtain. prop. under false pre.....	1 yr.	7-30-1927	Denied
Roy W. Harrington, Morton, Forgery	5 yrs.	6- 1-1926	Sentence commuted
Lloyd C. Collins, Cass, Embezzlement	5 yrs.	9-26-1924	Commuted at once
June 2, 1928:			
Alvin Axelson, Grand Forks, Forgery	1 yr.	3- 1-1928	Leave of absence
William Beal, Ward, Burglary	1 to 5 yrs.	6-18-1927	Sentence commuted
Grant Beckstrom, Richland, Uttering forged instrument	1½ yrs.	1- 1-1928	Paroled
Clarence Boyd, Cass, Grand Larceny	2 yrs.	11- 9-1927	Sentence commuted
Vern Bratton, Morton, Grand Larceny	4 yrs.	11-17-1927	Paroled
Martin D. Brudie, Ward, Embezzlement	1 to 3 yrs.	11-21-1927	Sentence commuted
Bradley Card, Cass, Embezzlement	1 yr.	12- 5-1927	Pardoned
Frank Funk, Cass, Grand Larceny	5 yrs.	7-31-1925	Sentence commuted

TUESDAY, MARCH 5, 1929

1009

APPLICATIONS HEARD AT REGULAR MEETINGS--Continued

June 2, 1928: Continued.

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
R. E. Glenn, Rollette, Grand Larceny	5 yrs.	8-28-1926	Sentence commuted
Fred Granger, Stark, Embezzlement	4 yrs.	7-15-1927	Sentence commuted
John P. Hardy, Cass, Forgery	3 yrs.	8-10-1927	Paroled
Anton Johnson, Cass, Non-support	4 yrs.	1-16-1928	Paroled
Vincent Kaline, Burleigh, Rape	1 to 5 yrs.	2-11-1928	Paroled
Paul T. Ketcham, Sioux, Grand Larceny	1½ to 5 yrs.	6- 5-1926	Sentence commuted
Carl Krantz, Ward, Rape	1 to 5 yrs.	12-20-1926	Def. pardon granted
Clement Lemay, Bottineau, Grand Larceny	4 yrs.	12- 7-1927	Sentence commuted
Harry G. Merbach, McLean, Assault	2 yrs.	1-16-1928	Sentence commuted
Raphael Mosbrucker, Hettinger, Posses'n of intox. liquor	1 yr.	2-21-1928	Leave of asence
Roman Nogosek, Stutsman, Rape	5 yrs.	3-27-1927	Paroled
Otto Poschke, Grand Forks, Embezzlement	2½ yrs.	1- 3-1927	Paroled
Louis M. Pinks, Cass, Removing Chattels from county..	1½ yrs.	8- 3-1927	Sentence commuted
Ole Rundhaug, Williams, Non-suport	5 yrs.	7- 2-1927	Paroled
W. A. Sandberg, McLean, Grand Larceny	1 yr.	1- 3-1928	Paroled
Celeste Schumacher, Cas, Bootlegging	1 to 2 yrs.	10- 3-1927	Sentence commuted
Edward Sparks, Grand Forks, Rape	3 yrs.	7- 6-1927	Sentence commuted
Joe Swift, Sioux, Manslaughter	5 yrs.	5-24-1926	Paroled
Irving E. Werle, McHenry, Unlawfully Branding stock..	1 yr.	12- 5-1925	Pardoned
Robert Zahn, Sioux, Adultery	2 yrs.	12-17-1927	Sentence commuted
T. H. Zorn, Mercer, Embezzlement	2½ yrs.	2-19-1927	Sentence commuted

THE FOLLOWING APPLICATIONS FOR CITIZENSHIP
WERE GRANTEDHarry W. Derrig
George Wallace

Alvin V. Dahl

David M. McCutchan

Edward Walker

THE FOLLOWING APPLICATIONS FOR CITIZENSHIP
WERE DENIED

James Demeria	John H. Flannery	Roy S. Gasink	Edward Kacalek
Pierre Lemieux			

THE FOLLOWING APPLICATIONS FOR CITIZENSHIP
WERE DEFERRED

Harold Dudlin	John J. Hastings	Ralph Knouse	George Wills
---------------	------------------	--------------	--------------

THE FOLLOWING APPLICATIONS WERE DENIED

Peter Balanky	Robert Chambers	Dan Dzoila	Canton C. Olson
Martin Bjerken	George T. Clark	A. O. Earnest	Andrew J. Reichert
Henry Bott	Floyd R. Collins	Ole O. Eng	Catherine Ray
Maloy Brandum	Mrs. Erma Cook	George C. Foote	George H. Roberts
Emmett Brewington	Colon Cook	Walter Harris	W. R. Shortridge
Matt Brilz	Harold Current	Frank C. Heaton	Even Sparby
Lee J. Brown	Jerome Court	Joseph Hodel	L. L. Sperry
Sam A. Burns	Haaken H. Dahl	Joseph M. Korsvick	Christian Sticklemeyer
Ray Caroll	Joe Davis	James Levi	Peter J. Stodolka
Carlton Cattell	Jack Dillen	Sam Martin	Sam Trost

REGULAR MEETING OF JUNE 2, 1928, ADJOURNED TO JULY 10, 1928

Alphonse Baune, Ramsey, Liquor traffic	1 yr.	3-12-1928	Paroled to wife
Carl Beck, McHenry, Liquor traffic	15 mos.	11- 9-1927	Commuted
Joe Davis, Billings, 4th degree Forgery	15 mos.	3- 6-1928	Paroled to sheriff
Geo. DeLeary, Pembina, 1st degree Robbery	5 yrs.	8- 4-1926	Commuted to 3 yrs.
John F. Dietz, Pierce, Bootlegging	1 yr.	1- 3-1928	Paroled to wife
Wm. Fenske, Foster, Grand larceny	1-3 yrs.	6-10-1926	Set at 1½ yrs.
Geo. C. Foote, Ward, Obtaining money by false pretense..	2 yrs.	2-24-1928	Leave of absence

TUESDAY, MARCH 5, 1929

1011

REGULAR MEETING OF JUNE 2, 1928, ADJOURNED TO JULY 10, 1928—Continued

1012

JOURNAL OF THE SENATE

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Clarence Ross, Cass, 4th degree forgery	4 yrs.	7-26-1927	Parole
J. J. Hastings, Hettinger, Embezzlement and Violation Blue Sky	3 yrs. 2 yrs.		
John Hoffman, Grand Forks, Assault with intent to com- mit rape	2 yrs.	6-22-1926	60 day leave
James Keenan, Ward, Grand larceny armed	5 yrs.	6-25-1927	Deferred
Joseph Korsvik, Morton, Manslaughter	12 yrs.	8-21-1926	Committed to 6 yrs.
Andrew Lewis, Ward, Liquor traffic	5 yrs.	12-21-1926	Committed
Alex. Littlecook, Ward, 1st degree rape	1 yr.	12-29-1927	Committed
Harold Loomis, Walsh, Kidnapping	1-5 yrs.	4-20-1927	Committed to 3 yrs.
Harold Lydeen, Cass, Grand larceny	10 yrs.	10- 4-1927	Parol. to U.S. Vet Hos.
Harold Lydeen, Cass, Grand larceny	5 yrs.	7- 8-1925	Pardon
Jim Marion, Renville, Carrying concealed weapon	1½ yrs.	9-10-1927	Committed
Harry Martin, Towner, Grand larceny	1 yr.	1- 7-1928	Committed
Geo. Munroe, Morton, 2nd degree forgery	5 yrs.	5-25-1927	Committed
Pat McDonald, Barnes, Grand larceny	5 yrs.	1- 5-1925	Committed
Chas. Nibblack, Divide, 1st degree robbery	10 yrs.	5- 1-1928	Committed
John Patnaude, Walsh, Liquor traffic	2 yrs.	11- 3-1927	Paroled
Ray Prentice, Williams, 2nd degree rape	1-3 yrs.	1- 5-1926	Set at 1 year
Geo. Roll, Hettinger, conducting common nuisance	1 yr.	2-21-1928	Paroled
Jack Rosell, Burke, 1st degree robbery	10 yrs.	10-22-1923	Committed
Gust Rudnick, McHenry, grand larceny	3 yrs.	12-11-1926	Pardoned
Ernest Rust, McLean, Wife desertion	6 mo.-5 yr.	2- 7-1928	Paroled to wife
Wm. Sabourin, Grand Forks, Larceny of automobile	18 mos.	8-24-1927	Committed
John Still, Golden Valley, Adultery	1-3 yrs.	1-31-1928	Set at 1½ yrs.
Edw. Sublett, Ward, 1st degree robbery	5 yrs.	1- 9-1926	Committed
D. C. Thorpe, Hettinger, rape	1 yr.	2-21-1928	Committed

REGULAR MEETING OF JUNE 2, 1928, ADJOURNED TO JULY 10, 1928—Continued

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Sam Trost, Stark, 1st degree rape	6 yrs.	3-18-1927	Commuted
Dar John Van, McKenzie, Grand larceny	3 yrs.	9-16-1926	Paroled to Brother
Leroy Walgren, Dunn, Bootlegging	1 yr.	3-19-1928	Paroled to Mother
N. Wynenko, Burleigh, Liquor traffic	1 yr.	4- 1-1928	Paroled to Wife
James Walsh, Cavalier, Liquor traffic	18 mos.	11-15-1927	Paroled to Wife
Conrad Iverson			Citizenship Restored
Louis Petrick, Rolette, Grand larceny	1 yr.	12-30-1927	Commuted

DEFERRED

Matt Goebel

Elmer McLean

DENIED

C. H. Burtz
 Rich Baker
 Chas. Berg
 David Brandenburger
 Frank Bready
 Irvin Bundrock
 Roy Bundrock
 Jacob Davis
 Howard M. Disher
 E. E. Engberg
 Ben L. Evans
 Norris Forrest
 Ray Fowler

Wm. Heard
 Robt. Hendrickson
 Wm. Holland
 Oscar Holm
 J. H. Huber
 Myrton Hull
 Chas. Johnson
 Louis Johnson
 Melvin Johnson
 Kenneth Jones
 Will Jones
 Edward Jordon
 W. E. Keck

William Lewis
 John Longre
 John Miller
 Robert Mischke
 Charles Morgan
 Arthur Mulari
 Tim Mulcahey
 Joe McAdams
 Robert McLaughlin
 John D. McLaughlin
 Robert McPherson
 Elmer McLean
 D. M. Noah

George Piontek
 Oscar Reddy
 Adolph Roseneau
 William Rudd
 Charles S. Sawyer
 Merritt Sergeant
 Sylvester Snyder
 Selmer Stendal
 Frank J. Sturma
 Richard Trackhider
 Richard Van Dell
 Arthur Wagner
 Earl Wells

TUESDAY, MARCH 5, 1929

1013

DENIED—Continued

George Frank
Wesley Ferguson
August Hassell
Frank Hayes

James Kelly
Geo. T. Knight
Earl Kyle
Jack Layne

Claude Peoples
James Perkins
Allan J. Phillips
Earl Phipps (alias Joe Bell)

Edward Wilson
James Saulsbury

APPLICATIONS HEARD AT REGULAR MEETINGS

December 2, 1928:

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Charles Alton, Williams, Non-support	5 yrs.	9-21-1927	Eligible to Parole
Virgil Anderson, Cass, Larceny	5 yrs.	10-24-1927	Pardoned
Lee J. Brown, Williams, Assault	5 yrs.	11-27-1926	Sentence commuted
Roy Brugh, Mountrail, Forgery	1-3 yrs.	8- 1-1928	Pardoned
Mrs. Roy Brugh, Mountrail, Forgery	1-3 yrs.	8- 1-1928	Pardoned
Jacob Davis, Burleigh, Larceny	1 yr.	6-16-1928	Paroled
Albert Dix, Renville, Liquor traffic	2 yrs.	6-15-1928	Paroled
Holmes F. Dixon, La Moure, Burglary	1 yr.	6-12-1928	Paroled
Harold Dudlin, Cass, Larceny	4 yrs.	12-21-1927	Paroled to brother
Geo. C. Foote, Ward, obtaining money by false pretense....	2 yrs.	2-24-1928	Paroled to wife
Ray Fowler, Burleigh, Robbery	2 yrs.	12-13-1927	Granted pardon
Joe Gaub, Kidder, Assault	1 yr.	7- 5-1928	Granted Pardon
Walter Harris, Cass, Grand Larceny	5 yrs.	10-15-1925	Sentence commuted
John J. Hastings, Hettinger, Embezzlement	3 yrs.	6-22-1926	Pardoned
John Hausquer, Mountrail, Rape	5 yrs.	12-21-1927	Sentence commuted
Wm. F. Herrick, Grand Forks, Embezzlement	1 yr.	6-16-1928	Sentence commuted
Perry Hibma, Bottineau, Larceny	5 yrs.	10-24-1927	Granted Pardon
Joseph Hodel, Bottineau, Grand Larceny	2½ yrs.	7- 1-1927	Paroled
Charles Holton, Grand Forks, Grand Larceny	2½ yrs.	2-10-1928	Sentence commuted

APPLICATIONS HEARD AT REGULAR MEETINGS—Continued

December 2, 1928: Continued.

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Melvin Johnson, Grand Forks, Grand Larceny	4 yrs.	3-12-1927	Paroled to father
Kenneth C. Jones, Cass, Abduction	4 yrs.	1-21-1926	Sentence commuted to 5 yrs.
Escaping Custody	4 yrs.		
Assault	3 yrs.		
James Kelly, Grand Forks, Grand Larceny	2½ yrs.	5-28-1927	Sentence commuted
Paul Latowski, Cass, Rape	5 yrs.	10-16-1925	Granted pardon
Pierre Lemieux, Rolette, Grand Larceny	5 yrs.	10-15-1923	Restored to Citizenship
James Levi, Grand Forks, Grand Larceny	3 yrs.	1-12-1927	Paroled
Robert McDonald, Ward, Larceny	2-5 yrs.	11-18-1927	Sentence fixed 2½ yrs.
Raphael Mosbrucker, Hettinger, maintaining a common nuisance	1 yr.	2-12-1928	Leave of absence extended
Arthur Mulari, Burleigh, Burglary	5 yrs.	2- 7-1928	Parole made perm'ent
Albert Olson, Grand Forks, Forgery	5 yrs.	1-30-1928	Paroled
Canton Olson, Grand Forks, Grand Larceny	4 yrs.	1-12-1927	Paroled
Burt Onstott, Mercer, Buying stolen cattle	1 yr.	9-24-1926	Restored to Citizenship
Joe Palmer, Richland, Grand Larceny	2 yrs.-8 mos.	6-29-1927	Sentence commuted
Joe Pavlak, Ward, Grand Larceny	5 yrs.	11- 3-1926	Paroled to mother
Charles Rider, Ramsey, Embezzlement	2 yrs.	3-10-1928	Sentence commuted
Ernest H. Roesler, Emmons, Arson	2 yrs.	6-30-1928	Commuted to 1 yr.
Joseph J. Rusicka, Walsh, Uttering forged instruments....	2½ yrs.	7-16-1928	Paroled
John Still, Golden Valley, Adultery	1-3 yrs.	1-31-1928	Granted Pardon
Merritt Sergeant, Cass, Forgery	4 yrs.	7-26-1927	Granted Pardon
Harry Arthur Smith, Ramsey, carrying concealed weapons	2 yrs.	11-25-1921	Sentence commuted
Grand Larceny	5 yrs.		to 15 yrs.
Robbery	5 yrs.		
Robbery	5 yrs.		

TUESDAY, MARCH 5, 1929

1015

APPLICATIONS HEARD AT REGULAR MEETINGS—Continued

December 2, 1928: Continued.

Applicant, County, Crime:	Sentence	When Sentenced	Disposition
Frank John Sturma, Bowman, Embezzlement	2 yrs.	11-18-1927	Paroled
Arthur Wagner, Cass, Grand Larceny	3 yrs.	7-26-1927	Pardoned
Dan Williams, Hettinger, Arson	4 yrs.	4-14-1928	Paroled

DEFERRED APPLICATIONS

Melvin Gross	William Gummer	Richard Trackhider	Adolph Spitzer
George Wills	Ali Housein	Elza Triggs	Al. R. Nord
Herman K. Brown	John Kraft	Leon L. Sperry	

DENIED APPLICATIONS

Mancell Anderson	Haakin H. Dahl	Dale Klitz	Ed Schopp
Martin Arvidson	Jack Dillon	Helen Klouser	Harry Schuman
Peter Balanky	Robert Duncan	Paul Knothe	Otto Seerup
Theodore Ballantyne	Ben L. Evans	James Knox	W. B. Shortridge
George M. Bandy	Ed Forester	Jack Layne	Earl Smith
Albert H. Bell	George Frank	William Lewis	Harry Smith
Frank Bettner	John Franzona	James McBride	Noble Smith
Charles Berg	Leonard Geesey	Walter Martin	Adolph Spitzer
Joe Berger	Oscar E. Granskov	M. E. Mattson	Henry Stolle
Henry Bott	Louis Grant	John Miller	G. P. Stevenson
Clarence Bolton	William Hammond	Robert Mischke	Peter J. Stodolka
Alvin Bowe	Frank C. Heaton	Esther Newberger	Ed Stokes
Currie Brandum	Robert Hendrickson	Emil Nielson	August Volz
Maloy Brandum	Robert Hopkins	Roman Nogosek	August West
Emmett Brewington	Wilburn Hopkins	Frank Papen Fuss	Earl Wells

DENIED APPLICATIONS—Continued

Thomas Brickley
John Bernard Brooks
Burness Burton
J. W. Casey
Carlton R. Cattell
Jerome Court
Harold Current

George Horton
Joe Kaczor
Adolph Kadletz
Vincent Kaline
Sam Kallel
Harry F. Kerns
John King

Earl Phipps
J. E. Pollock
Raymond B. Poole
John Raam
Herman Richman
William Rigby
Adolph Roseneau

Marion D. Wilson
Alvin Young
Max Young
William Zurn

TUESDAY, MARCH 5, 1929

1017

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

F. E. TUNELL,
Secretary.

FIFTY-SEVENTH DAY

Senate Chamber,
Bismarck, North Dakota,
March 5, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Captain Elof Anderson of the Salvation Army, Mandan, N. D.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-fourth day after recess and Fifty-sixth day and recommend that the same be corrected as follows:

Strike out all of 17th, 18th, 19th and 20th lines from top of page 24.

On second line from top of page 32, insert a period after the word "reconsidered" and strike out remainder of sentence.

On seventh line from top of page 33, strike out the number "7" and insert the number "17" in lieu thereof.

After line 18 on page 4 insert a new sentence "The motion to amend was lost."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Also,

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Also,

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Also,

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also;

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Also,

Senate Bill No. 122. A Bill for an Act to Appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Also,

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Also,

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals."

Also,

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Also;

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Also,

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Also,

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Also,

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Also,

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Also,

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Also,

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Also,

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Also,

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

Also:

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Also,

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents and Between Husband and Wife.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

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

P. O. SATHRE
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 222. A Bill for an Act to Amend and Re-enact Section 11018 of the Compiled Laws of the State of North Dakota, 1913, Providing for the Enforcement of Original Judgments in Criminal Actions.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Tax and Tax Laws made the following report:

Mr. President: Your Committee on Tax and Tax Laws to whom was referred:

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

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

In sub-division "(e)" of sub-division of section 1 in the engrossed bill, line 5, after the word "herein" strike out the remainder of said sub-division. And when so amended the Committee recommends that House Bill No. 30 be reported in to the Senate without recommendation by the Committee.

OLE ETTESTAD,
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Ettestad moved that House Bill No. 30 be placed on the calendar for March 6, 1929. Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

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

In line 11 of the engrossed bill, after the word "provided", strike out the following words "in Counties having six thousand and population or less, the County Judge shall also be clerk of the District Court" and insert the following in lieu thereof: "the Legislative Assembly may provide by law that the County Judge may also be clerk of the District Court".

In the last paragraph of the engrossed bill strike out all of lines 1 and 2 and the first word of line 3.

And when so amended recommend the same do pass.

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories Which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 59. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 243 of the Session Laws of the State of North Dakota for 1927, Relating to Consolidation of Schools and Transportation of Pupils.

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

A. S. MARSHALL,
Chairman.

Senator Marshall moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Live Stock made the following report:

Mr. President: Your Committee on Live Stock to whom was referred:

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

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

Following the last word in Section 5 of the engrossed bill add the following: "The County Treasurer is hereby authorized to pay for the first years tags out of the County General Fund. As soon as sufficient funds have accumulated in the Dog Tax Fund, the County Treasurer shall reimburse the County General Fund for monies so expended." Insert the following in the engrossed bill as Section 14. "This Act is hereby declared to be an emergency measure and it shall be in full force and effect from and after its passage and approval."

And when so amended recommend the same do pass.

G. H. HOOPLE,
Chairman.

Senator Hoople moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Live Stock made the following report:

Mr. President: Your Committee on Live Stock to whom was referred:

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

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

G. H. HOOPLE,
Chairman.

Senator Hoople moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Live Stock made the following report:

Mr. President: Your Committee on Live Stock to whom was referred:

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuerculosis-Free Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, nad Authorizing Boards of County Commissioners to Appropriate Funds Therefor.

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

G. H. HOOPLE,
Chairman.

Senator Hoople moved that the report be adopted, which motion prevailed and the report was adopted.

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

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

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

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

In line 27 of the engrossed bill or in line 25, Section 1, of the printed bill, strike out the word "thirty" and insert the word "twenty" in lieu thereof.

And when so amended recommend the same do pass.

O. H. OLSON,
Chairman.

Senator O. H. Olson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

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

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

House Bill No. 96. A Bill For an Act to Amend and Re-

enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

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

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

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

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting Such Avails from the Debts of the Decedent.

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

NELS MAGNUSON,
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

A Majority of the Committee on State Affairs made the following report:

Mr. President: A Majority of your Committee on State Affairs to whom was referred:

House Bill No. 109. A Bill For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining its Powers and Duties, Providing for the Establishment of a North Dakota Mill and Elevator Commission, Defining its Powers and Duties in Respect to the Management, Operation and Control of the State Owned Mill and Elevator Located at Grand Forks, North Dakota, and the Conduct of all Business Relating Thereto, and Repealing Chapter 153 of the Session Laws of North Dakota for 1925, and all Other Acts in Conflict Herewith.

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

G. PATTERSON,
O. H. OLSON,
GUST WOG,
C. J. OLSON,
J. E. FLECKTEN,
W. E. MATTHAEL,
L. O. FREDRICKSON,
NELS MAGNUSON,

D. H. HAMILTON,
Chairman.

A Minority of the Committee on State Affairs made the following report:

Mr. President: A Minority of your Committee on State Affairs to whom was referred:

House Bill No. 109. A Bill For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining its Powers and Duties, Providing for the Establishment of a North Dakota Mill and Elevator Commission, Defining its Powers and Duties in Respect to the Management, Operation and Control of the State Owned Mill and Elevator Located at Grand Forks, North Dakota, and the Conduct of all Business Relating Thereto, and Repealing Chapter 153 of the Session Laws of North Dakota for 1925, and all Other Acts in Conflict Herewith.

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

A. W. FOWLER,
FRANK H. HYLAND,
FRANK E. PLOYHAR,
W. D. LYNCH,
P. J. MURPHY,
S. J. ATKINS,
WALTER BOND.

Senator Fowler moved that the Minority report be adopted.

Senator Hamilton moved as a substitute motion that the Majority report be adopted.

Senator Fowler demanded a call of the Senate and the call was ordered.

The roll call showed all members present except Senator Watt.

Senator Watt answered to roll call.

Senator Ployhar moved that further proceedings under call of the Senate be dispensed with. Which motion prevailed.

The question was then upon the substitute motion of Senator Hamilton to adopt the Majority report.

Senator Hamilton demanded a roll call vote, and the roll call was granted.

ROLL CALL

The question being on the substitute motion that the Majority report be adopted, the roll was called, and there were ayes, 25; nays, 24; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Patten
Brostuen	Kamrath	Patterson
Conrath	McCrorry	Peck
Erickson	Magnuson	Renauld
Ettestad	Marshall	Sathre
Fine	Matthaei	Thorson
Fleckten	Olson, Barnes	Unruh
Fredrickson	Olson, Eddy-Foster	Wog
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Poupore
Bond	Hyland	Renwick
Bonzer	Kretschmar	Sperry
Brunsdale	Lynch	Steel
Cain	Martin	Tofsrud
Crocker	Murphy	Van Arnam
Eastgate	Ployhar	Watt
Forbes	Porter	Whitman

So the motion to adopt the Majority report prevailed and House Bill No. 109 was indefinitely postponed.

Senator Hamilton moved that the vote by which the Majority report was adopted be reconsidered and the motion to reconsider be laid on the table.

Senator Porter demanded a roll call vote on the question and the call was granted.

ROLL CALL

The question being on the clincher motion of Senator Hamilton, the roll was called, and there were ayes, 25; nays, 24; absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Patten
Brostuen	Kamrath	Patterson
Conrath	McCrory	Peck
Erickson	Magnuson	Renaud
Ettestad	Marshall	Sathre
Fine	Matthaei	Thorson
Fleckten	Olson, Barnes	Unruh
Fredrickson	Olson, Eddy-Foster	Wog
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Pouppore
Bond	Hyland	Renwick
Bonzer	Kretschmar	Sperry
Brunsdale	Lynch	Steel
Cain	Martin	Tofsrud
Crocker	Murphy	Van Arnam
Eastgate	Ployhar	Watt
Forbes	Porter	Whitman

So the motion prevailed.

A Majority of the Committee on State Affairs made the following report:

Mr. President. A Majority of your Committee on State Affairs to whom was referred:

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

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

W. E. MATTHAEI,
NELS MAGNUSON,
O. H. OLSON,
WALTER BOND,
C. J. OLSON,
J. E. FLECKTEN,
GUST WOG.

D. H. HAMILTON,
Chairman.

A Minority of the Committee on State Affairs made the following report:

Mr. President: A Minority of your Committee on State Affairs to whom was referred:

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

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

G. PATTERSON,
A. W. FOWLER,
FRANK H. HYLAND,
L. O. FREDRICKSON,
FRANK E. PLOYHAR,
W. D. LYNCH,
P. J. MURPHY,
S. J. ATKINS,

Senator Atkins moved that the Minority report be adopted.

Senator Hamilton moved the substitute motion that the Majority report be adopted, which motion was lost.

The question then being on the motion to adopt the Minority report, which motion prevailed, and House Bill No. 198 was indefinitely postponed.

The Committee on Live Stock made the following report:

Mr. President: Your Committee on Live Stock to whom was referred:

Concurrent Resolution "G."

Have had the same under consideration and recommend that the same be adopted.

G. H. HOOPLE,
Chairman.

Senator Hoople moved that the report be adopted.

Senator Eastgate moved as a substitute motion that Concurrent Resolution "G" be indefinitely postponed. Which motion lost.

The question then being upon the motion to adopt the report, the motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 5, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 232. A Bill for an Act to Require Persons

Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 5, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

Which the Senate has amended.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 5, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 199. A Bill For an Act to Clarify and Settle the Law Relating to Fees in Connection with Federal Proceedings.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

Which the Senate has indefinitely postponed.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 5, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 96, and the President has appointed as a Conference Committee, Senators Peck, C. J. Olson and Porter.

Also, that the Senate has concurred in the House amendments to Senate Bills Nos. 154, 70 and 149.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 5, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 222. A Bill for an Act to Amend and Re-enact Section 11018 of the Compiled Laws of the State of North Dakota, 1913, Providing for the Enforcement of Original Judgments in Criminal Actions.

House Bill No. 59. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 243 of the Session Laws of the State of North Dakota for 1927, Relating to Consolidation of Schools and Transportation of Pupils.

House Bill No. 109. A Bill For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining its Powers and Duties, Providing for the Establishment of a North Dakota Mill and Elevator Commission, Defining its Powers and Duties in Respect to the Management, Operation and Control of the State Owned Mill and Elevator Located at Grand Forks, North Dakota, and the Conduct of all Business Relating Thereto, and Repealing Chapter 153 of the Session Laws of North Dakota for 1925, and all Other Acts in Conflict Herewith.

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

Which the Senate has indefinitely postponed.

Very respectfully,
F. E. TUNELL,
Secretary.

REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 213 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 213 have had the same under consideration and recommend that it be amended as follows: In line 2 of title, strike out the word "for".

In line 2 of Section 1, strike out the words "North Dakota for".

For the Senate:
J. P. CAIN,
F. P. CONRATH,
WALTER BOND.

For the House:
MINNIE D. CRAIG,
C. O. SVINGEN,
F. E. MAU.

Senator Cain moved that the report of the committee be adopted, which motion prevailed, and the report was adopted.

Senator Cain moved that House Bill No. 213, as amended by the Conference Committee, be placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Peck
Bond	Fredrickson	Poupore
Bonzer	Hoople	Renauld
Brant	Hyland	Renwick
Brostuen	Kamrath	Sathre
Brunsdale	Kretschmar	Sperry
Cain	McCrory	Steel
Conrath	Magnuson	Thorson
Crocker	Marshall	Tofsrud
Eastgate	Murphy	Unruh
Erickson	Olson, Barnes	Van Arnam
Ettestad	Olson, Eddy-Foster	Watt
Fine	Patten	Wog
Flecten	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fowler	Martin	Porter
Hamilton	Matthaei	Whitman
Lynch	Ployhar	

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 5, 1929.

Mr. President: The House requests the return of Senate Bill No. 116.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Watt moved that the request of the House for the return of Senate Bill No. 116 be complied with.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota
March 5, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 42 and has appointed as a Conference Committee, Representatives Freeman, Cox and McManus.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Sperry moved that the President appoint a Conference Committee to represent the Senate on House Bill No. 42.

Which motion prevailed.

The President appointed Senators Sperry, Watt and Brant as such Conference Committee.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 5, 1929.

Mr. Speaker: I have the honor to transmit herewith Senate Concurrent Resolution "G" which the Senate has adopted.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 5, 1929.

Mr. Speaker: Pursuant to your request I have the honor to return herewith Senate Bill No. 116.

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Kretschmar requested consent to return to the Ninth Order of Business.

Which request was granted.

Senator Kretschmar moved that the vote by which the Senate adopted the report of the Conference Committee on House Bill No. 26 be reconsidered. Which motion prevailed and the report of the Conference Committee was before the Senate for re-consideration.

The Senate returned to the Fourth Order of Business.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

And the President signed the same in the presence of the Senate.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 5, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 42, Senators Sperry, Watt and Brant.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 5, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 152. A Bill For an Act Relating to the Delivery and Exchange of Bakery Products; Terms of; Sanitation; for Sale of, and Penalty. Duty of State Food Commissioner and Chemist to Enforce.

TUESDAY, MARCH 5, 1929

1039

Senate Bill No. 148. A Bill for an Act Providing for a Bounty for the Destruction of Crows.

Which the House has indefinitely postponed.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 5, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 213.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 5, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 98.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE TO THE HOUSE

March 5, 1929.
Senate Chamber,
Bismarck, North Dakota,

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference Committee Report on House Bill No. 213.

Very respectfully,
F. E. TUNELL,
Secretary.

The Senate returned to the Fourth Order of Business.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gas Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Senate Bill No. 95. A Bill for an Act to amend and Re-enact Section 548a11 of the 1925 Supplement to the Com-

piled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Senate Bill No. 122. A Bill for an Act to Appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals."

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Senate Bill No. 154. A Bill for an Act to Amend and Re-

enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913 Relating to the Game and Fish Department of the State of North Dakota.

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

House Bill No. 76. A Bill For an Act to Amend and Re-enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

And the President signed the same in the presence of the Senate.

REPORT OF COMMITTEE ON ENROLLMENT AND EN-GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was delivered to the Governor for his approval at the hour of 4:00 p. m., March 5, 1929.

C. J. OLSON,
Chairman.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 5, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Whitman moved that the Senate do now recess subject to the call of the President, which motion prevailed and the Senate recessed.

The Senate re-assembled, pursuant to recess taken, the President, John W. Carr, presiding.

Senator Brant requested consent to take up the Seventh Order of Business. Which request was granted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 44. A Bill For an Act to appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such

Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

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

In sub-division 10 in the printed bill as amended by the House in line 147 strike out the figures "4,000.00" and insert in lieu thereof the figures "9,000.00".

In line 150 strike out the figures "\$88,700.00" and insert in lieu thereof the figures "\$93,700.00".

Sub-division 12, in line 15, strike out the figures "15,000.00" and insert in lieu thereof the figures "13,500.00".

Insert line 15½ "Auto Exchange \$1,500.00".

In sub-division 14, insert line 21½ "Re-valuation of Public Utilities \$25,000.00".

In line 25 strike out the figures "\$110,500.00" and insert in lieu thereof the figures "\$135,600.00".

In sub-division 15, in line 12, strike out the figures "500.00" and insert in lieu thereof the figures "750.00".

In line 13 strike out the figures "4,000.00" and insert in lieu thereof the figures "5,000.00".

In line 15 strike out the figures "24,450.00" and insert the figures "\$25,700.00".

In sub-division 16, in line 13, strike out the figures "13,000.00" and insert in lieu thereof the figures "16,000.00".

In line 17, strike out the figures "47,980.00" and insert in lieu thereof the figures "\$50,980.00".

In sub-division 17, in line 4, after the word "Salary" strike out the words "One High School Inspector" and insert the words "Director of Secondary Education".

In line 5, after the word "salary" strike out the rest of the line and strike out line 6 and insert in lieu thereof the words and figures "Director of Rural Education 5,000.00".

In line 11, strike out the words and figures "High School Inspector 2,400.00" and insert in lieu thereof the words and figures "Director of Secondary Education \$2,000.00".

Strike out lines 12 and 13 and insert in lieu thereof line 12 "Director of Rural Education 2,000.00".

In line 21 strike out the figures "\$20,000.00" and insert in lieu thereof the figures "\$22,000.00".

In line 23 strike out the figures "686,200.00" and insert the figures "\$681,600.00".

In sub-division 18 insert the line 7½ "Cashier 3,600.00".
Strike out line 21.

In line 22, strike out the figures "150.00" and insert in lieu thereof the figures "300.00".

In line 24, strike out the figures "65,170.00" and insert in lieu thereof the figures "\$68,720.00".

Sub-division 19, in line 3, after the word "Salary" insert the words "State Examiner and Secretary Guaranty Fund Commission".

In sub-division 23, line 18, strike out the figures "\$10,000" and insert after the word "Expense" "Three appointive members \$9,000" and insert line 18½ "Travel Expense Ex-officio members of Board each \$500.....\$1,000".

In sub-division 24, line 14, strike out \$1,000 and insert in lieu thereof \$600.

In line 21; strike out the figures "\$23,405" and insert in lieu thereof "\$23,005".

In sub-division 26, insert line 11½, "Travel Expense \$600". and in line 13 strike out the figures "\$14,750" and insert in lieu thereof "\$15,350".

In sub-division 30, in line 4, strike out the figures "3,000" and insert in lieu thereof "2,640".

In line 12 of the Engrossed Bill strike out the figures "\$10,800" and insert in lieu thereof "\$10,440."

And when so amended recommend the same do pass.

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fowler requested a return to the Ninth Order of Business, which was granted.

Senator Fowler moved that the vote by which the Senate adopted the report of the Judiciary Committee on House Bill No. 209 be reconsidered.

Which motion prevailed and House Bill No. 209 was before the Senate for reconsideration.

Senator Fowler moved that House Bill No. 209 be referred to the Committee on Judiciary.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Brant	Hoople	Ployhar
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Cain	Kretschmar	Renwick
Conrath	Lynch	Sperry
Crocker	McCrorry	Steel
Eastgate	Magnuson	Thorson
Erickson	Marshall	Tofsrud
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Porter	Sathre
Martin		

So the bill passed and the title was agreed to.

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 35; nays, 9; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Brant	Hamilton	Peck
Brostuen	Hoople	Renauld
Brunsdale	Kamrath	Sperry
Conrath	Lynch	Steel
Crocker	McCrorry	Thorson
Erickson	Magnuson	Tofsrud
Ettestad	Marshall	Unruh
Fine	Matthaei	Van Arnam
Forbes	Olson, Barnes	Whitman
Fleckten	Olson, Eddy-Foster	Wog
Fowler	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Ployhar
Cain	Kretschmar	Poupore
Eastgate	Murphy	Renwick

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Porter	Watt
Martin	Sathre	

So the bill passed and the title was agreed to.

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 1; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patten
Bond	Hamilton	Patterson
Brant	Hoople	Ployhar
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Cain	Kretschmar	Renwick
Conrath	Lynch	Sperry
Crocker	McCrorry	Steel
Eastgate	Magnuson	Thorson
Erickson	Marshall	Tofsrud
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam

Messrs.	Messrs.	Messrs.
Fleckten	Olson, Barnes	Whitman
Forbes	Olson, Eddy-Foster	Wog
Fowler		

Those voting in the negative were:

Messrs.
Peck

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Porter	Watt
Martin	Sathre	

So the bill passed and the title was agreed to.

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 201, 213, 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Creation of a Fire Marshal Department.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 20; nays, 24; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Renwick
Bond	Hyland	Sperry
Brunsdale	Kretschmar	Steel
Cain	Lynch	Tofsrud
Crocker	Murphy	Van Arnam
Eastgate	Ployhar	Whitman
Forbes	Poupore	

Those voting in the negative were:

Messrs.	Messrs.	
Brant	Hamilton	Olson, Eddy-Foster
Brostuen	Hoople	Patten
Conrath	Kamrath	Patterson
Erickson	McCroy	Peck
Ettestad	Magnuson	Renauld
Fine	Marshall	Thorson
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Porter	Watt
Martin	Sathre	

So the bill failed of passage.

Senator O. H. Olson moved that the vote by which House Bill No. 183 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 40; nays, 4; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fredrickson	Olson, Eddy-Foster
Brant	Hamilton	Patterson
Brostuen	Hoople	Peck
Brunsdale	Hyland	Ployhar
Cain	Kamrath	Poupore
Conrath	Kretschmar	Renwick
Crocker	Lynch	Steel
Eastgate	McCrorry	Thorson
Erickson	Magnuson	Tofsrud
Ettestad	Marshall	Unruh
Fine	Matthaei	Van Arnam
Fleckten	Murphy	Whitman
Forbes	Olson, Barnes	Wog
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Renauld	Sperry
Patten		

Absent and not voting:

Messrs.	Messrs.	
Bonzer	Porter	Watt
Martin	Sathre	

So the bill passed and the title was agreed to.

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect

Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

Was read the third time.

Senator Fine moved the adoption of the resolution.

Which motion prevailed and the resolution was adopted.

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be and Emergency Measure.'

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 31; nays, 13; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Renauld
Bond	Hoople	Renwick
Brostuen	Hyland	Sperry
Brunsdale	Kamrath	Steel
Cain	Kretschmar	Thorson
Eastgate	Lynch	Tofsrud
Fine	Marshall	Unruh
Fleckten	Murphy	Watt
Forbes	Ployhar	Whitman
Fowler	Poupore	Wog
Fredrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	McCroy	Olson, Eddy-Foster
Conrath	Magnuson	Patten
Crocker	Matthaei	Patterson
Erickson	Olson, Barnes	Peck
Ettestad		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Porter	Van Arnam
Martin	Sathre	

So the bill passed and the title was agreed to.

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 32; nays, 12; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Patten
Brant	Hyland	Patterson
Brostuen	Kamrath	Peck
Cain	Kretschmar	Poupore
Conrath	Lynch	Renauld
Erickson	McCrory	Renwick
Ettestad	Magnuson	Thorson
Fine	Marshall	Tofsrud
Fleckten	Matthaei	Unruh
Fowler	Olson, Barnes	Wog
Fredrickson	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Sperry
Brunsdale	Hoople	Steel
Crocker	Murphy	Watt
Eastgate	Ployhar	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Porter	Van Arnam
Martin	Sathre	

So the bill passed and the title was agreed to.

Senator Magnuson moved that the vote by which House Bill No. 132 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

Was read the third time.

Senator Fowler moved to amend House Bill No. 92 as follows: After the word "Act" insert the following: "Providing for the service of legal process upon and the filing of contracts by any person, firm or corporation managing, promoting or producing any public shows or exhibition, as defined in the Act, within this State."

Which motion prevailed and the bill was amended accordingly.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Brostuen	Hoople	Ployhar
Brunsdale	Hyland	Poupore
Cain	Kamrath	Renauld
Conrath	Kretschmar	Renwick
Crocker	Lynch	Sperry
Eastgate	McCrorry	Steel
Erickson	Magnuson	Thorson
Ettestad	Marshall	Tofsrud
Fine	Matthaei	Unruh
Flechten	Olson, Barnes	Watt
Forbes	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Murphy	Sathre
Brant	Porter	Van Arnam
Martin		

So the bill passed and the title was agreed to.

House Bill No. 60. A Bill For an Act Regulating the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fretrickson	Peck
Bond	Hoople	Ployhar
Brostuen	Hyland	Poupore
Brunsdale	Kamrath	Renauld
Cain	Kretschmar	Renwick
Conrath	Lynch	Sperry
Crocker	McCroory	Steel
Eastgate	Magnuson	Thorson
Erickson	Marshall	Tofsrud
Ettestad	Matthaei	Unruh
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Forbes	Patten	Wog
Fowler	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Sathre
Brant	Murphy	Van Arnam
Hamilton	Porter	

So the bill passed and the title was agreed to, and the emergency clause declared carried. -

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to Ernest C. McKenna, Edgeley; ex-Senator H. J. Rusch, Fargo; James S. Milloy, Fargo.

Senator Ployhar moved that the Senate do recess until 1:00 p. m. March 6th, which motion prevailed, and the Senate recessed.

F. E. TUNELL,
Secretary.

FIFTY-SEVENTH DAY AFTER RECESS AND
FIFTY-EIGHTH DAY

Senate Chamber,
Bismarck, North Dakota,
March, 6, 1929.

The Senate reassembled at 1:00 p. m., pursuant to recess taken, the President, John W. Carr, presiding.

The President announced that the Senate would be upon the Seventh Order of Business.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 190. A Bill for an Act to Impose an Additional License Tax to that Imposed by the Initiated Measure Approved June 30, 1926 Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said License Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

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

A. A. PECK,
Chairman.

Senator Peck moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

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

In Section 1, line 4, of the printed bill, strike out the word "ten" and insert the word "five" in lieu thereof.

In line seven, page 2, of the printed bill, strike out the words "two" dollars and fifty cents" and insert in lieu thereof the words "one dollar."

In line 8, page 2, of the printed bill strike out the words "all beavers, their skins or furs," and insert in lieu thereof the words "each individual beaver, or beaver skin."

And when so amended recommend the same do pass.

A. A. PECK,
Chairman.

Senator Peck moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended

by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

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

A. A. PECK,
Chairman.

Senator Peck moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

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

A. A. PECK,
Chairman.

Senator Peck moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

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

A. A. PECK,
Chairman.

Senator Peck moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Game and Fish made the following report:

Mr. President: Your Committee on Game and Fish to whom was referred:

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

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

A. A. PECK,
Chairman.

Senator Peck moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Porter withdrew his motion to adopt the report of the Committee on Public Health relative to House Bill No. 36.

Senator Hyland then moved that House Bill No. 236 be referred to the Committee on Public Health, which motion prevailed.

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

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

In Section 2790a13, line 4 of the engrossed bill, after the word "comb" insert the words "for breeding"; also in line 8 of same Section, after the word "comb" insert the words "for breeding"; in line 10 of the same Section, strike out the figures "90", also the word "days" and insert in lieu thereof "one year"; in Section 2790a14, line 6 of the engrossed bill, after the word "comb" insert the words "for breeding"; also in line 11 of the same section, after the word "comb" insert the words "for breeding"; in Section 2790a18, line 9 of the engrossed bill, after the word "combs" insert the words "for breeding."

And when so amended recommend the same do pass.

C. W. FINE,
Chairman.

Senator Fine moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 48. A Bill For an Act to appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

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

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 63. A Bill for an Act to appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from Any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend, South of the City of Garrison, McLean County, North Dakota.

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

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Highways and Bridges made the following report:

Mr. President: Your Committee on Highways and Bridges to whom was referred:

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919 as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines on Inter-

State Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

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

L. O. FREDRICKSON,
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 6, 1929.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 228. A Bill for an Act to Amend and Re-enact Sections 769a1 and 769a9, Supplement to the 1913 Compiled Laws, Relating to Judicial Districts and Salaries of Judges.

Which the Senate returned to the House upon request of the House.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Hyland moved that House Bill No. 228 be re-referred to the Committee on Judiciary.

Which motion prevailed.

House Chamber,
Bismarck, North Dakota,
March 6, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

Which the House has indefinitely postponed on a motion to reconsider.

Very respectfully,
C. R. VERRY,
Chief Clerk.

WEDNESDAY, MARCH 6, 1929

1061

House Chamber,
Bismarck, North Dakota,
March 6, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 119. A Bill for an Act Exempting Certain Personal Property from Taxation.

Senate Bill No. 67. A Bill for an Act to Amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Which the House has indefinitely postponed.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 6, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting

of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Which the House has amended.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 6, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a Conference Committee on Senate Bill No. 96, Representatives Kneeland, Anfinson and Wilson.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Sathre moved that the Senate do not concur in the House amendments to Senate Bill No. 61, and that the President appoint a Conference Committee.

Which motion prevailed.

Senator Renauld moved that the Senate do concur in the House amendments to Senate Bill No. 166.

Which motion prevailed.

Senator Renauld moved that the rules be suspended, that Senate Bill No. 166 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 39; nays, 1; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hoople	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	McCroxy	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Murphy	Thorson
Eastgate	Olson, Barnes	Tofsrud
Erickson	Olson, Eddy-Foster	Unruh
Etbestad	Patten	Van Arnam
Fleckten	Patterson	Watt
Fowler	Peck	Whitman
Fredrickson	Porter	Wog

Absent and not voting:

Messrs.
Fine

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Martin
Bonzer	Hyland	Matthaei
Forbes	Lynch	Ployhar

So the bill passed and the title was agreed to.

Senator Ployhar moved that the Senate do concur in the House amendments to Senate Bill No. 60.

Which motion prevailed.

Senator Ployhar moved that the rules be suspended, that Senate Bill No. 60 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 35; nays, 7; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Porter
Bonzer	Kamrath	Poupore

Messrs.	Messrs.	Messrs.
Brunsdale	Kretschmar	Renauld
Cain	Magnuson	Renwick
Crocker	Matthaei	Sathre
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Tofsrud
Flechten	Olson, Eddy-Foster	Unruh
Fowler	Patten	Van Arnam
Fredrickson	Patterson	Watt
Hamilton	Peck	Wog
Hoople	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Fine	Marshall
Conrath	McCrorry	Thorson
Erickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Sperry
Brant	Martin	Whitman
Forbes		

So the bill passed and the title was agreed to.

Senator Magnuson moved that the Senate do concur in the House amendments to Senate Bill No. 150.

Which motion prevailed.

Senator Magnuson moved that the rules be suspended, that Senate Bill No. 150 be considered properly re-engrossed, and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Ployhar
Bonzer	Hoople	Porter

Messrs.	Messrs.	Messrs.
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Matthaei	Thorson
Erickson	Murphy	Fofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Forbes	Patterson	Whitman
Fowler	Peck	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Martin

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senator Atkins moved that the Senate do concur in the House amendments to Senate Bill No. 185.

Which motion prevailed.

Senator Atkins moved that the rules be suspended, that Senate Bill No. 185 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Renwick
Bond	Kretschmar	Sathre
Brant	Lynch	Sperry
Brunsdale	Martin	Steel
Cain	Murphy	Tofsrud
Crocker	Ployhar	Van Arnam
Eastgate	Porter	Watt
Forbes	Poupore	Whitman
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Hoople	Patten
Conrath	Kamrath	Patterson
Erickson	McCrorry	Peck
Ettestad	Magnuson	Renauld
Fine	Marshall	Thorson
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Wog
Hamilton	Olson, Eddy-Foster	

Absent and not voting:

Messrs.
Bonzer

So the bill passed and the title was agreed to.

Senator Fine demanded a verification of the roll call, which was granted. A verification showed the same result.

Senator Atkins moved that the vote by which Senate Bill No. 185 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Fredrickson moved that the Senate do now adjourn.

Which motion prevailed and the Senate adjourned.

F. E. TUNELL,
Secretary.

FIFTY-EIGHTH DAY

Senate Chamber,
Bismarck, North Dakota,
March 6, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Captain Elof Anderson of the Salvation Army, Mandan, N. D.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-sixth Day After Recess and Fifty-Seventh Day and find the same correct.

And recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

The President announced the appointment of Senators Sathre, Fowler and Kretschmar, as the Senate Conference Committee on Senate Bill No. 61.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 6, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bill No. 61, and the President has appointed as a Conference Committee, Senators Sathre, Fowler and Kretschmar.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 6, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 166, 60, 150 and 185.

Very respectfully,

F. E. TUNELL,
Secretary.

REPORT OF COMMITTEE ON ENROLLMENT AND EN-
GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Also,

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Also,

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gas Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Also,

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Also,

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Also,

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Also,

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Also,

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Also,

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Also,

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Also,

Senate Bill No. 122. A Bill for an Act to Appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of

the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Also,

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Also,

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 143. A Bill For an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relating to Probation of Criminals.

Also;

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Also,

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Also,

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Also,

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Also,

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Also,

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Also,

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Also,

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Also,

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Also,

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

Also,

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Also,

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

Were delivered to the Governor for his approval at the hour of 2:00 o'clock p. m., March 6th, 1929.

C. J. OLSON,
Chairman.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiropody, to Create a State Board of Chiropody, to Provide for the Examination and Licensing of Chiropodists and Providing Penalties for the Violation Thereof.

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

House Bill No. 135. A Bill For an Act Making an Appro-

apropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.
Measure."

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

House Bill No. 219. A Bill for an Act to Amend and Re-enact Section 1522 of the Compiled Laws of North Dakota, 1913, Relating to Annuities Payable from the Teachers' Insurance and Retirement Fund.

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

House Bill No. 233. A Bill for an Act to Amend and Re-

enact Section 910 of the Compiled Laws of North Dakota for the year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

And the President signed the same in the presence of the Senate.

PETITIONS AND COMMUNICATIONS

To the Members of the Senate:

On behalf of my sisters and of my brother, and myself and our families, I hereby extend to you my most sincere thanks for the sympathy and for the most wonderful flowers received from you at the time of the burial of my mother.

R. R. GIBBENS.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 146. A Bill for an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, State's Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Places of Business Purchasing Such Products from the Public.

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

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

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

In line 1, Section 5 of the printed bill, strike out the words "a majority" and insert in lieu thereof the words "sixty per cent".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Elections made the following report:

Mr. President: A majority of your Committee on Elections to whom was referred:

House Bill No. 95. A Bill For an Act to Repeal Section 917, Section 918 and Section 919 of the Compiled Laws of North Dakota for the Year 1913.

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

R. G. McCrory,
F. P. Conrath,
Nels Magnuson;
C. E. Erickson.

R. W. Patten,
Chairman.

A minority of the Committee on Elections made the following report:

Mr. President: A minority of your Committee on Elections to whom was referred:

House Bill No. 95. A Bill For an Act to Repeal Section 917, Section 918 and Section 919 of the Compiled Laws of North Dakota for the Year 1913.

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

J. P. CAIN,
JOHN VAN ARNAM,
WM. RENWICK,
A. F. BONZER, Jr.

Senator Patten moved that the majority report be adopted.

Senator Cain moved as a substitute motion that the minority report be adopted, which motion prevailed and the minority report was adopted.

The Committee on Public Health made the following report:

Mr. President: Your Committee on Public Health to whom was referred:

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 396d3 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Appointment of State Health Officer, Term of Office and Salary.

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

W. H. PORTER,
Chairman.

Senator Porter moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

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

At the end of Section 11, on page 4 of the engrossed bill strike out the "period" and insert a "comma" in lieu thereof

after the word "request" and insert the following: "Provided, however, that the fees fixed by the Commissioner under this Section shall not exceed the following:

For inspection and sealing railroad and track scales of capacity of twenty tons and upwards	\$3.00
For inspecting and sealing dormant scales, each	2.00
For inspecting and sealing movable platform scales	1.00
For inspecting and sealing beams weighing one hundred pounds and upwards .....	.25
For inspecting and sealing hopper scales, each	1.50
For inspecting and sealing counter scales, each.....	.25
For inspecting and sealing every patent balance, beam, steelyard or other instrument used for weighing other than the above enumerated, each.....	.25
For inspecting and sealing any two-bushel or one-bushel measure .....	.25
For inspecting and sealing any other dry measure each .....	.10
For inspecting and sealing liquid measures of a capacity of five gallons or more, each.....	.25
For inspecting and sealing anything less than one gallon .....	.10
For inspecting and sealing liquid measures of less than five galons and not less than one gallon .....	.15
For inspecting and sealing any board or cloth measure, each .....	.10
Provided, that when any establishment uses more than three of such scales the fee for inspection of which is twenty-five cents each, then any further number shall be tested for fifteen cents each, and with each scale tested and sealed by him he shall inspect and seal one set of weights without any additional charge or compensation.	
For inspecting and sealing any two bushel or one bushel measure, each	\$.25
For inspecting and sealing any other dry measure, each .....	.10
For inspecting and sealing liquid measures of a capacity of five gallons or more, each .....	.25

For inspecting and sealing liquid measures of less than five gallons of not less than one gallon .....	.15
For inspecting and sealing anything less than one gallon .....	.10
For inspecting and sealing any board or cloth measure, each .....	.10

When the inspector and sealer shall find any of the instruments or articles used in weighing or measuring to be wrongly adjusted, misconstructured, out of repair or in any other conditions which can be remedied by him, it shall be his duty to correct such scale or measure and he shall receive for such service fifty cents per hour for the actual time consumed in making such corrections and shall receive just compensation for any material used in such correction.

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Temperance made the following report:

Mr. President: Your Committee on Temperance to whom was referred:

Concurrent Resolution "H".

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

ALFRED STEEL,
Chairman.

Senator Steel moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hamilton requested unanimous consent to return to the Ninth Order of Business.

Senator Hamilton stated that Senator Forbes had just received a telegram informing him of the death of his nephew.

Senator Hamilton moved that Senator Forbes be excused from further attendance upon this legislative session, and that as a mark of respect and sympathy for Senator Forbes, a rising vote be taken on the motion. The motion prevailed by unanimous vote of the Senate.

Senator Bond requested consent to return to the Sixth Order of Business for the presentation of a telegram signed

by city and county organizations of Minot, North Dakota, which was read from the desk.

Senator Bond moved that the telegram be printed in the Journal. Which motion prevailed.

Minot, North Dakota,
March 6, 1929.

President Senate,
Bismarck, North Dakota.

Re Flood Control Bill now before Senate understand additional amendments made whereby election must be held as to forming flood district, we object on grounds no boundaries such district and people outside city not having opportunity to vote if later included could knock out bill. Also understand provision whereby work can be stopped after contract let and work begun. No possible chance to sell a dollars worth of bonds or warrants with that provision included. Any bill having three elections and three sets protests absolutely unworkable and nothing but a joke. If Minot cannot have a reasonable bill kill it off. We can continue to swim.

AUGUST KRANTZ,
Chairman Board of County
Commissioners.

A. A. ROBINSON,
Chairman Board Drainage
Commission.

A. J. H. BRATSBURG,
President City Commission

H. S. DAVIES,
Pres. Ass'n Commerce

S. J. LADUE,
Chairman Flood Commit-
tee Ass'n Commerce.

REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee on House Bill No. 26 beg leave to report that the House concurs in the Senate amendments in lines 8 to 17.

The Conference Committee recommends further amending the Bill by striking out all of line 10½ and insert the following in lieu thereof:

10½ Bookkeeper and Mailing Clerk, one-half time \$1200.

In line 2 of the Engrossed Bill, after the word "of" strike out the figures "\$24,540.00" and insert in lieu thereof the figures "\$23,340.00".

In line 19, strike out the figures "\$24,540.00" and insert in lieu thereof the figures "\$23,340.00".

For the Senate:

P. J. KRETSCHMAR,
O. H. OLSON,
JOHN VAN ARNAM.

For the House:

J. K. OLAFSON,
KARL H. BRUNSDALE,
E. E. TURNER.

Senator O. H. Olson moved the adoption of the report of the Conference Committee on House Bill No. 26, which motion prevailed and the report was adopted.

Senator O. H. Olson moved that House Bill No. 26 be placed on third reading and final passage, which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 31; nays, 14; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kamrath	Peck
Bond	Kretschmar	Ployhar
Bonzer	Lynch	Porter
Brant	Magnuson	Poupore
Brunsdale	Marshall	Renwick
Cain	Martin	Sathre
Crocker	Matthaei	Sperry
Eastgate	Murphy	Steel
Fowler	Olson, Eddy-Foster	Tofsrud
Fredrickson	Patterson	Van Arnam
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Fleckten	Thorson
Conrath	Hoople	Unruh
Erickson	McCrorry	Watt
Ettestad	Olson, Barnes	Wog
Fine	Patten	

Absent and not voting:

Messrs.	Messrs.	
Forbes	Renauld	Whitman
Hyland		

So the bill passed and the title was agreed to.

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patten
Bond	Hoople	Peck
Bonzer	Hyland	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	Lynch	Renwick
Cain	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Wog
Fowler		

Absent and not voting:

Messrs.	Messrs.	
Forbes	Patterson	Tofsrud
Hamilton	Renauld	Whitman

Senator Hoople: I recognize House Bill No. 215 as my long, lost kidnapped child returned home. Therefore I will have to support House Bill No. 215. I vote "aye."

So the bill passed and the title was agreed to.

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrorey	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patten	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Forbes	Patterson	Whitman

So the bill passed and the title was agreed to.

Senator Brant moved that House Bill No. 44 be placed at the head of the calendar, which motion prevailed.

Senator Brant moved that House Bill No. 44 be amended as follows: In sub-division 17, line 23, strike out the figures "\$681,600.00" and insert the figures "\$682,000.00" in lieu thereof, which motion prevailed.

Senator Brant moved that House Bill No. 44 be amended as follows: In sub-division 14, on page 11, strike out all of line 21½, and change the total to read "\$110,600.00", which motion prevailed.

Senator Brant moved to further amend House Bill No. 44 as follows: In sub-division 25, on page 19, under Division Engineer, in line 11, strike out the figures "\$4,000.00" and insert the figures "\$3,000.00" in lieu thereof, and in line 12,

strike out the figures "\$2,000.00" and insert the figures "\$3,000.00" in lieu thereof.

Which motion prevailed.

Senator Brant moved to further amend House Bill No. 44 on page 10, sub-division 13, in line 14, Insurance Department, by changing the item for travel expense from \$500.00 to \$1,000.00.

Senator Murphy moved to amend the motion to amend sub-division 13, line 14, page 10, House Bill 44, by changing the item of \$500.00 to \$750.00.

Senator Ployhar demanded a roll call on the amendments to the amendments and the roll call was granted.

The question being on the motion of Senator Murphy to amend the motion of Senator Brant to amend House Bill No. 44, the roll was called, and there were ayes, 33; nays, 13; absent and not voting, 4.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Patterson
Brostuen	Kamrath	Peck
Cain	Lynch	Renauld
Conrath	McCroory	Sathre
Erickson	Magnuson	Sperry
Ettestad	Marshall	Thorson
Fine	Matthaei	Tofsrud
Flechten	Murphy	Unruh
Fowler	Olson, Barnes	Whitman
Fredrickson	Olson, Eddy-Foster	Wog
Hamilton	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Kretschmar	Renwick
Brunsdale	Ployhar	Steel
Crocker	Porter	Van Arnam
Eastgate	Poupore	Watt
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Martin
Bonzer		

So the motion prevailed and the amendment to the amendment was adopted.

The question then being upon the motion of Senator Brant, as amended, the motion prevailed.

Senator Van Arnam moved to amend the total footing of sub-division 13, in line 16, by changing the figures "\$32,-040.00" to read "\$32,290.00". Which motion prevailed.

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renaud
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.
Forbes	Martin

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hámlton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrary	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnám
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson	Peck	

Absent and not voting:

Messrs.	Messrs.
Forbes	Martin

So the bill passed and the title was agreed to.

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 37; nays, 9; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Bond	Hoople	Porter
Bonzer	Hyland	Poupore
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Crocker	McCrary	Steel
Eastgate	Magnuson	Tofsrud
Ettestad	Marshall	Unruh

Messrs.	Messrs.	Messrs.
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Whitman
Fowler	Patterson	Wog
Fredrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Matthaei	Peck
Conrath	Olson, Eddy-Foster	Renauld
Erickson	Patten	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Forbes	Martin	Watt

So the bill passed and the title was agreed to.

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 38; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fredrickson	Patten
Bonzer	Hamilton	Patterson
Brant	Hoople	Peck
Brostuen	Kamrath	Porter
Brunsdale	Kretschmar	Poupore
Cain	Lynch	Renauld
Conrath	McCroxy	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Wog
Fowler	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.
Erickson	Tofsrud

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Sathre
Forbes	Ployhar	Watt
Hyland	Renwick	Whitman

So the bill passed and the title was agreed to.

The President requested Senator Sperry to take the Chair.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 6, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919 as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines on Inter-State Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Places of Business Purchasing Such Products from the Public.

House Bill No. 146. A Bill for an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission.

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 396d3 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Appointment of State Health Officer, Term of Office and Salary.

House Bill No. 190. A Bill for an Act to Impose an Additional License Tax to that Imposed by the Initiated Measure Approved June 30, 1926 Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said License Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

House Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 201, 213, 214 and 215 of the Compiled Laws

of North Dakota for the Year 1913 Relating to the Creation of a Fire Marshal Department.

Which the Senate has indefinitely postponed.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 6, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

Which the Senate has amended.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 6, 1929.

Mr. Speaker: I have the honor to return herewith House Bill No. 180, a Concurrent Resolution, which the Senate has adopted.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 6, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to

Certificates of Public Convenience and Necessity of Public Utilities.

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota.
March 6, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

House Bill No. 131. A Bill for an Act to Amend and Re-

enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGE FROM THE GOVERNOR

State of North Dakota,
Office of the Governor,
Bismarck, North Dakota,
March 6, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

Also,

Senate Bill. No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Also,

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Also,

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Also,

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

Also,

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Also,

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribution of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Also,

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Also,

Senate Bill No. 122. A Bill for an Act to Appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Also,

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Purchasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Also,

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Respectfully yours,
GEO. F. SHAFER,
 Governor.

THIRD READING OF HOUSE BILLS

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 36; nays, 6; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Porter
Bonzer	Kamrath	Poupore
Brant	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Murphy	Tofsrud
Erickson	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Fowler	Patterson	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Fine	Matthaei
Ettestad	Hoople	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Forbes	Patten	Watt
Hyland	Ployhar	Wog
Martin		

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled

Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 39; nays, 2; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Porter
Brant	Hyland	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sathre
Crocker	McCrory	Sperry
Eastgate	Magnuson	Steel
Erickson	Marshall	Tofsrud
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt
Fowler	Olson, Eddy-Foster	Whitman
Fredrickson	Patterson	Wog

Those voting in the negative were:

Messrs.	Messrs.
Conrath	Peck

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Bonzer	Martin	Thorson
Forbes	Patten	

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 36; nays, 9; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Poupre
Bond	Hamilton	Renauld
Bonzer	Hyland	Renwick
Brant	Kretschmar	Sathre
Brunsdale	Lynch	Sperry
Cain	McCroly	Steel
Conrath	Murphy	Tofsrud
Crocker	Olson, Eddy-Foster	Unruh
Eastgate	Patterson	Van Arnam
Ettestad	Peck	Watt
Fleckten	Ployhar	Whitman
Fowler	Porter	Wcg

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Hoople	Marshall
Erickson	Kamrath	Matthaei
Fine	Magnuson	Olson, Barnes

Absent and not voting:

Messrs.	Messrs.	Messrs.
Forbes	Patten	Thorson
Martin		

So the bill passed and the title was agreed to.

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 22; nays, 25; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Sathre
Bond	Lynch	Sperry
Brunsdale	Murphy	Steel
Cain	Ployhar	Tofsrud
Crocker	Porter	Van Arnam

Messrs.	Messrs.	Messrs.
Eastgate	Poupore	Watt
Fowler	Renwick	Whitman
Hyland		

Those voting in the negative were:

Messrs.		
Bonzer	Hamilton	Olson, Eddy-Foster
Brant	Hoople	Patten
Brostuen	Kamrath	Patterson
Conrath	McCrary	Peck
Erickson	Magnuson	Renauld
Ettestad	Marshall	Thorson
Fine	Matthaei	Unruh
Fleckten	Olson, Barnes	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.
Forbes	Martin

So the bill failed of passage.

Senator Bonzer moved that the vote by which House Bill No. 130 failed of passage be reconsidered and the motion to reconsider be laid on the table.

Senator Fowler demanded a call of the Senate on the clincher motion and the call was ordered.

The call of the Senate showed all members present except Senators Forbes and Martin.

The President ordered the sergeant-at-arms to locate Senators Forbes and Martin.

Senator Fowler moved that further proceedings under call of the Senate be dispensed with, which motion prevailed.

The question was upon the clincher motion of Senator Bonzer on House Bill No. 130.

Senator Ployhar demanded a roll call vote and the call was granted.

ROLL CALL

The question being on the clincher motion of Senator Bonzer, the roll was called, and there were ayes, 25; nays, 22; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Olson, Eddy-Foster
Brant	Hoople	Patten

Messrs.	Messrs.	Messrs.
Brostuen	Kamrath	Patterson
Conrath	McCrorry	Peck
Erickson	Magnuson	Renauld
Ettestad	Marshall	Thorson
Fine	Matthaei	Unruh
Fleckten	Olson, Barnes	Wog
Fredrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Sathre
Bond	Lynch	Sperry
Brunsdale	Murphy	Steel
Cain	Ployhar	Tofsrud
Crocker	Porter	Van Arnam
Eastgate	Poupore	Watt
Fowler	Renwick	Whitman
Hyland		

Absent and not voting:

Messrs.	Messrs.
Forbes	Martin

So the clincher motion prevailed.

Senator Wog stated that on the roll call to House Bill No. 130 he was recorded as voting "aye" whereas he desired to be recorded as voting "no".

Senator Fowler moved that Senator Wog be permitted to change his vote from "aye" to "no", which motion prevailed.

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

Was read the third time.

Senator O. H. Olson moved to amend House Bill No. 216 as follows: On page 6, line 9, of the printed bill strike out the words and figures "Fifteen Thousand Dollars (\$15,000.00)" and insert the words and figures "Thirty Thousand Dollars (\$30,000.00)" in lieu thereof.

Senator Fine moved that action on House Bill No. 216 be deferred one legislative day.

Which motion was lost.

The question was then upon the motion of Senator O. H. Olson to amend the bill; the vote was taken and the motion was lost.

ROLL CALL

The question being on the final passage of the bill, as

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCroery	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wog
Fredrickson	Patterson	

Absent and not voting:

Messrs.	Messrs.
Forbes	Steel

So the bill passed and the title was agreed to.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Robert Larson, Drady; O. B. Stray, Stanley; Theo. Musgjerd, Bismarck; Mrs. M. O. Agre, Bismarck; Mr. and Mrs. C. W. Lewis, Lakota; Mrs. Jennie Hoople Provan, Amenia; Mrs. C. G. Boise, Bismarck; Mrs. Spencer Boise, Bismarck; O. B. Lund, Bismarck.

Senator Ployhar moved that the Senate do recess until 11:30 a. m. March 7, which motion prevailed, and the Senate recessed.

F. E. TUNELL,
Secretary.

FIFTY-EIGHTH DAY AFTER RECESS AND
FIFTY-NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

The Senate re-assembled at 11:30 a. m., pursuant to recess taken, the President, John W. Carr, presiding.

The President announced that the Senate would take up the Seventh Order of Business.

REPORTS OF COMMITTEE ON ENROLLMENT AND EN-
GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Also,

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Also,

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property Taxes, Making

Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Also,

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

Which the Senate has amended.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commis-

sion, Defining Its Powers and Duties and Making an Appropriation Therefor.

Which the Senate has indefinitely postponed.

Very respectfully,
F. E. TUNELL,
Secretary.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted.

Senator Martin requested that certain affidavits and letters be read by the Secretary, which request was granted, and the affidavits and letters were read.

Senator Martin:

Mr. President: I desire to have the clerk read for me the Original Letter of F. Kirkpatrick, dated June 6th, 1927, and the Original Affidavit of F. Kirkpatrick, dated June 10th, 1927, wherein he recites that he is one of the grantors of the land, in question, namely all of Section 11, Township 138, North of Range 80, less railroad right-of-way.

I also hand to the Clerk, a copy of the letter, the Affidavit, and a copy of the Original Proposed Contract between V. Lahr and the Board of Administration, for the purchase of this land. It is my contention that the passage of this House Bill, No. 66, is not intended so much for the benefit of the State of North Dakota, as it is for the benefit of those who are going to share in the net profits derived from the transaction in this land. The net profit that will accrue to someone if this bill is passed may be summed up, as follows:

"The Tail of the Penitentiary Land Grab." House Bill No. 66 is the tail of the grab as it passes over the final legislative hurdle. In the beginning the Board of Administration coveted Section 11-138-80 worth \$19,000.00; also the N. W. quarter of the S. E. quarter and lots 1, 2, 3, and 4 of section

29-138-80—157 acres—worth \$4760.00, making a total value of \$23,750.00. In 1927, the legislature appropriated for the purchase of this land \$25,000.00 which was \$1,250.00 more than the land was worth. The board bought 240 and 157 acres of land and paid out \$25,000.00 of the taxpayers' money for it and now the House appropriated \$26,480.00, making a total of \$51,480.00 for \$23,750 worth of land, leaving a net profit of \$27,730.00. This is the size of the dividend. To whom will this be distributed?

I move that the letter, and the Affidavit of F. Kirkpatrick and the Proposed Contract together with this statement by myself be printed in the Senate Journal.

June 6th, 1927.

Charles L. Crum,
Care Crum & Crum,
Webb Block,

Bismarck, No. Dak.
Dear Sir:

Re: Lahr Conveyance.

I have your favor of the 4th inst. enclosing an affidavit which I return herewith. I can not very well sign this affidavit for the reason that I do not know about the acreage so that I can determine that we were paid \$30.40 per acre.

Mr. Taggart has called and indicated that he has a similar affidavit. He also is unable to determine the exact acreage and I have suggested that he hold the papers until I hear from you again.

It appears from your letter that we or the State of North Dakota got badly stung on the sale of Section 11-138-80, Burleigh County, North Dakota. Possibly we have both suffered that Mr. Lahr could make a profit, and we did not anticipate that his profit could be anything like the amount indicated.

In order that you may understand more fully the transaction, will say that on June 18, 1926, Lewis Scharnberg, E. Taggart and the writer contracted with F. A. Lahr for the sale of said Section 11, the consideration to be \$20,800, of which \$2,000 was paid down and \$18,800 balance was represented by notes. Last spring Mr. Lahr took up with us a proposition of discounting the notes for cash and we agreed to take \$17,000 in cash, discounting the notes in the amount of \$1,800. This made the net consideration paid for the land \$19,000. The contract had been assigned to V. Lahr, whom I understand is the father of F. A. Lahr and a deed was therefore made by us to him about March, 1927.

If you will leave out the price per acre and base your affidavit upon the above facts, we will be glad to sign and swear to same. If you should desire our depositions later it will also be satisfactory with us.

Mr. F. A. Lahr had accommodated us in various ways and we have been desirous of helping him to the extent of any reasonable commission on sale of our lands, but we have not expected that he would take advantage of us in this way.

Yours very truly,
F. KIRKPATRICK.

STATE OF NORTH DAKOTA }
COUNTY OF BURLEIGH. } ss.

IN DISTRICT COURT FOURTH JUDICIAL DISTRICT

W. E. Martin, Plaintiff,

vs.

R. B. Murphy, F. E. Diehl, W. J. Church, Jos. A. Kitchen and Bertha Palmer, as members of and constituting the state Board of Administration of the State of North Dakota, John Steen, as State Auditor, C. A. Fisher, as State Treasurer, John J. Lee, as Warden of the State Penitentiary of the State of North Dakota, and V. Lahr, Defendants. AFFIDAVIT

STATE OF IOWA, }
County of Clay } ss.

Fred Kirkpatrick, being first duly sworn, on his oath states:

That he is one of the Grantors in that certain Deed of Conveyance executed by this affiant and his wife, and by Lewis Scharnberg and his wife and E. Taggart and his wife, to V. Lahr, conveying to the said V. Lahr all of the following described land and premises situated in Burleigh County, North Dakota, to-wit:

All of Section numbered 11, in Township 138, North of Range 80, West of the Fifth Principal Meridian, less railroad right-of-way across said land, and containing in all about 625 acres.

That originally the grantors entered into a contract with one F. A. Lahr of Bismarck, North Dakota, whereby they agreed to convey all of said land to the said F. A. Lahr and said F. A. Lahr agreed to purchase the same for the sum of \$20,800.00, of which \$2,000.00 was paid in cash and the balance of \$18,800.00 was represented by notes.

That subsequently, the contract for the sale of said land was assigned by F. A. Lahr to his father V. Lahr, and that thereafter this affiant and his co-grantors did, for the purpose of securing the cash on said notes, discount the same in the sum of \$1,800.00, making the entire consideration re-

THURSDAY, MARCH 7, 1929

1107

ceived from the said V. Lahr, for said land, \$19,000.00, and on the 31st day of March, 1927, a Deed was duly executed and delivered to the said V. Lahr for all of said land.

FRED KIRKPATRICK.

Subscribed and sworn to before me this 10th day of June, 1927.

JANE A. ORR,
Notary Public, Clay County, Iowa.

My commission expires July 4th, 1927.
[SEAL]

CONTRACT

It is hereby agreed by and between V. Lahr of Bismarck, North Dakota, the Vendor, and the State of North Dakota acting through the Board of Administration of said State, of Bismarck, North Dakota, the Vendee, as follows:

That the Vendor will sell and the Vendee will buy the following described real property situated in the County of Burleigh, and State of North Dakota, to-wit:

All of Section 11, Twp. 138, North of Range 80, less railroad right-of-way across said land, and containing in all about Six Hundred Twenty-five acres of land,

Upon the following terms and conditions:

That the purchase price of said property is \$43,000.00 of which \$18,000.00 has been paid in cash, the receipt whereof is hereby acknowledged, and the balance of said purchase price amounting to \$25,000.00 is to be paid as follows: \$10,000.00 thereof due and payable July 1st, 1929; \$10,000.00 thereof due and payable July 1st, 1931; and \$5,000.00 thereof due and payable July 1st, 1933; and that all deferred payments herein provided for, shall bear interest at the rate of 5 per cent per annum, payable annually. And the Vendee agrees to pay such interest annually on the 1st day of July of each year until the debt is fully paid.

The Vendee has the right and option to pay any part on all of the unpaid purchase price of said land on any interest paying date by giving the Vendor sixty days notice in writing of his intention to make such payment.

All of said payments are to be made at the First Guaranty Bank at Bismarck, North Dakota, or at such other place as may be mutually agreed upon.

The Vendee agrees to pay all taxes and assessments as shall hereafter become due on this property commencing with the taxes for the year 1927.

The Vendor agrees, when the Vendee has fulfilled all conditions of this contract, to convey said land by a good and sufficient Warranty Deed executed by the Vendor or his assignees, conveying said property to the Vendee.

The Vendor further agrees to furnish the Vendee an Abstract of Title showing the merchantable title to said land.

Time is the essence of this contract and in case of the failure of the Vendee to pay the taxes as hereinbefore specified or to make the payments of principal and interest as herein specified, all payments made herein shall be forfeited to the Vendor as and for liquidated damages and this agreement shall be null and void at the option of the Vendor and it shall have the right to re-enter and take possession of said land and premises and every part thereof.

Executed in duplicate this 31st day of March, 1927.

Signed,
V. LAHR, Vendor,
The State of North Dakota
By the Board of Administration.
R. B. MURPHY,
JOHN J. LEE, Warden.

ATTEST:

ERNEST W. WANNER, Sec.

[SEAL]

WITNESSES:
R. A. DOTY,
LUTA L. DOTY.

Senator Martin moved that the communications, affidavits and exhibits be printed in the Journal, which motion prevailed.

Senator Martin moved as a substitute motion to that offered by Senator Brant for the adoption of the report of the Appropriations Committee, that House Bill No. 66 be indefinitely postponed.

Senator Martin demanded a roll call vote on the substitute motion, and the roll call was granted.

Senator Watt moved that action on the adoption of committee report be deferred in order that the lands might be inspected, which motion was ruled to be out of order.

ROLL CALL

The question being on the substitute motion of Senator Martin to indefinitely postpone adoption of the report on House Bill No. 66, the roll was called, and there were ayes, 15; nays, 31; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brostuen	Martin	Renauld
Erickson	Olson, Barnes	Thorson
Fine	Patten	Tofsrud
Fleckten	Ployhar	Unruh
Kamrath	Renwick	Wog
Marshall		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Brant	Hoople	Porter
Brunsdale	Hyland	Poupore
Cain	Kretschmar	Sathre
Conrath	Lynch	Sperry
Crocker	McCrory	Steel
Eastgate	Magnuson	Van Arnam
Ettestad	Murphy	Watt
Fowler	Olson, Eddy-Foster	Whitman

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Forbes	Matthaei

Senator Brant explained his vote as follows: I was in hopes that the substitute motion offered would not carry because I am very much in favor of Senator Watt's motion. If the substitute motion carries and we indefinitely postpone this bill we will not be able to entertain Senator Watt's motion, as I understand it. I vote "no".

Senator Conrath: I am in favor of Senator Watt's motion. So I vote "No".

Senator Bond: I am in favor of having the lands inspected. Not only the land at the penitentiary but the land at the training school. I change my vote from "Aye" to "no."

Senator Hamilton: I think Senator Watt has offered a very fair solution of this proposition, to go out and look the land over. We have voted appropriations to give them barns and cows. As they cannot live on northwest wind and snowballs, I therefore, vote "No".

Senator Hoople: I vote "No" for the reason that I believe the land should be looked over.

So the motion was lost.

Senator Watt moved that the President appoint a committee of five members to inspect the tracts of land being considered for purchase by the state.

Senator Ployhar offered as a substitute motion that the chairman of the Appropriations Committee appoint five members of the Senate as a committee to inspect the land.

Which substitute motion prevailed.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

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

E. H. BRANT,
Chairman.

Senator Brant moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

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

P. O. SATHRE,
Chairman.

Senator Sathre moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 61 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 61, have had the same under consideration and recommend that the Senate concur in House amendments to Senate Bill No. 61.

For the Senate:
P. O. SATHRE,
A. W. FOWLER,
P. T. KRETSCHMAR.

For the House:
A. J. RULON,
KARL H. BRUNSDALE,
C. H. OPDAHL.

Senator Sathre moved that the report of the committee be adopted, which motion prevailed, and the report was adopted.

Senator Kretschmar moved that the rules be suspended, and that Senate Bill No. 61 be considered properly re-encrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 23; nays, 21; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Renauld
Bond	Lynch	Renwick
Brunsdale	McCrorry	Sathre
Cain	Martin	Sperry
Crocker	Murphy	Steel
Eastgate	Ployhar	Van Arnam
Fowler	Porter	Watt
Fredrickson	Poupore	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Patten
Brostuen	Kamrath	Patterson
Conrath	Kretschmar	Peck
Erickson	Magnuson	Thorson
Ettestad	Marshall	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Whitman
Forbes	Matthaei	

So the bill failed of passage.

Senator Brostuen requested consent to return to the Ninth Order of Business.

Senator Brostuen moved that the vote by which House Bill No. 216 was passed be reconsidered, and that the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hoople moved that the vote by which House Bill No. 215 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Brant announced the appointment of Senators Marshall, Watt, Ployhar, Bond and Magnuson as the committee to inspect the lands.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 194 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 194 have had the same under consideration and recommend that the Senate adopt the House amendments.

For the Senate:
L. W. SPERRY,
J. K. BROSTUEN,
WILLIAM KAMRATH.

For the House:
L. L. TWICHELL,
JAMES McMANUS.

Senator Sperry moved that the report of the committee be adopted, which motion prevailed, and the report was adopted.

Senator Sperry moved that the rules be suspended and that Senate Bill No. 194 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 38; nays, 2; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Poupore
Bond	Hamilton	Renauld
Brant	Hoople	Renwick
Brostuen	Kamrath	Sathre
Brunsdale	Kretschmar	Sperry
Cain	Lynch	Steel
Conrath	McCrorry	Thorson
Crocker	Magnuson	Tofsrud
Eastgate	Murphy	Unruh
Erickson	Olson, Barnes	Van Arnam
Ettestad	Olson, Eddy-Foster	Whitman
Fine	Patterson	Wog
Fowler	Peck	

Those voting in the negative were:

Messrs.	Messrs.
Fleckten	Patten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Marshall	Ployhar
Forbes	Martin	Porter
Hyland	Matthaei	Watt

So the bill passed and the title was agreed to. **Emergency clause declared carried.**

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 195 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 195 have had the same under consideration and recommend that the Senate adopt the House amendments.

For the Senate:
 L. W. SPERRY,
 J. K. BROSTUEN,
 WILLIAM KAMRATH,

For the House:
 L. L. TWICHELL,
 JAMES McMANUS.

Senator Sperry moved that the report of the committee be adopted, which motion prevailed, and the report was adopted.

Senator Sperry moved that the rules be suspended and that Senate Bill No. 195 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Porter
Brant	Hoople	Poupore
Brostuen	Kamrath	Renauld
Brunsdale	Kretschmar	Renwick
Cain	Lynch	Sperry
Conrath	McCrory	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Fowler	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Martin	Ployhar
Forbes	Matthaei	Sathre
Hyland		

So the bill passed and the title was agreed to and the emergency clause declared carried.

THIRD READING OF HOUSE BILLS

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapters 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

Was read the third time.

Senator Cain moved the adoption of the following amendment to House Bill No. 230:

In the title of the engrossed bill in the third line strike out the word "and" and the figures "256".

In line 1 of Section 1 of the engrossed bill after the figure "1" insert the word "amendment"; also in the same line strike out the figures "1925", and in line 2 of the same section strike out the word "and" and the figures "256".

On page 2 of the engrossed bill, after line 3, insert the following:

"Section 2. Amendment. Section 5235a3 of the Supplement to the Compiled Laws of 1913 as amended by Chapter 255 of the Session Laws of 1927 is hereby amended and re-enacted to read as follows:

Which motion prevailed and House Bill No. 230 was amended accordingly.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 32; nays, 7; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Peck
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Hyland	Renwick
Brostuen	Kamrath	Sperry
Brunsdale	Kretschmar	Steel
Cain	Lynch	Tofsrud
Crocker	McCrorry	Unruh
Eastgate	Murphy	Van Arnam
Ettestad	Olson, Eddy-Foster	Watt
Fleckten	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	Magnuson	Thorson
Fine	Marshall	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson	Olson, Barnes	Renauld
Forbes	Patten	Sathre
Martin	Ployhar	Whitman
Matthaei		

So the bill passed and the title was agreed to.

Senator Cain moved that House Bill No. 97 be placed at the foot of today's calendar.

Which motion prevailed.

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 37; nays, 2; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Poupore
Bonzer	Hoople	Renauld
Brant	Hyland	Renwick
Brostuen	Kretschmar	Sperry
Brunsdale	Lynch	Steel
Cain	McCrorry	Thorson
Conrath	Marshall	Tofsrud
Crocker	Olson, Eddy-Foster	Unruh
Eastgate	Patten	Van Arnam
Ettestad	Patterson	Watt
Fine	Ployhar	Whitman
Fowler	Porter	Wog
Fredrickson		

Those voting in the negative were:

Messrs.	Messrs.
Fleckten	Peck

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Murphy
Erickson	Martin	Olson, Barnes
Forbes	Matthaei	Sathre
Kamrath		

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. President: I have the honor to return herewith the following bills:

Concurrent Resolution "B".

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Which the House has passed unchanged.

Very respectfully,

C. R. VERRY,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents and Between Husband and Wife.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 35; nays, 2; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Renwick
Bend	Hamilton	Sathre
Bonzer	Hyland	Sperry
Brant	Kamrath	Steel
Brostuen	Lynch	Thorson
Brunsdale	Marshall	Tofsrud
Cain	Olson, Eddy-Foster	Unruh
Conrath	Patten	Van Arnam
Crocker	Patterson	Watt
Eastgate	Ployhar	Whitman
Ettestad	Poupore	Weg
Fowler	Renauld	

Those voting in the negative were:

Messrs.	Messrs.
Fleckten	McCrorry

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson	Kretschmar	Murphy
Fine	Magnuson	Olson, Barnes
Forbes	Martin	Peck
Hoople	Matthaei	Porter

So the bill passed and the title was agreed to.

Senator Fowler moved a call of the Senate and the President ordered the call.

Senator Fowler then moved that further proceedings under the call of the Senate be suspended.

Which motion prevailed.

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

Was read the third time.

Senator Watt moved to amend House Bill No. 163 as follows: In line 3 of page 2 of the engrossed bill, the words "two consecutive" be stricken out and the word "one" inserted in lieu thereof.

Which motion was lost.

Senator Hamilton moved that further consideration of House Bill No. 163 be indefinitely postponed.

Which motion was lost.

Senator Hamilton demanded a call of the Senate and the call was ordered.

The call showed all members present except Senator Matthaei.

Senator Matthaei answered to roll call.

Senator Hamilton moved that further proceedings under the call of the Senate be suspended.

Senator Ettestad moved to amend House Bill No. 163 by striking out the present language of the engrossed bill and reinserting the language of the original printed bill.

Senator Sperry rose to a point of order, the roll call being in process.

The President ruled Senator Ettestad's motion to amend out of order.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 22; nays, 26; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Renwick
Bond	Lynch	Sathre
Brunsdale	Martin	Sperry
Cain	Murphy	Steel
Crocker	Ployhar	Tofsrud
Eastgate	Porter	Van Arnam
Fowler	Poupore	Whitman
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Patten
Brant	Hoople	Patterson
Brostuen	Kamrath	Peck
Conrath	McCrory	Renauld
Erickson	Magnuson	Thorson
Ettestad	Marshall	Unruh
Fine	Matthaei	Watt
Fleckten	Olson, Barnes	Wog
Fredrickson	Olson, Eddy-Foster	

Absent and not voting:

Messrs.
Forbes

Senator Fine: I wish to explain my vote. Since we now have a general election every two years, I don't see that there would be any saving to speak of by the passage of this bill. For that reason, Mr. President, I vote "No".

Senator Watt: Mr. President, I ask to have my remarks recorded in the Journal. I vote "No" for the reason that by this bill you have taken off the limitation on the terms of office of the state treasurer, the county treasurer and county sheriff.: I am opposed to this and, therefore vote "No".

So the bill failed of passage.

Senator Thorson moved that the vote by which House Bill No. 163 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

Which the Senate has indefinitely postponed.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapters 255 and 256, Session Laws of 1927, Redefining the Term "Securities", and their Method of Sale or Manner of Offering Financial Interest Therein to the Public.

Which the Senate has amended.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to

THURSDAY, MARCH 7, 1929

1121

Statements and Transactions with Decedents and Between
Husband and Wife.

Which the Senate has passed unchanged.

Very respectfully,

F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 61; also on Senate Bill No. 194; also on Senate Bill No. 195.

Very respectfully,

F. E. TUNELL,
Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 208. A Bill for an Act to Amend and Re-enact Section 1438a2 of the Supplement to the Compiled Laws of 1913, Relating to Tuition.

Senate Bill No. 106. A Bill for an Act Creating a Highway Commission, Defining the Powers and Duties, and Fixing the Compensation.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,
Chief Clerk.

Senator Porter moved that the Senate recess for ten minutes.

Which motion prevailed.

The Senate re-assembled pursuant to recess taken, the President, John W. Carr, presiding.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 44, Senators Murphy, Renauld and Cain; and on House Bill No. 177, Senators Atkins, Hamilton and Ployhar.

Very respectfully,
F. E. TUNELL,
Secretary.

The President announced that the Senate would return to the Fourth Order of Business.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property Taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds

Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

House Bill No 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be an Emergency Measure.'

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

House Bill No. 26. A Bill For an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled

Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

House Bill No. 232. A Bill for an Act to Require Persons

Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

And the President signed the same in the presence of the Senate.

Senator C. J. Olson requested unanimous consent to return to the Ninth Order of Business, which request was granted.

Senator C. J. Olson then introduced the following Resolution:

RESOLUTION

As Chairman of the State Affairs Sub-committee appointed to inquire into the affairs of the State Board of Administration, I wish to state that the sub-committee incurred some expense; namely, we secured O. B. Lund to obtain figures and data at the North Dakota Twine Plant; Mr. Lund's bill for those services is \$37.50.

I now wish to offer a resolution that this Senate approve the payment of \$37.50 to O. B. Lund as Legislative expense.

Mr. President: I move to have this resolution recorded in the Journal, which motion prevailed.

The question being on the resolution introduced by Senator C. J. Olson, the roll was called, and there were ayes, 38; nays, 0; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Ployhar
Brostuen	Kamrath	Porter
Brunsdale	Kretschmar	Poupore
Cain	Lynch	Renauld
Conrath	McCrory	Renwick
Crocker	Magnuson	Sperry
Erickson	Marshall	Steel
Fine	Murphy	Thorson
Fleckten	Olson, Barnes	Unruh
Fowler	Olson, Eddy-Foster	Van Arnam
Fredrickson	Patten	Watt
Hamilton	Patterson	Whitman
Hoople	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Ettestad	Sathre
Bonzer	Forbes	Tofsrud
Brant	Martin	Wog
Eastgate	Matthaei	

So the resolution was adopted.

Senator Fredrickson requested consent to return to the Seventh Order of Business.

Senator Van Arnam moved that the Senate do now adjourn, which motion prevailed and the Senate adjourned.

F. E. TUNELL,
Secretary.

FIFTY-NINTH DAY

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Captain Elof Anderson of the Salvation Army, Mandan, N. D.

ROLL CALL

All members present except Senator Forbes.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-seventh day after recess and Fifty-eighth day and recommend that the same be corrected as follows:

On the ninth line from bottom of page 11, correct the spelling of the word "finished."

On third line from bottom of page 30, strike out the second word "long" and insert the word "lost" in lieu thereof.

On third line from bottom of page 32, strike out the final letter from the word "amendments".

On twenty-second line from top of page 44, strike out the figure "2" and insert the figures "130" in lieu thereof.

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF STANDING COMMITTEES

The Committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining His Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

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

In line 8, Section 4 on page 3 of the printed bill strike out the word "reformatory".

In line 5, Section 1, on Page 1 strike out the word "elected" and insert in lieu thereof the word "appointed".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in

Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

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

In line 13 of the title of said bill, after the word "the" insert the following "payment of the Cost of Any Such Purchase, Erection, Enlargement, Improvement or Extension Out of the Earnings of Such Plant, System or Line, and for the".

In line 18 of the Title to said Bill after the word "Bonds" insert the words "and Warrants" and insert a period after the word "Made" and strike out the balance of that line after the word "Made" and the balance of the title.

In line 11 of Section 3 of the printed bill, after the word "plant" insert the following "and the same does not exceed the sum of five thousand dollars".

In line 11, Section 2, Page 3, strike out the words "then accumulated".

In line 4, Section 4, on page 4, strike out the words "then accumulated".

In line 7 of Section 4, on page 4, after the word "bonds" insert the following after striking out the period: "or partly out of such earnings, provided however that when such cost or any part thereof is to be paid out of earnings, then such cost or the part thereof which is to be paid out of earnings shall not become a general obligation of the municipality payable out of money raised through taxation, but a special obligation payable solely and exclusively out of the earnings derived from the operation of such plant system or line.

In line 1, Section 10, on page 6, after the word "bonds" insert the words "or warrants".

In line 4, Section 10, on page 7, after the word "bonds" insert the words "or warrants".

Strike out all of section 2, on page 7, and insert in lieu thereof the following:

"Section 11. CONSTITUTIONALITY. If any part or parts of this act shall be held unconstitutional, such unconstitutionality shall not affect the validity of the remaining parts of this act."

In line 1 of Section 3, on page 7, strike out the figure "3" and insert in lieu thereof the figure "12".

And when so amended recommend the same do pass.

D. H. HAMILTON,
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF SELECT COMMITTEES

The Committee appointed by Senator Brant, Chairman of the Appropriation Committee, presented the following oral reports individually and requested such reports be entered in the Journal.

Senator Marshall: The committee on investigating the lands under consideration near the penitentiary have had no time to make out a written report but have agreed to report orally.

I consider the State land north of the institution of little value for farming purposes, and fit only for grazing.

The land to the south seems to be quite good farm land under a good state of cultivation.

I shall vote "no" on buying either, however, as I consider the institution has plenty of land at the present time.

Senator Bond: It is my opinion that the state land should not be considered in connection with the purchase of land for the penitentiary at all. It is located quite a distance from the penitentiary and I think it is not at all desirable for the uses to which it is expected to put the land. The other tract of land is in a very desirable location and the soil is fair. I am still of the opinion that the price is too high, but I believe, on account of its favorable location we are justified in buying it.

Senator Magnuson: I would not consider the north tract of land at all for agricultural purposes. The south piece I consider very good land in quality and location and I do not think the price unreasonable.

Senator Watt: I think the land lying north of the penitentiary is altogether out of the question for farming purposes. It is fit only for grazing land and would be high at \$10 per acre. The tract lying south of the penitentiary is too high at the present price, but because of its favorable location and because we have to have farm land for the penitentiary and it is the only land available for the purpose, I shall vote to buy the land, notwithstanding the fact that I think it is high in price.

Senator Ployhar: I agree with the other gentlemen of the committee with reference to the state land. I do not think it is fit or ever could be made fit for agricultural purposes. The other piece of land is light in soil, but is well located as far as the penitentiary is concerned. I am very much opposed to the purchase of this land for the reason that I resent the attitude manifested by the Board of Administration in the purchase of land, and I shall vote against the purchase even though I may be the only member of this Senate body in opposing it.

Mr. President: Your Conference Committee on Senate Bill No. 96 have had the same under consideration, and recommend that the Senate recede from its objection to the House amendments and concur in said amendments.

For the Senate:

A. A. PECK,
C. J. OLSON,
W. H. PORTER.

For the House:

F. G. KNEELAND,
CARL ANFINSON,
IRA J. WILSON.

Senator Peck moved that the report of the Conference Committee on Senate Bill No. 96 be adopted, which motion prevailed.

Senator Peck moved that the rules be suspended and that Senate Bill No. 96 be considered properly re-engrossed and placed on third reading and final passage, which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

Was read the third time.

ROLL CALL

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter

Messrs.	Messrs.	Messrs.
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrory	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wog
Fredrickson	Patterson	

Absent and not voting:

Messrs.
Forbes
Sathre

So the bill passed and the title was agreed to.

REPORT OF SELECT COMMITTEES

Mr. President: The Conference Committee to whom was referred:

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

Have had the same under consideration and recommend that the House concur in the Senate amendment.

For the Senate:
OLE ETTESTAD,
A. W. FOWLER,
O. T. TOFSRUD.

For the House:
CARL E. JOHNSON,
C. C. TURNER,
J. H. BURKHART.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fine moved that the Secretary of the Senate be authorized to sign a requisition for express shipments, which motion prevailed.

Senator Kretschmar moved that the vote by which Senate Bill No. 61 was lost be reconsidered, which motion prevailed.

Senator Fowler moved that Senate Bill No. 61 be placed on third reading and final passage, which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 24; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Renwick
Bond	Kretschmar	Sathre
Bonzer	Lynch	Sperry
Brunsdale	Martin	Steel
Cain	Murphy	Tofsrud
Crocker	Ployhar	Van Arnam
Eastgate	Porter	Watt
Fowler	Poupore	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hamilton	Olson, Eddy-Foster
Brostuen	Hoople	Patten
Conrath	Kamrath	Patterson
Erickson	McCrary	Peck
Ettestad	Magnuson	Renauld
Fine	Marshall	Thorson
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Wog

Absent and not voting:

Messrs.
Forbes

So the bill failed of passage.

Senator Fleckten moved that the vote by which Senate Bill No. 61 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SENATE RESOLUTION "F"

Introduced by Committee on Employment.

That the following named Senate Employees, heretofore elected, be assigned to the following positions, designated by

the following titles, and that their compensation be fixed at the following amounts per day, from the date they were sworn in:

Linus Peterson, bill room clerk	\$5.00
J. S. Anderson, cloak room attendant	5.00
B. J. Monaghan, Senate Messenger	5.00
Elsie Keierleber, Telephone Messenger	5.00
Thomas C. Lauder, Governor's Messenger	5.00
Joseph Meyer, Doorkeeper	5.00
J. J. Jollie, Gallery Doorkeeper	5.00
M. C. Scheufele, Senate Chamber Custodian	5.00

Senator Hamilton moved that the resolution be adopted.

ROLL CALL

The question being on the adoption of Senate Resolution "F", the roll was called, and there were ayes, 41; nays, 6; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Bonzer	Hoople	Ployhar
Brant	Kamrath	Poupore
Brostuen	Lynch	Renauld
Brunsdale	McCrory	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Martin	Thorson
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Whitman
Fleckten	Olson, Eddy-Foster	Wog
Fowler	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Eastgate	Kretschmar	Renwick
Hyland	Porter	Tofsrud

Absent and not voting:

Messrs.	Messrs.
Forbes	Watt

So the resolution was adopted.

SENATE RESOLUTION "G"

Introduced by Committee on Employment.

WHEREAS, the Senate has been particularly fortunate during the Twenty-first Legislative Assembly in having as

First Assistant Secretary, Second Assistant Secretary and Desk Stenographer, employees of industry, faithfulness and ability, and is duly appreciative thereof, and believe that such character and service should be commended, and,

WHEREAS, the Senate believes that the services performed by the said employees have been especially valuable to the State and far in excess of that which could be reasonably required of them, and

WHEREAS, faithfulness, ability and willingness to serve are altogether too rare on the part of public servants and should be rewarded where found,

NOW THEREFORE BE IT RESOLVED by the Senate of the State of North Dakota that the faithfulness, industry and ability of said employees has contributed in large measure to the public good and has aided the Legislative work as a whole,

BE IT FURTHER RESOLVED, that said T. D. Acheson, First Assistant Secretary, Alfred S. Dale, Second Assistant Secretary and Chrissie E. Budge, Desk Stenographer shall be paid in addition to their regular compensation the sum of one (\$1.00) Dollar for each and every day of Session, said payment to be a part of the Legislative expense.

Senator Hamilton moved the adoption of the resolution.

ROLL CALL

The question being on the adoption of Senate Resolution "G", the roll was called, and there were ayes, 46; nays, 0; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Bond	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renaud
Brunsdale	Lynch	Renwick
Cain	McCrory	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wog
Fredrickson	Patterson	
Hamilton	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Forbes	Watt

So the resolution was adopted.

CONCURRENT RESOLUTION " J "

Introduced by Senator Brant.

A Concurrent Resolution directing the Board of Administration of the State of North Dakota to transfer the herd of cattle now maintained at the State Demonstration Farm near the Village of McLeod, North Dakota, to the State Sub-Experiment Station at Edgeley, North Dakota; and further directing the said Board to sell other property remaining at the McLeod Demonstration Farm. .

WHEREAS, the Twenty-First Legislative Assembly of the State of North Dakota has made no appropriation for the maintenance of the State Demonstration Farm at McLeod, North Dakota.

AND WHEREAS, the Twenty-First Legislative Assembly has by Senate Bill No. 56 increased the appropriation for the Sub-Experiment Station at Edgeley, North Dakota, for the purpose of enabling said Sub-Experiment Station to transfer and care for the herd of cattle now maintained at the McLeod Demonstration Farm.

AND WHEREAS, there is in addition to the cattle mentioned in the preceding paragraph, other personal property located at the McLeod Demonstration Farm belonging to the State of North Dakota.

NOW THEREFORE, Be It Resolved by the Senate and the House of Representatives of the State of North Dakota, that the Board of Administration of the State of North Dakota is hereby directed to proceed within a reasonable time to: (1) Cause the herd of cattle now maintained at the State Demonstration Farm at McLeod, North Dakota, to be transferred to the Sub-Experiment Station at Edgeley, North Dakota; the expense of said transfer to be borne by the Sub-Experiment Station. (2) To sell for the highest price obtainable for cash all other personal property belonging to the State of North Dakota now located on or about the State Demonstration Farm at McLeod, North Dakota.

Senator Patterson moved that the resolution be adopted, which motion prevailed.

CONCURRENT RESOLUTION "K"

Introduced by Joint Committee on Employment:

BE IT RESOLVED BY THE SENATE of the State of North Dakota, the House of Representatives concurring, that F. E. Tunell, Secretary of the Senate and C. R. Verry, Chief Clerk of the House, are hereby authorized, empowered and employed to compare and index the Journal of The Twenty-First Legislative Assembly, and to complete the Senate and House Journals and mail out to the members the temporary journals of the last days of the Session which have not been delivered to members before the close thereof; and the said

F. E. Tunell and C. R. Verry are hereby directed and required at their own cost and expense to arrange for and procure sufficient assistance to insure that the said work shall be completed within thirty days after the adjournment of the Session.

BE IT FURTHER RESOLVED, that for the services of F. E. Tunell, as above set forth, that he be paid the sum of Four Hundred Dollars (\$400.00), and the said C. R. Verry, as Chief Clerk of the House, the sum of Four Hundred Dollars (\$400.00), which shall include compensation for an assistant to be selected by each, all to be paid as other legislative expenses, and paid when the respective claims are verified by the affidavits of said F. E. Tunell and C. R. Verry showing the completion of such work.

BE IT FURTHER RESOLVED, that the necessary postage for mailing out the copies of temporary journals as aforesaid be furnished to the said F. E. Tunell and C. R. Verry as part of the Legislative expense of this Session.

Senator Hamilton moved the adoption of the resolution.

The question being on the adoption of Senate Concurrent Resolution "K", the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Bond	Kamrath	Porter
Brant	Kretschmar	Poupre
Brostuen	Lynch	Renauld
Brunsdale	McCrary	Renwick
Cain	Magnuson	Sathre
Conrath	Marshall	Sperry
Crocker	Martin	Steel
Eastgate	Matthaei	Thorson
Erickson	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Whitman
Fowler	Patterson	Wog
Hamilton	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Fredrickson	Watt
Forbes	Hyland	

So the resolution was adopted.

CONCURRENT RESOLUTION L

Introduced by Senators Patterson, Murphy and Fowler.

BE IT RESOLVED, by the Senate of the Twenty-first Legislative Assembly of the State of North Dakota, the House of Representatives concurring therein:

THAT, WHEREAS, on the 13th day of February, 1929, the Legislative Assembly of the State of North Dakota adopted Concurrent Resolution "C", relative to the death of the Honorable Richard H. Grace, late Justice of the Supreme Court of the State of North Dakota; and, appointing representatives on the part of the Legislative Assembly of said state to represent said state at the funeral of the said Justice Richard H. Grace, and directing that any expense incurred therein be paid as Legislative expense:

NOW, THEREFORE, it is hereby ordered and directed that the State Auditor draw his warrants upon the State Treasurer of said state, payable to the following persons, in the following amounts, viz:

N. W. Bell Telephone Company, Bismarck, North Dakota (for telegraph and telephone tolls).....	\$ 5.53
Judge F. J. Graham, Ellendale, North Dakota (transportation, telephone tolls and meals).....	9.65
Judge F. T. Lembke, Hettinger, North Dakota (railway fare, Hettinger, N. Dak., to Aberdeen, South Dakota, inclusive, and return, hotel expenses and meals)	27.65
Oscar H. Will and Company, Bismarck, North Dakota (floral wreath and telegram)	25.79

All as per itemized statement attached hereto, for the purpose of paying the expenses incurred by the authorized representatives of said Legislative Assembly and of said state in attendance at and in connection with, the funeral of said Justice Richard H. Grace; and that said items of expense be charged to Legislative expense.

Senator Patterson moved the adoption of the Resolution.

ROLL CALL

The question being on the adoption of Senate Concurrent Resolution "L" the roll was called, and there were ayes, 47, nays, 0; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Bond	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrory	Sathre
Conrath	Magnuson	Sperry

Messrs.	Messrs.	Messrs.
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog
Hamilton	Peck	

Absent and not voting:

Messrs.	Messrs.
Bonzer	Forbes

So the resolution was adopted.

MESSAGES TO THE SENATE

House Chamber,
Bismarck, North Dakota
March 7, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur to Senate amendments to House Bill No. 117, and has appointed as a Conference Committee Representatives Olafson, Bishop and Butt.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House No. 92.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in Senate amendments to House Bill No. 44 and has appointed as a Conference Committee, Representatives Twichell, Peters and Gilchrist.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bills Nos. 216 and 158.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a Conference Committee on Senate Bill No. 61, Representatives Rulon, Brunsdale and Opdahl.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. President: I have the honor to inform you that the House requests me to ask you to return to the House, Senate Bill No. 181.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 1935 and Section 1938 of the Compiled Laws of North Dakota, 1913, Relating to the Laying Out, Altering or Discontinuing of Highways.

Which the House has indefinitely postponed.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien..

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

THIRD READING OF HOUSE BILLS

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Was read the third time.

Senator Bond offered the following amendments to House Bill No. 194 and moved their adoption:

In amendment adopted by the Senate on page 4 of the Journal for March 5, 1929, as to page 10, Section 11, line 27 of House Bill No. 194:

- In line 19 on page 4 of said Senate Journal, strike out the word "to" between "authorized" and "proceed" and insert "and the Board of County Commissioners shall".

On page 5, Senate Journal of March 5th, insert after the fifth line the following:

Page 11, Section 13, after House amendment on line 10, after the word "Dakota": "Three of said directors shall constitute a quorum but no action of any character shall be taken, except upon the affirmative vote of at least three directors".

Page 5, Senate Journal of March 5th, strike out the first "page 12" and insert "page 11" in lieu thereof.

Page 5, Senate Journal, March 5th, in Senate amendment on Page 24, Section 23, line 35, in the second line of the amendment change the word "me" to "be".

Page 6, Senate Journal of March 5th, in Section No. 65 of printed bill, at the beginning of the section, insert: "At any time after the rejection of the bond issue provided for in Section 23".

Which motion prevailed and House Bill No. 194 was amended accordingly.

Senator Bond then moved that Section 65 of House Bill No.

194 be stricken out and that Section 66 of the bill be re-numbered Section 65.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 22; nays, 26, absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Renwick
Bond	Murphy	Sathre
Brunsdale	Patten	Sperry
Cain	Patterson	Steel
Crocker	Ployhar	Van Arnam
Fleckten	Porter	Watt
Fowler	Poupore	Whitman
Hyland		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Olson, Barnes
Brant	Hoople	Olson, Eddy-Foster
Brostuen	Kamrath	Peck
Conrath	Kretschmar	Renauld
Eastgate	Lynch	Thorson
Erickson	McCrory	Tofsrud
Ettestad	Magnuson	Unruh
Fine	Marshall	Wog
Fredrickson	Matthaei	

Absent and not voting:

Messrs.
Forbes

So the bill failed of passage.

Senator Eastgate moved that the vote by which House Bill No. 194 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and

Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

Was read the third time.

Senator Sathre moved to amend House Bill No. 30 as follows: On page 15 of the printed bill at Section 10, subdivision "b", strike out everything after the word "property" in sub-section "b" in the printed bill.

Which motion prevailed, and House Bill No. 30 was amended accordingly.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 35; nays, 11; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Brant	Hoople	Renauld
Brostuen	Kamrath	Sathre
Brunsdale	McCrorry	Thorson
Conrath	Magnuson	Tofsrud
Crocker	Marshall	Unruh
Erickson	Martin	Van Arnam
Ettestad	Matthaei	Watt
Fine	Olson, Barnes	Whitman
Fleckten	Olson, Eddy-Foster	Wog
Fowler	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Lynch	Renwick
Cain	Murphy	Sperry
Eastgate	Ployhar	Steel
Kretschmar	Porter	

Absent and not voting:

Messrs.	Messrs.
Forbes	Poupore
Hyland	

So the bill passed and the title was agreed to. Emergency clause declared lost.

Senator Brostuen moved that the vote by which House Bill No. 30 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Which the Senate has indefinitely postponed.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 96; also, that the Senate has adopted the Conference Committee report on House Bill No. 172.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: Pursuant to your request I have the honor to return herewith Senate Bill No. 181.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Concurrent Resolution "J".

Senate Concurrent Resolution "K".

Senate Concurrent Resolution "L".

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

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Watt requested unanimous consent to return to the Eleventh Order of Business.

Which request was granted.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact

Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Which the House has amended.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Sathre moved that the Senate do concur in the House Amendments to Senate Bill No. 74.

Which motion prevailed.

Senator Sathre moved that the rules be suspended and that Senate Bill No. 174 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 3; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hoople	Peck
Bonzer	Hyland	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	Lynch	Renauld
Cain	McCrory	Renwick
Conrath	Magnuson	Sathre
Crocker	Marshall	Sperry
Eastgate	Martin	Steel
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Whitman
Fleekten	Olson, Eddy-Foster	Wog
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Patten	Thorson	Tofsrud

Absent and not voting:

Messrs.	Messrs.	Messrs.
Forbes	Hamilton	Watt

So the bill passed and the title was agreed to.

Senator Fowler moved that the Senate do concur in the House amendments to Senate Bill No. 76.

Which motion prevailed.

Senator Fowler moved that the rules be suspended and that Senate Bill No. 76 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as

amended, the roll was called, and there were ayes, 31; nays, 15; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Porter
Bonzer	Kretschmar	Poupore
Brunsdale	Lynch	Renauld
Cain	Magnuson	Renwick
Crocker	Martin	Sathre
Eastgate	Murphy	Sperry
Erickson	Olson, Barnes	Steel
Fowler	Olson, Eddy-Foster	Van Arnam
Fredrickson	Patterson	Whitman
Hamilton	Ployhar	Wog
Hoople		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Flechten	Patten
Brostuen	Kamrath	Peck
Conrath	McCrorry	Thorson
Ettestad	Marshall	Tofsrud
Fine	Matthaei	Unruh

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Forbes	Watt

So the bill passed and the title was agreed to.

Senator Fowler moved that the vote by which Senate Bill No. 76 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Atkins moved that the Senate do concur in the House amendments to Senate Bill No. 168.

Senator Ployhar moved the substitute motion that the Senate do not concur in the House amendments to Senate Bill No. 168, and that a Conference Committee be appointed.

Which motion prevailed.

The President appointed Senators Ployhar, Watt and Fredrickson on such Conference Committee.

Senator Lynch moved that the Senate do not concur to the House amendments to Senate Bill No. 163, and that a Conference Committee be appointed.

Which motion prevailed.

The President appointed Senators Lynch, Olson of Eddy, and Hoople.

Senator Renauld moved that the Senate do concur to the House amendment to Senate Bill No. 165.

Which motion prevailed.

Senator Renauld moved that the rules be suspended and that Senate Bill No. 165 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Frederickson	Peck
Bond	Hamilton	Porter
Bonzer	Hoople	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sperry
Cain	McCrorry	Steel
Conrath	Magnuson	Thorson
Crocker	Marshall	Tofsrud
Eastgate	Martin	Unruh
Erickson	Matthaei	Van Arnam
Ettestad	Murphy	Watt
Fine	Olson, Barnes	Whitman
Fleckten	Olson, Eddy-Foster	Wog
Fowler	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Forbes	Patten	Sathre
Hyland	Ployhar	

So the bill passed and the title was agreed to.

Senator Cain moved that the Senate do concur in the House amendments to Senate Bill No. 26.

Which motion prevailed.

Senator Cain moved that the rules be suspended, that Senate Bill No. 26 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 39; nays, 4; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hoople	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	Lynch	Renauld
Cain	McCrorry	Renwick
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fowler	Olson, Barnes	Watt
Fredrickson	Olson, Eddy-Foster	Whitman
Hamilton	Peck	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Patterson	Thorson
Fleckten		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Fatten
Bond	Hyland	Sathre

So the bill passed and the title was agreed to.

Senator Cain moved that the Senate do concur in the House amendment to Senate Bill No. 85.

Which motion prevailed.

Senator Cain moved that the rules be suspended and that Senate Bill No. 85 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 37; nays, 3; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fredrickson	Patterson.
Bonzer	Hoople	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sperry
Cain	McCrorry	Steel
Conrath	Magnuson	Tofsrud
Crocker	Marshall	Unruh
Eastgate	Martin	Van Arnam
Erickson	Murphy	Watt
Ettestad	Olson, Barnes	Whitman
Fine	Olson, Eddy-Foster	Wog
Fleckten		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Matthaei	Peck	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Ployhar
Forbes	Hyland	Renaud
Fowler	Patten	Sathre

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the Same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

Which the Senate has amended.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bills Nos. 168, and 163, and the President has appointed as a Conference Committee, Senators Ployhar, Watt and Fredrickson on Senate Bill No. 168; Lynch, Olson of Eddy, and Hoople on Senate Bill No. 163.

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Lynch moved that the Senate do concur to the House amendment to Senate Bill No. 144.

Which motion prevailed.

Senator Lynch moved that the rules be suspended and that Senate Bill No. 144 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 41; nays, 2; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Poupore
Bond	Hyland	Renauld
Bonzer	Kretschmar	Renwick
Brant	Lynch	Sathre
Brostuen	McCrory	Sperry
Brunsdale	Magnuson	Steel
Cain	Marshall	Thorson
Conrath	Matthaei	Tofsrud
Crocker	Murphy	Unruh
Eastgate	Olson, Eddy-Foster	Van Arnam
Erickson	Patten	Watt
Ettestad	Peck	Whitman
Fowler	Ployhar	Wog
Fredrickson	Porter	

Those voting in the negative were:

Messrs.	Messrs.
Flecten	Olson, Barnes

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fine	Hamilton	Martin
Forbes	Kamrath	Patterson

So the bill passed and the title was agreed to. Emergency clause declared lost.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Which the House has amended.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator O. H. Olson moved that the Senate do not concur in the House amendments to Senate Bill No. 58, and that a Senate Conference Committee be appointed.

Which motion prevailed.

Th President appointed Senators Magnuson, Murphy and Martin as the Senate Conference Committee on Senate Bill No. 58.

Senator Whitman moved that the Senate do concur in the House amendments to Senate Bill No. 55.

Which motion prevailed.

Senator Whitman moved that the rules be suspended, and that Senate Bill No. 55 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 40; nays, 5; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Porter
Bond	Hyland	Ployhar
Bonzer	Kamrath	Poupore
Brant	Kretschmar	Renauld
Brostuen	Lynch	Renwick
Cain	McCrorry	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Matthaei	Tofsrud

Messrs.	Messrs.	Messrs.
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fowler	Olson, Eddy-Foster	Watt
Fredrickson	Patterson	Whitman
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Patten	Wog
Fleckten	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Martin	Thorson
Forbes		

So the bill passed and the title was agreed to.

Senator Patterson moved that the Senate do not concur in the House amendments to Senate Bill No. 56.

Which motion prevailed.

Senator Patterson moved that the President appoint a Senate Conference Committee on Senate Bill No. 56.

Which motion prevailed.

The President appointed Senators Patterson, Fowler and Brant as such Senate Conference Committee.

Senator Sathre moved that the Senate do concur in the House amendment to Senate Bill No. 93.

Which motion prevailed.

Senator Sathre moved that the rules be suspended and that Senate Bill No. 93 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 30; nays, 13; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Brant	Hyland	Ployhar
Brostuen	Kamrath	Poupore
Brunsdale	Lynch	Renauld
Cain	McCroory	Renwick
Conrath	Magnuson	Sathre
Crocker	Marshall	Sperry
Eastgate	Murphy	Steel
Erickson	Olson, Barnes	Whitman
Fine	Olson, Eddy-Foster	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Thorson
Bonzer	Matthaei	Tofsrud
Ettestad	Patten	Unruh
Fleckten	Patterson	Van Arnam
Fowler		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Forbes	Kretschmar	Porter
Hoople	Martin	Watt

So the bill passed and the title was agreed to.

Senator Sathre moved that the vote by which Senate Bill No. 93 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, of Corporation Named in Such Deed or Instrument.

Which the House has amended.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Ployhar moved that the Senate do concur in the Houses amendments to Senate Bill No. 190.

Which motion prevailed.

Senator Ployhar moved that the rules be suspended, that Senate Bill No. 190 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, of Corporation Named in Such Deed or Instrument.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42; nays, 0; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Patterson
Bond	Hamilton	Peck
Bonzer	Hoople	Ployhar
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renauld
Cain	Lynch	Renwick
Conrath	McCrorry	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brant	Martin	Steel
Forbes	Porter	Watt
Hyland		

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to inform you that the Sen-

ate has concurred in the House amendment to Senate Bill No. 74; also, Senate Bill No. 76; also, Senate Bill, No. 165; also, Senate Bill No. 26; also, Senate Bill No. 85; also, Senate Bill No. 144.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendments to Senate Bills Nos. 58 and 56, and the President has appointed as a Conference Committee, Senators Magnuson, Murphy and Martin on Senate Bill No. 58; and Senators Patterson, Brant and Fowler on Senate Bill No. 56.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota.
March 7, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violation Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

Which the House has refused to reconsider.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE SENATE

Senate Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bill No. 55; also, Senate Bill No. 93; also, Senate Bill No. 190.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGE FROM THE GOVERNOR

State of North Dakota,
Office of the Governor,
Bismarck, North Dakota,
March 7, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State:

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

Also,

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Collection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Di-

rection Thereof, and the Appointment of a Director of Secondary Education.

Also,

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Also,

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Also,

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Obtain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gass Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Copartnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Also,

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Also,

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled

Laws of North Dakota of the Year 1913, Relating to the Game and Fish Department of the State of North Dakota.

Also,

Senate Bill No. 203. * A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Also,

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

Also,

Senate Bill No. 154. A Bill For an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Also,

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Also,

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Also,

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Respectfully yours,
GEO. F. SHAFER,
Governor.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 7, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 137. A Bill for an Act to Appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-

eight, (138), North of Range Eighty-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for Use in Connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Murphy moved that the Senate do now recess until 7:30 p. m.

Pursuant to recess taken, the Senate re-assembled at 7:30 p. m., the President John W. Carr, presiding.

The President announced that the Senate would take up the Seventeenth Order of Business.

THIRD READING OF HOUSE BILLS

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States, Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories Which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 36; nays, 1; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Kamrath	Poupore
Bonzer	Kretschmar	Renauld
Brant	Lynch	Renwick
Brostuen	McCrorry	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Eastgate	Murphy	Thorson
Ettestad	Olson, Barnes	Tofsrud
Fine	Olson, Eddy-Foster	Unruh
Fleckten	Patten	Van Arnam
Fredrickson	Porter	Whitman
Hyland	Ployhar	Wog

Those voting in the negative were:

Messrs.

Peck

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Martin
Brunsdale	Fowler	Matthaei
Crocker	Hamilton	Patterson
Erickson	Hoople	Watt

So the bill passed and the title was agreed to.

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 34; nays, 7; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Poupore
Bonzer	Kamrath	Renauld
Brant	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Eastgate	Magnuson	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Porter	Whitman

Messrs.
Fredrickson
Hoople

Messrs.
Ployhar

Messrs.
Wog

Those voting in the negative were:

Messrs.
Brostuen
Conrath
Marshall

Messrs.
Patten
Peck

Messrs.
Steel
Thorson

Absent and not voting:

Messrs.
Atkins
Crocker
Erickson

Messrs.
Forbes
Hamilton
Martin

Messrs.
Matthaei
Patterson

So the bill passed and the title was agreed to.

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 26; nays, 15; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.
Bond
Brant
Brostuen
Brunsdale
Cain
Eastgate
Fowler
Fredrickson
Hoople

Messrs.
Hyland
Lynch
Magnuson
Marshall
Murphy
Olson, Eddy-Foster
Porter
Ployhar
Poupore

Messrs.
Renwick
Sathre
Sperry
Steel
Thorson
Van Arnam
Watt
Whitman

Those voting in the negative were:

Messrs.
Bonzer
Conrath
Ettestad
Fine
Fleckten

Messrs.
Kamrath
Kretschmar
McCrorry
Olson, Barnes
Patten

Messrs.
Peck
Renauld
Tofsrud
Unruh
Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Matthaei
Crocker	Hamilton	Patterson
Erickson	Martin	

So the bill passed and the title was agreed to. Emergency clause declared lost.

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 39; nays, 3; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fredrickson	Ployhar
Bonzer	Hoople	Poupore
Brant	Hyland	Renaud
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	McCrory	Steel
Crocker	Magnuson	Tofsrud
Eastgate	Marshall	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Fowler	Patten	-Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Peck	Porter	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Matthaei
Erickson	Martin	Patterson
Forbes		

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 214. A Bill for an Act to Provide for the

Retesting of Cattle in Modified Accredited Tuerculosis-Free Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 40; nays, 1; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Porter
Bonzer	Kamrath	Poupore
Brant	Kretschmar	Renaud
Brostuen	Lynch	Renwick
Brunsdale	McCroory	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Eastgate	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Fowler	Peck	Whitman
Fredrickson	Ployhar	Wog
Hoople		

Those voting in the negative were:

Messrs.
Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Matthaei
Crocker	Hamilton	Patterson
Erickson	Martin	

So the bill passed and the title was agreed to.

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

Was read the third time.

Senator O. H. Olson moved to amend House Bill No. 19 as follows: On page 2, line 7 of the Engrossed Bill strike out

the word "fortieth" and insert the word "thirtieth" in lieu thereof.

Which motion prevailed and the bill was amended accordingly.

Senator Patten moved that further consideration of House Bill No. 19 be indefinitely postponed.

Senator Hyland demanded a roll call vote on the motion to indefinitely postpone, and the roll call was granted.

The question being on the motion of Senator Patten to indefinitely postpone, the roll was called, and there were ayes, 6; nays 38; absent and not voting, 5.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Conrath	Patten	Porter
Kamrath	Peck	Sathre

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Poupore
Bonzer	Kretschmar	Renauld
Brant	Lynch	Renwick
Brostuen	McCrorry	Sperry
Brunsdale	Magnuson	Steel
Cain	Marshall	Thorson
Eastgate	Martin	Tofsrud
Ettestad	Matthaei	Unruh
Fine	Murphy	Van Arnam
Fleckten	Olson, Barnes	Watt
Fowler	Olson, Eddy-Foster	Whitman
Fredrickson	Patterson	Wog
Hoople	Ployhar	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Erickson	Hamilton
Crocker	Forbes	

So the motion to indefinitely postpone was lost.

Senator Hyland moved to amend House Bill No. 19 by striking out the word "thirtieth" in the engrossed bill as amended, in line 7 of page 2, and the words "one cent per net bushel per month" in line 8, and insert in lieu thereof the words "one-half of one cent per net bushel per month."

Senator Whitman moved as a substitute motion that the vote by which the amendment offered by Senator O. H. Olson was adopted be reconsidered.

The question being on the substitute motion of Senator Whitman, the roll was called, and there were ayes, 23; nays, 23; absent and not voting, 3.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Renauld
Brunsdale	Kretschmar	Renwick
Crocker	Lynch	Steel
Eastgate	Murphy	Tofsrud
Ettestad	Peck	Van Arnam
Fine	Ployhar	Watt
Fleckten	Porter	Whitman
Hoople	Poupore	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Kamrath	Patten
Bonzer	McCroory	Patterson
Brant	Magnuson	Sathre
Brostuen	Marshall	Sperry
Cain	Martin	Thorson
Conrath	Matthaei	Unruh
Fowler	Olson, Barnes	Wog
Fredrickson	Olson, Eddy-Foster	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson	Forbes	Hamilton

The President voted "aye" and the motion to reconsider prevailed.

Senator Fine moved as a substitute motion to amend House Bill No. 19 as amended to provide for 30 days free storage.

Which motion prevailed.

Senator Fine moved to further amend House Bill No. 19 as amended, so as to read "one-thirtieth of one cent per day."

Which motion prevailed.

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

ROLL CALL

The question being on the final passage of the bill as

amended, the roll was called, and there were ayes, 42; nays, 5; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Peck
Bonzer	Kamrath	Ployhar
Brant	Kretschmar	Poupore
Brostuen	Lynch	Renauld
Cain	McCrary	Renwick
Conrath	Magnuson	Sathre
Crocker	Marshall	Sperry
Eastgate	Martin	Steel
Erickson	Matthaei	Thorson
Ettestad	Murphy	Tofsrud
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Hoople	Van Arnam
Brunsdale	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Forbes	Hamilton	

So the bill passed and the title was agreed to.

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Sathre
Cain	McCrary	Sperry

Messrs.	Messrs.	Messrs.
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wog
Fredrickson	Patterson	

Those voting in the negative were:

Messrs.
Peck

Absent and not voting:

Messrs.	Messrs.	
Bond	Hamilton	Renwick
Forbes		

So the bill passed and the title was agreed to.

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Was read the third time.

Senator Porter moved to amend House Bill No. 96, in line 13 of page 1 of the printed bill after the figures "\$100,000.00" by inserting the following: "and surplus of not less than \$100,000.00". Which motion was lost.

ROLL CALL

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

Those voting in the affirmative were:

- Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Poupore
Brant	Kamrath	Renaud
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Murphy	Van Arnam
Fine	Olson, Barnes	Watt
Fleckten	Olson, Eddy-Foster	Whitman

Messrs.	Messrs.	Messrs.
Fowler	Patten	Wog
Fredrickson	Patterson	

Those voting in the negative were:

Messrs.
Porter

Absent and not voting:

Messrs.
Forbes

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 1; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter
Bonzer	Kamrath	Poupore
Brant	Kretschmar	Renauld
Brostuen	Lynch	Renwick
Brunsdale	McCrorry	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Martin	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patten	Whitman
Fowler	Patterson	Wog

Those voting in the negative were:

Messrs.
Peck

Absent and not voting:

Messrs.	Messrs.	Messrs.
Forbes	Hoople	Hyland

So the bill passed and the title was agreed to.

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting Such Avails from the Debts of the Decedent.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 2; absent and not voting, 3.

Those voting in the affirmative were:

Atkins	Kamrath	Porter
Bond	Kretschmar	Poupore
Bonzer	Lynch	Renauld
Brant	McCrory	Renwick
Brunsdale	Magnuson	Sathre
Cain	Marshall	Sperry
Conrath	Martin	Steel
Crocker	Matthaei	Thorson
Eastgate	Murphy	Tofsrud
Erickson	Olson, Barnes	Unruh
Ettestad	Olson, Eddy-Foster	Van Arnam
Fine	Patten	Watt
Fowler	Patterson	Whitman
Fredrickson	Peck	Wog
Hamilton	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.
Brostuen	Fleckten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Forbes	Hoople	Hyland

So the bill passed and the title was agreed to.

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

Was read the third time.

Senator Hyland moved that House Bill No. 36 be amended as follows: In line 10 of the printed bill strike out the figures "\$2500.00" and insert "\$4000.00" in lieu thereof; in line 12, strike out the figures "\$50.00" and insert "\$100.00" in lieu thereof; in line 14, strike out the figures "\$150.00" and insert "\$200.00" in lieu thereof; in line 16, strike out the figures "\$2,000.00" and insert "\$2,400.00" in lieu thereof; and

that the figures of the total be changed from "\$11,550.00" to "\$13,550.00"

Which motion was lost.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 48; nays, 0; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrary	Sathre
Conrath	Magnuson	Sperry
Crocker	Marshall	Steel
Eastgate	Martin	Thorson
Erickson	Matthaei	Tofsrud
Ettestad	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patten	Whitman
Fredrickson	Patterson	Wog

Absent and not voting:

Messrs.
Forbes

So the bill passed and the title was agreed to.

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

Was read the third time.

Senator Hamilton moved to amend House Bill No. 121, as follows:

After the words "Missouri River" insert the words "and the Mouse River".

Which motion was lost.

Senator Brostuen moved to amend House Bill No. 121 by inserting after the words "except the Missouri River" the words "and except the Yellowstone River".

Which motion prevailed.

Senator Erickson moved to further amend House Bill No.

121 by inserting, after the words "Yellowstone River", the words "and except Long Creek in Divide County".

Which motion was lost.

Senator Hamilton moved that further consideration of House Bill No. 121 be indefinitely postponed.

Which motion was lost.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 27; nays, 20; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fine	Poupore
Bond	Fowler	Renwick
Bonzer	Hyland	Sperry
Brostuen	Kamrath	Steel
Brunsdale	Lynch	Thorson
Cain	Magnuson	Van Arnam
Conrath	Matthaei	Watt
Crocker	Murphy	Whitman
Eastgate	Olson, Barnes	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	McCrory	Ployhar
Erickson	Marshall	Porter
Ettestad	Martin	Renauld
Fleckten	Olson, Eddy-Foster	Sathre
Hamilton	Patten	Tofsrud
Hoople	Patterson	Unruh
Kretschmar	Peck	

Absent and not voting:

Messrs.	Messrs.
Forbes	Fredrickson

So the bill passed and the title was agreed to.

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

Was read the third time.

Senator Cain moved to amend House Bill No. 212 as follows: that all of Section 2 after the word "procured" in line 4 of said section 2, be stricken out.

Which motion prevailed.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Bond	Hyland	Porter
Bonzer	Kamrath	Poupore
Brant	Kretschmar	Renauld
Brostuen	Lynch	Renwick
Brunsdale	McCrory	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Martin	Thorson
Eastgate	Matthaei	Unruh
Erickson	Murphy	Van Arnam
Eitetstad	Olson, Barnes	Watt
Fine	Olson, Eddy-Foster	Whitman
Fowler	Patten	Wog
Fredrickson	Patterson	
Hamilton	Peck	

Those voting in the negative were:

Messrs.	Messrs.
Fleckten	Tofsrud

Absent and not voting:

Messrs.
Forbes

So the bill passed and the title was agreed to.

Senator Fredrickson moved that House Bill No. 118 be placed at the foot of today's calendadr.

Which motion prevailed.

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 41; nays, 3; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hamilton	Ployhar
Bonzer	Hoople	Poupore
Brant	Hyland	Renwick
Brostuen	Kamrath	Sathre
Cain	Kretschmar	Sperry
Conrath	McCroory	Steel
Crocker	Magnuson	Thorson
Eastgate	Marshall	Unruh
Erickson	Matthaei	Van Arnam
Ettestad	Murphy	Watt
Fine	Olson, Barnes	Whitman
Fleckten	Olson, Eddy-Foster	Wog
Fowler	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	
Patten	Renauld	Tofsrud

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brunsdale	Lynch	Porter
Forbes	Martin	

So the bill passed and the title was agreed to.

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Porter
Bond	Hoople	Poupore
Bonzer	Hyland	Renauld
Brant	Kamrath	Renwick
Brostuen	Kretschmar	Sathre
Brunsdale	Lynch	Sperry
Cain	Magnuson	Steel
Conrath	Marshall	Thorson
Crocker	Matthaei	Tofsrud
Eastgate	Murphy	Unruh

Messrs.	Messrs.	Messrs.
Erickson	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patterson	Whitman
Fowler	Peck	Wog
Fredrickson	Ployhar	

Those voting in the negative were:

Messrs.
Patten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	McCrorry	Marth
Forbes		

So the bill passed and the title was agreed to.

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 41; nays, 1; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Renaud
Cain	Lynch	Renwick
Conrath	Magnuson	Sathre
Crocker	Marshall	Sperry
Eastgate	Matthaei	Steel
Erickson	Murphy	Thorson
Fine	Olson, Barnes	Unruh
Fleckten	Olson, Eddy-Foster	Van Arnam
Fowler	Patten	Whitman
Fredrickson	Patterson	

Those voting in the negative were:

Messrs.
Tofsrud

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	McCrorry	Wog
Ettestad	Martin	
Forbes	Watt	

So the bill passed and the title was agreed to.

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 42; nays, 3; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Bond	Hyland	Porter
Bonzer	Kamrath	Poupore
Brant	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Fine	Olson, Barnes	Van Arnam
Fleckten	Olson, Eddy-Foster	Watt
Fowler	Patterson	Whitman
Fredrickson	Peck	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Patten	Renaud

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Hamilton	Martin
Forbes		

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 48. A Bill For an Act to Appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County

Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Ployhar
Bond	Kamrath	Porter
Brant	Kretschmar	Poupore
Brostuen	Lynch	Renauld
Brunsdale	McCrorry	Renwick
Cain	Magnuson	Sathre
Conrath	Marshall	Sperry
Crocker	Matthaei	Steel
Eastgate	Murphy	Thorson
Erickson	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Fowler	Patterson	Whitman
Fredrickson	Peck	Wog
Hoople		

Those voting in the negative were:

Messrs.	Messrs.
Bonzer	Tofsrud

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Hamilton	Martin
Forbes		

So the bill passed and the title was agreed to. Emergency clause declared carried.

House Bill No. 63. A Bill for an Act to Appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from Any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend, South of the City of Garrison, McLean County, North Dakota.

Was read the third time.

Senator Fowler offered the following amendments to House Bill No. 63:

In line 8 of the title of the amended bill, strike out the "comma" after the word "Fund" and insert "and all unexpended moneys now remaining in the Highway Fund from the appropriations made by the 1927 Legislative Assembly for soundings and surveys at Elbowoods and Washburn, North Dakota".

Senator Fowler moved the adoption of the amendment.

Which motion prevailed.

Also the additional amendment:

In line 8 of the title of the amended bill, strike out the "semi-colon" after the word "Dakota" and insert "and at or near Stanton, Mercer county, North Dakota".

Senator Fowler moved the adoption of the amendment.

Which motion prevailed.

Senator Fowler moved to reconsider the vote adopting the amendments to House Bill No. 63.

Which motion prevailed.

Senator Fowler then withdrew all amendments to House Bill No. 63.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 35; nays, 8; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Poupore
Bond	Kamrath	Renwick
Brostuen	Lynch	Sathre
Brunsdale	Magnuson	Sperry
Cain	Marshall	Steel
Conrath	Matthaei	Thorson
Crocker	Murphy	Unruh
Eastgate	Olson, Eddy-Foster	Van Arnam
Erickson	Patterson	Watt
Fine	Peck	Whitman
Fowler	Ployhar	Wog
Fredrickson	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Renauld

Messrs.	Messrs.	Messrs.
Brant	McCrorry	Tofsrud
Fleckten	Olson, Barnes	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Hoople	Martin
Forbes	Kretschmar	Patten

So the bill passed and the title was agreed to.

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Porter
Bonzer	Kamrath	Poupore
Brant	Kretschmar	Renauld
Brostuen	Lynch	Renwick
Brunsdale	McCrorry	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Matthaei	Thorson
Eastgate	Murphy	Tofsrud
Erickson	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Fredrickson	Peck	Whitman
Hamilton	Ployhar	Wog
Hoople		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Forbes	Martin
Ettestad	Fowler	Patterson

So the bill passed and the title was agreed to.

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 39; nays, 6; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Patten
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCrorry	Sathre
Crocker	Magnuson	Sperry
Eastgate	Marshall	Steel
Erickson	Matthaei	Unruh
Fleckten	Murphy	Van Arnam
Fowler	Olson, Barnes	Watt
Fredrickson	Olson, Eddy-Foster	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	Peck	Tofsrud
Fine	Thorson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Martin	Patterson
Forbes		

So the bill passed and the title was agreed to.

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, State's Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 28; nays, 17; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Poupore

Messrs.	Messrs.	Messrs.
Bond	Kamrath	Renwick
Bonzer	Kretschmar	Sathre
Brunsdale	Lynch	Sperry
Cain	Matthaei	Steel
Crocker	Murphy	Tofsrud
Eastgate	Olson, Barnes	Van Arnam
Fowler	Ployhar	Watt
Fredrickson	Porter	Whitman
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Patten
Brostuen	McCrorry	Peck
Conrath	Magnuson	Thorson
Erickson	Marshall	Unruh
Fine	Olson, Eddy-Foster	Wog
Fleckten	Renauld	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Martin	Patterson
Forbes		

So the bill passed and the title was agreed to.

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 45; nays, 0; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Ployhar
Bond	Hyland	Porter
Bonzer	Kamrath	Poupore
Brant	Kretschmar	Renauld
Brostuen	Lynch	Renwick
Brunsdale	McCrorry	Sathre
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Matthaei	Thorson
Eastgate	Murphy	Tofsrud
Erickson	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam

Messrs.	Messrs.	Messrs.
Fleckten	Patten	Watt
Fowler	Patterson	Whitman
Fredrickson	Peck	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Hamilton	Martin
Forbes		

So the bill passed and the title was agreed to.

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 38; nays, 7; absent and not voting, 4.

Those voting in the affirmative were: .

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Porter
Bond	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCroroy	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Tofsrud
Eastgate	Murphy	Unruh
Erickson	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Fleckten	Patterson	Whitman
Fowler	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Patten	Thorson
Hoople	Peck	Wog
Matthaei		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Hamilton	Martin
Forbes		

So the bill passed and the title was agreed to.

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the

Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 36; nays, 10; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Poupore
Bond	Hoople	Renwick
Bonzer	Hyland	Sathre
Brant	Kamrath	Sperry
Brostuen	Kretschmar	Steel
Brunsdale	Lynch	Thorson
Cain	Matthaei	Tofsrud
Conrath	Murphy	Unruh
Crocker	Patterson	Van Arnam
Eastgate	Peck	Watt
Fowler	Ployhar	Whitman
Fredrickson	Porter	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Erickson	Magnuson	Olson, Eddy-Foster
Fine	Marshall	Patten
Fleckten	Olson, Barnes	Renauld
McCroery		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Forbes	Martin

So the bill passed and the title was agreed to.

House Bill No. 95. A Bill For an Act to Repeal Section 917, Section 918 and Section 919 of the Compiled Laws of North Dakota for the Year 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 23; nays, 23; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Sathre
Bond	Kretschmar	Sperry
Bonzer	Lynch	Steel
Brunsdale	Murphy	Tofsrud
Cain	Ployhar	Van Arnam
Crocker	Porter	Watt
Eastgate	Poupore	Whitman
Fowler	Renwick	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Patten
Brostuen	Kamrath	Patterson
Conrath	McCrorry	Peck
Erickson	Magnuson	Renauld
Fine	Marshall	Thorson
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Wog
Hamilton	Olson, Eddy-Foster	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Forbes	Martin

So the bill failed of passage.

Senator O. H. Olson moved that the vote by which House Bill No. 95 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 25; nays, 21; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Renwick

Messrs.	Messrs.	Messrs.
Bond	Kretschmar	Sathre
Bonzer	Lynch	Sperry
Brunsdale	Matthaei	Steel
Cain	Murphy	Tofsrud
Crocker	Ployhar	Van Arnam
Eastgate	Porter	Watt
Fowler	Poupore	Whitman
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Patten
Brostuen	Kamrath	Patterson
Conrath	McCroy	Peck
Erickson	Magnuson	Renauld
Fine	Marshall	Thorson
Fleckten	Olson, Barnes	Unruh
Fredrickson	Olson, Eddy-Foster	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Forbes	Martin

So the bill passed and the title was agreed to.

Senator Watt moved that the vote by which House Bill No. 170 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hyland moved that after third reading of House Bill No. 97, that same be deferred until after recess.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Robert Larson, Minot; Mrs. I. N. Amick, Minot; George McFarland, Minot; Robert Maltman, Minneapolis, Minn.

Senator Hyland moved that the Senate recess until 10:30, March 8, 1929.

F. E. TUNNEL,
Secretary.

FIFTY-NINTH DAY AFTER RECESS AND
SIXTIETH DAY

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

The Senate re-assembled at 10:30 a. m., pursuant to recess taken, the President John W. Carr, presiding.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories Which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuberculosis-Free

Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of Period of Accrediation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting Such Avails from the Debts of the Decedent.

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Com-

piled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

House Bill No. 48. A Bill For an Act to Appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

House Bill No. 63. A Bill for an Act to Appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from Any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend, South of the City of Garrison, McLean County, North Dakota.

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, State's Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of

Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

Which the Senate has amended.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 95. A Bill For an Act to Repeal Section 917, Section 918 and Section 919 of the Compiled Laws of North Dakota for the Year 1913.

Which the Senate has indefinitely postponed.

Very respectfully,
F. E. TUNELL,
Secretary.

THIRD READING OF HOUSE BILLS

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Kamrath	Porter
Brant	Kretschmar	Poupore
Brostuen	Lynch	Renaud

Messrs.	Messrs.	Messrs.
Brunsdale	McCrary	Renwick
Cain	Marshall	Sathre
Conrath	Martin	Sperry
Crocker	Matthaei	Steel
Eastgate	Murphy	Thorson
Ettestad	Olson, Barnes	Tofsrud
Fine	Olson, Eddy-Foster	Unruh
Fleckten	Patten	Van Arnam
Fowler	Patterson	Watt
Fredrickson	Peck	Whitman
Hamilton	Ployhar	Wog
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Erickson	Hoople
Bonzer	Forbes	Magnuson

So the bill passed and the title was agreed to.

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

Was read the third time.

Senator Fredrickson moved that House Bill No. 118 be amended as follows: at the end of line 8, after the words "United States" insert "or has declared his intention to become such citizen."

Which motion prevailed.

Senator Fredrickson moved to further amend House Bill No. 118 as follows: On page 4, line 16, strike out "\$3.00" and insert "\$1.00" in lieu thereof, which motion was lost.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 0; absent and not voting, 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Porter
Bond	Hyland	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrary	Sperry
Conrath	Marshall	Steel

Messrs.	Messrs.	Messrs.
Crocker	Martin	Thorson
Eastgate	Murphy	Tofsrud
Ettestad	Olson, Barnes	Unruh
Fine	Olson, Eddy-Foster	Van Arnam
Fleckten	Patten	Watt
Fowler	Patterson	Whitman
Fredrickson	Peck	Wog
Hamilton	Ployhar	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Forbes	Matthaei
Erickson	Magnuson	

So the bill passed and the title was agreed to.

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 2; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kamrath	Porter
Bonzer	Kretschmar	Poupore
Brant	Lynch	Renaud
Brostuen	McCrorry	Renwick
Brunsdale	Magnuson	Sathre
Cain	Marshall	Sperry
Conrath	Martin	Steel
Crocker	Murphy	Thorson
Eastgate	Olson, Barnes	Tofsrud
Ettestad	Olson, Eddy-Foster	Unruh
Fowler	Patten	Van Arnam
Fredrickson	Patterson	Watt
Hamilton	Peck	Whitman
Hoople	Ployhar	Wog
Hyland		

Those voting in the negative were:

Messrs.	Messrs.
Fine	Fleckten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Forbes	Matthaei
Erickson		

So the bill passed and the title was agreed to.

Senator Watt moved that the vote by which House Bill No. 7 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 35; nays, 10; absent and not voting, 4.

ROLL CALL

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bonzer	Hyland	Ployhar
Brant	Kamrath	Porter
Brostuen	Kretschmar	Poupore
Brunsdale	Lynch	Renwick
Cain	McCroory	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Tofsrud
Etbestad	Martin	Van Arnam
Fowler	Murphy	Watt
Fredrickson	Olson, Barnes	Whitman
Hamilton	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Forbes	Matthaei
Erickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Conrath	Patterson	Thorson
Fine	Renauld	Unruh
Fleckten	Sathre	Wog
Patten		

Senator Sathre asked to explain his vote: I had intended to vote "aye" on this bill, but I have just talked with the author of the bill, who tells me that the bill has been amended in such a way as to make it a vicious piece of legislation. For that reason I vote "no."

So the bill passed and the title was agreed to.

Senator Olson of Eddy moved that the vote by which House Bill No. 209 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Watt requested consent of the Senate to return to the Ninth Order of Business, which request was granted.

Senator Watt then made the following motion: Mr. President. I move that a committee of five members of this body be appointed to introduce a resolution embodying the views of the people of North Dakota on the question of Farm Relief.

Which motion prevailed.

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

Was read the third time.

Senator Fowler offered the following amendments to House Bill No. 66: In line 9, section 1 of the bill, after the word "penitentiary" insert the following: "provided, however, that no part of said appropriation shall be expended unless and until a condemnation action shall first be brought, and the value of the land and the amount to be paid therefor shall be determined and adjudged therein".

Senator Fowler moved the adoption of the amendment, which motion prevailed and House Bill No. 66 was amended accordingly.

Senator Martin moved to indefinitely postpone further proceedings on House Bill No. 66.

Senator Martin demanded a roll call on the motion and the roll call was granted.

ROLL CALL

The question being on the motion of Senator Martin to indefinitely postpone House Bill No. 66, the roll was called, and there were ayes, 20; nays, 25; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Marshall	Ployhar
Brostuen	Martin	Renauld
Conrath	Matthaei	Thorson
Fine	Olson, Barnes	Tofsrud
Fleckten	Patten	Unruh
Kamrath	Patterson	Wog
McCrorry	Peck	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Poupore
Bond	Hoople	Renwick
Bonzer	Kretschmar	Sathre
Brunsdale	Lynch	Sperry
Cain	Magnuson	Steel
Crocker	Murphy	Van Arnam
Eastgate	Olson, Eddy-Foster	Watt
Ettestad	Porter	Whitman
Fowler		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson	Hamilton	Hyland
Forbes		

So the motion was lost.

Senator Fowler moved to amend the title to House Bill No. 66 as follows: In line 3 of the title, after the word "penitentiary" strike out the period and insert the following: "and providing for the bringing of condemnation proceedings before the expenditure of any part of said appropriation."

Which motion prevailed and the title was amended accordingly.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 28; nays, 18; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Porter
Bond	Hamilton	Poupore
Bonzer	Hyland	Renwick
Brunsdale	Kretschmar	Sathre
Cain	Lynch	Sperry
Conrath	Magnuson	Steel
Crocker	Murphy	Van Arnam
Eastgate	Olson, Eddy-Foster	Watt
Ettestad	Patterson	Whitman
Fowler		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Marshall	Ployhar
Brostuen	Martin	Renauld
Fine	Matthaei	Thorson
Fleckten	Olson, Barnes	fofsrud
Kamrath	Patten	Unruh
McCrary	Peck	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Erickson	Forbes	Hoople

So the bill passed and the title was agreed to and the emergency clause declared lost.

Senator Whitman moved that the vote by which House Bill No. 66 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Senate returned to the Ninth Order of Business.

Senator Murphy moved that the rules be suspended and that House Bills Nos. 68 and 235 be placed on third reading and final passage.

Which motion prevailed.

Senator Fine moved that the vote by which the Senate adopted the report of the Committee on House Bill No. 188 to indefinitely postpone the bill, be re-considered.

Which motion prevailed.

Senator Fine moved that House Bill No. 188 be placed on third reading and final passage.

Which motion prevailed.

The President announced that House Bill No. 188 had been messaged back to the House.

Senator Fine moved that the vote by which House Bill No. 188 was placed on third reading and final passage be re-considered.

Which motion prevailed.

Senator Fine moved that the vote by which the re-consideration of the committee report indefinitely postponing House Bill No. 188 was carried, be re-considered.

Which motion prevailed.

Senator Fine moved that the House be requested to return House Bill No. 188 to the Senate.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 188.

Very respectfully,
F. E. TUNELL,
Secretary.

THIRD READING OF HOUSE BILLS

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

Was read the third time.

Senator Cain moved the adoption of the following amendments to House Bill No. 235: In line 9 of Section 3, page 3, insert the word "penal" between the words "State" and "institution"; in line 7 of Section 4, page 3, of the bill, after the word "any", insert the words "penitentiary or"; and after the word "jail" in line 8, insert the following: "When such person confined in such jail is suspected of having committed any felony or of being a fugitive from justice"; and in line 8 of Section 4, page 3, strike out the words "or penitentiary".

Which motion prevailed and the bill was amended accordingly.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 32; nays, 15; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Poupore
Bonzer	Fredrickson	Renauld
Brant	Hamilton	Renwick
Brostuen	Hyland	Sathre
Brunsdale	Kamrath	Sperry
Cain	Kretschmar	Steel
Conrath	Lynch	Thorson
Crocker	Murphy	Van Arnam
Eastgate	Patterson	Whitman
Ettestad	Ployhar	Watt
Fine	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Marshall	Patten
Fleckten	Martin	Peck
Hoople	Matthaei	Tofsrud
McCrory	Olson, Barnes	Unruh
Magnuson	Olson, Eddy-Foster	Wog

Absent and not voting:

Messrs.	Messrs.
Erickson	Forbes

So the bill passed and the title was agreed to and the emergency clause declared carried.

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 32; nays, 10; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Renwick
Bond	Hyland	Sathre
Brant	Kamrath	Sperry
Brostuen	Magnuson	Steel
Brunsdale	Marshall	Thorson
Cain	Murphy	Tofsrud

Crocker	Olson, Barnes	Unruh
Eastgate	Olson, Eddy-Foster	Van Arnam
Fine	Ployhar	Whitman
Fleckten	Poupore	Wog
Fredrickson	Renauld	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Conrath	Lynch	Patterson
Ettestad	McCrorry	Peck
Fowler	Martin	Watt
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Kretschmar	Patten
Erickson	Matthaei	Porter
Forbes		

Senator Hamilton explained his vote as follows: When this bill first came before the State Affairs Committee I was in favor of it, but it is a good deal like the flood control bill; it has been so amended and changed that I do not now know what it is, and I am therefore voting "no".

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senator Fredrickson moved that the vote by which House Bill No. 68 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Sathre requested consent to return to the Ninth Order of Business. Which request was granted.

Senator Sathre moved that the House be requested to return House Bill No. 30 for the purpose of having corrections made in the message to the House on the bill.

Which motion prevailed.

Senator Ployhar requested a verification of his vote as recorded in the roll call on House Bill No. 66. The record showed Senator Ployhar as having voted "aye". Senator Ployhar stated he had voted "no" and requested that his vote be corrected. There being no objection the roll call on House Bill No. 66 was corrected as requested.

Senator Murphy moved that the Senate do now recess subject to the call of the chair. Which motion prevailed and the Senate recessed.

Pursuant to recess the Senate re-assembled at 1:45 p. m., the President, John W. Carr, presiding.

The Senate was upon the fourth order of business.

SIGNING OF BILLS

The Secretary announced that the President was about to sign

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Lab-

oratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Senate Bill No. 137. A Bill for an Act to appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eighty-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for Use in Connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

House Bill No. 190. A Bill for an Act to Impose an Additional License Tax to that Imposed by the Initiated Measure Approved June 30, 1926 Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said License Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

Senate Bill No. 190. A Bill for an Act Requiring all Deeds and Other Instruents Hereafter Executed, in Which Real

Estate is Described to Contain the Post Office Address of Each Person, Firm or Corporation Named in Such Deed or Instrument.

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Senate Resolution "B".

Senate Concurrent Resolution "B".

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE GOVERNOR

Office of the Governor,
Bismarck, North Dakota
March 8, 1929.

To the Senate of the State of North Dakota:

This is to notify you that I have today approved and filed with the Secretary of State

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Respectfully,
GEO. F. SHAFER,
Governor.

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to return herewith House Bill No. 188 which the Senate has requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

The Senate was then upon the ninth order of business.

Senator Fine moved that the vote by which the Senate adopted the report of the Committee on House Bill No. 188 to indefinitely postpone the bill, be reconsidered.

Which motion prevailed and House Bill No. 188 was before the Senate for reconsideration.

Senator Fine moved that House Bill No. 188 be placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF HOUSE BILLS

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Place of Business Purchasing Such Products from the Public.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes, 31; nays, 8; absent and not voting, 10.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Fowler	Olson, Eddy-Foster
Brant	Fredrickson	Patten
Brunsdale	Hamilton	Ployhar
Brostuen	Hyland	Renauld
Conrath	Lynch	Renwick
Crocker	Kamrath	Thorson
Eastgate	McCroy	Unruh
Erickson	Magnuson	Van Arnam
Ettestad	Marshall	Watt
Fine	Matthaei	Wog
Fleckten		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Murphy	Steel
Cain	Porter	Tofsrud
Kretschmar	Poupore	

Absent and not voting:

Messrs.		
Bond	Olson, Barnes	Sathre
Forbes	Patterson	Sperry
Hoople	Peck	Whitman
Martin		

So the bill passed and the title was agreed to.

Senator Hyland moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

F. E. TUNELL,
Secretary.

SIXTIETH DAY

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

The Senate convened at 2:00 p. m., the President, John W. Carr, presiding.

Prayer by the Chaplain, Captain Elof Anderson, Mandan, N. D.

ROLL CALL

All members present except Senator Forbes.

REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-eighth Day After Recess and Fifty-Ninth Day and recommend that the same be corrected as follows:

On 12th line from top of page 5, correct the spelling of the word "statement."

On 25th line from bottom of page 5, correct the spelling of the word "exact".

On 12th line from bottom of page 5, correct the spelling of the word "was".

On 21st line from bottom of page 6, correct the spelling of the word "of".

On 20th line from bottom of page 9, correct the spelling of the word "indefinitely".

On 12th line from bottom of page 18, correct the spelling of the word "except".

On 7th line from top of page 20, correct the spelling of the word "following".

On 18th line from bottom of page 32, correct the spelling of the word "House".

On 5th line from top of page 66, correct the spelling of the word "and".

Following the 6th line from bottom of page 73, insert the following: "Which motion was lost."

And when so corrected recommend that the same be approved.

L. W. SPERRY,
Chairman.

Senator Sperry moved that the report be adopted, which motion prevailed and the report was adopted.

REPORTS OF COMMITTEE ON ENROLLMENT AND EN-GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Also,

Senate Bill No. 96. A Bill for an Act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Elections Upon the Question of Such Dissolution and Reorganization.

Also,

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Also,

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Also,

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Also,

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Also,

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

Also,

Senate Resolution "B".

Also,

Concurrent Resolution "B".

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF COMMITTEE ON ENROLLMENT AND EN-GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President:

Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Also,

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Also,

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Also,

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Also,

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Also,

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

Also,

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Also,

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm or Corporation Named in Such Deed or Instrument.

Also,

Senate Bill No. 137. A Bill for an Act to Appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eighty-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for Use in Connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Also;

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Also,

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 42 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 42 have had the same under consideration and cannot agree.

For the Senate:
L. W. SPERRY,
WM. WATT,
E. H. BRANT.

For the House:
GORDON COX,
JAS. McMANUS,
C. V. FREEMAN.

FRIDAY, MARCH 8, 1929

1211

Senator Sperry moved that the report be adopted and that the Committee be discharged and a new Conference Committee appointed, which motion prevailed.

The President appointed Senators Murphy, Hyland and Brant as a new Conference Committee on House Bill No. 42.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on House Bill No. 42, Senators Murphy, Hyland and Brant.

Very respectfully,
F. E. TUNELL,
Secretary.

REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee, to whom was referred House Bill 174, recommend that the word "fifteen" be stricken out of line five of the printed bill, and that the word "twenty" be inserted in lieu thereof, and that the House concur in all other Senate amendments.

For the Senate:
GUST WOG,
A. A. PECK,
W. D. LYNCH.

For the House:
D. L. PETERS,
DAVID STEEDSMAN,
GEO. ALJETS.

Senator Wog moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has appointed a Conference Committee on Senate Bill No. 163, Representatives Cox, Hausmann and Steen.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 174 and also on House Bill No. 172.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Wog moved that House Bill No. 174 be placed on third reading and final passage. Which motion prevailed.

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Renwick
Cain	McCroy	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Watt
Flechten	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Hoople	Ployhar
Forbes	Martin	Sathre

So the bill passed and the title was agreed to.

REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 177 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 177 have had the same under consideration and recommend that the Senate recede from its amendments.

Your Conference Committee further recommends that in line 9 of the title of the engrossed bill, as amended by the Senate, that the figures "30" be stricken out and the figures "18" be inserted in lieu thereof.

In line 7 of Section 1 of the engrossed Bill, strike out the figures "30" and insert the figures "18" in lieu thereof.

In line 23 of Section 1 of page 2 of the engrossed Bill, as amended by the Senate, the figures "30" be stricken out and the figures "18" be inserted in lieu thereof.

For the Senate:
S. J. ATKINS,
FRANK E. PLOYHAR,
D. H. HAMILTON.

For the House:
J. K. OLAFSON,
E. P. BISHOP,
J. F. BUTT.

Senator Fowler moved that the report of the Committee be adopted, which motion prevailed, and the report was adopted.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 163 and also on House Bill No. 177.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Hyland moved that House Bill No. 177 be placed on third reading and final passage.

Which motion prevailed.

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair As-

sociation Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 37; nays, 1; absent and not voting, 11.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Peck
Bonzer	Fredrickson	Poupore
Brant	Hyland	Renauld
Brostuen	Kamrath	Renwick
Brunsdale	Kretschmar	Sperry
Cain	Lynch	Steel
Conrath	McCrorry	Thorson
Crocker	Marshall	Tofsrud
Eastgate	Murphy	Unruh
Erickson	Olson, Barnes	Van Arnam
Ettestad	Patten	Whitman
Fine	Patterson	Wog
Fleckten		

Those voting in the negative were:

Messrs.
Matthaei

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Magnuson	Porter
Forbes	Martin	Sathre
Hamilton	Olson, Eddy-Foster	Watt
Hoople	Ployhar	

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 19 and has appointed as a Conference Committee Messrs. Hausmann, Olson of Burleigh and Anfinson.

Also,

FRIDAY, MARCH 8, 1929

1215

The House refuses to concur in Senate amendments to House Bills Nos. 212 and 121 and has appointed as a Conference Committee on both bills, Messrs. Miller, Rulon and Bubel.

Very respectfully,
C. R. VERRY,
Chief Clerk.

The president announced the appointment of the following Senate Conference Committees: On House Bill No. 19, Senators Watt, O. H. Olson and Whitman; on House Bills Nos. 212 and 121, Senators Peck, Eastgate and Thorson.

REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committees of the Senate and the House to whom was referred Senate Bill No. 163, as amended by the House have had the same under consideration and recommend that the Senate do concur in the House Amendments.

For the Senate:
W. D. LYNCH,
G. H. HOOPLE,
O. H. OLSON,

For the House:
GORDON COX,
L. H. STEEN,
W. A. HAUSMANN.

Senator Lynch moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Lynch moved that the rules be suspended and that Senate Bill No. 163 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 36; nays, 4; absent and not voting, 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fredrickson	Patterson
Bonzer	Hamilton	Peck
Brostuen	Hyland	Ployhar
Brunsdale	Kamrath	Poupore
Cain	Kretschmar	Renwick
Conrath	Lynch	Steel
Crocker	McCrorry	Thorson
Erickson	Magnuson	Unruh
Ettestad	Marshall	Van Arnam
Fine	Matthaei	Watt
Fleckten	Murphy	Whitman
Fowler	Olson, Barnes	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Renauld	Tofsrud
Patten		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Porter
Forbes	Martin	Sathre
Eastgate	Olson, Eddy-Foster	Sperry

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Report of the Conference Committee on House Bill No. 174; also on House Bill No. 177; also on Senate Bill No. 163.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 74, 78, 22 and 170.

Very respectfully,
C. R. VERRY,
Chief Clerk.

FRIDAY, MARCH 8, 1929

1217

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 230.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 30.

Very respectfully,
F. E. TUNELL,
Secretary.

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House returns House Bill No. 30, which the Senate has requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 143, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146,

2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

Which the Senate has amended.

Very respectfully,
F. E. TUNELL,
Secretary.

The President announced that a corrected message on House Bill No. 30 had been delivered to the House.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Places of Business Purchasing Such Products from the Public.

Which the Senate has passed unchanged.

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Hamilton requested consent of the Senate to return to the Ninth Order of Business.

Which request was granted.

Senator Hamilton moved that the Senate pages be designated as pages and messengers with compensation at four dollars per day, as paid in previous sessions, and that they be listed in the Journal as follows:

Messenger and Page, Peter Boehm, \$4.00 per day.

Messenger and Page, Eary Hoople, \$4.00 per day.

Messenger and Page, Warren Hanson, \$4.00 per day.

Which motion prevailed.

ROLL CALL

The question being on the motion of Senator Hamilton designating Senate pages and messengers and fixing their compensation, the roll was called, and there were ayes, 43; nays, 0; absent and not voting, 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hamilton	Peck
Bond	Hoople	Ployhar
Bonzer	Hyland	Porter
Brant	Kamrath	Poupore
Brostuen	Kretschmar	Renauld
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Martin	Tofsrud
Erickson	Matthaei	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fleckten	Patten	Whitman
Fowler	Patterson	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fine	Murphy	Renwick
Forbes	Olson, Eddy-Foster	Watt

So the motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the

FRIDAY, MARCH 8, 1929

1221

President has appointed as a Conference Committee on House Bill No. 19, Senators Watt, O. H. Olson and Whitman; and on House Bills Nos. 212 and 121, Senators Peck, Eastgate and Thorson.

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Lynch moved that the vote by which the Senate failed to pass House Bill No. 194 be reconsidered.

Which motion prevailed.

Senator Lynch moved that the vote by which the Senate voted to re-consider House Bill No. 194 be re-considered, because of the fact that the bill was not before the Senate.

Which motion prevailed.

Senator Bond moved that the House be requested to return House Bill No. 194.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 194.

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Kretschmar requested consent of the Senate to return to the Ninth Order of Business.

Which request was granted.

Senator Kretschmar then introduced Concurrent Resolution "M".

CONCURRENT RESOLUTION "M".

Introduced by Senator Kretschmar:

Be It Resolved by the Senate of the Twenty-First Legislative Assembly of the State of North Dakota, the House of Representatives Concurring:

WHEREAS, during the Twenty-First Legislative Assembly and several last past sessions, such body has been petitioned and bills have been introduced, asking for appropria-

tions for the construction of four separate bridges across the Missouri river between McLean county on the East bank thereof and Mercer or Oliver counties on the West; such appropriation being so requested from the Special Bridge Fund created to pay not to exceed one-third of the cost of bridges to be constructed across navigable and boundary line streams; and

WHEREAS, at the Twentieth Legislative Assembly appropriations were made covering the expense of a preliminary survey and soundings for two of such suggested bridges, one at or near Washburn and one at or near Elbowoods, and appropriations have been made during the Twenty-First Legislative Assembly for a similar survey and bridge sounding for a suggested bridge across the Missouri river at or near Great Bend; and

WHEREAS, no appropriation has as yet been made for the construction of a bridge at either of the four suggested bridge sites, by reason of lack of funds in such Special Bridge Fund, from lack of definite information as to the cost of such several projects, as to the relative need of said bridges, and service to be expected therefrom, and as to the cost, course and location of necessary highways to connect such proposed bridges with existing Federal Aid or State highways; and

WHEREAS, there is expended from the appropriations made by the Twentieth Legislative Assembly for such bridge soundings for the suggested bridges at Washburn and Elbowoods, the sum of \$1811.44, and the expense of such soundings has been met and fully paid:

THEREFORE, BE IT RESOLVED, that in order that the Twenty-Second Legislative Assembly may have before it the information and data which it must have to intelligently determine which of such proposed bridges should be first constructed, and to be able to appropriate money for either of these requested bridges with adequate knowledge of the cost thereof and the relative demands therefor; the State Highway Commission is hereby directed and requested to complete the sounding, surveys and estimates of the cost of bridges at the four several bridge sites above referred to; and to make preliminary surveys and estimates of the cost of grading Federal and State aid highways, including all approaches to said bridges, and roads leading from said sites as fixed by said bridge soundings and surveys, to existing designated State and Federal highways; with blue prints showing the location and course of such required highway construction; and, the State Highway Department is further requested and directed to complete this work prior to the convening of the Twenty-Second Legislative Assembly, and to make the same available to such body for the purposes above stated; that such legislative body may have before it the information necessary to a proper determination of the relative cost, convenience to be afforded, and service to be rendered the public, through the construction of either or all of these several

proposed bridges, together with the cost of road construction required in connection with such project.

Senator Kretschmar moved the adoption of the resolution.

ROLL CALL

The question being on the adoption of Concurrent Resolution "M" the roll was called, and there were ayes, 23; nays, 18; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Fowler	Peck
Brant	Hamilton	Ployhar
Brostuen	Kretschmar	Sathre
Brunsdale	Lynch	Steel
Cain	McCrory	Van Arnam
Conrath	Martin	Watt
Crocker	Patterson	Whitman
Fine	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Poupore
Eastgate	Kamrath	Renauld
Erickson	Magnuson	Thorson
Ettestad	Marshall	Tofsrud
Fleckten	Matthaei	Unruh
Freerickson	Olson, Barnes	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Murphy	Renwick
Forbes	Olson, Eddy-Foster	Sperry
Hyland	Porter	

So the resolution was adopted.

CONCURRENT RESOLUTION "N"

Introduced by Joint Employment Committee.

Concurrent Resolution to Retain Mailing Force of the Legislative Assembly in Office for a period of Five Days beyond the close of the Session.

BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA:

The House of Representatives concurring, that

WHEREAS, it will be impossible for the mailing force of the present Legislative Assembly to complete its work in mailing the Journals of the Senate and the House before the close of the Session, and

WHEREAS, those on the mailing list who are interested in the work of the Assembly and are now receiving copies of the Journals, are desirous of obtaining such copies showing the work done in the closing days of the Session.

NOW, THEREFORE, BE IT HEREBY RESOLVED that those employees who are members of the mailing force in the Senate and the House during the present session be retained for a period of five days after the close of the present Legislative Session, during which time they shall continue to perform their duties and complete the work of mailing out copies of the Journal for those days that have not been mailed prior to adjournment and that for such additional time they shall be entitled to be paid and receive the same compensation as during the regular session.

Senator Hoople moved the adoption of the resolution.

ROLL CALL

The question being on the adoption of Senate Concurrent Resolution "N", the roll was called, and there were ayes, 33; nays, 7; absent and not voting, 8; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Murphy
Bond	Fredrickson	Patterson
Brant	Hamilton	Peck
Brostuen	Hoople	Poupore
Brunsdale	Kamrath	Renauld
Cain	Kretschmar	Sathre
Conrath	Lynch	Sperry
Crocker	Magnuson	Steel
Eastgate	Marshall	Thorson
Erickson	Martin	Unruh
Ettestad	Matthaei	Van Arnam

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Olson, Barnes	Tofsrud
Fleckten	Ployhar	Wog
Hyland		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bonzer	Olson, Eddy-Foster	Watt
Forbes	Porter	Whitman
McCrorry	Renwick	

Passed:

Messrs.
Patten

So the resolution was adopted.

FRIDAY, MARCH 8, 1929

1225

Senator Magnuson requested consent of the Senate to return to the Eighth Order of Business. Which request was granted.

REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee on Senate Bill No. 58 beg leave to report that the committee is unable to agree and request that the committee be discharged.

For the Senate:
NELS MAGNUSON,
W. E. MARTIN,
P. J. MURPHY.

For the House:
C. VERNON FREEMAN,
H. F. BUTT,
F. E. HENDERSON.

Senator Magnuson moved the adoption of the report, and that a new Conference Committee be appointed, which motion prevailed and the report was adopted.

The President announced the appointment of Senators Steel, Fredrickson and Porter as a new Conference Committee on Senate Bill No. 58.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on Senate Bill No. 58, Senators Steel, Fredrickson and Porter.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a Conference Committee on Senate Bill No. 168, Representatives Twichell, Veitch and Van Berkom.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has appointed a new Conference Committee on House Bill No. 42, Representatives Jardine, Thompson and Thatcher.

And on Senate Bill No. 56, Representatives Brunsdale, Gibbens and Aljets.

And on Senate Bill No. 58, Representatives Freeman, Henderson and Butt.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bills Nos. 118, 235 and 66.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendments to House Bill No. 68 and has appointed as a Conference Committee, Representatives Kneeland, Cox and Iverson.

Very respectfully,
C. R. VERRY,
Chief Clerk.

The President appointed Senators Hyland, Fredrickson and Ployhar as Senate Conference Committee on House Bill No. 68.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. Speaker: I have the honor to transmit herewith the following:

Concurrent Resolution "M"

FRIDAY, MARCH 8, 1929

1227

Concurrent Resolution "N"

Which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a Conference Committee on House Bill No. 68, Senators Hyland, Fredrickson and Ployhar.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to transmit herewith the following bills:

House Concurrent Resolution "C".

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Concurrent Resolution "C" was read from the desk.

Senator Fowler moved the adoption of the resolution, which motion prevailed and House Concurrent Resolution "C" was adopted.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following:

House Concurrent Resolution "C".

Which the Senate has adopted.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 58 and has appointed as a new Conference Committee, Representatives Lynch, Henderson and Butt.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to return herewith the following bill:

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Which the Senate has requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Lynch requested consent to return to the Ninth Order of Business, which request was granted.

Senator Lynch moved that the motion to reconsider House Bill No. 194, which was made on March 7th, be taken from the table.

A roll call was demanded and granted.

Senator Bond moved for a call of the Senate and the call was ordered.

The call showed Senators Patten, Sathre and Steel to be absent.

Senators Steel, Sathre and Patten returned to the Senate Chamber.

Senator Bond then moved that further proceedings under the call of the Senate be suspended. Which motion prevailed.

The question being on the motion of Senator Lynch to reconsider the motion by which House Bill No. 194 was laid on the table, the roll was called, and there were ayes, 34; nays, 14; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Bond	McCrory	Porter
Conrath	Magnuson	Poupore
Crocker	Marshall	Renwick
Fine	Martin	Sathre
Fleckten	Matthaei	Sperry
Fowler	Olson, Barnes	Steel
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Patten	Unruh
Hoople	Patterson	Van Arnam
Hyland	Peck	Whitman
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Eastgate	Renaud
Brant	Erickson	Thorson
Brostuen	Ettestad	Watt
Brunsdale	Kamrath	Wog
Cain	Murphy	

Absent and not voting:

Messrs.
Forbes

So the motion prevailed and the bill was taken from the table.

Senator Bond moved that the vote by which House Bill No. 194 failed of passage be reconsidered, which motion prevailed.

Senator Hyland moved that the roll be called on the final passage of House Bill No. 194, which motion prevailed.

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and High-

ways in Connection with Improvements made in Such Districts.

Was read the third time.

ROLL CALL

Senator Cain moved that House Bill No. 194 be amended by Striking out Sections 42 and 46 of the printed bill, which motion prevailed.

Senator Fowler moved to further amend House Bill No. 194 as follows: That Section 19 to 36, both inclusive, be stricken out, and that Sections 38 to 64, both inclusive be stricken out; and that Section 37 be re-numbered as Section 19, and that Section 65 be re-numbered as Section 20; and that in re-numbered Section 19 the words and figures in line 3 of the section "or 46" be stricken out. Which motion prevailed.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 34; nays, 13; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hoople	Patterson
Brant	Hyland	Peck
Brostuen	McCrory	Poupore
Brunsdale	Magnuson	Ployhar
Conrath	Marshall	Renwick
Crocker	Martin	Sathre
Ettestad	Matthaei	Sperry
Fine	Murphy	Steel
Fleckten	Olson, Barnes	Unruh
Fowler	Olson, Eddy-Foster	Watt
Fredrickson	Patten	Whitman
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	
Bonzer	Kretschmar	Thorson
Cain	Lynch	Tofsrud
Eastgate	Porter	Van Arnam
Erickson	Renauld	Wog
Kamrath		

Absent and not voting:

Messrs.	Messrs.
Atkins	Forbes

So the bill passed and the title was agreed to, and the Emergency Clause declared carried.

Senator Bond moved that the vote by which House Bill No.

194 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to return herewith the following bills:

Senate Concurrent Resolution "J".

Senate Concurrent Resolution "L".

Senate Concurrent Resolution "G".

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

REPORT OF SENATE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Also,

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

Also,

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property Taxes, Making Personal Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Also,

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Were delivered to the Governor for his approval at the hour of 4:15 o'clock p. m., March 8, 1929.

C. J. OLSON,
Chairman.

The Senate then returned to the Eighth Order of Business.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on Senate Bill No. 56.

Very respectfully,
C. R. VERRY,
Chief Clerk.

REPORTS OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 56 made the following report:

Mr. President: Your Conference Committee to whom was referred:

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

Under the heading "Special Projects" insert a new line, Number 3 "Barberry Eradication \$5,000.00" and change the

totals and sum appropriated to conform to such amendment.

And the Senate do concur in the House amendment on page 2 of the engrossed bill under the division entitled "New Buildings", striking out all of item one, and change the totals and sum appropriated to conform to such amendment.

For the Senate:

G. PATTERSON,
E. H. BRANT,
A. W. FOWLER.

For the House:

KARL H. BRUNSDALE,
R. R. GIBBENS,
GEO. ALJETS.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Brant moved that the rules be suspended, that Senate Bill No. 56 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College Fargo, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 31; nays, 6; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Lynch	Renwick
Brant	McCrory	Sathre
Brunsdale	Magnuson	Sperry
Cain	Marshall	Steel
Conrath	Olson, Barnes	Tofsrud
Crocker	Olson, Eddy-Foster	Unruh
Eastgate	Patterson	Van Arnam
Fleckten	Peck	Watt
Hamilton	Porter	Whitman
Hoople	Poupore	Wog
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	
Brostuen	Kamrath	Patten
Fine	Matthaei	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Martin
Bond	Fowler	Murphy
Erickson	Fredrickson	Ployhar
Ettestad	Hyland	Renauld

So the bill passed and the title was agreed to.

Senator Patterson moved that the vote by which Senate Bill No. 56 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hyland moved that the Senate do now recess until five o'clock.

Which motion prevailed and the Senate recessed.

Pursuant to recess taken, the Senate re-assembled at 5:00 p. m., the President, John W. Carr, presiding.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to return herewith:
Senate Concurrent Resolution "N".

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee to whom was referred House Bill No. 19, beg leave to report that we are unable to agree and ask that the committee be discharged and a new conference committee be appointed.

For the Senate:
O. H. OLSON,
WM. WATT,
W. S. WHITMAN.

For the House:
M. J. OLSON, Jr.,
W. A. HAUSMANN,
CARL ANFINSON.

Senator O. H. Olson moved the adoption of the report, which motion prevailed and the report was adopted.

The President announced the appointment of Senators Renwick, Hoople and Watt as the Senate Conference Committee on House Bill No. 19, and on House Bill No. 68, Senators Ployhar, Patterson and Cain.

Senator Hyland announced for the Senate Conference Committee on House Bill No. 68 that the committee composed of Senators Hyland, Fredrickson and Ployhar refused to concur in the House amendments.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on House Bill No. 19, Senators Renwick, Hoople and Watt; and on House Bill No. 68, Senators Ployhar, Patterson and Cain.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by purchase of Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Which the House has amended.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Brostuen moved that the Senate do concur in the House amendment to Senate Bill No. 151.

Which motion prevailed.

Senator Brostuen moved that the rules be suspended and that Senate Bill No. 151 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

THIRD READING OF SENATE BILLS

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase of Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 27; nays, 3; absent and not voting, 19.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hamilton	Ployhar
Brostuen	Lynch	Poupore
Brunsdale	McCrorry	Renauld
Conrath	Magnuson	Sathre
Crocker	Marshall	Sperry
Erickson	Matthaei	Thorson
Fleckten	Murphy	Van Arnam
Fowler	Olson, Eddy-Foster	Whitman
Fredrickson	Peck	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fine	Olson, Barnes	Unruh

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Patterson
Bond	Hyland	Porter
Bonzer	Kamrath	Renwick
Cain	Kretschmar	Steel
Eastgate	Martin	Tofsrud
Ettestad	Patten	Watt
Forbes		

So the bill passed and the title was agreed to.

FRIDAY, MARCH 8, 1929

1237

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill 151.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Which the Senate has amended.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota
March 8, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a new conference committee on House Bill No. 19, Representatives Hamilton, J. G. Plath and Anderson.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to return herewith, Senate Concurrent Resolution "I".

Which the House has indefinitely postponed.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 212 and House Bill No. 121.

Very respectfully,
C. R. VERRY,
Chief Clerk.

REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee on House Bill No. 212, beg leave to report that they have had the same under consideration and recommend that the House accede to the Senate amendments as follows:

In Section 1, line 4 of the printed bill, strike out the word "ten" and insert in lieu thereof the word "five".

In line 7, page 2 of the printed bill, strike out the words "two dollars and fifty cents" and insert in lieu thereof the words "one dollar".

In line 8, page 2, of the printed bill, strike out the words "all beavers, their skins or furs" and insert in lieu thereof the words "each individual beaver, or beaver skin".

Also, Mr. President, we recommend that the Senate do recede from their amendment as follows:

That all of Section 2, after the word "procured" in line 4 of said section 2, be stricken out.

For the Senate:
A. A. PECK,
J. E. EASTGATE,
H. THORSON.

For the House:
C. A. MILLER,
R. BUBEL,
A. J. RULON.

Senator Peck moved the adoption of the report.

Which motion prevailed and the report was adopted.

Senator Peck moved that House Bill No. 212, as amended, be placed on third reading and final passage.

Which motion prevailed.

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 31; nays, 0; absent and not voting, 18.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hyland	Porter
Brostuen	Kamrath	Poupore
Brunsdale	Kretschmar	Sathre
Conrath	Lynch	Sperry
Crocker	McCrorry	Steel
Eastgate	Magnuson	Thorson
Erickson	Marshall	Tofsrud
Fine	Matthaei	Van Arnam
Fleckten	Olson, Barnes	Unruh
Fowler	Olson, Eddy-Foster	Whitman
Hamilton		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Peck
Bond	Hoople	Ployhar
Bonzer	Martin	Renauld
Cain	Murphy	Renwick
Ettestad	Patten	Watt
Forbes	Patterson	Wog

So the bill passed and the title was agreed to.

REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee on House Bill No. 121, beg leave to report that they have had the same under consideration and recommend that the Senate recede from their amendment to House Bill No. 121.

For the Senate:
A. A. PECK,
J. E. EASTGATE,
H. THORSON.

For the House:
C. A. MILLER,
R. BUBEL,
A. J. RULON.

Senator Peck moved the adoption of the report, which motion prevailed and the report was adopted.

Senator Peck moved that House Bill No. 121 be placed on third reading and final passage, which motion prevailed.

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Com-

piled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 33; nays, 2; absent and not voting, 14.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bond	Hyland	Peck
Brant	Kamrath	Poupore
Brunsdale	Kretschmar	Sathre
Conrath	Lynch	Sperry
Crocker	McCrary	Steel
Eastgate	Magnuson	Thorson
Fine	Marshall	Tofsrud
Fleckten	Matthaei	Unruh
Fowler	Murphy	Van Arnam
Fredrickson	Olson, Barnes	Watt
Hamilton	Olson, Eddy-Foster	Whitman

Those voting in the negative were:

Messrs.	Messrs.
Brostuen	Erickson

Absent and not voting:

Messrs.	Messrs.	
Atkins	Hoople	Porter
Bonzer	Martin	Renauld
Cain	Patten	Renwick
Ettestad	Patterson	Wog
Forbes	Ployhar	

So the bill passed and the title was agreed to.

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

MESSAGE TO THE HOUSE

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference reports on House Bill No. 212 and House Bill No. 121.

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Sathre requested a return to the Ninth Order of Business. Which request was granted.

Senator Sathre moved that the House be requested to return House Bill No. 30. Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate requests the House to return House Bill No. 30 to the Senate.

Very respectfully,
F. E. TUNELL,
Secretary.

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 68 and has appointed as a new Conference Committee, Representatives Kneeland, Cox and Iverson.

Very respectfully,
C. R. VERRY,
Chief Clerk.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House hereby returns House Bill No. 30 which the Senate has requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

The Senate then took up the Eighth Order of Business.

REPORTS OF SELECT COMMITTEES

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 58, have had the same under consideration and report that they cannot agree and ask to be discharged.

For the Senate:
ALFRED STEEL,
L. O. FREDRICKSON,
W. H. PORTER.

For the House:
W. H. LYNCH,
F. E. HENDERSON,
H. H. BUTT.

Senator Steel moved that the report of the Conference Committee be adopted, and a new committee appointed, which motion prevailed and the report was adopted.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on House Bill No. 42.

The Speaker has appointed as a new Conference Committee on Senate Bill No. 58, Representatives Lynch, Henderson and Butt.

Very respectfully,
C. R. VERRY,
Chief Clerk.

REPORT OF SELECT COMMITTEE

The Conference Committee on House Bill No. 42 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 42 have had the same under consideration and recommend that it be amended as follows:

In line 3 of Section 1 of the printed bill strike out the figures 1929, 1930, 1931, 1932, 1933, 1934 and 1935 and insert in lieu thereof "1930, 1931, 1932, 1933, 1934, 1935 and 1936."

In line 4 of Section 1 of the printed bill after the word "year" strike out the words "one-tenth of one mill" and insert in lieu thereof "one-twentieth of one mill for 1930, one-tenth of one mill for 1931, 1932, 1933, 1934, 1935 and 1936."

And when so amended recommend the same do pass.

For the Senate:
P. J. MURPHY,
FRANK H. HYLAND,
E. H. BRANT.

For the House:
WM. A. THATCHER,
J. M. THOMPSON,
J. A. JARDINE.

Senator Murphy moved that the report of the committee be adopted, which motion prevailed, and the report was adopted.

Senator Murphy moved that House Bill No. 42 be placed on third reading and final passage, which motion prevailed.

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 37; nays, 4; absent and not voting, 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hyland	Porter
Bröstuen	Kretschmar	Poupore
Brunsdale	Lynch	Renauld
Cain	McCrorry	Renwick
Conrath	Magnuson	Sathre
Crocker	Marshall	Sperry
Eastgate	Matthaei	Steel
Erickson	Murphy	Thorson
Ettestad	Olson, Eddy-Foster	Unruh
Fine	Patten	Van Arnam
Fowler	Patterson	Whitman
Fredrickson	Peck	Weg
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Hoople	Kamrath
Olson, Barnes		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Forbes	Tofsrud
Bond	Martin	Watt
Bonzer	Ployhar	

So the bill passed and the title was agreed to.

Senator Hyland moved that the Senate do now go into executive session to receive a message from the Governor. Which motion prevailed, and the Senate went into executive session.

The Senate dissolved the executive session.

In open session the President announced the Senate had under consideration in executive session a sealed communication from the Governor, wherein he nominated and asked the Senate to advise and consent to the appointment of Edwin

R. Ruop as State Coal Mine Inspector; and that with unanimous consent the Senate had advised and consented to such nomination.

REPORT OF SELECT COMMITTEE

The Conference Committee made the following report:

Mr. President: Your Conference Committee on House Bill No. 44, have had the same under consideration and recommend that the same be amended as follows:

In sub-division 11, line 13 of the printed bill, strike out the figures "\$800.00", and insert in lieu thereof the figures "\$1,000.00."

In sub-division 11, line 15 of the printed bill, strike out the figures "\$23,240.00" and insert in lieu thereof the figures "\$23,440.00".

In sub-division 23, line 18 of the printed bill, strike out the entire line and insert in lieu thereof the following: "Three appointed members, travel expense \$2,500.00 each; Two ex-officio members \$1,000.00 each." Total Travel Expense \$9,500.00."

Strike out line 20 and in lieu thereof insert "Total \$64,830."

In sub-division 30, line 4 of the printed bill the Senate recedes from its amendment to the bill and accepts the measure as it came from the House.

In line 12 of sub-division 30 of the printed bill, strike out the total \$10,440, insert in lieu thereof the figures "\$10,800."

The House concurs in all other Senate amendments except the above.

For the Senate:
JOSEPH RENAULD,
J. P. CAIN,
P. J. MURPHY.

For the House:
D. L. PETERS,
W. J. GILCHRIST,
L. L. TWICHELL.

Mr. Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Fowler moved that the Senate do now recess until 7:30 p. m., which motion prevailed and the Senate recessed.

Pursuant to recess taken the Senate re-assembled at 7:30 p. m., the President, John W. Carr, presiding.

The President announced the Senate would be upon the Fourth Order of Business.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 314 of the Session Laws of North Dakota for 1923.

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

House Bill No. 112. A Bill For an Act Providing for Salaries of County Auditors, Registers of Deeds, County Judges, State's Attorneys, Clerks of District Courts, Sheriffs, County Superintendents of Schools and County Treasurers, and Repealing Chapter 114 of the Session Laws of 1927 and 3551a2 of the Supplement to the 1913 Compiled Laws of North Dakota and all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

House Bill No. 120. A Bill or an Act to Amend and Re-enact Section 2791c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Decedents and Between Husband and Wife.

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting Such Avails from the Debts of the Decedent.

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance.

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

And the President signed the same in the presence of the Senate.

SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Also,

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Also,

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Also,

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Also,

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

Also,

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

Also,

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Also,

Concurrent Resolution "B".

Also,

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Also,

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Also,

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Also,

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

Also,

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Also,

Senate Bill No. 137. A Bill for an Act to appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eighty-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for Use in Connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Also,

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Also,

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North

Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Also,

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

Also,

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, of Corporation Named in Such Deed or Instrument.

Also,

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Also,

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

Were delivered to the Governor for his approval at the hour of 7:30 o'clock p. m., March 8, 1929.

C. J. OLSON,
Chairman.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the

House has adopted the report of the Conference Committee on House Bill No. 44.

The House has appointed as a Conference Committee on House Bill No. 30, Representatives Jardine, Bishop and Isaak.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 34; nays, 3; absent and not voting, 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hamilton	Patten
Brant	Hoople	Peck
Brunsdale	Hyland	Porter
Cain	Kamrath	Poupore
Conrath	Kretschmar	Renauld
Crocker	Lynch	Sathre
Eastgate	McCrorry	Sperry
Ettestad	Magnuson	Steel
Fine	Marshall	Unruh
Fleckten	Olson, Barnes	Van Arnam
Fowler	Olson, Eddy-Foster	Wog
Fredrickson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brostuen	Matthaei	Thorson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Renwick
Bond	Murphy	Tofsrud
Erickson	Patterson	Watt
Forbes	Ployhar	Whitman

So the bill passed and the title was agreed to.

FRIDAY, MARCH 8, 1929

1251

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 44.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGES TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the Conference report on House Bill No. 42.

Very respectfully,
F. E. TUNELL,
Secretary.

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on House Bill No. 30, Senators Etestad, Fowler and Sathre; and on Senate Bill No. 58, Senators O. H. Olson, Porter and Brunsdale.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the Conference Committee report on House Bill No. 19.

Very respectfully,
C. R. VERRY,
Chief Clerk.

REPORT OF SELECT COMMITTEE

Mr. President: Your Conference Committee of the Senate and of the House to whom was referred House Bill No. 19,

have had the same under consideration and beg leave to make recommendations as follows:

That the Senate recede from all its amendments to House Bill No. 19 as it came from the House, and the Bill be further amended as follows:

In line 27 of the engrossed bill, or in line 25, Section 1, of the printed bill, strike out the word "thirty" and insert in lieu thereof the word "twenty", and when so amended recommend the same do pass.

Signed unanimously,

For the Senate:

WM. WATT,
WM. RENWICK,
G. H. HOOPLE.

For the House:

R. E. HAMILTON,
JOHN G. PLATH,
O. C. ANDERSON.

Senator Watt moved the adoption of the report.

Which motion prevailed and the report was adopted.

Senator Watt moved that House Bill No. 19 be placed on third reading and final passage.

Which motion prevailed.

House Bill No. 19. A Bill for an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the form of Receipts to be Issued by Such Warehousemen.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 31; nays, 16; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brunsdale	Lynch	Rensauld
Crocker	Magnuson	Renwick
Eastgate	Martin	Sperry
Ettestad	Matthaei	Steel
Fine	Murphy	Thorson
Fleckten	Olson, Barnes	Tofsrud
Fowler	Peck	Unruh

Messrs.	Messrs.	Messrs.
Fredrickson	Ployhar	Van Arnam
Hoople	Porter	Watt
Hyland	Poupore	Whitman
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Conrath	Marshall
Bond	Erickson	Olson, Eddy-Foster
Bonzer	Hamilton	Patten
Brant	Kamrath	Patterson
Brostuen	McCrory	Wcg
Cain		

Absent and not voting:

Messrs.
Forbes
Sathre

So the bill passed and the title was agreed to.

Senator Watt moved that the vote by which House Bill No. 19 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on House Bill No. 19.

Very respectfully,
F. E. TUNELL,
Secretary.

The President requested Senator Hyland to take the chair.

The President, John W. Carr, returned to the chair and presided.

The Senate was then upon the Fourth Order of business.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Concurrent Resolution "G".

Concurrent Resolution "J".

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase of Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 68.

Very respectfully,
C. R. VERRY,
Chief Clerk.

REPORTS OF SELECT COMMITTEES

The Conference Committee on Senate Bill No. 168 reported that they were unable to agree and asked to be discharged.

Senator Ployhar moved the adoption of the report.

Which motion prevailed.

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 58, have failed to agree. That five of your Conference Committee recommend the following amendments: Strike out the figure "75" in line 2 of the third paragraph of Section 189b9 as found on page 14 of the House Journal of March 6th, and in the third line, page 15, of the

5th paragraph of same Section, strike out the figure "75" and insert in lieu thereof "85".

For the Senate:
O. H. OLSON,
C. N. BRUNSDALE,
W. H. PORTER.

For the House:
M. H. LYNCH,
F. E. HENDERSON,
H. S. BUTT.

Senator Brunsdale moved that the recommendations of the majority of the Conference Committee be adopted.

Which motion was lost.

Senator O. H. Olson moved that further consideration of Senate Bill No. 58 be indefinitely postponed.

Senator Porter demanded a roll call vote on the question and the roll call was granted.

ROLL CALL

The question being on the motion of Senator O. H. Olson to indefinitely postpone Senate Bill No. 58, the roll was called, and there were ayes, 24; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hamilton	Olson, Eddy-Foster
Brostuen	Hoople	Patten
Conrath	Kamrath	Patterson
Erickson	McCroory	Peck
Ettestad	Magnuson	Renauld
Fine	Marshall	Thorson
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Renwick
Bond	Kretschmar	Sathre
Bonzer	Lynch	Sperry
Brunsdale	Martin	Steel
Cain	Murphy	Tofsrud
Crocker	Ployhar	Van Arnam
Eastgate	Porter	Watt
Fowler	Poupore	Whitman

Absent and not voting:

Messrs.
Forbes

The President voted "No" and the motion was lost.

Senator Hyland moved that the roll be called on the final passage of Senate Bill No. 58, as amended by the House.

Which motion prevailed.

Senator Hyland demanded a call of the Senate.

The roll was called, and all members were present.

Senator Hyland moved that further proceedings under call of the Senate be suspended.

Which motion prevailed.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 24; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Renwick
Bond	Kretschmar	Sathre
Bonzer	Lynch	Sperry
Brunsdale	Martin	Steel
Cain	Murphy	Tofsrud
Crocker	Ployhar	Van Arnam
Eastgate	Porter	Watt
Fowler	Poupore	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Brant	Hamilton	Olson, Eddy-Foster
Brostuen	Hoople	Patten
Conrath	Kamrath	Patterson
Erickson	McCrorry	Peck
Ettestad	Magnuson	Renauld
Fine	Marshall	Thorson
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Wog

Absent and not voting:

Messrs.
Forbes

Senator Sathre explained his vote: I vote "aye" for the reason that if this bill becomes a law it will not deprive anyone from availing himself of its privileges. It has been in force so long that the farmers of the State can avail themselves of its privileges if they so wish.

So the bill failed of passage.

Senator Patterson moved that the vote by which Senate Bill No. 58 was lost be reconsidered and the motion to reconsider be laid on the table.

Senator Atkins demanded a roll call vote and the roll call was granted.

ROLL CALL

The question being on the motion of Senator Patterson that the vote by which Senate Bill No. 58 was lost be reconsidered, and the motion to reconsider be laid on the table, the roll was called, and there were ayes, 24; nays, 24; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hamilton	Olson, Eddy-Foster
Brostuen	Hoople	Patten
Conrath	Kamrath	Patterson
Erickson	McCrary	Peck
Ettestad	Magnuson	Renauld
Fine	Marshall	Thorson
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Renwick
Bond	Kretschmar	Sathre
Bowzer	Lynch	Sperry
Brunsdale	Martin	Steel
Cain	Murphy	Tofsrud
Crocker	Ployhar	Van Arnam
Eastgate	Porter	Watt
Fowler	Poupore	Whitman

Absent and not voting:

Messrs.
Forbes

The vote being a tie the President voted "no" and the motion was lost 24 to 25.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to return herewith the following:

Senate Concurrent Resolution "M".

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on House Bill No. 30.

Very respectfully,
C. R. VERRY,
Chief Clerk.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 30 made the following report:

Mr. President: Your Conference Committee to whom was referred House Bill No. 30 have had the same under consideration and recommend:

(1) That the House concur in the Senate Amendment whereby the following language in sub-section "E" of sub-division 9 of Section 1 of the engrossed bill was stricken out, viz "land and building rented and used but not owned by such companies shall not be considered to be operative property," and a period placed after the word "herein".

(2) That the Senate recede from its amendment whereby the following language in sub-division "B" in Section 10 was stricken out, viz "As compared with the assessment of property generally throughout the State in proportion to its true and full value," and that such language be reinstated.

For the Senate:
P. O. SATHRE,
OLE ETTESTAD,
A. W. FOWLER.

For the House:
E. P. BISHOP,
GOTTLIEB ISAAK,
J. A. JARDINE.

Senator O. H. Olson moved that the Senate do not accept the report of the Conference Committee.

Senator Fowler moved the substitute motion that the Senate adopt the unanimous report of the Conference Committee on House Bill No. 30.

Senator Fowler demanded a roll call on the substitute motion and the roll call was granted.

ROLL CALL

The question being on the substitute motion of Senator Fowler to adopt the report of the Conference Committee on

House Bill No. 30, the roll was called, and there were ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Sathre
Bond	Kretschmar	Sperry
Bonzer	Lynch	Steel
Brunsdale	Martin	Tofsrud
Cain	Murphy	Van Arnam
Crocker	Ployhar	Watt
Eastgate	Porter	Whitman
Ettestad	Poupore	
Fowler	Renwick	

Those voting in the negative were:

Messrs.	Messrs.	
Brant	Hoople	Patten
Brostuen	Kamrath	Patterson
Conrath	McCrory	Peck
Erickson	Magnuson	Renauld
Fine	Marshall	Thorson
Fleckten	Matthaei	Unruh
Fredrickson	Olson, Barnes	Wog
Hamilton	Olson, Eddy-Foster	

Absent and not voting:

Messrs.
Forbes

So the substitute motion prevailed.

Senator Fowler moved that House Bill No. 30, as amended by the Conference Committee, be placed on third reading and final passage.

Senator Brant moved as a substitute motion that further action on House Bill No. 30 be indefinitely postponed.

ROLL CALL

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the Same, providing for Furnishing Information Relative to Such Property, Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

Was read the third time.

ROLL CALL

The question being on the substitute motion of Senator Brant to indefinitely postpone House Bill No. 30, the roll was called, and there were ayes, 25; nays, 23; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Brant	Hoople	Patterson
Brostuen	Kamrath	Peck
Conrath	McCrory	Renauld
Erickson	Magnuson	Sathre
Ettestad	Marshall	Thorson
Fine	Matthaei	Unruh
Fleckten	Olson, Barnes	Wog
Fredrickson	Olson, Eddy-Foster	
Hamilton	Patten	

Those voting in the negative were:

Atkins	Hyland	Renwick
Bond	Kretschmar	Sperry
Bonzer	Lynch	Steel
Brunsdale	Martin	Tofsrud
Cain	Murphy	Van Arnam
Crocker	Ployhar	Watt
Eastgate	Porter	Whitman
Fowler	Poupore	

Absent and not voting:

Messrs.
Forbes

So the substitute motion prevailed and House Bill No. 30 was indefinitely postponed.

Senator Patterson moved that the vote by which House Bill No. 30 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has indefinitely postponed further consideration of House Bill No. 30. Also, that Senate Bill No. 58 was lost on final passage.

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Fowler moved that a new Conference Committee be appointed on Senate Bill No. 168, which motion prevailed.

The President appointed as such Conference Committee on Senate Bill No. 168, Senators Fredrickson, Atkins and Tofsrud.

Senator Sperry moved that the Senate do recess for ten minutes, subject to the call of the President.

Which motion prevailed and the Senate recessed.

The Senate re-assembled, pursuant to recess taken, the President, John W. Carr, presiding.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the President has appointed as a new Conference Committee on Senate Bill No. 168, Senators Fredrickson, Atkins and Tofsrud.

Very respectfully,
F. E. TUNELL,
Secretary.

MESSAGES FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to transmit herewith the following bill:

House Concurrent Resolution "D".

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Concurrent Resolution "D" was read.

Senator Eastgate moved the adoption of the resolution.

Which motion prevailed and the resolution was adopted.

Senator Bond requested consent to return to the Seventh order of business.

**REPORT OF SENATE COMMITTEE ON ENROLLMENT
AND ENGROSSMENT**

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Concurrent Resolution "G".

Also,

Concurrent Resolution "J".

Also,

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Also,

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

And find the same correctly Enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota.
March 8, 1929.

Mr. Speaker: I have the honor to return herewith House Concurrent Resolution "D", which the Senate has adopted.

Very respectfully,
F. E. TUNELL,
Secretary.

Senator Bond requested consent to speak and to have his remarks recorded:

At the 1927 session this Senate was kind enough to present me with the chair in which I presided as president pro tempore of that session. At the close of the session Senator Stevens of Ramsey county was appointed president pro tempore for the interim, and I offered to present that chair to Senator Stevens, not being able at that time to take the chair home. He has for some reason failed to take it.

At this time, in view of the fact that the chair was presented to me, I take pleasure in presenting the chair to Senator O. H. Olson, president pro tempore of this body.

Senator Olson accepted the chair with expressions of appreciation.

Senator Patterson: Mr. President, I move the nomination of Senator D. H. Hamilton of McHenry county as president pro tempore interim.

Senator Van Arnam: Nothing gives me greater pleasure than to second the nomination of Senator Hamilton.

Senator Sperry moved that nominations be closed, which motion prevailed.

ROLL CALL

The question being on the election of Senator Hamilton as President pro tem during the legislative interim, the roll was called, and there were ayes, 46; nays 0; absent and not voting 2. passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hoople	Peck
Bond	Hyland	Ployhar
Bonzer	Kamrath	Porter
Brant	Kretschmar	Poupore
Brostuen	Lynch	Renauld
Brunsdale	McCrorry	Renwick
Cain	Magnuson	Sperry
Conrath	Marshall	Steel
Crocker	Martin	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Murphy	Unruh
Ettestad	Olson, Barnes	Van Arnam
Fine	Olson, Eddy-Foster	Whitman
Fleckten	Patten	Watt
Fowler	Patterson	Wog
Fredrickson		

Absent and not voting:

Messrs.	Messrs.
Forbes	Sathre

Passed:

Messrs.

Hamilton

So Senator Hamilton was unanimously elected.

REPORT OF SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota, and its Branch Stations.

Also,

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase of Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Also,

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

Also,

Concurrent Resolution "G".

Also;

Concurrent Resolution "J".

Were delivered to the Governor for his approval at the hour of 10:07 o'clock p. m., March 8, 1929.

C. J. OLSON,
Chairman

FRIDAY, MARCH 8, 1929

1265

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has appointed as a new Conference Committee on Senate Bill No. 168, Representatives Twichell, Veitch and Opdahl.

Very respectfully,
C. R. VERRY,
Chief Clerk.

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to return herewith the following bill:

Senate Concurrent Resolution "K".

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY
Chief Clerk.

The Senate returned to the Eighth Order of Business.

REPORT OF SELECT COMMITTEE

The Conference Committee on Senate Bill No. 168 made the following report:

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 168 have had the same under consideration and recommend that the bill be amended as reported from the House to allow a commission of one and one-half per centum for the collection of gas tax by dealers, and that such amendment be made in the bill.

For the Senate:
L. O. FREDRICKSON,
O. T. TOFSRUD,
S. J. ATKINS.

For the House:
L. L. TWICHELL,
E. E. VEITCH,
C. H. OPDAHL,

Senator Fredrickson moved that the report of the committee be adopted, which motion prevailed, and the report was adopted.

Senator Hyland moved that the rules be suspended, that Senate Bill No. 168 be considered properly re-engrossed and placed on third reading and final passage.

Senator Matthaei moved as a substitute motion that Senate Bill No. 168 be tabled.

Which motion was lost.

The question was then upon the motion of Senator Hyland that the rules be suspended and that Senate Bill No. 168 be placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 32; nays 16, absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hyland	Renauld
Bond	Kretschmar	Renwick
Brostuen	Lynch	Sathre
Brunsdale	Magnuson	Sperry
Cain	Martin	Steel
Crocker	Murphy	Thorson
Eastgate	Olson, Barnes	Tofsrud
Ettestad	Olson, Eddy-Foster	Van Arnam
Fleckten	Ployhar	Whitman
Fowler	Porter	Watt
Fredrickson	Poupore	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Hoople	Patten
Brant	Kamrath	Patterson
Conrath	McCrory	Peck

Messrs.
Erickson
Fine
Hamilton

Messrs.
Marshall
Matthaei

Messrs.
Unruh
Wog

Absent and not voting:

Messrs.
Forbes

So the bill failed of passage for lack of a constitutional majority.

SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Concurrent Resolution "M".

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the House has adopted the report of the Conference Committee on Senate Bill No. 168.

Very respectfully,
C. R. VERRY,
Chief Clerk.

REPORT OF SELECT COMMITTEE

Senator Watt:

Mr. President: Your Special Committee to prepare a Concurrent Resolution to present our ideas on Farm Relief to the President and Congress, beg leave to make the following report:

CONCURRENT RESOLUTION "P"

To the Honorable Herbert Hoover, President of the United States and to the Congress of the United States:

WHEREAS, the question of relief from the present agricultural depression to the farmers of the Northwest was a paramount issue in the recent political campaign, and Mr. Herbert Hoover made certain promises and assurances during his candidacy for the office of President of the United States to the effect that if elected to that office he would take positive and effective action looking toward the amelioration of the condition of the farmers, and toward solving the great problem of the economic independence of the agricultural interests of the country; and

WHEREAS, in fulfillment of these promises and in line with his expressed intention to render such aid in the circumstances as might be in his power, he has summoned the Congress of the United States to assemble in special session, beginning the 15th day of April, 1929, for the purpose of taking legislative action in the premises, at which time and place he will doubtless outline to the two Houses of said Congress his plan for farm relief, which plan will unquestionably be the guiding and sustaining influence in shaping the legislation enacted at such special Session; and

WHEREAS, the farmers of the Northwest, and especially those of the State of North Dakota, have, in this connection, certain definite and concrete grievances which they feel should be called to the attention of Mr. Hoover, and considered and acted upon at said special Session:

THEREFORE, BE IT RESOLVED, by the Senate and House of Representatives of the Twenty-First Legislative Assembly of the State of North Dakota, composed largely of farmers, and having the interests of the farmers of the State of North Dakota wholly at heart, and speaking for them; that the following facts and suggestions be submitted to Mr. Hoover and his Congress, and that they be urged to give them thoughtful consideration:

1. We feel that the first and most important step looking to permanent improvement in the condition of agriculture in the United States, as a whole, is to so adjust present tariff schedules and rates, that those products of the farm which can be raised with profit shall be protected from ruinous competition with foreign countries producing the same products with cheap labor. Such adjustment should not only be applied to all agricultural products capable of profitable production under a protective policy, but to all substitutes and artificially produced commodities intended to take their places, so that diversification may be encouraged and made profitable and thus the attention of farmers diverted from the excessive cultivation and production of wheat; and so that land now needlessly devoted to wheat raising may be profitably employed in the production of other grain and the production of wheat more nearly restricted to the needs and demands of American consumption. We especially recommend a substantial increase in the tariff on flax seed, a commodity whose consumption in this country greatly exceeds the home production, and which is imported in great quantities from Argentine, thus depressing the price at home,

reducing the production, and preventing immense areas of tillable land from being profitably employed. However, in order that the farmer may reasonably profit by such tariff adjustment, it is essential that the price of manufactured articles, which the farmer must buy, now already protected by discriminating tariffs, shall not be further enhanced in price to him, by increasing the tariff upon such articles. This would leave the farmer no better off than he now is. Succinctly, the farmer must have better prices for his products without being forced to pay higher prices for the manufactured articles he now uses.

We earnestly request that such steps be taken by the Congress, as will provide for the disposal of the surplus crops of the American farmer so that he shall derive full benefit of a protected home market for that part of agricultural products as are consumed in the United States of America and so that the exportable surplus shall not depress the prices received for the products sold at home.

2. It is essential that the prices the farmer gets for his products should be stabilized. The farmer should not be compelled to dump his grain in the fall of the year upon a glutted market and accept a low price, only to find the price soaring when he has no more grain to sell. We suggest that one method of securing stabilization is for the government to furnish credit to co-operative farmers associations at low rates of interest so that grain may be held back and marketed gradually. In this connection we deprecate the practice of Federal Bank examiners in criticizing farmers' paper less than six months old, and the fact that the credit requirements of the farmers is not met by the present arrangements of the Intermediate Credit Bank. Nor is the present method of issuing crop reports wholly free from criticism in this regard. The information contained in these reports, especially in June and July, is often prematurely disseminated, and the market unduly depressed if the prospects for a crop are encouraging or similarly enhanced if discouraging. Such reports should be withheld until such time as there is a reasonable assurance that a crop will be made.

The present method of marketing hogs is disastrous to the farmer, as he is compelled, whether he wishes it or not, to sell his hogs when they are ready for the market, and they are purchased by the packer, dressed and placed in storage, and later on sold to the consuming public upon the basis of later increased prices, so that while the consumer pays for pork on the basis of the higher price, the original producer receives no benefit from it.

Senator Watt moved the adoption of Senate Resolution "P" which motion prevailed, and the resolution was adopted.

Senator Watt moved that the resolution be printed in the Journal.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Concurrent Resolution "P".

Which the Senate has adopted and your favorable consideration is respectfully requested.

Very respectfully,
F. E. TUNELL,
Secretary.

The Senate returned to the Fourth Order of Business.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Concurrent Resolution "M".

Concurrent Resolution "C".

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149

of the Compiled Laws of 1913, Section 2150 of the Supplement to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office.

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuberculosis-Free Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to return herewith the following bill:

Concurrent Resolution "P".

Which the House has passed unchanged.

Very respectfully,
C. R. VERRY,
Chief Clerk.

Senator Whitman moved a call of the Senate, and the call was ordered.

The roll call disclosed that Senators Ettestad, Fleckten and Hamilton were absent.

Senators Hamilton, Fleckten and Ettestad returned to the Senate chamber.

Senator Marshall moved that further proceedings under call of the Senate be suspended.

Senator Marshall moved that the vote by which Senate Bill No. 168 was lost be re-considered, for the purpose of making an amendment.

Which motion prevailed.

Senator Hyland moved that Senate Bill No. 168, as amended by the Conference Committee, be placed on third reading and final passage without further amendment.

Senator Marshall moved as a substitute motion that Senate Bill No. 168 be amended as follows: In Section 5, line 37 of the engrossed bill, strike out "one and one-half per centum" and insert in lieu thereof "two per centum".

Senator Hyland moved a roll call vote on the substitute motion, and the roll call was ordered.

ROLL CALL

The question being on the substitute motion of Senator Marshall to amend Senate Bill No. 168, the roll was called, and there were ayes, 39; nays, 9; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fowler	Ployhar
Bond	Hoople	Renaud

Messrs.	Messrs.	Messrs.
Brant	Hamilton	Renwick
Brøstuen	Kamrath	Sathre
Brunsdale	McCrory	Sperry
Cain	Magnuson	Steel
Conrath	Marshall	Thorson
Crocker	Matthaei	Tofsrud
Eastgate	Olson, Barnes	Unruh
Erickson	Olson, Eddy-Foster	Van Arnam
Ettetstad	Patten	Watt
Fine	Patterson	Whitman
Fleckten	Peck	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bonzer	Kretschmar	Murphy
Fredrickson	Lynch	Porter
Hyland	Martin	Poupore

Absent and not voting:

Forbes

So the substitute motion prevailed.

Senator Marshall moved that the rules be suspended, that Senate Bill No. 168, as amended, be placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 45; nays, 3; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Ployhar
Bond	Hamilton	Porter

Messrs.	Messrs.	Messrs.
Bonzer	Hoople	Poupore
Brant	Kamrath	Renauld
Brostuen	Kretschmar	Renwick
Brunsdale	Lynch	Sathre
Cain	McCrorry	Sperry
Conrath	Magnuson	Steel
Crocker	Marshall	Thorson
Eastgate	Matthaei	Tofsrud
Erickson	Olson, Barnes	Unruh
Ettestad	Olson, Eddy-Foster	Van Arnam
Fine	Patten	Watt
Fleckten	Patterson	Whitman
Fowler	Peck	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hyland	Martin	Murphy

Absent and not voting:

Messrs.
Forbes

So the bill passed and the title was agreed to.

Senator Marshall moved that the vote by which Senate Bill No. 168 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Which the Senate has amended.

Very respectfully,
F. E. TUNELL.
Secretary.

The Senate returned to the Fourth Order of Business.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapters 255 and and their Method of Sale or Manner of Offering Financial 256, Session Laws of 1927, Redefining the Term "Securities", Interest Therein to the Public.

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

House Bill No. 144. A Bill for an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

House Bill No. 22. A Bill for an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which Such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within Which Such Improvement Shall be Undertaken.

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Places of Business Purchasing Such Products from the Public.

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

House Bill No. 118. A Bill for an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended

by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

House Bill No. 48. A Bill for an Act to Appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota, Under the provisions of Chapter 73 of Session Laws of North Dakota for the Year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

House Bill No. 63. A Bill for an Act to Appropriate the Sum of Three Thousand Dollars (\$3,000.00) not Otherwise Appropriated from Any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend, South of the City of Garrison, McLean County, North Dakota.

Concurrent Resolution "P".

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

House Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. President: I have the honor to inform you that the the House does not concur to the Senate Amendments to Senate Bill No. 168 and returns that bill herewith.

Very respectfully,
C. R. VERRY
Chief Clerk.

Senator Ployhar moved that the motion to reconsider the vote by which Senate Bill No. 168 passed, as amended by the Senate, be taken from the table.

Which motion prevailed.

Senator Ployhar moved to re-consider the vote by which Senate Bill No. 168 was passed.

Which motion prevailed.

Senator Ployhar moved that the report of the Conference Committee on Senate Bill No. 168 be adopted.

Which motion prevailed.

Senator Ployhar moved that the rules be suspended, that Senate Bill No. 168 be considered properly re-engrossed and placed on third reading and final passage.

Which motion prevailed.

Senator Watt moved a call of the Senate, and the call was ordered.

All members present except Senator Martin.

Senator Murphy moved that Senator Martin be excused.

Which motion prevailed.

Senator Watt moved that further proceedings under call of the Senate be suspended.

Which motion prevailed.

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impore a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties fo rthe Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Was read the third time.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 36; nays, 11; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Fredrickson	Poupore
Bond	Hoople	Renaud
Bonzer	Hyland	Renwick

Messrs.	Messrs.	Messrs.
Brant	Kretschmar	Sathre
Brostuen	Lynch	Sperry
Brunsdale	Magnuson	Steel
Cain	Marshall	Thorson
Conrath	Murphy	Tofsrud
Crocker	Olson, Eddy-Foster	Unruh
Eastgate	Patterson	Van Arnam
Erickson	Ployhar	Watt
Fowler	Porter	Whitman

Those voting in the negative were:

Messrs.	Messrs.	
Ettestad	Kamrath	Patten
Fine	McCrary	Peck
Fleckten	Matthaei	Wog
Hamilton	Olson, Barnes	

Absent and not voting:

Messrs.	Messrs.
Forbes	Martin

Senator Marshall explained his vote: I trust I am big enough to sacrifice my own inclinations for the good of the state. I realize that there is a demand throughout the state for this measure; therefore, I vote "aye."

So the bill passed and the title was agreed to.

Senator Watt moved that the vote by which Senate Bill No. 168 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,
Bismarck, North Dakota,
March 8, 1929.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the report of the Conference Committee on Senate Bill No. 168.

Very respectfully,
F. E. TUNELL,
Secretary.

REPORT OF SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and En-

grossment respectfully report that they have examined the following bills:

Concurrent Resolution "P".

Also,

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impore a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties fo rthe Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

And find the same correctly enrolled.

C. J. OLSON,
Chairman.

Senator C. J. Olson of Barnes moved that the report be adopted, which motion prevailed and the report was adopted.

The Senate returned to the Fourth Order of Business.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

Also,

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

Also,

House Bill No. 44. A Bill For an Act to appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Also,

Concurrent Resolution "D".

Also,

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

And the President signed the same in the presence of the Senate.

REPORT OF SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Concurrent Resolution "M".

Also,

Senate Concurrent Resolution "P".

Also,

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Re-

ports of Sales of Such Motor Fuels and for the disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of Such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Were delivered to the Governor for his approval at the hour of 11:46 o'clock, March 8, 1929.

C. J. OLSON,
Chairman.

COMMUNICATION

Minot, North Dakota,
March 8, 1929.

To Hon. Walter Bond, State Senator,
Bismarck, North Dakota.

In appreciation of the splendid vote given our Conservancy Bill by the Senate and House, we ask that you present a box of Mouse River oranges to the members and extend our thanks to them.

MINOT ASSOCIATION OF COMMERCE,

David Owens, Secretary.

Senator Hyland moved that the President appoint a committee to notify the House that the Senate has completed its labors and is about to adjourn sine die.

Which motion prevailed.

The President appointed as such committee, Senators Watt and C. J. Olson.

Senator Sperry moved that the President appoint a committee to notify the Governor that the Senate has completed its labors and is about to adjourn sine die.

Which motion prevailed.

The President appointed as such committee Senators Sperry and Eastgate.

The committee appointed by the President to notify the House that the Senate is about to adjourn sine die, reported that it had so notified the House, and the chairman moved that the committee be discharged.

Which motion prevailed.

The Committee appointed to notify the Governor that the Senate is about to adjourn sine die, reported that it had so

notified the Governor, and that the Governor had no other messages to transmit to the Senate, so the chairman moved that the committee be discharged.

Which motion prevailed.

MESSAGE FROM THE HOUSE

The committee of the House notified the Senate that the House is about to adjourn sine die.

Senator Eastgate moved that the Senate do now adjourn sine die.

Which motion prevailed, and the Senate adjourned sine die.

F. E. TUNELL,
Secretary.

INDEX

RECORD OF BILLS IN THE SENATE

SENATE BILLS

Senate Bill No. 1—(Bond)

Senate Bill No. 1. A Bill For an Act to Amend and Re-enact Paragraph (g) of Sub-section (2) of Section 4 and Sub-section (1) of Section 17 of Chapter 196, Session Laws of North Dakota for the year 1927.

Introduction, first and second reading, 30.

Reference, 30.

Reported back, 84.

Third reading, 91.

Passed, 92.

Messaged to the House, 105.

Returned by the House, 150.

Other action, 169.

Signed by President, 172.

Forwarded to Governor, 191.

Approved by Governor, 191.

Senate Bill No. 2—(Tofsrud)

Senate Bill No. 2. A Bill For an Act to provide for the Testing, Grading and Storing of Grain in Store Rooms or Granaries on Farms, the Loaning of Money on the same and the Manner of Collecting said Loans.

Introduction, first and second reading, 45.

Reference, 54.

Reported back, 500.

Indefinitely postponed, 500.

Senate Bill No. 3—(Patterson)

Senate Bill No. 3. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota, Providing for the Election of County Officials.

Introduction, first and second reading, 48.

Reference, 49.

Reported back, 772.

Third reading, 806.

Indefinitely postponed, 948.

Passed, 807.
 Messaged to the House, 810.
 Returned by the House, 948.
 Other action, 126.

Senate Bill No. 4—(Fredrickson)

Senate Bill No. 4. A Bill For an Act Relating to Dogs and the Protection of Live Stock and Poultry from Damage by Dogs; Providing for the Licensing of Dogs; Regulating the Keeping of Dogs, and Authorizing Their Destruction in Certain Cases; Providing For the Determination and Payment of Damages Done by Dogs to Live Stock and Poultry; Imposing Powers and Duties on Certain State, County, City, Village and Township Officers and Employees, and Providing Penalties for the Violation of this Act; and Repealing All Acts and Parts of Acts in Conflict With this Act.

Introduction, first and second reading, 49.
 Reference, 49, 242.
 Reported back, 207, 317.
 Amended, 207, 317, 387.
 Third reading, 242, 387.
 Indefinitely postponed, 698.
 Passed, 388.
 Messaged to the House, 405.
 Returned by the House, 698.
 Other action, 84, 145, 227, 346, 366, 387, 388, 391.

Senate Bill No. 5—(Hamilton and Fowler)

Senate Bill No. 5. A Bill for an Act Authorizing the Organization of Non-Profit Sharing Institutional Holding Associations to Erect, Operate, Equip and Maintain Dormitories Upon or in the Vicinity of the Campus of State Educational Institutions; Defining Their Powers, Limitations and Restrictions; Defining and Limiting the Powers and Duties of the Board of Administration Relating Thereto; Exempting the Property, Bonds and Other Evidence of Indebtedness of Such Associations from Taxation and Repealing Chapters 257 and 258 of the Session Laws of 1927 and all Acts or Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 55.
 Reference, 55, 91.
 Reported back, 82, 183.
 Third reading, 200.
 Passed, 201.
 Messaged to the House, 213.
 Returned by the House, 325.
 Other action, 183, 201, 346.
 Signed by President, 353.
 Forwarded to Governor, 430.
 Explanation of vote, 201.

Senate Bill No. 6—(Whitman)

Senate Bill No. 6. A Bill for an Act to Exempt from Taxation, the Property Owned or Hereafter Acquired by Corporations, Organized or Hereafter Created for the Purpose of

Promoting Athletic and Educational Needs and Uses, at any State Educational Institution, and not Organized for Profit.

Introduction, first and second reading, 60.
 Reference, 60.
 Reported back, 89.
 Amended, 89.
 Third reading, 98.
 Passed, 99.
 Messaged to the House, 111.
 Returned by the House, 844.
 Other action, 97, 98, 864.
 Signed by President, 871.
 Forwarded to Governor, 931.
 Approved by Governor, 959.

Senate Bill No. 7—(Thorson)

Senate Bill No. 7. A Bill for an Act to Amend and Re-enact Section 6001a1 of the Supplement to the Compiled Laws for the Year 1913.

Introduction, first and second reading, 60.
 Reference, 61.
 Reported back, 164.
 Amended, 164, 176.
 Third reading, 176, 450.
 Passed, 177, 451.
 Messaged to the House, 186.
 Returned by the House, 363.
 Amended by the House, 363.
 Conference Committee, 363.
 Other action, 103, 168, 182, 363, 365, 372, 416, 440, 499.
 Signed by President, 531.
 Forwarded to Governor, 551.
 Approved by Governor, 601.

Senate Bill No. 8—(Martin)

Senate Bill No. 8. A Bill for an Act to Provide a Standard Time for the State of North Dakota and the Institution and Continuance Thereof.

Introduction, first and second reading, 65.
 Reference, 65.
 Reported back, 116.
 Amended, 256.
 Third reading, 140, 257.
 Passed, 141, 257.
 Messaged to the House, 149.
 Returned by the House, 256.
 Other action, 141, 147, 257, 266, 271.
 Signed by President, 273.
 Forwarded to Governor, 286.
 Approved by Governor, 321.

Senate Bill No. 9—(Sathre)

Senate Bill No. 9. A Bill for an Act to Amend and Re-enact Sections 3099a1, 3099a5, and 3099a6 of the 1925 Supple-

ment to the Compiled Laws of North Dakota for 1913, Relating to Qualifications of Abstractors of Title to Real Property.

Introduction, first and second reading, 65.
 Reference, 65.
 Reported back, 117.
 Amended, 142.
 Third reading, 142, 616.
 Passed, 143, 617.
 Messaged to the House, 149.
 Returned by the House, 445.
 Amended by the House, 445.
 Conference Committee, 505.
 Other action, 142, 143, 147, 445, 504, 508, 521, 615, 616, 627, 631.
 Signed by President, 649.
 Forwarded to Governor, 670.
 Approved by Governor, 703.

Senate Bill No. 10—(Patten)

Senate Bill No. 10. A Bill for an Act to Provide for Bonded Warehouses for Agricultural Products on the Farms or Other Suitable Places, Providing for Licensing, Bonding, Warehouse Receipts to be Issued Upon Agricultural Products Stored Therein. Providing for Public Filing of Warehouse Receipts, Exempting Such Products From all Taxes. State or any Subdivision Thereof, Exempting the Owner's Equity in Assigned Warehouse Receipts from Garnishment or Execution, Providing for Filing and Posting Warehouse Receipts, and Providing Penalties for Fraud or Deception, or Repeal and Modification Clause.

Introduction, first and second reading, 65.
 Reference, 65.
 Reported back, 500.
 Indefinitely postponed, 500.

Senate Bill No. 11—(Committee on Appropriations)

Senate Bill No. 11. A Bill for an Act Making Appropriation for the Purpose of Refunding Money Erroneously Paid Into or Credited to the General Fund

Introduction, first and second reading, 65.
 Reference, 66.
 Reported back, 107.
 Third reading, 120.
 Passed, 120.
 Messaged to the House, 138.
 Returned by the House, 240.
 Other action, 250.
 Signed by President, 273.
 Forwarded to Governor, 286.
 Approved by Governor, 321.

Senate Bill No. 12—(Committee on Appropriations)

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Sections 2645 to 2656, Includ-

ive, of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283, Session Laws of 1927, and Magpie Bounty as Provided for by Sections 2656B1 to 2656B9, Inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Introduction, first and second reading, 66.
 Reference, 66, 246.
 Reported back, 107, 355.
 Third reading, 401.
 Passed, 402.
 Messaged to the House, 433.
 Returned by the House, 843.
 Other action, 120, 211, 864.
 Signed by President, 871.
 Forwarded to Governor, 931.
 Approved by Governor, 960.

Senate Bill No. 13—(Committee on Appropriations)

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Introduction, first and second reading, 66.
 Reference, 66.
 Reported back, 90.
 Third reading 100.
 Passed, 101.
 Messaged to the House, 111.
 Returned by the House, 185.
 Other action, 193.
 Signed by President, 210.
 Forwarded to Governor, 226.
 Approved by Governor, 243.

Senate Bill No. 14—(Committee on Appropriations)

Senate Bill No. 14. A Bill for an Act Making an Appropriation to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for the Year 1913.

Introduction, first and second reading, 66.
 Reference, 66.
 Reported back, 107.
 Amended, 108.
 Third reading, 121.
 Passed, 121.
 Messaged to the House, 138.
 Returned by the House, 199.
 Other action, 118, 206.
 Signed by President, 210.
 Forwarded to Governor, 227.
 Approved by Governor, 243.

Senate Bill No. 15—(Committee on Appropriations)

Senate Bill No. 15. A Bill for an Act Making an Appro-

apropriation to Provide Funds for the Maintenance of the North Dakota National Guard or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota, for the Year 1913, and Amendments Thereto, and to Meet Other Requirements Prescribed by the Federal Statutes.

- Introduction, first and second reading, 66.
- Reference, 66.
- Reported back, 90.
- Third reading, 101.
- Passed, 102.
- Messaged to the House, 111.
- Returned by the House, 185.
- Other action, 193.
- Signed by President, 210.
- Forwarded to Governor, 227.
- Approved by Governor, 243.

Senate Bill No. 16—(Committee on Appropriations)

Senate Bill No. 16. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, and Miscellaneous General Expenses of the Department of Minimum Wage.

- Introduction, first and second reading, 66.
- Reference, 67.
- Reported back, 108.
- Third reading, 121.
- Passed, 122.
- Messaged to the House, 138.
- Returned by the House, 325.
- Other action, 347.
- Signed by President, 353.
- Forwarded to Governor, 430.
- Approved by Governor, 451.

Senate Bill No. 17—(Murphy)

Senate Bill No. 17. A Bill for an Act to Appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) From Any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North at a Point Opposite or Near State Highway No. 17 Extended Eastward to Intersect Such River in Walsh County, North Dakota, and Marshall County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927 and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

- Introduction, first and second reading, 67.
- Reference, 67.
- Reported back, 89.
- Third reading, 99.
- Passed, 100.
- Messaged to the House, 111.
- Returned by the House, 311.
- Other action, 100, 315.

Signed by President, 322.
 Forwarded to Governor, 369.
 Approved by Governor, 375.

Senate Bill No. 18—(Conrath, by request)

Senate Bill No. 18. A Bill for an Act to Repeal Chapter 247 of the Session Laws of 1927, Known as the Ten Commandments in Class Rooms, Which Provided for the Printing and Placing of Placards Containing the Ten Commandments of the Christian Religion, in School Rooms and Class Rooms of Public Institutions of Learning.

Introduction, first and second reading, 74.
 Reference, 74.
 Reported back, 170.
 Third reading, 188.
 Indefinitely postponed, 386.
 Passed, 189.
 Messaged to the House, 198.
 Returned by the House, 386.
 Other action, 170, 190.

Senate Bill No. 19—(Kretschmar)

Senate Bill No. 19. A Bill for an Act to Appropriate the Sum of One Hundred Thirty Thousand Dollars (\$130,000) from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Sioux County and Emmons County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Introduction, first and second reading, 74.
 Reference, 74.
 Reported back, 117.
 Amended, 117, 143.
 Third reading, 143, 840.
 Passed, 144, 840.
 Messaged to the House, 149.
 Returned by the House, 839.
 Amended by the House, 839.
 Other action, 130, 143, 144, 147, 840, 862, 865.
 Signed by President, 871.
 Forwarded to Governor, 931.
 Approved by Governor, 960.

Senate, Bill No. 20—(Olson of Eddy and Sperry)

Senate Bill No. 20. A Bill for an Act to Amend and Re-enact Sections 3, 8, 10 and 13 of Chapter 173, Session Laws 1927 and Section 189c14 of the Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to Insurance of Public Buildings, and Providing that All Fire and Tornado Insurance Shall be Carried by the State Fire and Tornado Fund.

Introduction, first and second reading, 74.
 Reference, 74.

Reported back, 171.
 Third reading, 189.
 Indefinitely postponed, 311.
 Passed, 190.
 Messaged to the House, 198.
 Returned by the House, 311.
 Other action, 126, 172, 190.

Senate Bill No. 21—(C. J. Olson)

Senate Bill No. 21. A Bill for an Act to Repeal Article 16, of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Absent Voters, Being More Particularly Designated as Section 1002A1, Section 1002A2, Section 1002A3, Section 1002A4. Section 1002A5 and Section 1003. This Act Being in the Interest of Preserving Inviolable the Right of Citizenship and the Secret Ballot of the State, and for the Prevention of Fraudulent and Corrupt Practices by Unscrupulous Electors and Persons who Fraudulently Solicit Electors to Vote by Means of the Absent Voter's Ballot, Fraudulently and Unlawfully.

Introduction, first and second reading, 74.
 Reference, 75.
 Reported back, 136.
 Indefinitely postponed, 136.
 Other action, 137.

Senate Bill No. 22—(Van Arnam)

Senate Bill No. 22. A Bill for an Act to Amend and Re-enact Section 5216 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Investment of Trust Funds.

Introduction, first and second reading, 75.
 Reference, 75.
 Other action, 255, 375.
 Withdrawn, 255.

Senate Bill No. 23—(Van Arnam)

Senate Bill No. 23. A Bill for an Act to Amend and Re-enact Section 5198 of the Compiled Laws of North Dakota for the Year 1913 Relating to Investment of Funds by Savings Banks.

Introduction, first and second reading, 75.
 Reference, 75.
 Other action, 255.
 Withdrawn, 255.

Senate Bill No. 24—(Brant)

Senate Bill No. 24. A Bill for an Act to Amend and Re-enact Paragraph 2 of Section 1251 of the Compiled Laws of 1913 Relating to Powers and Duties of the Board of Education of a Special School District.

Introduction, first and second reading, 75.
 Reference, 75.
 Reported back, 116.
 Third reading, 140.
 Passed, 140.
 Messaged to the House, 149.

Returned by the House,, 258.
 Other action, 271.
 Signed by President, 273.
 Forwarded to Governor, 286.
 Approved by Governor, 321.

Senate Bill No. 25—(Forbes)

Senate Bill No. 25. A Bill for an Act Entitled, "An Act Prescribing and Limiting the Number of Peremptory Challenges to Jurors in Criminal Actions, Authorizing District Judges to Excuse and Discharge Jurors, and Repealing Laws in Conflict With This Act."

Introduction, first and second reading, 75.
 Reference, 75, 591.
 Reported back, 591, 613.
 Amended, 613.
 Third reading, 660.
 Passed, 660.
 Messaged to the House, 686.
 Returned by the House, 859.
 Other action, 375, 630, 865.
 Signed by President, 871.
 Forwarded to Governor, 932.
 Approved by Governor, 960.

Senate Bill No. 26—(Forbes)

Senate Bill No. 26. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1 of Chapter 213 of the Laws of 1927 Relating to Actions by and Against Partnerships and Associations."

Introduction, first and second reading, 75.
 Reference, 75.
 Reported back, 250.
 Third reading, 279, 1150.
 Passed, 279, 1150.
 Messaged to the House, 288.
 Returned by the House, 1146.
 Amended by House, 1146.
 Other action, 1150, 1158, 1208.
 Signed by President, 1202.
 Forwarded to the Governor, 1247.

Senate Bill No. 27—(Forbes)

Senate Bill No. 27. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 1, of Chapter 149, Laws of 1917, Being Section 7615, of the Supplement to the 1913 Compiled Laws of North Dakota."

Introduction, first and second reading, 75.
 Reference, 75.
 Reported back, 591.
 Indefinitely postponed, 591.

Senate Bill No. 28—(Committee on Appropriations)

Senate Bill No. 28. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board.

Introduction, first and second reading, 76.
 Reference, 76.
 Reported back, 108.
 Third reading, 122.
 Passed, 123.
 Messaged to the House, 138.
 Returned by the House, 199.
 Other action, 206.
 Signed by President, 211.
 Forwarded to Governor, 227.
 Approved by Governor, 243.

Senate Bill No. 29—(Committee on Appropriations)

Senate Bill No. 29. A Bill for an Act Appropriating Funds to Indemnify Owners of Animals Infected With Bovine Tuberculosis.

Introduction, first and second reading, 76.
 Reference, 76.
 Reported back, 91.
 Amended, 91.
 Third reading, 102.
 Passed, 102.
 Messaged to the House, 112.
 Returned by the House, 199.
 Other action, 97, 206.
 Signed by President, 211.
 Forwarded to Governor, 227.
 Approved by Governor, 243.

Senate Bill No. 30—(Committee on Appropriations)

Senate Bill No. 30. A Bill for an Act Making an Appropriation for the Glanders and Dourine Indemnity Fund.

Introduction, first and second reading, 76.
 Reference, 76.
 Reported back, 109.
 Third reading, 123.
 Passed, 123.
 Messaged to the House, 138.
 Returned by the House, 199.
 Other action, 206.
 Signed by President, 211.
 Forwarded to Governor, 227.
 Approved by Governor, 243.

Senate Bill No. 31—(Committee on Appropriations)

Senate Bill No. 31. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Workmen's Compensation Bureau.

Introduction, first and second reading, 76.
 Reference, 76.
 Reported back, 148.
 Third reading, 175.
 Passed, 176.
 Messaged to the House, 186.
 Returned by the House, 512.

Other action, 526.
Signed by President, 531.
Forwarded to Governor, 551.
Approved by Governor, 601.

Senate Bill No. 32—(Committee on Appropriations)

Senate Bill No. 32. A Bill for an Act Making an Appropriation for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Introduction, first and second reading, 76.
Reference, 77.
Reported back, 131.
Third reading, 151.
Passed, 152.
Messaged to the House, 173.
Returned by the House, 432.
Other action, 464.
Signed by President, 481.
Forwarded to Governor, 513.
Approved by Governor, 550.

Senate Bill No. 33—(Committee on Appropriations)

Senate Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Miscellaneous Items for the State Hospital for the Insane at Jamestown, North Dakota.

Introduction, first and second reading, 77.
Reference, 77.
Reported back, 228.
Third reading, 260.
Passed, 260.
Messaged to the House, 275.
Returned by the House, 512.
Other action, 526.
Signed by President, 531.
Forwarded to Governor, 551.
Approved by Governor, 602.

Senate Bill No. 34—(Committee on Appropriations)

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Care of Feeble Minded Whose Residence Cannot be Determined and Whose Care Must be Borne by the State.

Introduction, first and second reading, 77.
Reference, 77.
Reported back, 131.
Third reading, 152.
Passed, 153.
Messaged to the House, 174.
Returned by the House, 471.
Other action, 476.
Signed by President, 481.
Forwarded to Governor, 513.
Approved by Governor, 592.

Senate Bill No. 35—(Committee on Appropriations)

Senate Bill No. 35. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the Tuberculosis Sanatorium at San Haven, North Dakota.

- Introduction, first and second reading, 77.
- Reference, 77.
- Reported back, 228.
- Third reading, 260, 841.
- Passed, 261, 842.
- Messaged to the House, 275.
- Returned by the House, 840.
- Amended by the House, 840.
- Other action, 841, 862, 865.
- Signed by President, 871.
- Forwarded to Governor, 932.
- Approved by Governor, 960.

Senate Bill No. 36—(Committee on Appropriations)

Senate Bill No. 36. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items for the Institution for the Feeble Minded at Grafton, North Dakota.

- Introduction, first and second reading, 77.
- Reference, 77.
- Reported back, 229.
- Third reading, 261.
- Passed, 262.
- Messaged to the House, 275.
- Returned by the House, 471.
- Other action, 476.
- Signed by President, 481.
- Forwarded to Governor, 513.
- Approved by Governor, 698.

Senate Bill No. 37—(Committee on Appropriations)

Senate Bill No. 37. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State Training School, Mandan, North Dakota.

- Introduction, first and second reading, 77.
- Reference, 77.
- Reported back, 407.
- Amended, 407.
- Third reading, 449.
- Passed, 449.
- Messaged to the House, 484.
- Returned by the House, 843.
- Other action, 440, 865.
- Signed by President, 871.
- Forwarded to Governor, 932.
- Approved by Governor, 960.

Senate Bill No. 38—(Committee on Appropriations)

Senate Bill No. 38. A Bill for an Act Making an Ap-

appropriation for the General Maintenance, For Land Purchase, Improvements and Repairs, Equipment and Miscellaneous Expenses of the School for the Deaf at Devils Lake, North Dakota.

Introduction, first and second reading, 77.
 Reference, 78.
 Reported back, 229.
 Amended, 229.
 Third reading, 262, 545.
 Passed, 262, 546.
 Messaged to the House, 275.
 Returned by the House, 542.
 Amended by the House, 542.
 Other action, 249, 546, 547, 553.
 Signed by President, 594.
 Forwarded to Governor, 670.
 Approved by Governor, 703.

Senate Bill No. 39—(Ployhar)

Senate Bill No. 39. A Bill for an Act to Amend and Re-enact Section 2290c9 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the enforcement of Assigned Mortgages to the Bank of North Dakota; and Providing for the Leasing of Surface, Mineral, Gas and Oil Rights on Land so Acquired, and for the Sale of Such Lands Subject to Such Leases.

Introduction, first and second reading, 78.
 Reference, 78.
 Reported back, 109.
 Amended, 109.
 Third reading, 123.
 Indefinitely postponed, 414.
 Passed, 124.
 Messaged to the House, 125.
 Returned by the House, 414.
 Other action, 118, 124.

Senate Bill No. 40—(Ployhar)

Senate Bill No. 40. A Bill for an Act to Amend and Re-enact Chapter 129 of the Laws of North Dakota for the year 1915, Being Section No. 1402 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the Establishment of Free Kindergartens; Payment of Costs Thereof; and the Government Thereof.

Introduction, first and second reading, 78.
 Reference, 78.
 Reported back, 294.
 Amended, 294.
 Third reading, 367.
 Lost, 367.
 Other action, 185, 316, 322, 372.

Senate Bill No. 41—(Tofsrud)

Senate Bill No. 41. A Bill for an Act to Amend and Re-enact Chapter 172 of the Session Laws of North Dakota for the Year 1927, Providing for a Refund to State Hail Tax Pur-

chasers and Persons Paying Hail Taxes for Which They Were not Liable, Designating the Funds from which Payment Shall be made, and Declaring the Duty of the Insurance Commissioner in Relation Thereto.

Introduction, first and second reading, 78.
 Reference, 78, 190.
 Reported back, 165, 272.
 Amended, 165, 272.
 Third reading, 289.
 Passed, 290.
 Messaged to the House, 298.
 Returned by the House, 967.
 Other action, 126, 168, 177, 286, 1019.
 Signed by President, 1040.
 Forwarded to Governor, 1069.
 Approved by Governor, 1094.

Senate Bill No. 42—(Tofsrud)

Senate Bill No. 42. A Bill for an Act to Amend and Re-enact Section 2193a of the Supplement to the 1913 Compiled Laws as Amended and Re-enacted by Chapter 264 of the Session Laws of 1927 Relating to Abatement to Purchasers of Tax Sale Certificates on State Lands.

Introduction, first and second reading, 78.
 Reference, 78.
 Reported back, 135.
 Amended, 135.
 Third reading, 154.
 Passed, 155.
 Messaged to the House, 174.
 Returned by the House, 843.
 Other Action, 126, 148, 865.
 Signed by President, 871.
 Forwarded to Governor, 932.
 Approved by Governor, 960.

Senate Bill No. 43—(Whitman)

Senate Bill No. 43. A Bill for an Act to Amend and Re-enact Section 7744 of the 1925 Supplement to the Compiled Laws of 1913 Relating to the Sale of Personal Property Under Execution.

Introduction, first and second reading, 84.
 Reference, 84.
 Reported back, 250.
 Amended, 250, 279.
 Third reading, 279.
 Passed, 280.
 Messaged to the House, 288.
 Returned by the House, 432.
 Other action, 271, 279, 287, 464.
 Signed by President, 482.
 Forwarded to Governor, 513.
 Approved by Governor, 550.

Senate Bill No. 44—(Matthaei, by request)

Senate Bill No. 44. A Bill for an Act Providing for the Assessment, Levy and Collection of a License Tax on the

Mining, Extraction or Production of Coal; Providing for Enforcing and Collecting the Same and Providing Penalties for the Violation Thereof; Making Such Tax in Lieu of a Property Tax on the Value of Coal Deposits; Providing for the Disposal of Said License Tax Revenue and Repealing Sections 2255a1 to 2255a8 Inclusive of the Supplement to the Compiled Laws of 1913 and All Other Acts and Parts of Acts in Conflict With the Provisions of this Act.

Introduction, first and second reading, 84.

Reference, 85.

Reported back, 207.

Indefinitely postponed, 208.

Other action, 177.

Senate Bill No. 45—(Committee on Appropriations)

Senate Bill No. 45. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the State Highway Department.

Introduction, first and second reading, 85.

Reference, 85.

Reported back, 356.

Third reading, 410.

Passed, 411.

Messaged to the House, 433.

Returned by the House, 843.

Other action, 401, 865.

Signed by President, 871.

Forwarded to Governor, 932.

Approved by Governor, 961.

Senate Bill No. 46—(Committee on Appropriations)

Senate Bill No. 46. A Bill for an Act Making an Appropriation for the Purpose of Defraying the Expenses of the Maintenance and Operation of the Motor Vehicle Registration Department.

Introduction, first and second reading, 85.

Reference, 85.

Reported back, 148.

Third reading, 175.

Passed, 175.

Messaged to the House, 186.

Returned by the House, 844.

Other action, 865.

Signed by President, 872.

Forwarded to Governor, 932.

Approved by Governor, 961.

Senate Bill No. 47—(Committee on Appropriations)

Senate Bill No. 47. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses of the State Penitentiary.

Introduction, first and second reading, 85.

Reference, 85.

Reported back, 596.

Amended, 596.
 Third reading, 651, 857.
 Passed, 652, 857.
 Messaged to the House, 685.
 Returned by the House, 855.
 Amended by the House, 855.
 Other action, 409, 546, 608, 857, 862, 866.
 Signed by President, 872.
 Forwarded to Governor, 932.
 Approved by Governor, 961.

Senate Bill No. 48—(Committee on Appropriations)

Senate Bill No. 48. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal and Industrial School at Ellendale.

Introduction, first and second reading, 85.
 Reference, 85.
 Reported back, 194.
 Third reading, 216, 506.
 Passed, 216, 507.
 Messaged to the House, 240.
 Returned by the House, 506.
 Amended by the House, 506.
 Other action, 507, 508, 554.
 Signed by President, 594.
 Forwarded to Governor, 670.
 Approved by Governor, 703.

Senate Bill No. 49—(Committee on Appropriations)

Senate Bill No. 49. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Expenses of the State Normal School, Mayville, North Dakota.

Introduction, first and second reading, 85.
 Reference, 85.
 Reported back, 230.
 Amended, 230, 542.
 Third reading, 263, 543.
 Passed, 263, 543.
 Messaged to the House, 275.
 Returned by the House, 542.
 Other action, 249, 543, 547, 553.
 Signed by President, 594.
 Forwarded to Governor, 670.
 Approved by Governor, 704.

Senate Bill No. 50—(Committee on Appropriations)

Senate Bill No. 50. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School at Valley City, North Dakota.

Introduction, first and second reading, 85.
 Reference, 86.
 Reported back, 194.
 Third reading, 217, 544.

Passed, 217, 544.
 Messaged to the House, 240.
 Returned by the House, 542.
 Amended by the House, 542.
 Other action, 544, 547, 554.
 Signed by President, 594.
 Forwarded to Governor, 670.
 Approved by Governor, 704.

Senate Bill No. 51—(Committee on Appropriations)

Senate Bill No. 51. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Expenses for the State Normal School, Dickinson, North Dakota.

Introduction, first and second reading, 86.
 Reference, 86.
 Reported back, 195.
 Third reading, 217, 541.
 Passed, 218, 542.
 Messaged to the House, 240.
 Returned by the House, 541.
 Amended by the House, 541.
 Other action, 541, 547, 554.
 Signed by President, 594.
 Forwarded to Governor, 670.
 Approved by Governor, 704.

Senate Bill 52—(Committee on Appropriations)

Senate Bill No. 52. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items of the State Normal School, Minot, North Dakota.

Introduction, first and second reading, 86.
 Reference, 86.
 Reported back, 195.
 Third Reading, 218, 544.
 Passed, 219, 545.
 Messaged to the House, 240.
 Returned by the House, 543.
 Amended by the House, 543.
 Other action, 545, 547, 554.
 Signed by President, 594.
 Forwarded to Governor, 670.
 Approved by Governor, 704.

Senate Bill No. 53—(Committee on Appropriations)

Senate Bill No. 53. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Introduction, first and second reading, 86.
 Reference, 86.
 Reported back, 727.
 Amended, 727.
 Third reading, 774.
 Passed, 774.

Messaged to the House, 789.
 Returned by the House, 1162.
 Other action, 409, 546, 747, 1208.
 Signed by President, 1202.
 Forwarded to Governor, 1248.

Senate Bill N. 54—(Committee on Appropriations)

Senate Bill No. 54. A Bill for an Act Making an Appropriation to pay the General Maintenance, and as an Offset for Federal Aid, in Extension Division Work of the Agricultural College.

Introduction, first and second reading, 86.
 Reference, 86.
 Reported back, 728.
 Amended, 728.
 Third reading, 774.
 Passed, 775.
 Messaged to the House, 789.
 Returned by the House, 1162.
 Other action, 409, 546, 748, 1208.
 Signed by President, 1202.
 Forwarded to Governor, 1248.

Senate Bill No. 55—(Committee on Appropriations)

Senate Bill No. 55. A Bill for an Act Making an Appropriation to Pay for the General Maintenance, Improvements and Repairs, New Buildings, Equipment, Public Health Laboratories, Lignite Testing, Clay Testing and Miscellaneous Expenses of the State University at Grand Forks, North Dakota.

Introduction, first and second reading, 86.
 Reference, 86.
 Reported back, 728.
 Amended, 729.
 Third reading, 775, 1154.
 Passed, 776, 1155.
 Messaged to the House, 789.
 Returned by the House, 1153.
 Amended by the House, 1153.
 Other action, 409, 546, 748, 1154, 1158, 1209.
 Signed by President, 1202.
 Forwarded to Governor, 1248.

Senate Bill No. 56—(Committee on Appropriations)

Senate Bill No. 56. A Bill for an Act Making an Appropriation to Pay the General Maintenance, Improvements and Repairs, New Buildings, Pure Seed and Miscellaneous Items of the Experiment Station at the Agricultural College, Fargo, North Dakota.

Introduction, first and second reading, 86.
 Reference, 86.
 Reported back, 751.
 Amended, 751, 1232.
 Third reading, 792, 1233.
 Passed, 793, 1234.
 Messaged to the House, 800.

Returned by the House, 1153.
 Amended by House, 1153.
 Conference Committee, 1155.
 Other action, 409, 546, 770, 1133, 1155, 1158, 1226, 1232,
 1233, 1234, 1262.
 Signed by President, 1254.
 Forwarded to Governor, 1264.

Senate Bill No. 57—(Committee on Appropriations)

Senate Bill No. 57. A Bill for an Act Making an Appropriation for the Erection of a Wing on the Agricultural Building and a Wing on Science Hall at the Agricultural College.

Introduction, first and second reading, 87.
 Reference, 87.
 Reported back, 195.
 Third reading, 219.
 Passed, 220.
 Messaged to the House, 240.
 Returned by the House, 512.
 Other action, 220, 527.
 Signed by President, 531.
 Forwarded to Governor, 552.
 Approved by Governor, 602.

Senate Bill No. 58—(O. H. Olson and Magnuson)

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 189b5, 189b9, 189b12, 189b13, 189b15, 189b16, 189b25, 189b29 and 189b30 of the Supplement to the 1913 Compiled Laws Relating to State Hail Insurance.

Introduction, first and second reading, 87
 Reference, 87.
 Reported back, 251.
 Amended, 251.
 Third reading, 280, 1256.
 Passed, 281.
 Messaged to the House, 289.
 Returned by the House, 1153.
 Amended by the House, 1153.
 Conference Committee, 1154, 1225, 1242.
 Lost, 1256.
 Other action, 177, 270, 1158, 1225, 1226, 1228, 1241, 1251,
 1254, 1255, 1256, 1257, 1260.
 Explanation of vote, 1256.

Senate Bill No. 59—(Warehouse and Grain Grading Committee)

Senate Bill No. 59. A Bill for an Act to Provide for the Storage of Grain upon Farms on or Near Railway Right-of-way within the State of North Dakota; Regulating the Same for the Purpose of Procuring Loans Upon Such Grain; Making Provision for the Issuance of Negotiable Warehouse Certificates Upon Grain so Stored, Not in a Public Warehouse; Creating the Office of "Grain Storage Commissioner of North Dakota" Prescribing His Duties and Empowering Him to Make Rules and Regulations Necessary or Advisable to the

Purposes of Such Act; Making Appropriation for the Carrying Out of the Provisions and Purposes of Such Act; Prescribing Penalties for the Violation of the Provisions thereof; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Inroduction, first and second reading, 87.
 Reference, 87, 343.
 Reported back, 335, 501.
 Amended, 335, 501, 539.
 Third reading, 538, 858.
 Passed, 539, 858.
 Messaged to the House, 567.
 Returned by the House, 839.
 Amended by the House, 839.
 Other action, 525, 539, 552, 858, 918.
 Signed by President, 1038.
 Forwarded to Governor, 1043.
 Approved by Governor, 1159.

Senate Bill No. 60—(Ployhar)

Senate Bill No. 60. A Bill for an Act to Amend and Re-enact Section 7567 of the Supplement to Compiled Laws of North Dakota for 1913.

Introduction, first and second reading, 87.
 Reference, 87.
 Reported back, 184.
 Amended, 185.
 Third reading, 202, 1063.
 Passed, 203, 1064.
 Messaged to the House, 213.
 Returned by the House, 1061.
 Amended by the House, 1061.
 Other action, 194, 203, 1063, 1067, 1101.
 Signed by President, 1122.
 Forwarded to Governor, 1231.

Senate Bill No. 61—(Kretschmar and Sathre)

Senate Bill No. 61. A Bill for an Act to Create a Banking and Building and Loan Association Code Commission, Prescribing its Powers and Duties, and Making an Appropriation Therefor.

Introduction, first and second reading, 87.
 Reference, 87.
 Reported back, 294.
 Amended, 294.
 Third reading, 325, 1111, 1133.
 Passed, 326.
 Messaged to the House, 363.
 Returned by the House, 1061.
 Amended by the House, 1061.
 Conference Committee, 1067.
 Lost, 1111, 1133.
 Other action, 316, 1062, 1067, 1110, 1111, 1121, 1132, 1133, 1140.

Senate Bill No. 62—(Committee on Appropriations)

Senate Bill No. 62. A Bill for an Act Making an Appropriation to Reimburse the Escheated Estate Fund for an Amount Erroneously Credited to the General Fund in 1914.

Introduction, first and second reading, 93.

Reference, 93.

Reported back, 131.

Third reading, 152.

Passed, 152.

Messaged to the House, 174.

Returned by the House, 844.

Other action, 866.

Signed by President, 872.

Forwarded to Governor, 932.

Approved by Governor, 961.

Senate Bill No. 63—(Committee on Appropriations)

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to the State Budget Board.

Introduction, first and second reading, 93.

Reference, 93.

Reported back, 132.

Amended, 580.

Third reading, 153, 617.

Passed, 154, 617.

Messaged to the House, 174.

Returned by the House, 418.

Amended by the House, 418.

Conference Committee, 504.

Other action, 420, 504, 508, 521, 580, 602, 617, 627, 631.

Signed by President, 649.

Forwarded to Governor, 671.

Approved by Governor, 704.

Senate Bill No. 64—(Whitman)

Senate Bill No. 64. A Bill for an Act Providing for the Supervision of Plumbing by the State Department of Health, and for the Regulation and Inspection of Plumbing in Cities and Villages; for the Appointment of a Board of Plumbing Examiners for the Examination, Licensing and Classification of Plumbers; for Revoking Licenses; for Issuing Temporary Permits and Prescribing Penalties for the Violation of this Act.

Introduction, first and second reading, 93.

Reference, 93.

Reported back, 309.

Amended, 309, 332.

Third reading, 331.

Passed, 332.

Messaged to the House, 364.

Returned by the House, 906.

Other action, 316, 332, 346, 873, 874.

Withdrawn, 906.

Senate Bill No. 65—(Matthaei)

Senate Bill No. 65. A Bill for an Act to Amend and Re-enact Section 19 of Chapter 179, Session Laws 1927: "An Act to Provide for the Taxing and Licensing of Motor Vehicle Registration, the Appointment of a Registrar of Motor Vehicles, His Powers and Duties, Establishing the Method of Distribution of the Fees Received Therefrom, Fixing Penalties for Violation of this Act and Providing for an Appropriation for Administering the Same and for the Use of the State Highway Commission, and to Make Uniform the Law Relating to the Subject Matter of this Act.

Introduction, first and second reading, 93.

Reference, 93.

Reported back, 169.

Third reading, 187, 644.

Passed, 188, 645.

Messaged to the House, 198.

Returned by the House, 393.

Amended by the House, 393.

Conference Committee, 394.

Other action, 394, 404, 415, 644, 673.

Signed by President, 720.

Forwarded to Governor, 761.

Approved by Governor, 821.

Senate Bill No. 66—(Patterson)

Senate Bill No. 66. A Bill for an Act to Prohibit the Mortgaging of any Grain Prior to the Threshing Thereof, and any Other Agricultural Crop Prior to Its Harvest.

Introduction, first and second reading, 97.

Reference, 97.

Reported back, 356.

Indefinitely postponed, 356.

Senate Bill No. 67—(Patterson)

Senate Bill No. 67. A Bill for an Act to Amend Section 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Introduction, first and second reading, 97.

Reference, 97.

Reported back, 636.

Amended, 636.

Third reading, 692.

Indefinitely postponed, 1061.

Passed, 693.

Messaged to the House, 700.

Returned by the House, 1061.

Other action, 674, 693.

Senate Bill No. 68—(Tofsrud)

Senate Bill No. 68. A Bill for an Act to Amend and Re-enact Section 2166 of the Supplement to the Compiled Laws of North Dakota for 1913.

Introduction, first and second reading, 97.
Reference, 97.
Reported back, 208.
Amended, 208.
Third reading, 244.
Indefinitely postponed, 949.
Passed, 244.
Messaged to the House, 265.
Returned by the House, 949.
Other action, 177, 228.

Senate Bill No. 69—(Ettestad)

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 890 of the 1925 Supplement.

Introduction, first and second reading, 97.
Reference, 98.
Reported back, 136.
Amended, 136.
Third reading, 155, 492.
Passed, 156, 492.
Messaged to the House, 174.
Returned by the House, 471.
Amended by the House, 471.
Other action, 148, 472, 475, 485, 499.
Signed by President, 531.
Forwarded to Governor, 552.
Approved by Governor, 602.

Senate Bill No. 70—(Murphy)

Senate Bill No. 70. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 270 Session Laws of the State of North Dakota for the Year 1927.

Introduction, first and second reading, 98.
Reference, 98.
Reported back, 196.
Amended, 946.
Third reading, 220, 856, 946, 982.
Passed, 220, 857, 946, 983.
Messaged to the House, 240, 950.
Returned by the House, 855, 980.
Amended by the House, 855, 980.
Other action, 856, 862, 866, 943, 946, 947, 948, 950, 982, 1019, 1034.
Signed by President, 872, 1040.
Forwarded to Governor, 932, 1069.
Approved by Governor, 1094.

Senate Bill No. 71—(Murphy)

Senate Bill No. 71. A Bill for an Act to Amend and Re-enact Section 486 of Chapter 211 Session Laws of the State of North Dakota for the Year 1927.

Introduction, first and second reading, 98.
Reference, 98.
Reported back, 135.
Amended, 135.
Third reading, 155, 394.

Passed, 155, 395.
 Messaged to the House, 174.
 Returned by the House, 393.
 Amended by the House, 393.
 Other action, 148, 394, 395, 404, 441.
 Signed by President, 446.
 Forwarded to Governor, 514.
 Approved by Governor, 550.

Senate Bill No. 72—(Whitman)

Senate Bill No. 72. A Bill for an Act Making an Appropriation for Completing the Liberal Arts Building at the State University.

Introduction, first and second reading, 98.
 Reference, 98.
 Reported back, 301.
 Amended, 301.
 Third reading, 326.
 Passed, 327.
 Messaged to the House, 363.
 Returned by the House, 117.
 Other action, 301, 316, 327, 1207.
 Signed by President, 1202.
 Forwarded to Governor, 1247.
 Communication, 302.
 Explanation of vote, 326, 327.

Senate Bill No. 73—(Hamilton and Sperry)

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5, 7, and 9 of Chapter 281, Session Laws of North Dakota for the Year 1927, Relating to the Appropriations for Salary, Office Expense and Travel of the Veterans' Service Commissioner and Repealing Section 8 of said Chapter.

Introduction, first and second reading, 112.
 Reference, 112.
 Reported back, 231.
 Amended, 231.
 Third reading, 263, 419.
 Passed, 264, 420.
 Messaged to the House, 275.
 Returned by the House, 418.
 Amended by the House, 418.
 Other action, 249, 419, 420, 441.
 Signed by President, 446.
 Forwarded to Governor, 514.
 Approved by Governor, 551.

Senate Bill No. 74—(Sathre)

Senate Bill No. 74. A Bill for an Act to Authorize Villages, Towns, Cities, Counties, or Townships to Establish Official Master Plans and to Adopt Planning Commissions; Prescribing the Powers and Duties of said Planning Commissions; Providing for the Approval of Plats, for Penalties for Non-conformance thereto, that Building Permits Shall Conform to Official Master Plans, for Establishing and Enforcing

Future Street Lines, for the Appointment of Regional Planning Commissions and Prescribing Their Powers and Duties.

- Introduction, first and second reading, 112.
- Reference, 112.
- Reported back, 639.
- Amended, 639.
- Third reading, 713, 1146.
- Passed, 714, 1147.
- Messaged to the House, 734.
- Returned by the House, 1145.
- Amended by the House, 1145.
- Other action, 231, 298, 462, 674, 695, 714, 1146, 1158, 1209.
- Signed by President, 1204.
- Forwarded to Governor, 1249.

Senate Bill No. 75—(Committee on Public Health)

Senate Bill No. 75. A Bill for an Act Making an Appropriation of Twenty-Six Thousand Dollars (\$26,000.00) for the Biennium to the State Department of Health for the Purpose of Carrying Out the Provisions of Subdivision 3 of Section 403a2 of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Establishment and Maintenance of a Division of Child Hygiene and Public Health Nursing, and to Supply the Deficiency in Funds for the Operation Thereof Caused by the Discontinuance of the Federal Aid Granted During the Past Seven Years Under the Provisions of the Sheppard-Towner Act for Maternity and Infancy Hygiene.

- Introduction, first and second reading, 112.
- Reference, 112.
- Withdrawn, 760.

Senate Bill No. 76—(Fowler)

Senate Bill No. 76. A Bill for an Act Appropriating \$210,000.00 for the Construction of a Combined Physical Education Building and Auditorium at the Agricultural College.

- Introduction, first and second reading, 113.
- Reference, 113.
- Reported back, 729.
- Third reading, 776, 779, 1147.
- Passed, 780, 1148.
- Messaged to the House, 789.
- Returned by the House, 1145.
- Amended by the House, 1145.
- Lost, 777.
- Other action, 409, 546, 777, 779, 780, 1147, 1148, 1158, 1209.
- Signed by President, 1203.
- Forwarded to Governor, 1248.

Senate Bill No. 77—(Fowler)

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Chapter 20 of the Session Laws of 1927; the Same Being an Act to appropriate the Sum of \$75,000.00, From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River

of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 and Prescribing the Duties of the State Highway Commission in Relation Thereto.

Introduction, first and second reading, 113.
 Reference, 113.
 Reported back, 197.
 Amended, 197.
 Third reading, 221, 444.
 Passed, 222, 444.
 Messaged to the House, 241.
 Returned by the House, 393.
 Amended by the House, 393.
 Conference Committee, 395.
 Other action, 205, 222, 395, 405, 415, 443, 444, 464.
 Signed by President, 482.
 Forwarded to Governor, 514.
 Approved by Governor, 551.

Senate Bill No. 78—(Brostuen)

Senate Bill No. 78. A Bill for an Act to Amend and Re-enact Section 2125 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Election, Qualification and Compensation of Assessors in Townships and Unorganized Districts, and Section 3871 of the Compiled Laws of North Dakota of the Year 1913, Providing for the Duties and Compensation of Assessors in Villages.

Introduction, first and second reading, 113.
 Reference, 113.
 Reported back, 184.
 Amended, 184, 530, 647.
 Third reading, 201, 648.
 Passed, 202, 648.
 Messaged to the House, 213.
 Returned by the House, 445.
 Amended by the House, 445.
 Conference Committee, 445, 541, 547.
 Other action, 194, 201, 445, 447, 457, 530, 533, 541, 570; 643, 648, 673.
 Signed by President, 720.
 Forwarded to Governor, 761.
 Approved by Governor, 821.

Senate Bill No. 79—(Sperry)

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Sections 2290c7, 2290c9, 2290c12 and 2290c13 of the Supplement to the Compiled Laws of 1913, Relating to the Bonds of North Dakota Real Estate Series.

Introduction, first and second reading, 119.
 Reference, 119.
 Reported back, 305.
 Amended, 306.
 Third reading, 327.
 Passed, 328.
 Explanation of vote, 328.

Messaged to the House, 364.
 Returned by the House, 843.
 Other action, 210, 316, 327, 328, 918.
 Signed by President, 1039.
 Forwarded to Governor, 1068.
 Approved by Governor, 1093.

Senate Bill No. 80—(Poupore, by request)

Senate Bill No. 80. A Bill for an Act Permitting School District Boards to Provide a Building Fund as in Their Judgment Seems Necessary or desirable, Such Fund to be used for Building Purposes Only.

Introduction, first and second reading, 119.
 Reference, 119, 322.
 Reported back, 295, 392.
 Amended, 392.
 Third reading, 448.
 Indefinitely postponed, 643.
 Passed, 448.
 Messaged to the House, 483.
 Returned by the House, 643.
 Other action, 440.

Senate Bill No. 81—(Renwick)

Senate Bill No. 81. A Bill for an Act to Amend and Re-enact Section 2346b41 of the Supplement to the Compiled Laws of 1913 Regulating Filing of Inheritance Tax Reports in Certain Instances.

Introduction, first and second reading, 119.
 Reference, 119, 390.
 Reported back, 319, 477.
 Amended, 319.
 Indefinitely postponed, 477.
 Other action, 210, 346, 366, 874, 875.

Senate Bill No. 82—(Van Arnam)

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Subdivision C of Section 4, of Paragraph 2, of Chapter 196 of the Session Laws of North Dakota for the year 1927.

Introduction, first and second reading, 119.
 Reference, 119.
 Reported back, 196.
 Amended, 196.
 Third reading, 221.
 Passed, 221.
 Messaged to the House, 241.
 Returned by the House, 355.
 Other action, 205, 221, 377.
 Signed by President, 381.
 Forwarded to Governor, 430.
 Approved by Governor, 451.

Senate Bill No. 83—(Van Arnam)

Senate Bill No. 83. A Bill for an Act Authorizing Municipalities to Acquire and Maintain Airports or Landing Fields.

Introduction, first and second reading, 119.
 Reference, 119.
 Reported back, 252.
 Amended, 253.
 Third reading, 281.
 Passed, 281.
 Messaged to the House, 289.
 Returned by the House, 355.
 Other action, 231, 270, 377.
 Signed by President, 381.
 Forwarded to Governor, 430.
 Approved by Governor, 452.

Senate Bill No. 84—(Tofsrud)

Senate Bill No. 84. A Bill for an Act to Amend and Re-enact Section 2645 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 283 of the Session Laws of 1927, Relating to Wolf Bounties.

Introduction, first and second reading, 119.
 Reference, 120.
 Reported back, 442.
 Indefinitely postponed, 442.

Senate Bill No. 85—(Forbes)

Senate Bill No. 85. A Bill for an Act entitled "An Act to Amend and Re-enact Chapter 122 of the Laws of 1925, Being Section 769a2 of the Supplement to the 1913 Compiled Laws of North Dakota, Relating to Terms of District Court and the Location of Court Chambers."

Introduction, first and second reading, 126.
 Reference, 126.
 Reported back, 278.
 Amended, 290.
 Third reading, 290, 1151.
 Passed, 291, 1151.
 Messaged to the House, 298.
 Returned by the House, 1146.
 Amended by the House, 1146.
 Other action, 210, 291, 1150, 1151, 1158, 1210.
 Signed by President, 1204.
 Forwarded to Governor, 1249.

Senate Bill No. 86—(Patterson)

Senate Bill No. 86. A Bill for an Act Defining Naturopathy, Providing for and Regulating the Practice of Naturopathy in the State of North Dakota; Creating the North Dakota State Board of Naturopathy Examiners; Fixing their Terms of Office; Providing for the Appointment of Members of said Board; Defining the Power and Duties of Said Board; to Establish Rules and Regulations Covering said Board; Providing for the Examination and Licensing of Naturopathic Physicians in the State of North Dakota; Providing for the Charging of Fees for the Same; Regulating the Use of Professional Terms and Abbreviations; Providing for Prosecution and Penalties for Violations of the Provisions of this Act, and Repealing all Laws, or Parts of Laws in Conflict Herewith.

Introduction, first and second reading, 139.
Reference, 139.
Reported back, 395.
Amended, 395, 534.
Third reading, 534, 687.
Indefinitely postponed, 688.
Lost, 537.
Other action, 395, 441, 500, 525, 535, 537, 580, 581.
Communications, 535.

Senate Bill No. 87—(Cain and Sathre)

Senate Bill No. 87. A Bill for an Act Fixing the Salaries and Providing for the Payment of Necessary Expenses of the Judges of the Supreme and District Courts of the State of North Dakota.

Introduction, first and second reading, 139.
Reference, 139.
Reported back, 563.
Amended, 563.
Indefinitely postponed, 565.
Other action, 210, 564, 565.

Senate Bill No. 88—(Van Arnam)

Senate Bill No. 88. A Bill for an Act Regulating the Keeping of Hogs Infected with Contagious Disease, and Providing Penalties for the Violation Thereof.

Introduction, first and second reading, 139.
Reference, 139.
Reported back, 208.
Indefinitely postponed, 209.

Senate Bill No. 89—(Cain)

Senate Bill No. 89. A Bill for an Act Preserving Legal Remedies of Parties for Breach of Contract of Sale of Farm Machinery Including Tractors, Threshing Machines and Combines, and Providing Against Election of Remedies or Waiver of the Same in Contract, and Declaring Void, Provisions in Contracts Contrary to the Provisions of this Act.

Introduction, first and second reading, 139.
Reference, 140, 683.
Reported back, 631, 684.
Amended, 684.
Third reading, 732, 766.
Indefinitely postponed, 949.
Passed, 766.
Messaged to the House, 773.
Returned by the House, 949.
Other action, 210, 705, 733, 766.

Senate Bill No. 90—(Whitman)

Senate Bill No. 90. A Bill for an Act to Appropriate the Sum of \$15,000.00 From any Moneys in the State Highway Fund, for the Purpose of Aiding in the Completion of the Construction of a Bridge Across the Red River of the North, Between the City of Grand Forks, North Dakota and the

City of East Grand Forks, Minnesota, Under the Provisions of Chapter 73, Laws of 1919, as Amended and Re-enacted by Chapter 161 Laws of 1927.

Introduction, first and second reading, 150.
 Reference, 150.
 Reported back, 197.
 Third reading, 222.
 Passed, 223.
 Messaged to the House, 213.
 Returned by the House, 355.
 Other action, 223, 377.
 Signed by President, 381.
 Forwarded to Governor, 430.
 Approved by Governor, 452.

Senate Bill No. 91—(Hamilton)

Senate Bill No. 91. A Bill for an Act to Authorize State Inspectors Appointed Under the Provisions of Section 548a4 of the 1925 Supplement to the Compiled Laws of the Year 1913, to Seize and Confiscate Goods, Wares and Merchandise Sold, Offered for Sale, or Given Away in Violation of Any of the Laws of the State of North Dakota, and Giving Owners of Property the Right to Institute Court Proceedings in Burleigh County, North Dakota, to Have the Legality of His Possession Determined; to Authorize the Attorney General Upon Order of the District Court to Sell Such Confiscated Property.

Introduction, first and second reading, 150.
 Reference, 150.
 Reported back, 306.
 Amended, 306.
 Third reading, 328, 852.
 Passed, 329, 853.
 Messaged to the House, 364.
 Returned by the House, 854.
 Amended by the House, 854.
 Other action, 210, 316, 852, 862, 866.
 Signed by President, 872.
 Forwarded to Governor, 933.
 Approved by Governor, 961.

Senate Bill No. 92—(Committee on Appropriations)

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2683 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Executive Officer of the State Live Stock Sanitary Board.

Introduction, first and second reading, 150.
 Reference, 151.
 Reported back, 307.
 Amended, 307.
 Third reading, 329.
 Passed, 330.
 Messaged to the House, 364.
 Returned by the House, 534.
 Other action, 316, 554.

Signed by President, 594.
 Forwarded to Governor, 671.
 Approved by Governor, 704.

Senate Bill No. 93—(Sathre)

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the North Dakota House of Mercy at Fargo, North Dakota.

Introduction, first and second reading, 151.
 Reference, 151.
 Reported back, 307.
 Amended, 624.
 Third reading, 625, 1155.
 Passed, 626, 1156.
 Messaged to the House, 641.
 Returned by the House, 1154.
 Amended by the House, 1154.
 Other action, 330, 451, 518, 532, 625, 626, 630, 1155, 1156, 1158, 1209.
 Signed by President, 1203.
 Forwarded to Governor, 1248.

Senate Bill No. 94—(Sathre, by request)

Senate Bill No. 94. A Bill for an Act to Amend and Re-enact Section 4926, Compiled Laws of North Dakota for 1913, Relating to Resident and Non-Resident Insurance Agents.

Introduction, first and second reading, 151.
 Reference, 151, 211.
 Reported back, 209, 253.
 Indefinitely postponed, 253.
 Other action, 254.

Senate Bill No. 95—(Hamilton)

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Section 548a11 of the 1925 Supplement to the Compiled Laws for the Year 1913, Relating to the Penalty Under the State Licensing Department.

Introduction, first and second reading, 174.
 Reference, 174.
 Reported back, 320.
 Third reading, 366.
 Passed, 367.
 Messaged to the House, 382.
 Returned by the House, 967.
 Other action, 210, 1019.
 Signed by President, 1040.
 Forwarded to Governor, 1069.
 Approved by Governor, 1094.

Senate Bill No. 96—(Peck)

Senate Bill No. 96. A Bill for an act to Provide a Method for the Dissolution of Consolidated School Districts and for the Reorganization and Restoration of Common School Districts in Lieu Thereof and Providing for the Calling and Conduct of Election Upon the Question of Such Dissolution and Reorganization.

Introduction, first and second reading, 174.
 Reference, 175, 322.
 Reported back, 295, 441.
 Amended, 295, 441.
 Third reading, 485, 1131.
 Passed, 486, 1132.
 Messaged to the House, 505.
 Returned by the House, 980.
 Amended by the House, 980.
 Conference Committee, 983.
 Other action, 317, 463, 983, 1034, 1062, 1131, 1144, 1207.
 Signed by President, 1202.
 Forwarded to Governor, 1247.

Senate Bill No. 97—(Renwick, by request)

Senate Bill No. 97. A Bill for an Act Authorizing and Empowering any Clerk or Deputy of the County Court to Administer Oaths.

Introduction, first and second reading, 175.
 Reference, 175.
 Other action, 210.
 Withdrawn, 274.

Senate Bill No. 98—(Magnuson)

Senate Bill No. 98. A Bill for an Act to Amend and Re-enact Section 4609a7 of the 1925 Supplement to the Compiled Laws of 1913, Relating to the By-Laws of Co-operative Associations, the Power to Amend the Same and the Number of Members Necessary to Constitute a Quorum for Such Purpose.

Introduction, first and second reading, 187.
 Reference, 187.
 Reported back, 231.
 Third reading, 264, 906.
 Passed, 265, 907.
 Messaged to the House, 275.
 Returned by the House, 854.
 Amended by the House, 854.
 Conference Committee, 852.
 Other action, 862, 906, 925, 951.
 Signed by President, 1040.
 Forwarded to Governor, 1068.
 Approved by Governor, 1093.

Senate Bill No. 99—(Ployhar)

Senate Bill No. 99. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the School Laws of the State of North Dakota.

Introduction, first and second reading, 187.
 Reference, 187.
 Reported back, 464.
 Third reading, 486, 851.
 Passed, 487, 852.
 Messaged to the House, 505.
 Returned by the House, 854.

Amended by the House, 854.
Other action, 851, 862, 866.
Signed by President, 872.
Forwarded to Governor, 933.
Approved by Governor, 961.

Senate Bill No. 100—(Van Arnam and Hamilton)

Senate Bill No. 100. A Bill for an Act Amending and Re-enacting Section 2003a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Destruction of Noxious Weeds Growing Along or Upon All Public Highways.

Introduction, first and second reading, 187.
Reference, 187.
Reported back, 209.
Third reading, 244.
Indefinitely postponed, 386.
Passed, 245.
Messaged to the House, 265.
Returned by the House, 386.

Senate Bill No. 101—(Steel)

Senate Bill No. 101. A Bill for an Act Defining Dental Hygienists; Providing for the Licensing and Regulating the Practice of Dental Hygienists.

Introduction, first and second reading, 199.
Reference, 200, 554.
Withdrawn, 683.

Senate Bill No. 102—(Steel)

Senate Bill No. 102. A Bill for an Act to Amend and Re-enact Section 509 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the State Board of Dental Examiners and Practice of Dentistry.

Introduction, first and second reading, 200.
Reference, 200, 572.
Reported back, 527.
Withdrawn, 683.

Senate Bill No. 103—(Committee on Education)

Senate Bill No. 103. A Bill for an Act to Amend and Re-enact Section 4007, 4008, 4009, 4010, 4011 and 4013 of the Compiled Laws of 1913, Relating to Public Libraries.

Introduction, first and second reading, 214.
Reference, 214.
Reported back, 465.
Indefinitely postponed, 465.
Other action, 465.

Senate Bill No. 104—(Lynch, Sathre, Bond and Fredrickson)

Senate Bill No. 104. A Bill for an Act Providing for the Discontinuance of Further Assessments by the Depositors' Guaranty Fund Commission, for the Collection and Distribu-

tion of its Assets, the Dissolution of Such Commission, the Disposition of its Books, Records and Assets, and Repealing All Acts or Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 214.
 Reference, 214.
 Reported back, 555.
 Amended, 555.
 Third reading, 617.
 Passed, 618.
 Messaged to the House, 640.
 Returned by the House, 981.
 Other action, 375, 583, 618, 1019.
 Signed by President, 1040.
 Forwarded to Governor, 1069.
 Opinion of Attorney General, 287.
 Approved by Governor, 1094.

Senate Bill No. 105—(Bond, Fredrickson, Lynch and Sathre)

Senate Bill No. 105. A Bill for an Act Providing for the Protection of Depositors and Holders of Exchange in Banks Organized Under the Laws of North Dakota.

Introduction, first and second reading, 214.
 Reference, 214.
 Reported back, 556.
 Amended, 556.
 Third reading, 618.
 Indefinitely postponed, 949.
 Passed, 619.
 Messaged to the House, 640.
 Returned by the House, 949.
 Other action, 375, 583, 619.

Senate Bill No. 106—(Bonzer)

Senate Bill No. 106. A Bill for an Act Creating a Highway Commission, Defining the Powers and Duties, and Fixing the Compensation.

Introduction, first and second reading, 214.
 Reference, 214.
 Reported back, 598.
 Amended, 598, 609.
 Third reading, 655.
 Indefinitely postponed, 1121.
 Passed, 655.
 Messaged to the House, 686.
 Returned by the House, 1121.
 Other action, 375, 597, 609, 630, 655.

Senate Bill No. 107—(Cain)

Senate Bill No. 107. A Bill for an Act to Repeal Sections 9192a1, 9192a2, 9192a3, 9192a4, 9192a5, 9192a6, 9192a7, 9192a8, 9192a9, 9192a10, 9192a11, 9192a12, 9192a13, 9192a14, of the 1925 Supplement to the 1913 Compiled Laws of the State of North Dakota, Relating to Boards of Conciliation.

Introduction, first and second reading, 214.
 Reference, 214.
 Other action, 601.
 Withdrawn, 601.

Senate Bill No. 108—(Cain)

Senate Bill No. 108. A Bill for an Act to Repeal Sections 11256, 11257, 11258, 11259 and 11260 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the State Prison Revolving Fund Derived From the Net Profits of the Twine and Cordage Plant at the State Penitentiary.

Introduction, first and second reading, 215.

Reference, 215.

Reported back, 722.

Indefinitely postponed, 723.

Other action, 724.

Senate Bill No. 109—(Renauld and Bond)

Senate Bill No. 109. A Bill for an Act Defining Property Rights in and to Fur Bearing Animals Kept in Captivity Within the State of North Dakota, and the Pelt of any Wild Animal Lawfully Obtained.

Introduction, first and second reading, 215.

Reference, 215.

Reported back, 477.

Amended, 477.

Third reading, 509.

Passed, 510.

Message to the House, 532.

Returned by the House, 843.

Other action, 428, 498, 866.

Signed by President, 872.

Forwarded to Governor, 933.

Approved by Governor, 961.

Senate Bill No. 110—(Hamilton and Sperry)

Senate Bill No. 110. A Bill for an Act to Authorize the Adjutant General to File as Claims Against the Returned Soldiers' Fund, Certain Applications Which Were Received Subsequent to June 30, 1927.

Introduction, first and second reading, 215.

Reference, 215.

Reported back, 254.

Third reading, 281.

Passed, 282.

Message to the House, 289.

Returned by the House, 843.

Other action, 866.

Signed by President, 872.

Forwarded to Governor, 933.

Approved by Governor, 962.

Senate Bill No. 111—(Hoople)

Senate Bill No. 111. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the

Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots of Potatoes Originating Within the State of North Dakota and Making an Appropriation for the Payment of the Salaries and Traveling Expenses of Inspectors and Clerks, the Printing of the Necessary Forms and Rules and Regulations and for the Necessary Office Expenses.

Introduction, first and second reading, 215.
 Reference, 216.
 Reported back, 584.
 Amended, 584.
 Third reading, 736.
 Lost, 736.
 Other action, 298, 588, 608, 626, 736.

Senate Bill No. 112—(Conrath)

Senate Bill No. 112. A Bill for an Act Declaring that the Construction or the Giving of Aid for the Construction of a Railroad for the Purpose of Developing the Resources and Improving the Economic Facilities of the State of North Dakota is a Public Purpose, and that Special Assessments, According to the Benefits Received May be Made Upon the Property Benefited Thereby, and Providing for the Making and Collection of Such Special Assessments for that Purpose.

Introduction, first and second reading, 241.
 Reference, 241.
 Reported back, 685.
 Indefinitely postponed, 685.
 Other action, 683.

Senate Bill No. 113—(Brostuen)

Senate Bill No. 113. A Bill for an Act Providing for the Forfeiture to Counties of Real Property Upon Which Taxes are Delinquent; Fixing the Period of Such Delinquency, the Notice to be Given and the Method of Service; and for Proceedings for a Sale of Such Property and the Disposition of the Proceeds.

Introduction, first and second reading, 241.
 Reference, 241, 363.
 Reported back, 688.
 Amended, 688.
 Third reading, 767.
 Other action, 298, 705.
 Lost, 767.

Senate Bill No. 114—(Ployhar)

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Sections 2346a20, 2346a21 and 2346a22 of the Supplement to the Compiled Laws 1913.

Introduction, first and second reading, 242.
 Reference, 242.
 Reported back, 343.
 Indefinitely postponed, 343.
 Other action, 298.

Senate Bill No. 115—(Magnuson, by request)

Senate Bill No. 115. A Bill for an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars to Pay Mr. L. J. Wehe, an Attorney at Law, of Bismarck, North Dakota, for Services Rendered as an Attorney at Law, Incurred and in Connection with the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in the Year 1919, in Conducting a Hearing on Certain Charges Preferred Against the State Library and Those in Charge of Same, as Authorized and Directed by Said House of Representatives.

Introduction, first and second reading, 258.
 Reference, 258.
 Reported back, 308.
 Third reading, 330.
 Indefinitely postponed, 859.
 Passed, 331.
 Messaged to the House, 364.
 Returned by the House, 859.

Senate Bill No. 116—(Crocker)

Senate Bill No. 116. A Bill for an Act Making an Appropriation for Giving the Home Makers of North Dakota Information Regarding the Selection and Propagation of Fruits, Vegetables, Ornamental Shrubs and Flowers, by Means of Annual Exhibits and Premiums, Annual Reports and Monthly Letters of Seasonable Advice.

Introduction, first and second reading, 258.
 Reference, 258.
 Reported back, 308.
 Amended, 308.
 Third reading, 331.
 Indefinitely postponed, 604, 1060.
 Passed, 331.
 Messaged to the House, 364, 1037.
 Returned by the House, 604, 1060.
 Other action, 317, 1036, 1037.

Senate Bill No. 117—(Ployhar)

Senate Bill No. 117. A Bill for an Act Declaring it Unlawful for the Board of Administration or Any Member Thereof or the President, Superintendent, or Managing Officer of any State Institution to Exceed or Connive and Conspire to Exceed the Amount of Any Appropriation Made by the Legislative Assembly for any Designated Purpose, and Providing Penalties Therefor.

Introduction, first and second reading, 258.
 Reference, 259.
 Reported back, 344.
 Amended, 345.
 Third reading, 389, 853.
 Passed, 390, 854.
 Messaged to the House, 405.
 Returned by the House, 854.
 Amended by the House, 854.

Other action, 376, 390, 853, 862, 866.
Signed by President, 872.
Forwarded to Governor, 933.
Approved by Governor, 962.

Senate Bill No. 118—(Van Arnam)

Senate Bill No. 118. A Bill for an Act to Amend and Re-enact Section 5206 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Investment of Trust Funds.

Introduction, first and second reading, 259.
Reference, 259.
Reported back, 560.
Amended, 560.
Third reading, 621.
Passed, 622.
Messaged to the House, 641.
Returned by the House, 981.
Other action, 375, 583, 1019.
Signed by the President, 1041.
Forwarded to Governor, 1069.
Approved by Governor, 1095.

Senate Bill No. 119—(Martin)

Senate Bill No. 119. A Bill for an Act Exempting Certain Personal Property from Taxation.

Introduction, first and second reading, 259.
Reference, 259.
Reported back, 356.
Amended, 356.
Third reading, 518.
Indefinitely postponed, 1061.
Passed, 518.
Messaged to the House, 532.
Returned by the House, 1061.
Other action, 376, 401, 518.

Senate Bill No. 120—(Brostuen)

Senate Bill No. 120. A Bill for an Act Providing for the Appointment of a Committee for the Purpose of Drafting and Reporting the Inconsistencies, Contradictions, and Omissions of the Tax Laws, of the State of North Dakota, and Making an Appropriation Therefor.

Introduction, first and second reading, 259.
Reference, 259.
Reported back, 378.
Amended, 378.
Third reading, 413.
Indefinitely postponed, 784.
Passed, 413.
Messaged to the House, 433.
Returned by the House, 784.
Other action, 391.

Senate Bill 121—(Bonzer and C. J. Olson)

Senate Bill No. 121. A Bill for an Act to Repeal Section 1000 and Section 1002 of the Compiled Laws of 1913, and to

Amend Section 992, Section 997, Section 998, Section 999, Section 1001, and Section 1004, of the Compiled Laws of 1913, Relating to Absent Voters' Ballots, as Provided in Article 16 of Chapter 11, of the Political Code of the Compiled Laws of 1913, and Further Providing for the Filing of the Complete List of Registered Voters of Each Precinct by the Different Boards of Registration, as provided in Article 24 of Chapter 11, of the Compiled Laws of 1913, Providing for Filing Such Lists With the County Auditor, Thirty (30) Days Prior to Each Election, and Providing Further for the Repeal of All the Provisions of Law in Conflict Herewith. The Purpose and Intent of this Act, Being to Safeguard Elections in the State, Against Fraud and Corruption, and the Violation of the Provisions of Law, Regulating the Secrecy and the Purity of the Ballot, and to Provide Adequate Penalties for Willful Disregard or Violation of the Election Laws of the State.

Introduction, first and second reading, 268.

Reference, 268.

Reported back, 676.

Indefinitely postponed, 678.

Other action, 677.

Senate Bill No. 122—(Cain)

Senate Bill No. 122. A Bill for an Act to appropriate the Sum of Twenty Thousand Dollars from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Little Missouri River in Dunn County, North Dakota, on Federal Highway No. 22, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the 1925 Supplement to the Compiled Laws of 1913), as Amended and Re-enacted by Chapter 161, Laws of 1927, and Directing the State Highway Commission to Construct Such Bridge and all Necessary Preliminary Acts.

Introduction, first and second reading, 276.

Reference, 276.

Reported back, 730.

Third reading, 777.

Passed, 778.

Messaged to the House, 789.

Returned by the House, 967.

Other action, 504, 779, 1019.

Signed by the President, 1041.

Forwarded to Governor, 1069.

Approved by the Governor, 1094.

Senate Bill No. 123—(Cain)

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sec. 1952a2 of the 1925 Supplement to the Compiled Laws for the Year 1913) as Amended and Re-enacted by Section 2 of Chapter 161, Laws of 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways, or Roads Across the Little Missouri River on Federal Highway No. 22, or Roads Across Navigable Streams Within the State of North Dakota.

Introduction, first and second reading, 276.
 Reference, 276.
 Other action, 504.
 Withdrawn, 770.

Senate Bill No. 124—(Committee on Public Health)

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 409, Compiled Laws of 1913, Relating to the Compensation to be Received by County Health Officers.

Introduction, first and second reading, 276.
 Reference, 276.
 Reported back, 378.
 Third reading, 411.
 Passed, 412.
 Messaged to the House, 433.
 Returned by the House, 859.
 Other action, 867.
 Signed by President, 872.
 Forwarded to Governor, 933.
 Approved by Governor, 962.

Senate Bill No. 125—(Committee on Public Health)

Senate Bill No. 125—A Bill for an Act Providing for the Examination, Approval and Registration of Camps by the State Health Department, Providing a Penalty for Violation Thereof.

Introduction, first and second reading, 276.
 Reference, 277.
 Reported back, 379.
 Amended, 379.
 Third reading, 412.
 Indefinitely postponed, 686.
 Passed, 413.
 Messaged to the House, 433.
 Returned by the House, 886.
 Other action, 391.

Senate Bill No. 126—(Committee on Public Health)

Senate Bill No. 126. A Bill for an Act Relating to the Organization of Full Time District Health Departments, to Provide the Manner of Effecting the Same and Managing the Affairs Thereof, to Prescribe the Duties and Powers of the Officers Thereof and to Provide for their Financial Support.

Introduction, first and second reading, 277.
 Reference, 277, 590, 605.
 Reported back, 590, 676.
 Amended, 676.
 Third reading, 714.
 Lost, 715.
 Other action, 375, 590, 605, 705, 715.

Senate Bill No. 127—(Committee on Public Health)

Senate Bill No. 127. A Bill for an Act Providing for the Regulation of Cemeteries, the Appointment of Sextons and Secretaries, Defining their Duties, Providing for the Plotting and

Laying Out of Cemeteries, and Defining the Duties of the State Department of Health in Regard to Burials, Their Registration, and Cemeteries.

Introduction, first and second reading, 277.
 Reference, 277, 562.
 Reported back, 561, 589.
 Amended, 561, 589, 627.
 Indefinitely postponed, 627.
 Other action, 375, 608, 627.

Senate Bill No. 128—(Unruh)

Senate Bill No. 128. A Bill for an Act to Provide for a Custodian of the Capitol Buildings and Describing His Powers, Duties and Compensation and Appointing Such Custodian.

Introduction, first and second reading, 277.
 Reference, 277.
 Reported back, 344.
 Third reading, 388.
 Passed, 389.
 Messaged to the House, 405.
 Returned by the House, 950.
 Other action, 344, 1020.
 Signed by the President, 1041.
 Forwarded to Governor, 1070.
 Approved by Governor, 1204.

Senate Bill No. 129—(Atkins)

Senate Bill No. 129. A Bill for an Act to Amend and Re-enact Paragraph "b" and Paragraph "c" of Section 2976t15 Supplement to the Compiled Laws of 1913, Relating to the Creating of a State Highway Fund, and Distribution of Such Fund.

Introduction, first and second reading, 277.
 Reference, 277, 448.
 Reported back, 392, 730.
 Amended, 392, 730, 804.
 Third reading, 804.
 Indefinitely postponed, 948.
 Passed, 805.
 Messaged to the House, 811.
 Returned by the House, 948.
 Other action, 390, 440, 748, 778, 804, 811.

Senate Bill No. 130—(Poupore, by request)

Senate Bill No. 130. A Bill for an Act Providing Additional Requirements for the Office of County Coroner.

Introduction, first and second reading, 277.
 Reference, 277.
 Reported back, 344.
 Indefinitely postponed, 344.

Senate Bill No. 131—(Fleckten)

Senate Bill No. 131. A Bill for an Act Providing for Licensing any Person, Co-partnership, Firm or Corporation, Who Shall Either Lease From the Owner of Land, and Ob-

tain Oil or Gas Rights Thereon, or Who Shall Sell its Corporate Stock, Bonds, Notes, or any Other Evidence of Indebtedness, who Desires to Drill Either a Test Hole or an Oil or Gass Well, Shall Apply to the State Geologist for a Permit Before Drilling, Providing That the State Geologist Shall Issue Licenses for Drilling, and Provided Further that the Person, Co-partnership, Firm or Corporation Shall File With the State Geologist a Complete Log of the Drilling, Which Log Shall be a Public Record, Giving Authority to the State Geologist to Make Such Examination of the Drilling While in Progress or After Completion, and Giving Authority to the State Geologist to Inspect Drilling Operations for the Purpose of Testing and Examining the Well. Penalty.

Introduction, first and second reading, 278.

Reference, 278.

Reported back, 529.

Amended, 529, 575.

Third reading, 574, 903.

Passed, 575, 904.

Messaged to the House, 603.

Returned by the House, 894.

Amended by the House, 894.

Other action, 552, 575, 583, 903, 925, 951.

Signed by the President, 1040.

Forwarded to Governor, 1068.

Approved by Governor, 1160.

Senate Bill No. 132—(Magnuson)

Senate Bill No. 132. A Bill for an Act to Repeal Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of the County Mutual Insurance Companies.

Introduction, first and second reading, 278.

Reference, 278.

Withdrawn, 485.

Senate Bill No. 133—(Hamilton)

Senate Bill No. 133. A Bill for an Act to Regulate the Practice of Professional Engineering and Land Surveying in the State of North Dakota.

Introduction, first and second reading, 289.

Reference, 289.

Reported back, 638.

Amended, 638.

Third reading, 694.

Lost, 694.

Other action, 674, 694.

Senate Bill No. 134—(C. J. Olson)

Senate Bill No. 134. A Bill for an Act to Appropriate the Sum of \$10,000.00 to Pay and Defray the Expense of the Senate Fact Finding Committee as Provided for by the Resolution of the Senate.

Introduction, first and second reading, 289.

Reference, 289.

Reported back, 753.
 Indefinitely postponed, 753.
 Other action, 462.

Senate Bill No. 135—(C. J. Olson)

Senate Bill No. 135. A Senate Resolution.
 Introduction, first and second reading, 289.
 Reference, 289.
 Reported back, 757.
 Indefinitely postponed, 757.
 Explanation, 757.

Senate Bill No. 136—(Brunsdale)

Senate Bill No. 136. A Bill for an Act to Appropriate \$2,000.00 for the Payment of the Expenses to Be Incurred by Boys' and Girls' Club Work at State Fairs.

Introduction, first and second reading, 292.
 Reference, 292.
 Reported back, 597.
 Third reading, 652.
 Passed, 653.
 Messaged to the House, 685.
 Returned by the House, 859.
 Other action, 462, 867.
 Signed by President, 873.
 Forwarded to Governor, 933.
 Approved by Governor, 962.

Senate Bill No. 137—(Martin)

Senate Bill No. 137. A Bill for an Act to Appropriate the Sum of Sixteen Thousand Dollars (\$16,000.00) for the Purchase of Section Nine (9), in Township One Hundred Thirty-eight, (138), North of Range Eighty-one (81), West of the Fifth Principal Meridian in Morton County, North Dakota, or other Available Land Adjacent Thereto, and Providing for the Renting Thereof to the United States Government for Use in Connection with United States Northern Great Plains Dairy Station in Morton County, North Dakota.

Introduction, first and second reading, 299.
 Reference, 299.
 Reported back, 595.
 Third reading, 650.
 Passed, 651.
 Messaged to the House, 685.
 Returned by the House, 1161.
 Other action, 546, 651, 1210.
 Signed by President, 1203.
 Forwarded to Governor, 1248.

Senate Bill No. 138—(Brant)

Senate Bill No. 138. A Bill for an Act to Authorize County Treasurers and other Officials Charged with the Duty of Collecting Public Moneys to Accept Checks, Bank Drafts and Money Orders in Payment of Taxes, Subject to the Due Honor Thereof, and Relating to the Manner of Making Col-

lection Thereon, and Repealing Section 2162 of the Compiled Laws of 1913 and all Acts and Parts of Acts in Conflict Here-with.

Introduction, first and second reading, 299.
 Reference, 300.
 Reported back, 529.
 Amended, 530, 575.
 Third reading, 575.
 Passed, 576.
 Messaged to the House, 603.
 Returned by the House, 968.
 Other action, 553, 583, 1020.
 Signed by President, 1041.
 Forwarded to Governor, 1070.
 Approved by Governor, 1159.

Senate Bill No. 139—(Sperry)

Senate Bill No. 139. A Bill for an Act Authorizing the Board of Administration of the State of North Dakota to Sell and Dispose of the Experiment Sub-Station at Hebron, North Dakota, Including the Machinery Used in Connection with the Experiment Sub-Station and Repealing Sections 1645, 1646, 1647 and 1648 of the Compiled Laws of North Dakota for the Year 1913.

Introduction, first and second reading, 300.
 Reference, 300.
 Reported back, 707.
 Indefinitely postponed, 707.

Senate Bill No. 140—(Kretschmar and Patterson)

Senate Bill No. 140. A Bill for an Act to Provide an Appropriation for the Eradication of Barberrry Bushes.

Introduction, first and second reading, 300.
 Reference, 300.
 Reported back, 753.
 Amended, 754.
 Third reading, 793.
 Indefinitely postponed, 949.
 Passed, 793.
 Messaged to the House, 801.
 Returned by the House, 949.
 Other action, 462, 771, 794.

Senate Bill No. 141—(Committee on Cities and Municipal Corporations)

Senate Bill No. 141. A Bill for an Act to Amend and Re-enact Subdivision (1) of Section 4059 of the 1925 Supplement to the Compiled Laws of the State of North Dakota 1913, as Amended by Chapter 194, Session Laws of 1927, Relating to the Powers of Park Boards.

Introduction, first and second reading, 300.
 Reference, 300, 362.
 Reported back, 751.
 Third reading, 791.
 Indefinitely postponed, 885.

Passed, 792.
Messaged to the House, 801.
Returned by the House, 885.

Senate Bill No. 142—(Ployhar)

Senate Bill No. 142. A Bill for an Act Designating the Kind of Fuel to be Used in all State Institutions, County Buildings and Public Schools.

Introduction, first and second reading, 300.
Reference, 300, 489.
Reported back, 465, 502.
Amended, 465, 502, 540.
Third reading, 540.
Indefinitely postponed, 948.
Passed, 540.
Messaged to the House, 562.
Returned by the House, 948.
Other action, 475, 525, 540, 553.

Senate Bill No. 143—(Ployhar)

Senate Bill No. 143. A Bill for an Act Entitled: "An Act to Amend and Re-enact Section 10950 of the Compiled Laws of North Dakota of 1913, Relativ to Probation of Criminals."

Introduction, first and second reading, 300.
Reference, 301.
Reported back, 527.
Amended, 576.
Third reading, 576.
Passed, 577.
Messaged to the House, 603.
Returned by the House, 968.
Other action, 572, 576, 583, 1020.
Signed by President, 1041.
Forwarded to Governor, 1070.

Senate Bill No. 144—(Lynch)

Senate Bill No. 144. A Bill for an Act to Legalize and Validate Real Estate Mortgage Foreclosure Sales Made Prior to the Taking Effect of this Act Where the Power of Attorney to Foreclose was Executed Prior to the Sale as Provided by Law, but Was Not Filed at or Before the Date of Sale.

Introduction, first and second reading, 312.
Reference, 312.
Reported back, 528.
Third reading, 572, 1152.
Passed, 573, 1153.
Messaged to the House, 602.
Returned by the House, 1146.
Amended by the House, 1146.
Other action, 1152, 1158, 1209.
Signed by President, 1203.
Forwarded to Governor, 1248.

Senate Bill No. 145—(Cain)

Senate Bill No. 145. A Bill for an Act to Require the County Auditor to Furnish Tax Information in Certain Cases.

- Introduction, first and second reading, 312.
- Reference, 313.
- Reported back, 476.
- Third reading, 508.
- Passed, 509.
- Messaged to the House, 532.
- Returned by the House, 917.
- Other action, 951.
- Signed by the President, 1040.
- Forwarded to Governor, 1068.
- Approved by Governor, 1093.

Senate Bill No. 146—(Committee on Appropriations)

Senate Bill No. 146. A Bill for an Act to appropriate the Sum of \$500.00 to Pay D. H. Hamilton, Walter Schlosser, and L. O. Fredrickson for Services Rendered and Money Expended as Members of the Senate Fact Finding Committee Incurred and in Connection with the Special Fact Finding Committee Appointed by the Senate of the Twentieth Legislative Assembly of the Year 1927 to Investigate and Report the Condition of the State Mill and Elevator, and to Reimburse the State Mill and Elevator for Expenses Advanced.

- Introduction, first and second reading, 322.
- Reference, 323.
- Amended, 368.
- Passed, 368.
- Messaged to the House, 382.
- Returned by the House, 512.
- Other action, 323, 368, 377, 527.
- Signed by President, 531.
- Forwarded to Governor, 552.
- Approved by Governor, 602.

Senate Bill No. 147—(Committee on Appropriations)

Senate Bill No. 147. A Bill for an Act Making an Appropriation for the Purpose of Paying for Equipping, Furnishing and Officerizing the New Girls' Building at the State Training School, Mandan, North Dakota, and to Reimburse the Maintenance Fund for Moneys Spent in Connecting Girls' Building with Necessary Utilities.

- Introduction, first and second reading, 323.
- Reference, 323.
- Reported back, 408.
- Third reading, 449.
- Passed, 450.
- Messaged to the House, 484.
- Returned by the House, 843.
- Other action, 867.
- Signed by President, 873.
- Forwarded to Governor, 934.
- Approved by Governor, 1093.

Senate Bill No. 148—(Fine and O. H. Olson)

Senate Bill No. 148. A Bill for an Act Providing for a Bounty for the Destruction of Crows.

- Introduction, first and second reading, 323.
- Reference, 323.
- Reported back, 467.
- Amended, 491.
- Third reading, 491.
- Indefinitely postponed, 1039.
- Passed, 492.
- Messaged to the House, 505.
- Returned by the House, 1039.
- Other action, 491, 498.

Senate Bill No. 149—(Hyland)

Senate Bill No. 149. A Bill for an Act to Amend and Re-enact Section 4058 of the Compiled Laws of North Dakota 1913, and Section 4059 of the Supplement to the Compiled Laws of 1913, as amended by Chapter 194 of the Session Laws of the State of North Dakota for 1927 Relating to the Organization of a Board of Park Commissioners, Defining the Qualifications, Mode of Election and Term of Office of such Commissioners and Prescribing the Manner of Filling Vacancies of Said Board; and to the Powers of the Park Commission and Matters of Taxation Incidental Thereto.

- Introduction, first and second reading, 323.
- Reference, 323.
- Reported back, 478.
- Amended, 478, 510.
- Third reading, 510, 983.
- Passed, 511, 984.
- Messaged to the House, 532.
- Returned by the House, 980.
- Amended by the House, 980.
- Other action, 499, 510, 526, 983, 1020, 1034.
- Signed by President, 1041.
- Forwarded to Governor, 1070.
- Approved by Governor, 1159.

Senate Bill No. 150—(Magnuson)

Senate Bill No. 150. A Bill for an Act to Amend and Re-enact Chapter 168 of the Session Laws of the State of North Dakota for the Year 1927, Relating to the Investment of Funds of County Mutual Insurance Companies, and Prescribing the Character of Such Investments.

- Introduction, first and second reading, 323.
- Reference, 324.
- Reported back, 466.
- Amended, 466.
- Third reading, 489, 1064.
- Passed, 490, 1065.
- Messaged to the House, 505.
- Returned by the House, 1061.
- Amended by the House, 1061.
- Other action, 475, 1064, 1067, 1101.
- Signed by the President, 1122.
- Forwarded to Governor, 1231.

Senate Bill No. 151—(Brostuen and Cain)

Senate Bill No. 151. A Bill for an Act Authorizing the Board of University and School Lands of the State of North Dakota to Acquire by Purchase of Condemnation, Certain Lands Within the Counties of Slope, Golden Valley, Billings and McKenzie for National Park Purposes; Providing for the Conveyance thereof to the United States under Certain Conditions, and Making an Appropriation Therefor.

Introduction, first and second reading, 334.
Reference, 334.
Reported back, 609.
Third reading, 655, 1236.
Passed, 656, 1236.
Messaged to the House, 686.
Returned by the House, 1235.
Amended by the House, 1235.
Other action, 462, 656, 1235, 1236, 1237, 1262.
Signed by President, 1254.
Forwarded to Governor, 1264.

Senate Bill No. 152—(Porter, by request)

Senate Bill No. 152. A Bill for an Act Relating to the Delivery and Exchange of Bakery Products; Terms of; Sanitation; for Sale of, and Penalty. Duty of State Food Commissioner and Chemist to Enforce.

Introduction, first and second reading, 334.
Reference, 334.
Reported back, 589.
Third reading, 626.
Indefinitely postponed, 1038.
Passed, 626.
Messaged to the House, 641.
Returned by the House, 1038.

Senate Bill No. 153—(Patterson)

Senate Bill No. 153. A Bill for an Act to Amend and Re-enact Sections 6857 and 6858 of the Compiled Laws of North Dakota for the Year 1913, Relating to Farm Laborer's Lien Providing for the Lien for Labor or Services Performed on Farm.

Introduction, first and second reading, 334.
Reference, 335.
Reported back, 633.
Indefinitely postponed, 633.

Senate Bill No. 154—(Patterson)

Senate Bill No. 154. A Bill for an Act to Amend and Re-enact Section 7730 of the Compiled Laws of North Dakota for 1913 and all Acts Amendatory Thereto.

Introduction, first and second reading, 335.
Reference, 335.
Reported back, 592.
Amended, 592.
Third reading, 650, 981.
Passed, 650, 982.
Messaged to the House, 685.

Returned by the House, 980.
Amended by the House, 980.
Other action, 608, 981, 1020, 1034.
Signed by President, 1041.
Forwarded to Governor, 1070.
Approved by Governor, 1161.

Senate Bill No. 155—(Cain)

Senate Bill No. 155. A Bill for an Act to Appropriate the Sum of Six Hundred Dollars Annually until 1942 or so Much Thereof as May be Necessary Under this Act, for the Use and Benefit of the Children, not Under Sixteen nor over Twenty-one Years of Age and who have for Twelve Months had their Domicile in the State of North Dakota, of those who Were Killed in Action or Who Died from Other Cause While Serving in the Army, Navy, or Marine Corps of the United States, During the World War, from April 6, 1917, to July 2, 1921; Which Said Children are Attending or Who May Hereafter Attend a State Educational or Training Institution of a Secondary or College Grade; for the Purpose of Providing and Paying for Said Children; Tuition and Matriculation Fees; Board and Room Rent; and Books and Supplies, and for no Other Purposes.

Introduction, first and second reading, 335.
Reference, 335.
Reported back, 597.
Third reading, 653.
Indefinitely postponed, 860.
Passed, 654.
Messaged to the House, 685.
Returned by the House, 860.
Other action, 462, 654.

Senate Bill No. 156—(Ployhar)

Senate Bill No. 156. A Bill for an Act to Appropriate the Sum of Two Thousand One Hundred Six Dollars for the Purpose of Reimbursing the State Food Commissioner and Chemist for Money Lost to the Regulatory Department in the Closing of the Bismarck Bank, Bismarck, North Dakota.

Introduction, first and second reading, 347.
Reference, 347.
Reported back, 466.
Amended, 467.
Third reading, 490.
Lost, 491.
Other action, 475.

Senate Bill No. 157—(Peck and Whitman)

Senate Bill No. 157. A Bill for an Act to Appropriate the Sum of Nineteen Thousand Four Hundred Forty Dollars (\$19,440.00), for the Purpose of Reimbursing the Members of the Twenty-first Legislative Assembly for Expenses Incurred in the Discharge of their Duties as Members of the Various Committees.

Introduction, first and second reading, 351.
Reference, 351.
Reported back, 467.
Third reading, 516.
Lost, 518.
Other action, 491.
Explanation of vote, 517.

Senate Bill No. 158—(Sathre)

Senate Bill No. 158. A Bill for an Act to Provide Adequate Compensation for Services of State Officers, Fixing their Salaries, and Repealing Acts in Conflict.

Introduction, first and second reading, 351.
Reference, 351, 382.
Reported back, 566.
Indefinitely postponed, 567.
Other action, 566.

Senate Bill No. 159—(Eastgate)

Senate Bill No. 159. A Bill for an Act to Amend and Re-enact Sections 1445 and 1446 of the Supplement to the Compiled Laws of 1913, of the State of North Dakota, Relating to the Apportionment of State Aid to Rural, Graded, and Consolidated Schools.

Introduction, first and second reading, 351.
Reference, 352.
Reported back, 466.
Third reading, 488.
Passed, 489.
Messaged to the House, 505.
Returned by the House, 949.
Other action, 1020.
Signed by President, 1042.
Forwarded to Governor, 1070.
Approved by Governor, 1161.

Senate Bill No. 160—(Eastgate)

Senate Bill No. 160. A Bill for an Act to Amend and Re-enact Section 1433 of the Supplement to the Compiled Laws 1913 of the State of North Dakota Relating to Application for State Aid to High Schools, and Providing for the Direction Thereof, and the Appointment of a Director of Secondary Education.

Introduction, first and second reading, 352.
Reference, 352.
Reported back, 678.
Amended, 678, 679.
Third reading, 715.
Passed, 716.
Messaged to the House, 734.
Returned by the House, 949.
Other action, 462, 705, 1020.
Signed by President, 1042.
Forwarded to Governor, 1071.
Approved by Governor, 1159.

Senate Bill No. 161—(Poupore)

Senate Bill No. 161. A Bill for an Act Providing that Undertakers are Barred from Holding the Office of County Coroner.

- Introduction, first and second reading, 365.
- Reference, 365.
- Reported back, 442.
- Indefinitely postponed, 442.

Senate Bill No. 162—(Atkins and Sathre)

Senate Bill No. 162. A Bill for an Act to Amend and Re-enact Section 1438a1, 1438a2 and 1438a3 of the Supplement to the 1913 Compiled Laws of the State of North Dakota and Chapter 245 of the Session Laws of 1927 Relating to Non-resident High School Pupils, Tuition Fees to be Paid and Manner of Raising Funds for and Collecting Same.

- Introduction, first and second reading, 365.
- Reference, 365.
- Reported back, 772.
- Indefinitely postponed, 772.

Senate Bill No. 163—(O. H. Olson and Lynch)

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Section 6823 of the Compiled Laws of the State of North Dakota for 1913, Relating to Lands Subject to Mechanics' Liens, and Providing in Certain Cases for the Foreclosure of the Lien on the Buildings Separate from the Land; and Repealing all Acts and Parts of Acts in Conflict Herewith.

- Introduction, first and second reading, 365.
- Reference, 365.
- Reported back, 638.
- Amended, 638.
- Third reading, 695, 1215.
- Passed, 695, 1216.
- Messaged to the House, 700.
- Returned by the House, 1145.
- Amended by the House, 1145.
- Conference Committee, 1149.
- Other action, 674, 695, 1148, 1152, 1211, 1213, 1215, 1216, 1262.
- Signed by President, 1254.
- Forwarded to Governor, 1264.

Senate Bill No. 164—(O. H. Olson and Lynch)

Senate Bill No. 164. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

- Introduction, first and second reading, 366.
- Reference, 366.
- Reported back, 637.
- Third reading, 693.
- Passed, 694.
- Messaged to the House, 700.

Returned by the House, 1141.
 Other action, 696, 1208.
 Signed by President, 1202.
 Forwarded to Governor, 1247.

Senate Bill No. 165—(Renauld, by request)

Senate Bill No. 165. A Bill for an Act to Amend and Re-enact Sections 2152, 2154, and 2186 of the Compiled Laws of North Dakota 1913 and Sections 2166 and 2185 of the Supplement to the Compiled Laws of 1913 Relating to the Duties of the County Auditors; the Date of Delivery of the Tax Lists to the County Treasurer; Real Estate Tax Liens; the Collection of Personal Property Taxes, When Due, When Delinquent, Penalties, Interest and Collection Thereof by Distress; and Collection of Real Estate Taxes, Date When Due, Date When Delinquent, Penalties and Interest Thereon.

Introduction, first and second reading, 383.
 Reference, 384.
 Reported back, 479.
 Amended, 479, 514.
 Third reading, 514, 1149.
 Passed, 515, 1149.
 Messaged to the House, 532.
 Returned by the House, 1145.
 Amended by the House, 1145.
 Other action, 499, 515, 526, 1149, 1158, 1210.
 Signed by President, 1203.
 Forwarded to Governor, 1248.

Senate Bill No. 166—(Renald, by request)

Senate Bill No. 166. A Bill for an Act to Amend and Re-enact Sections 2174 and 2188 of the Compiled Laws of North Dakota 1913, Relating to Collection of Personal Property Taxes, Making Personal Estate Taxes a Lien on Real Estate and Relating to Duties of County Auditors and County Treasurers.

Introduction, first and second reading, 384.
 Reference, 384.
 Reported back, 480.
 Amended, 480, 515.
 Third reading, 515, 1062.
 Passed, 516, 1063.
 Messaged to the House, 532.
 Returned by the House, 1061.
 Amended by the House, 1061.
 Other action, 499, 516, 526, 1062, 1067, 1101.
 Signed by President, 1122.
 Forwarded to Governor, 1231.

Senate Bill No. 167—(Brostuen, by request)

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Section 1136 of the Supplement to the Compiled Laws of North Dakota for 1913.

Introduction, first and second reading, 384.
 Reference, 384.
 Reported back, 610.
 Amended, 610.

Third reading, 656.
 Passed, 657.
 Messaged to the House, 686.
 Returned by the House, 949.
 Other action, 631, 1021.
 Signed by President, 1042.
 Forwarded to Governor, 1071.
 Approved by Governor, 1161.

Senate Bill No. 168—(Watt)

Senate Bill No. 168. A Bill for an Act to Amend and Re-enact Sections 2, 3, 4, 5 and 6 of the Initiated Measure entitled, "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing and Bonding of Dealers in Motor Vehicle Fuels and the Revocation of such License; Regulating the Sale of Such Fuels and Fixing Penalties for the Violation of this Act. Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," and Approved at a State-wide Election Held June 30, 1926.

Introduction, first and second reading, 384.
 Reference, 384.
 Reported back, 724.
 Amended, 724, 769, 795, 1265, 1272.
 Third reading, 768, 796, 1266, 1273, 1277.
 Passed, 797, 1274, 1278.
 Messaged to the House, 802, 1274.
 Returned by the House, 1145, 1276.
 Amended by the House, 1145.
 Conference Committee, 1148, 1261.
 Lost, 1267.
 Other action, 748, 768, 769, 795, 796, 797, 809, 1148, 1152, 1225, 1254, 1255, 1261, 1265, 1266, 1267, 1272, 1273, 1274, 1277, 1278, 1279.
 Explanation of vote, 1278.
 Signed by President, 1280.
 Forwarded to Governor, 1280.

Senate Bill No. 169—(Brostuen and Cain)

Senate Bill No. 169. A Bill for an Act Prohibiting Hunting or the Pursuit of Game Upon the Premises of Another Without Permission and Providing a Penalty Therefor.

Introduction, first and second reading, 384.
 Reference, 384.
 Reported back, 754.
 Amended, 754.
 Third reading, 797.
 Passed, 797.
 Messaged to the House, 801.
 Returned by the House, 967.
 Other action, 771, 1021.
 Signed by President, 1042.
 Forwarded to Governor, 1071.
 Approved by Governor, 1160.

Senate Bill No. 170—(Cain)

Senate Bill No. 170. A Bill for an Act to Amend and Re-enact Sections 1 and 2 of Chapter 73 of the Session Laws of North Dakota for the Year 1919 (Sections 1952a1 and 1952a2 of the Supplement to the Compiled Laws of North Dakota for the year 1913), as Amended and Re-enacted by Section 1 and 2 of Chapter 161, Laws 1927, Providing for State Aid in the Construction of Bridges Across State Lines and Interstate Highways or Roads Across the Little Missouri River on Federal Highway No. 22, and at a Point in the Vicinity of Section 9, Township 136, Range 104 in Slope County, North Dakota, or Roads Across Navigable Streams Within the State of North Dakota.

Introduction, first and second reading, 385.
 Reference, 385.
 Reported back, 731.
 Amended, 731.
 Third reading, 778.
 Passed, 779.
 Messaged to the House, 789.
 Returned by the House, 967.
 Other action, 748, 779, 1021.
 Signed by President, 1042.
 Forwarded to Governor, 1071.
 Approved by Governor, 1160.

Senate Bill No. 171—(Fine)

Senate Bill No. 171. A Bill for an Act to Amend and Re-enact Section 5472 of the 1913 Compiled Laws of North Dakota, Relating to Fixtures Upon Real Estate and When Tenant May Remove the Same.

Introduction, first and second reading, 385.
 Reference, 385.
 Reported back, 639.
 Amended, 640, 711.
 Third reading, 733.
 Passed, 733.
 Messaged to the House, 734.
 Returned by the House, 1117.
 Other action, 674, 683, 711, 713, 722, 733, 1207.
 Explanation of vote, 733, 734.
 Signed by President, 1202.
 Forwarded to Governor, 1247.

Senate Bill No. 172—(Sathre)

Senate Bill No. 172. A Bill for an Act to amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Same being Section 396a17 of Chapter 5, Article 11a of 1925 Supplement to the 1913 Compiled Laws of North Dakota, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Introduction, first and second reading, 385.
 Reference, 385.
 Reported back, 680.

Amended, 680.
 Indefinitely postponed, 737.
 Other action, 683, 706, 722, 737.

Senate Bill No. 173—(Patterson)

Senate Bill No. 173. A Bill for an Act to Amend and Re-enact Section 10 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Same Being Section 396a10 of Chapter 5, Article 11a of the 1925 Supplement to the 1913 Compiled Laws of North Dakota, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Introduction, first and second reading, 385.
 Reference, 385.
 Reported back, 612.
 Indefinitely postponed, 612.
 Other action, 577.

Senate Bill No. 174—(Cain)

Senate Bill No. 174. A Bill for an Act Amending and Re-enacting Section 9192a5, Supplement to the Compiled Laws of 1913, Relating to Conciliation Proceedings.

Introduction, first and second reading, 409.
 Reference, 409.
 Reported back, 528.
 Third reading, 573.
 Passed, 573.
 Messaged to the House, 603.
 Returned by the House, 1117.
 Other action, 573, 1207.
 Signed by President, 1202.
 Forwarded to Governor, 1247.

Senate Bill No. 175—(Renauld)

Senate Bill No. 175. A Bill for an Act to Amend and Re-enact Sections 2583, 2587, 2590 and 2592 of the Compiled Laws of North Dakota for the Year 1913 and Section 2588 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913, Relating to the Treatment of Patients at the North Dakota Tuberculosis Sanitarium.

Introduction, first and second reading, 409.
 Reference, 409.
 Reported back, 562.
 Third reading, 622, 905.
 Passed, 623, 905.
 Messaged to the House, 641.
 Returned by the House, 894.
 Amended by the House, 894.
 Other action, 905, 925, 951.
 Signed by President, 1040.
 Forwarded to Governor, 1068.

Senate Bill No. 176—(Committee on Highways and Bridges)

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Subdivisions (a), (b) and (c) of Section 5½ and Sections 9 and 11 of Chapter 180 of the Session Laws of North

Dakota for the Year 1927, Being the Motor Vehicle Anti-Theft Act, Relating to the Use and Issuance by the Motor Vehicle Department of the State, of the Automatic Tag Seal and Record Bearing Device, and Repealing Section 11 Subdivisions (a), (b) and (c) and Section 12 of Chapter 179 of the Session Laws of 1927 Relating to the Issuance of Registration Cards by the Motor Vehicle Registration Department.

Introduction, first and second reading, 409.
 Reference, 410.
 Reported back, 757.
 Amended, 758.
 Third reading, 798.
 Indefinitely postponed, 948.
 Passed, 799.
 Messaged to the House, 801.
 Returned by the House, 948.
 Other action, 771, 799.

Senate Bill No. 177—(Hoople, by request)

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4361, Compiled Laws of North Dakota for 1913, Relating to Marriages and Marriage Licenses.

Introduction, first and second reading, 410.
 Reference, 410.
 Reported back, 559.
 Third reading, 620.
 Passed, 620.
 Messaged to the House, 641.
 Returned by the House, 968.
 Other action, 1021.
 Signed by President, 1042.
 Forwarded to Governor, 1071.
 Approved by Governor, 1161.

Senate Bill No. 178—(Fowler)

Senate Bill No. 178. A Bill for an Act to Amend and Re-enact Section 2346a34, Supplement to the Compiled Laws of 1913, Relating to Time in Which to Apply for Revision of Income Tax be Hereby Amended and Re-enacted to Read as Follows:

Introduction, first and second reading, 410.
 Reference, 410.
 Reported back, 611.
 Amended, 660.
 Third reading, 659, 661, 842.
 Passed, 659, 662, 843.
 Messaged to the House, 686.
 Returned by the House, 840.
 Amended by the House, 840.
 Other action, 659, 660, 661, 674, 842, 862, 867.
 Signed by President, 873.
 Forwarded to Governor, 934.
 Approved by Governor, 962.

Senate Bill No. 179—(Brostuen)

Senate Bill No. 179. A Bill for an Act Authorizing the Board of County Commissioners of the Counties of Slope, Golden Valley, Billings and McKenzie to Convey Certain County Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Introduction, first and second reading, 410.

Reference, 410.

Reported back, 501.

Third reading, 538, 855.

Passed, 538, 856.

Messaged to the House, 567.

Returned by the House, 854.

Amended by the House, 854.

Other action, 538, 855, 862, 867.

Signed by President, 873.

Forwarded to Governor, 934.

Approved by Governor, 963.

Senate Bill No. 180—(Poupore, by request)

Senate Bill No. 180. A Bill for an Act Permitting Cities to Effect Group Life and Disability Insurance Coverage on its Employees.

Introduction, first and second reading, 417.

Reference, 417.

Reported back, 612.

Indefinitely postponed, 612.

Other action, 577.

Senate Bill No. 181—(Hoople and Renwick)

Senate Bill No. 181. A Bill for an Act Relating to Buying Poultry or Domestic Fowls; Licensing; Recording; Fees for Recording; Penalties for Violation Thereof. Inspection and Enforcement by Department of Agriculture and Labor and Peace Officers.

Introduction, first and second reading, 417.

Reference, 417.

Reported back, 600.

Amended, 600.

Third reading, 654.

Passed, 655.

Messaged to the House, 686, 1144.

Returned by the House, 886, 1158.

Amended by the House, 886.

Other action, 600, 608, 1140.

Senate Bill No. 182—(Patten)

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 2346a3 of the Supplement to the Compiled Laws of 1913; Providing for the Assessment, Levy and Collection of an Income Tax From Non-resident Individuals Upon all Net Income Received From Property Owned or From Business Transacted in this State, and Fixing the Situs of the Income of Non-resident Individuals.

Introduction, first and second reading, 429.
Reference, 429, 600.
Reported back, 749.
Amended, 749.
Third reading, 781.
Passed, 782.
Messaged to the House, 790.
Returned by the House, 981.
Other action, 771, 782, 1021.
Signed by President, 1042.
Forwarded to Governor, 1071.
Approved by Governor, 1160.

Senate Bill No. 183—(Van Arnam and Magnuson)

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Sections 4609b10 and 4609b19, Supplement to the Compiled Laws of 1913, Relating to Cooperative Marketing Associations, and Providing a Penalty for Violations Thereof.

Introduction, first and second reading, 429.
Reference, 430.
Reported back, 591.
Third reading, 649.
Passed, 650.
Messaged to the House, 685.
Returned by the House, 1162.
Other action, 1209.
Signed by President, 1203.
Forwarded to Governor, 1249.

Senate Bill No. 184—(Renauld)

Senate Bill No. 184. A Bill for an Act to Require Gas Companies Operating Pipe Lines in the State of North Dakota Between Stated Terminal to Establish and Maintain Reserve Gas Tanks Connected with their Pipe Lines, and Placing Said Pipe Lines and Reserve Storage Tanks Under the Supervision and Control of the State Railroad Commission.

Introduction, first and second reading, 435.
Reference, 436.
Reported back, 752.
Indefinitely postponed, 752.

Senate Bill No. 185—(Atkins)

Senate Bill No. 185. A Bill for an Act Relating to the Construction of Public Buildings and Repairs Thereof and the Erection of Improvements Connected Therewith or Pertaining Thereto; Prescribing the Duties of the Board of Administration, of County Commissioners, City Commissioners, City Councils, Board of Park Commissioners, School District Officials, and other Public Officers in the Matter of Securing Plans and Specifications, Advertising for Bids, Letting of Contracts, Allowance and Payment of Estimates, Providing for Contractor's Bond and Payment of Premiums Thereon, and the Filing of Claims Thereunder, the Insurance on Unfinished Buildings and Material on Ground, and Preferring

Architects, Contractors and Manufacturers, Resident Within the State of North Dakota, and Repealing all Acts or Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 436.
 Reference, 436.
 Reported back, 726.
 Amended, 726, 802.
 Third reading, 803, 1065.
 Passed, 803, 1066.
 Messaged to the House, 811.
 Returned by the House, 1061.
 Amended by the House, 1061.
 Other action, 748, 769, 802, 804, 810, 1065, 1066, 1067, 1102.
 Signed by President, 1122.
 Forwarded to Governor, 1232.

Senate Bill No. 186—(Patterson)

Senate Bill No. 186. A Bill for an Act to Provide for the Protection of the Soil, and to Provide for the Eradication and Destruction of Noxious Weeds, and to Encourage Proper Methods of Crop Rotation and Treatment of the Soil; Providing for an Agricultural Board, and Making Appropriations for Same.

Introduction, first and second reading, 436.
 Reference, 436.
 Reported back, 675.
 Indefinitely postponed, 675.

Senate Bill No. 187—(Van Arnam, by request)

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 6832 Supplement to the 1913 Compiled Laws, Relating to Bonds from Contractors on Public Improvements.

Introduction, first and second reading, 436.
 Reference, 436.
 Reported back, 708.
 Amended, 708.
 Third reading, 737.
 Indefinitely postponed, 860.
 Passed, 737.
 Messaged to the House, 762.
 Returned by the House, 860.
 Other action, 722.

Senate Bill No. 188—(Patterson)

Senate Bill No. 188. A Bill for an Act to Amend and Re-enact Section 8100 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Foreclosure of Mortgages, and What Judgments May Be Entered Therein.

Introduction, first and second reading, 436.
 Reference, 436.
 Reported back, 633.
 Third reading, 696.
 Lost, 696.
 Other action, 634, 691.
 Explanation of vote, 696.

Senate Bill No. 189—(Fleckten)

Senate Bill No. 189. A Bill for an Act to Amend and Re-enact Section 5238 of the Supplement to the 1913 Compiled Laws of North Dakota, by Making it Unlawful for any Foreign Corporation Having a Business Domicile or Domiciles, within the State and Transacting Intra State Business, Requiring the Secretary of State to Cancel Permits of Foreign Corporations, Which Have Heretofore or May Hereafter Apply for a Permit to Transact Business Within the State, Unless Such Corporation Shall Apply to the Secretary of State for a Corporation Charter, and Pay Fees as Provided by Law, and Providing Penalties for the Failure Upon the part of the Foreign Corporations to Comply With the Law.

Introduction, first and second reading, 437.

Reference, 437.

Reported back, 782.

Indefinitely postponed, 782.

Senate Bill No. 190—(Ployhar)

Senate Bill No. 190. A Bill for an Act Requiring all Deeds, and Other Instruments Hereafter Executed, in Which Real Estate is Described to Contain the Post Office Address of Each Person, Firm, of Corporation Named in Such Deed or Instrument.

Introduction, first and second reading, 437.

Reference, 437.

Reported back, 528.

Third reading, 573, 1157.

Passed, 574, 1157.

Messaged to the House, 603.

Returned by the House, 1156.

Amended by the House, 1156.

Other action, 1157, 1158, 1209.

Signed by President, 1203.

Forwarded to Governor, 1249.

Senate Bill No. 191—(Van Arnam)

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 1935 and Section 1938 of the Compiled Laws of North Dakota, 1913, Relating to the Laying Out, Altering or Discontinuing of Highways.

Introduction, first and second reading, 437.

Reference, 437.

Reported back, 632.

Amended, 690.

Third reading, 690.

Indefinitely postponed, 1140.

Passed, 690.

Messaged to the House, 703.

Returned by the House, 1140.

Other action, 690, 705.

Senate Bill No. 192—(Van Arnam, Hamilton, Forbes, and Patterson)

Senate Bill No. 192. A Bill for an Act Requiring the Administrative Officers of the Agricultural College at Fargo,

North Dakota, to Annually Secure Samples of Wheat Raised by Wheat Growers in North Dakota for the Purpose of Ascertaining the Protein Content Thereof in Order that Such Wheat May Be Sold and Marketed on the Basis of Such Protein Content, Providing the Manner and Means by Which Such Protein Content May be Ascertained; Establishing Rules and Regulations, and Providing a Penalty for a Violation of this Act.

Introduction, first and second reading, 437.
 Reference, 437.
 Reported back, 562.
 Amended, 562.
 Third reading, 623.
 Indefinitely postponed, 886.
 Passed, 624.
 Messaged to the House, 641.
 Returned by the House, 886.
 Other action, 584.

Senate Bill No. 193—(Hoople)

Senate Bill No. 193. A Bill for an Act Defining Arson, Prescribing Punishment for Burning or Attempting to Burn Buildings or Other Property, and Burning of Buildings or Other Property to Defraud Insurer, and Repealing Section 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866 and 9867 of the Compiled Laws of 1913.

Introduction, first and second reading, 438.
 Reference, 438.
 Reported back, 679.
 Amended, 679, 680, 716.
 Third reading, 716.
 Passed, 717.
 Messaged to the House, 762.
 Returned by the House, 859.
 Other action, 705, 716, 749, 867.
 Signed by President, 873.
 Forwarded to Governor, 934.
 Approved by Governor, 962.

Senate Bill No. 194—(Sperry)

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 179 of the North Dakota Session Laws of 1927, Relating to When Fees on Motor Vehicles Become Delinquent, and Penalties.

Introduction, first and second reading, 438.
 Reference, 438.
 Reported back, 610.
 Third reading, 657, 1112.
 Passed, 658, 1113.
 Messaged to the House, 686.
 Returned by the House, 894.
 Amended by the House, 894.
 Conference Committee, 904.
 Other action, 904, 914, 967, 1121, 1112, 1207.
 Signed by President, 1202.
 Forwarded to Governor, 1247.

Senate Bill No. 195—(Sperry)

Senate Bill No. 195. A Bill for an Act to Amend and Re-enact Section 6, of Chapter 180 of North Dakota Session Laws of 1927, Relating to the Endorsement and Delivery of Certificate of Title Upon a Transfer of Title or Interest.

Introduction, first and second reading, 438.

Reference, 438.

Reported back, 610.

Third reading, 658, 1114.

Passed, 659, 1114.

Messaged to the House, 686.

Returned by the House, 894.

Amended by the House, 894.

Conference Committee, 904.

Other action, 904, 914, 967, 1113, 1121, 1208.

Signed by President, 1202.

Forwarded to Governor, 1247.

Senate Bill No. 196—(Committee on Game and Fish)

Senate Bill No. 196. A Bill for an Act to Amend and Re-enact Section 10322a3 of the 1925 Supplement to the Compiled Laws of North Dakota of the Year 1913 Relating to the Game and Fish Department of the State of North Dakota.

Introduction, first and second reading, 438.

Reference, 438.

Reported back, 755.

Amended, 755.

Third reading, 798.

Passed, 798.

Messaged to the House, 801.

Returned by the House, 967.

Other action, 756, 771, 798, 1021.

Signed by President, 1042.

Forwarded to Governor, 1071.

Approved by Governor, 1160.

Senate Bill No. 197—(Bonzer)

Senate Bill No. 197. A Bill for an Act Providing for the Imposing and Collecting of a Tax on the Use of Motor Fuels Within the State, Defining Motor Fuels as Such, Providing for the Collection of the Same; Providing for Registration of and the Issuance of Licenses to Distributors; Providing that the Funds so Collected Shall be Used for Highway Construction; Providing for Penalties for Violation Hereof; Providing for Refunds in Certain Cases; and Repealing "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels, Providing for the Collection of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels, and Fixing Penalties for the Violation of this Act, Repealing all Acts or Parts of Acts in Conflict With the Provisions of this Act" Approved at a State-wide Election Held June 30th, 1926; and Repealing all Acts or Parts of Acts in Conflict With the Provisions of this Act.

Introduction, first and second reading, 447.

Reference, 447.

Withdrawn, 732.

Senate Bill No. 198—(Crocker)

Senate Bill No. 198. A Bill for an Act to Pay Tribute to all Honorably Discharged Union Soldiers, Sailors, and Marines, Living in North Dakota, and to Their Widows Remaining Unmarried, by Allowing Them a Limited Amount of Exemption from Taxation.

Introduction, first and second reading, 447.

Reference, 448.

Reported back, 611.

Indefinitely postponed, 611.

Senate Bill No. 199—(Magnuson, by request)

Senate Bill No. 199. A Bill for an Act Providing That in all Civil Cases Where the Principal Defendant Carries Liability or Indemnity Insurance the Insurance Company May be Made a Party Defendant; and Defining the Extent of the Liability of Such Company.

Introduction, first and second reading, 453.

Reference, 454.

Reported back, 632.

Indefinitely postponed, 633.

Senate Bill No. 200—(Magnuson, by request)

Senate Bill No. 200. A Bill for an Act to Prevent all Insurance Companies from Defending a Policy After a Loss Has Occurred, on the Grounds that said Policy was Obtained by Misrepresentation, or, Mis-statement of Facts, in the Application or Otherwise.

Introduction, first and second reading, 454.

Reference, 454.

Reported back, 632.

Indefinitely postponed, 632.

Senate Bill No. 201—(Atkins)

Senate Bill No. 201. A Bill for an Act Providing for a Uniform Water Well Driller Code; Creating a Board of Water Well Driller Examiners, Providing for the Licensing of Water Well Drillers and Establishing Penalties for the Violation of This Act.

Introduction, first and second reading, 454.

Reference, 454.

Reported back, 558.

Amended, 558.

Third reading, 619.

Indefinitely postponed, 815.

Passed, 620.

Messaged to the House, 641.

Returned by the House, 815.

Other action, 584.

Senate Bill No. 202—(Brostuen)

Senate Bill No. 202. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Re-

newal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations.

Introduction, first and second reading, 458.
 Reference, 458.
 Reported back, 754.
 Third reading, 794.
 Passed, 794.
 Messaged to the House, 801.
 Returned by the House, 916.
 Other action, 951.
 Signed by President, 1040.
 Forwarded to Governor, 1069.

Senate Bill No. 203—(Brostuen)

Senate Bill No. 203. A Bill for an Act to Amend Section 129, Supplement to the Compiled Laws of 1913, Relating to Fees to be Collected by the Secretary of State.

Introduction, first and second reading, 458.
 Reference, 458.
 Reported back, 560.
 Amended, 621.
 Third reading, 621.
 Passed, 621.
 Messaged to the House, 641.
 Returned by the House, 968.
 Other action, 621, 631, 1021.
 Signed by President, 1042.
 Forwarded to Governor, 1072.
 Approved by Governor, 1161.

Senate Bill No. 204—(Brostuen)

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Section 5238, Supplement to the Compiled Laws of 1913, Relating to the Authorization of Foreign Corporations to do Business in this State and Validating Certain Authorizations Heretofore Made.

Introduction, first and second reading, 458.
 Reference, 458.
 Reported back, 783.
 Amended, 783.
 Third reading, 808.
 Passed, 809.
 Messaged to the House, 810.
 Returned by the House, 859.
 Other action, 786, 867.
 Signed by President, 873.
 Forwarded to Governor, 934.
 Approved by Governor, 962.

Senate Bill No. 205—(Fowler)

Senate Bill No. 205. A Bill for an Act Validating Mortgage Foreclosure Sales Made Between July 1st, 1901 and July 1st, 1903 in Cases in Which No Power of Attorney to Foreclose was Procured or Filed.

Introduction, first and second reading, 459.
 Reference, 459.
 Reported back, 689.
 Amended, 689.
 Third reading, 735.
 Passed, 735.
 Messaged to the House, 762.
 Returned by the House, 981.
 Other action, 705, 1022.
 Signed by President, 1043.
 Forwarded to Governor, 1072.
 Approved by Governor, 1161.

Senate Bill No. 206—(Fowler)

Senate Bill No. 206. A Bill for an Act to Amend and Re-enact Section 5608a of the Supplement to the 1913 Compiled Laws of North Dakota Providing for the Confirmation of the Conveyance of the Family Homestead in any Case in Which the Same has Been Deeded by Both Husband and Wife in Separate Instruments Where Said Deeds Purported to Convey the Land to the Same Person or his Grantees, and Validating Such Deeds.

Introduction, first and second reading, 459.
 Reference, 459.
 Reported back, 635.
 Amended, 635.
 Third reading, 691, 738.
 Lost, 691, 738.
 Other action, 674, 691, 711.

Senate Bill No. 207—(Magnuson and O. H. Olson)

Senate Bill No. 207. A Bill for an Act Providing for the Repeal of Sections 2111, 2112, 2113, 2256, 2257, 2258 and 2259 of the Compiled Laws of 1913.

Introduction, first and second reading, 459.
 Reference, 459, 601.
 Reported back, 707.
 Amended, 780, 786.
 Third reading, 780, 787.
 Indefinitely postponed, 885.
 Passed, 788.
 Messaged to the House, 800.
 Returned by the House, 885.
 Lost, 781.
 Other action, 732, 767, 781, 786, 787, 788, 809.
 Explanation of vote, 788.

Senate Bill No. 208—(Van Arnam, Matthaei, Forbes and Atkins)

Senate Bill No. 208. A Bill for an Act to Amend and Re-enact Section 1438a2 of the Supplement to the Compiled Laws of 1913, Relating to Tuition.

Introduction, first and second reading, 459.
 Reference, 459.
 Reported back, 758.
 Amended, 758, 759.
 Third reading, 805.

Indefinitely postponed, 1121.
Passed, 806.
Messaged to the House, 810.
Returned to the House, 1121.
Other action, 759, 771, 800, 805, 806.

Senate Bill No. 209—(Fredrickson and Hamilton)

Senate Bill No. 209. A Bill for an Act to Amend and Re-enact Section 368c6 of the Supplement to the Compiled Laws of 1913, Relating to the Management of the State Mill and Elevator at Grand Forks, North Dakota. Repeal. Emergency.

Introduction, first and second reading, 459.
Reference, 460.
Reported back, 635.
Amended, 635, 767, 768.
Third reading, 767, 794.
Lost, 795.
Other action, 675, 683, 768.
Explanation of vote, 795.

Senate Bill No. 210—(Atkins)

Senate Bill No. 210. A Bill for an Act Providing for the More Efficient Enforcement of the State Laws, Establishing a State Police Under the Supervision of the Adjutant General, and Fixing Compensation for its Members.

Introduction, first and second reading, 460.
Reference, 460.
Reported back, 773.
Amended, 773.
Third reading, 807.
Indefinitely postponed, 948.
Passed, 808.
Messaged to the House, 810.
Returned by the House, 948.
Other action, 786, 807, 808.

Senate Bill No. 211—(Fredrickson and Hyland)

Senate Bill No. 211. A Bill for an Act, to Amend and Re-enact Section 1, Section 2, Section 5 and Section 8, and to Repeal Section 6 of the Initiated Law, Entitled "An Act to Impose a Tax Upon the Sale of Motor Vehicle Fuels; Providing for the Collecting of Said Tax, for Reports of Sales of Such Motor Fuels and for the Disposition of the Revenue Derived Therefrom; Regulating the Sale of Such Fuels and Fixing Penalties for Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act," Which Initiated Law was Approved by the Voters of the State of North Dakota at the State-wide Primary Election Held in Said State on the 30th Day of June, 1926; and Exempting from the Payment of Said Motor Fuel Tax all Users of Motor Fuel for Purposes Other Than the Use Thereof in Motor Vehicles Operated in Whole or in Part Upon the Public Highways of the State of North Dakota.

Introduction, first and second reading, 460.
Reference, 460.
Withdrawn, 732.

Senate Bill No. 212—(Whitman, by request)

Senate Bill No. 212. A Bill for an Act Making it a Misdemeanor, for any Person to Interfere with the Person Operating a Passenger Elevator in any Public Place Carrying or Designed to Carry Human Beings, and Prohibiting any Person, Being in an Intoxicated Condition, from Operating or Attempting to Operate Any Such Elevator.

Introduction, first and second reading, 460.

Reference, 460.

Reported back, 636.

Amended, 636, 692.

Third reading, 692.

Indefinitely postponed, 692.

Other action, 675, 692.

Senate Bill No. 213—(Whitman, by request)

Senate Bill No. 213. A Bill for an Act, in the Interest of Public Health and Safety, Providing That Any Person Suffering from any Contagious Disease Whatsoever, and Who Shall Wilfully and Knowingly While in Such Condition Engage in and Perform Labor as a Chef or Cook for the Purpose of Preparing Food or Assisting in Preparing Food to be Served in Dining Rooms of Hotels, Cafes, Restaurants, Lunch Rooms or Other Public Places, Shall be Guilty of a Misdemeanor. Providing Further, if Any Person, While Engaged as Herein Stated, Who Shall be Addicted to the Use of Narcotic Drugs or Who Shall Wilfully Smoke or Chew Tobacco or Snuff, While on Duty, in Such Capacity, Shall be Guilty of a Misdemeanor. Providing, That Such Person Acting in the Capacity of Chef or Cook, Shall Furnish to the Proprietor, Once Every Thirty (30) Days, a Certificate of Health, Signed by a Regularly Practicing Physician.

Introduction, first and second reading, 460.

Reference, 461.

Reported back, 590.

Indefinitely postponed, 591.

Senate Bill No. 214—(Patterson)

Senate Bill No. 214. Senate Resolution, Setting Forth the Organization of the North Dakota Wheat Growers Association and the Unlawful Diverting of its Funds and Property into Subsidiaries Organized in Violation of the Instructions of the Board of Directors of the North Dakota Wheat Growers Association and Providing for a Fact Finding Committee for the Information of the North Dakota Wheat Growers Association and the Subsidiaries Heretofore Referred to and for the Filing of a Report with the Governor of the State of North Dakota of the Findings of Said Committee.

Introduction, first and second reading, 461.

Reference, 461.

Reported back, 752.

Indefinitely postponed, 752.

Explanation of vote, 752.

Senate Bill No. 215—(Sperry)

Senate Bill No. 215. A Bill for an Act to Repeal Sections

1804 and 1806 of the Compiled Laws of the State of North Dakota for the Year 1913.

- Introduction, first and second reading, 461.
- Reference, 461.
- Other action, 1112.
- Withdrawn, 712.

Senate Bill No. 216—(Fleckten)

Senate Bill No. 216. A Bill for an Act for the Purpose of Protecting Depositors in State Banks Against Loss Through the Closing of Such Banks. Penalty.

- Introduction, first and second reading, 461.
- Reference, 461.
- Reported back, 772.
- Indefinitely postponed, 772.
- Other action, 1112.

Senate Bill No. 217—(Erickson)

Senate Bill No. 217. A Bill for an Act Relating to Motion Picture Film, Reels, and Views, Providing a System of Examination, Approval and Regulation Thereof, and of the Banners, Posters and Other Advertising Matter Used in Connection Therewith; Creating a Bureau of Inspectors of Motion Pictures and Providing Penalties for the Violation of this Act.

- Introduction, first and second reading, 461.
- Reference, 462.
- Reported back, 708.
- Indefinitely postponed, 708.

Senate Bill No. 218—(Thorson, by request)

Senate Bill No. 218. A Bill for an Act Prescribing the Duties of all County Auditors and all Official County Papers, Specifying that Within Ten (10) Days After the Adjournment of any Board of County Commissioners in any County of the State that the County Auditor Shall Certify to the Official County Papers, a Complete Record of the Minutes of the Meeting of the Board of County Commissioners Held in the County, and that the Official County Paper, shall Within Twelve (12) Days After the Adjournment of the Board of County Commissioners, or as Soon Thereafter as the Next Regular Issue of the Paper is Published, Publish a Complete Record of the Minutes and Proceedings Had and Held Before the County Commissioners. Repeal.

- Introduction, first and second reading, 462.
- Reference, 462.
- Reported back, 726.
- Indefinitely postponed, 727.

Senate Bill No. 219—(Hoople)

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 2702 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Maximum Valuation of Cattle Condemned for Tuberculosis.

Introduction, first and second reading, 462.
Reference, 462.
Reported back, 612.
Amended, 662.
Third reading, 662.
Passed, 663.
Messaged to the House, 686.
Returned by the House, 843.
Other action, 660, 662, 675, 868.
Signed by President, 873.
Forwarded to Governor, 934.
Approved by Governor, 966.

Senate Bill No. 220—(Martin)

Senate Bill No. 220. A Bill for an Act to Amend and Re-enact Section 396a2 of the Supplement to the Compiled Laws of 1913, Pertaining to the Term Injury.

Introduction, first and second reading, 472.
Reference, 472.
Reported back, 613.
Indefinitely postponed, 613.
Other action, 472.

HOUSE BILLS

House Bill No. 2—(Olafson)

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 29, of Chapter 120 of the Session Laws of 1925, Relating to the Procedure of County Courts for the Sale of Real Estate by Executors, Administrators, and Guardians.

Received from House, 92.
First and Second reading, 94.
Reference, 94.
Reported back, 379.
Amended, 379.
Third reading, 426, 569.
Passed, 427, 570.
Returned to House, 435.
Other action, 210, 470, 472, 568, 569, 570, 571.
Signed by President, 720.

House Bill No. 6—(Committee on Appropriations)

House Bill No. 6. A Bill For an Act Making an Appropriation to Provide Funds to Operate the New Infirmary at the Tuberculosis Sanatorium, San Haven, North Dakota.

Received from House, 92.
First and Second reading, 94.
Reference, 94.
Reported back, 134.
Third reading, 160.
Passed, 160.
Returned to House, 173.
Signed by President, 181.

House Bill No. 7—(Committee on Appropriations)

House Bill No. 7. A Bill For an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

Received from House, 511.
First and Second reading, 520.
Reference, 520.
Reported back, 1110.
Third reading, 1194.
Passed, 1195.
Returned to House, 1219.
Other action, 1195.
Signed by President, 1245.

House Bill No. 8—(Committee on Appropriations)

House Bill No. 8. A Bill For an Act Making an Appropriation for the Florence Crittenton Home at Fargo, North Dakota.

Received from House, 92.
First and second reading, 94.
Reference, 94.
Reported back, 134.

Third reading, 160.
Passed, 161.
Returned to House, 173.
Signed by President, 181.

House Bill No. 9—(Committee on Appropriations)

House Bill No. 9. A Bill For an Act Making an Appropriation to Provide for the Payment of a Deficit in the General Maintenance Fund of the School of Forestry at Bottineau, North Dakota.

Received from House, 110.
First and second reading, 113.
Reference, 113.
Reported back, 134.
Third reading, 161.
Passed, 162.
Returned to House, 173.
Signed by President, 181.

House Bill No. 10—(Committee on Appropriations)

House Bill No. 10. A Bill For an Act Making an Appropriation for the North Dakota Children's Home Society of Fargo, North Dakota.

Received from House, 92.
First and second reading, 93.
Reference, 93.
Reported back, 132.
Third reading, 156.
Passed, 157.
Returned to House, 172.
Signed by President, 181.

House Bill No. 12—(Committee on Appropriations)

House Bill No. 12. A Bill For an Act Making an Appropriation to Pay the Burial Expenses of Inmates of the Penitentiary and State Training School as Prescribed by Chapter 12, Laws of 1915, the Same Being Section 11302 of the Supplement to the Compiled Laws of North Dakota.

Received from House, 96.
First and second reading, 103.
Reference, 103.
Reported back, 132.
Third reading, 157.
Passed, 157.
Returned to House, 173.
Signed by President, 181.

House Bill No. 13—(Committee on Appropriations)

House Bill No. 13. A Bill For an Act Making an Appropriation to the North Dakota State Corn Show, Agreeable with Sections 1866b1 to 1866b6, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota.

Received from House, 124.
First and second reading, 125.
Reference, 125.
Reported back, 357.

Third reading, 402.
 Passed, 402.
 Returned to House, 433.
 Signed by President, 482.

House Bill No. 14—(Committee on Appropriations)

House Bill No. 14. A Bill For an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Sections 2790b1 to 2790b8, inclusive, of the Supplement to the 1913 Compiled Laws of North Dakota, as Amended by Chapter 88, Session Laws of 1927, Relating to Preservation and Control of the Artesian Waters of the State.

Received from House, 125.
 First and second reading, 126.
 Reference, 126.
 Reported back, 358.
 Third reading, 402.
 Passed, 403.
 Returned to House, 434.
 Signed by President, 482.

House Bill No. 15—(Committee on Appropriations)

House Bill No. 15. A Bill For an Act Making an Appropriation for the Purpose of Paying Premiums on Bonds of State Officials as Provided by Chapter 175, Session Laws of 1917, the Same Being Section 663a1 of the Supplement to the 1913 Compiled Laws of North Dakota.

Received from House, 96.
 First and second reading, 103.
 Reference, 103.
 Reported back, 133.
 Third reading, 157.
 Passed, 158.
 Returned to House, 173.
 Signed by President, 181.

House Bill No. 16—(Committee on Appropriations)

House Bill No. 16. A Bill For an Act Making an Appropriation to Provide Funds to Pay the Necessary Expenses and Reasonable Compensation to Commissioners Appointed in Actions to Release Insane Patients as Prescribed by Section 2562 of the Compiled Laws of 1913.

Received from House, 96.
 First and second reading, 103.
 Reference, 103.
 Reported back, 133.
 Third reading, 158.
 Passed, 159.
 Returned to House, 173.
 Signed by President, 181.

House Bill No. 17—(Committee on Appropriations)

House Bill No. 17. A Bill For an Act Making an Appropriation to Pay for the Burial Expenses of Honorably Discharged Sailors, Soldiers and Marines of the United States War of Re-

bellion and Erection of Head Stones Therefor, as Authorized by Sections 3181, 3182, 3183, and 3184 of the Compiled Laws of 1913.

Received from House, 96.
 First and second reading, 103.
 Reference, 103.
 Reported back, 133.
 Third reading, 159.
 Passed, 160.
 Returned to House, 173.
 Signed by President, 181.

House Bill No. 18—(Turner)

House Bill No. 18. A Bill For an Act to Amend and Re-enact Section 2645 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year, 1913, as Amended by Chapter 283 of the Session Laws for the Year, 1927, Relating to Wolf, Coyote, Lynx and Bobcat Bounty.

Received from House, 186.
 First and second reading, 190.
 Reference, 190.
 Reported back, 209.
 Amended, 210.
 Third reading, 245.
 Passed, 246.
 Returned to House, 265.
 Other action, 274.
 Signed by President, 285.

House Bill No. 19—(Northridge and Hamilton)

House Bill No. 19. A Bill For an Act to Amend and Re-enact Section 18 of Chapter 155 of the Session Laws of the State of North Dakota for the year 1927; Providing for the Regulation of Storage and Delivery Charges of Public Warehousemen and Providing for the Form of Receipts to be Issued by Such Warehousemen.

Received from House, 413.
 First and second reading, 415.
 Reference, 415.
 Reported back, 1027.
 Amended, 1027, 1166, 1168, 1252.
 Third reading, 1166, 1252.
 Passed, 1169, 1253.
 Returned to House, 1191.
 Conference Committee, 1215, 1235.
 Other action, 1167, 1214, 1221, 1234, 1235, 1237, 1251, 1252, 1253.
 Signed by President, 1270.

House Bill No. 22—(Mau and Carter)

House Bill No. 22. A Bill For an Act to Permit the Levy and Collection of a Tax for the Purpose of Defraying the Cost of Public Improvements in Counties; Providing the Manner in which such Authority may be Exercised; Providing for the Protection and Disbursement of Funds Derived Thereby; Providing a Time Within which such Improvement Shall be Undertaken.

Received from House, 310.
First and second reading, 313.
Reference, 313.
Reported back, 1078.
Amended, 1078.
Third reading, 1184.
Passed, 1185.
Returned to House, 1191.
Other action, 1216.
Signed by President, 1275.

House Bill No. 23—(Committee on Appropriations)

House Bill No. 23. A Bill For an Act Making an Appropriation for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State, in Compliance with the Provisions of Sections 3993 to 3998, inclusive, of the Compiled Laws of 1913.

Received from House, 137.
First and second reading, 144.
Reference, 144.
Reported back, 358.
Third reading, 403.
Passed, 404.
Returned to House, 434.
Signed by President, 482.

House Bill No. 24—(Committee on Appropriations)

House Bill No. 24. A Bill For an Act Making an Appropriation for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of 1923, the Same Being Sections 2790a1 - 2790a18 of the Supplement to the 1913 Compiled Laws of North Dakota.

Received from House, 199.
First and second reading, 203.
Reference, 203.
Reported back, 358.
Third reading, 420.
Passed, 421.
Returned to House, 434.
Signed by President, 482.

House Bill No. 25—(Committee on Appropriations)

House Bill No. 25. A Bill For an Act Making an Appropriation to Pay the Salary, Travel Expense and Miscellaneous Items of the State Transportation Officer.

Received from House, 138.
First and second reading, 145.
Reference, 145.
Reported back, 359.
Third reading, 421.
Passed, 421.
Returned to House, 434.
Signed by President, 482.

House Bill No. 26—(Committee on Appropriations)

House Bill No. 26. A Bill For an Act Making an Ap-

appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Received from House, 211.
 First and second reading, 223.
 Reference, 223.
 Reported back, 614.
 Amended, 614, 1082.
 Third reading, 663, 1083.
 Passed, 664, 1084.
 Returned to House, 687.
 Conference Committee, 763, 965.
 Other action, 664, 762, 948, 963, 965, 1038, 1082, 1083.
 Signed by President, 1124.

House Bill No. 27—(Committee on Appropriations)

House Bill No. 27. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Coal Mine Inspection.

Received from House, 137.
 First and second reading, 144.
 Reference, 144.
 Reported back, 359.
 Third reading, 421.
 Passed, 422.
 Returned to House, 434.
 Signed by President, 482.

House Bill No. 28—(Committee on Appropriations)

House Bill No. 28. A Bill For an Act Making an Appropriation to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapters 26 and 152, Session Laws of 1915, the Same Being Sections 283c1 to 283c6, Inclusive, and Section 283c10 of the Supplement to the 1913 Compiled Laws of North Dakota.

Received from House, 212.
 First and second reading, 224.
 Reference, 224.
 Reported back, 359.
 Third reading, 422.
 Passed, 423.
 Returned to House, 434.
 Signed by President, 482.

House Bill No. 29—(Committee on Appropriations)

House Bill No. 29. A Bill For an Act Making an Appropriation to the Board of Auditors for the Purpose of Carrying out the Provisions of Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 226, Laws of 1915, and as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920, and as Provided for in Chapter 143, Laws of 1923, the Same Being Sections 369 and 369b of the Supplement to the 1913 Compiled Laws of North Dakota.

Received from House, 138.
 First and second reading, 144.

Reference, 145.
 Reported back, 360.
 Third reading, 423.
 Passed, 424.
 Returned to House, 434.
 Signed by President, 483.

House Bill No. 30—(Swendseid)

House Bill No. 30. A Bill for an Act to Provide for the Assessment and Taxation of Property of Express, Sleeping Car, Telegraph, Telephone, Power and Gas Companies, Defining the same, providing for Furnishing Information Relative to Such Property. Outlining Duties of the Tax Commissioner, State Board of Equalization, County Auditors and County Treasurers, and Repealing Sections 2097, 2114, 2145, 2146, 2247, 2249, 2250 and 2251 of the Compiled Laws of 1913, and Sections 2144 and 2248 of the Supplement to the Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict With the Provisions of this Act.

Received from House, 790, 1217, 1241.
 First and second reading, 817.
 Reference, 818.
 Reported back, 1023.
 Amended, 1023, 1143, 1258.
 Third reading, 1142.
 Indefinitely postponed, 1260.
 Passed, 1143.
 Returned to House, 1152, 1217, 1260.
 Conference Committee, 1251.
 Other action, 1024, 1143, 1201, 1217, 1241, 1250, 1251, 1258, 1259, 1260.

House Bill No. 32—(Twete)

House Bill No. 32. A Bill for an Act to Amend and Re-enact Section 1444 of the Compiled Laws of 1913, Relating to Application for State Aid to State Graded Schools, State Rural Schools and State Consolidated Schools and Providing for the Inspection Thereof.

Received from House, 178.
 First and second reading, 179.
 Reference, 179, 362.
 Reported back, 320, 468.
 Amended, 468, 963.
 Third reading, 582, 964.
 Passed, 582, 965.
 Returned to House, 607.
 Conference Committee, 665.
 Other action, 469, 481, 530, 665, 885, 886, 963, 964, 965.
 Signed by President, 1075.

House Bill No. 33—(Committee on Appropriations)

House Bill No. 33. A Bill for an Act Making an Appropriation for the Payment of Salaries and Wages, Improvements and Repairs and Equipment of the State School of Science at Wahpeton, North Dakota.

Received from House, 178.
First and second reading, 178.
Reference, 178.
Reported back, 360.
Third reading, 424.
Passed, 424.
Returned to House, 434.
Other action, 424.
Signed by President, 483.

House Bill No. 34—(Committee on Appropriations)

House Bill No. 34. A Bill for an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Received from House, 273.
First and second reading, 282.
Reference, 282, 386.
Reported back, 360, 615.
Amended, 360, 615.
Third reading, 664.
Passed, 664.
Returned to House, 687.
Other action, 763.
Signed by President, 746.

House Bill No. 35—(Committee on Appropriations)

House Bill No. 35. A Bill for an Act Making an Appropriation for the Purpose of Carrying out the Provisions of Chapter 203, Session Laws 1919 and Chapter 115, Session Laws 1921, the Same Being Sections 1471b1 to 1471b9 and 1471c1 to 1471c8 of the Supplement to the 1913 Compiled Laws of North Dakota.

Received from House, 178.
First and second reading, 179.
Reference, 179.
Reported back, 361.
Third reading, 425.
Passed, 425.
Returned to House, 434.
Signed by President, 482.

House Bill No. 36—(Committee on Appropriations)

House Bill No. 36. A Bill for An Act Making an Appropriation for Use by the Board of Administration in Administering Child Welfare Laws.

Received from House, 178.
First and second reading, 179.
Reference, 179.
Reported back, 868.
Third reading, 1172.
Passed, 1173.
Returned to House, 1189.
Other action, 927, 944, 1172.
Signed by President, 1246.

House Bill No. 37—(Committee on Appropriations)

House Bill No. 37. A Bill for an Act Making an Appropriation for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Received from House, 212.
 First and second reading, 224.
 Reference, 224.
 Reported back, 908.
 Third reading, 939.
 Passed, 940.
 Returned to House, 942.
 Signed by President, 1075.

House Bill No. 38—(Committee on Appropriations)

House Bill No. 38. A Bill for an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School for the Blind, at Bathgate.

Received from House, 178.
 First and second reading, 178.
 Reference, 179.
 Reported back, 361.
 Third reading, 425.
 Passed, 426.
 Returned to House, 434.
 Signed by President, 483.

House Bill No. 39—(Committee on Appropriations)

House Bill No. 39. A Bill For an Act Making an Appropriation for the Purpose of Paying Salary, Clerkhire and General Expenses of the Department of Public Health.

Received from House, 186.
 First and second reading, 190.
 Reference, 190, 390.
 Reported back, 362, 417.
 Amended, 362, 418.
 Third reading, 456.
 Passed, 457.
 Returned to House, 484.
 Other action, 513.
 Signed by President, 595.

House Bill No. 42—(Committee on Appropriations)

House Bill No. 42. A Bill For an Act Providing for the Levying of a Tax to Create a Fund for the Purpose of Erecting a New Capitol Building, and Equipping Same, in the City of Bismarck, North Dakota.

Received from House, 354.
 First and second reading, 369.
 Reference, 369.
 Reported back, 908.
 Amended, 908.
 Third reading, 944, 1243.
 Passed, 944, 1243.

Returned to House, 966.
 Conference Committee, 1037, 1211.
 Other action, 1037, 1038, 1210, 1211, 1226, 1242, 1251.
 Signed by President, 1280.

House Bill No. 43—(Committee on Appropriations)

House Bill No. 43. A Bill For an Act Making an Appropriation for the General Maintenance, Improvements and Repairs, Equipment and Miscellaneous Expenses of the State School of Forestry at Bottineau.

Received from House, 211.
 First and second reading, 223.
 Reference, 223.
 Reported back, 408.
 Third reading, 455.
 Passed, 455.
 Returned to House, 484.
 Signed by President, 595.

House Bill No. 44—(Committee on Appropriations)

House Bill No. 44. A Bill For an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

Received from House, 414.
 First and second reading, 416.
 Reference, 416.
 Reported back, 1044.
 Amended, 1044, 1085, 1086, 1087, 1244.
 Third reading, 1087, 1250.
 Passed, 1087, 1250.
 Returned to House, 1102.
 Other action, 1085, 1086, 1122, 1139, 1244, 1250, 1251.
 Signed by President, 1280.

House Bill No. 45—(Thatcher)

House Bill No. 45. A Bill For an Act to Amend and Re-enact Section 1679c of the Compiled Laws of North Dakota for the year 1913.

Received from House, 186.
 First and second reading, 191.
 Reference, 191.
 Reported back, 271.
 Amended, 271.
 Third reading, 291.
 Passed, 292.
 Returned to House, 299.
 Other action, 324.
 Signed by President, 381.

House Bill No. 48—(R. A. Johnson and Owings)

House Bill No. 48. A Bill For an Act to Appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the Purpose

of Aiding in the Completion of the Construction of a Bridge and Approaches across the Des Lacs Lake on the County Line between Burke and Ward Counties in the State of North Dakota. Under the provisions of Chapter 73 of Session Laws of North Dakota for the year 1919 as Amended by Chapter 161 of Session Laws of North Dakota for 1927, and that such Appropriation be made from the State Highway Fund.

Received from House, 432.
 First and second reading, 453.
 Reference, 453.
 Reported back, 1059.
 Third reading, 1178.
 Passed, 1179.
 Returned to House, 1190.
 Signed by President, 1276.

House Bill No. 49—(Lynch, by request)

House Bill No. 49. A Bill For an Act to Validate and Legalize all Acts and Proceedings of Boards of County Commissioners, County Officers and the State Highway Commission in the Purchase or Condemnation of Land, Lands or Materials for State Highway Purposes.

Received from House, 256.
 First and second reading, 267.
 Reference, 267.
 Reported back, 297.
 Third reading, 349.
 Passed, 349.
 Returned to House, 382.
 Signed by President, 446.

House Bill No. 50—(Lynch, by request)

House Bill No. 50. A Bill For an Act Validating and Legalizing the Acts and Proceedings of the State Highway Commission and the Boards of County Commissioners under Chapter 159, Session Laws 1927 and more especially Section 22 Thereof.

Received from House, 256.
 First and second reading, 267.
 Reference, 267.
 Reported back, 297.
 Third reading, 349.
 Passed, 350.
 Returned to House, 383.
 Signed by President, 446.

House Bill No. 51—(Lynch, by request)

House Bill No. 51. A Bill For an Act to Validate and Legalize the Proceedings of the State Highway Commission and Chief Engineer of the Said State Highway Commission in the Construction of Bridges Across State Lines of Interstate Highways or Roads Across the Little Missouri River on Federal Highway 85, or Roads Across Navigable Streams Within the State of North Dakota.

Received from House, 212.
 First and second reading, 224.

Reference, 224.
Reported back, 297.
Third reading, 350.
Passed, 351.
Returned to House, 383.
Signed by President, 446.

House Bill No. 52—(Westford)

House Bill No. 52. A Bill For an Act to Amend and Re-enact Section 292, of the Supplement to the Compiled Laws of North Dakota of 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Rate of Interest Required to be Paid in case of Redemption, Assignments of Mortgages, Sale of Foreclosed Lands at Public and Private Sale, Interest Rate on Deferred and Interest Payments, Publication of Notice of Sale, Method of Cancellation of Contract, Taxation of Lands Sold, Redemption, Rights of Tax Certificate Holder, and Rules and Regulations of Board of University and School Lands.

Received from House, 239.
First and second reading, 245.
Reference, 245.
Reported back, 380.
Amended, 380.
Third reading, 427.
Passed, 427.
Returned to House, 435.
Other action, 457.
Signed by President, 483.

House Bill No. 55—(Pfenning)

House Bill No. 55. A Bill For an Act to Amend and Re-enact Section 3756a1 of the 1925 Supplement to the Compiled Laws of North Dakota.

Received from House, 212.
First and second reading, 224.
Reference, 224.
Reported back, 296.
Third reading, 347.
Passed, 348.
Returned to House, 382.
Signed by President, 446.

House Bill No. 56—(Pfenning)

House Bill No. 56. A Bill For an Act to Amend and Re-enact Section 3717 of the Compiled Laws of North Dakota for the year 1913, Relating to the Extension of Sewer Assessments.

Received from House, 255.
First and second reading, 266.
Reference, 267.
Reported back, 296.
Third reading, 348.
Passed, 348.
Returned to House, 382.
Signed by President, 446.

House Bill No. 57—(Pfenning)

House Bill No. 57. A Bill For an Act to Amend and Re-enact Section 833 of the Compiled Laws of North Dakota for 1913 Pertaining to the Administration of Oaths.

Received from House, 198.
 First and second reading, 203.
 Reference, 203.
 Reported back, 380.
 Amended, 381.
 Third reading, 427.
 Passed, 428.
 Returned to House, 435.
 Other action, 457.
 Signed by President, 483.

House Bill No. 59—(Hamilton and Northridge)

House Bill No. 59. A Bill For an Act to Amend and Re-enact Section 1190 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 243 of the Session Laws of the State of North Dakota for 1927, Relating to Consolidation of Schools and Transportation of Pupils.

Received from House, 432.
 First and second reading, 453.
 Reference, 453.
 Reported back, 1025.
 Indefinitely postponed, 1025.
 Returned to House, 1035.

House Bill No. 60—(Jardine)

House Bill No. 60. A Bill For an Act Repealing the Business Procedure of the Department of State Highways, the Making, Certification, Auditing and Payment of Pay Rolls and the Making, Certification and Auditing of Payment of Contract Estimates.

Received from House, 354.
 First and second reading, 369.
 Reference, 369.
 Reported back, 955.
 Third reading, 1053.
 Passed, 1054.
 Returned to House, 1092.
 Signed by President, 1123.

House Bill No. 63—(R. A. Johnson)

House Bill No. 63. A Bill for an Act to appropriate the Sum of Three Thousand Dollars (\$3,000.00) not otherwise appropriated from Any Moneys in the State Highway Fund, for the Purpose of Making a Preliminary Survey and Sounding for a Bridge Site Across the Missouri River Between McLean County and Mercer County, North Dakota, on What is Known as the Big Bend, South of the City of Garrison, McLean County, North Dakota.

Received from House, 717.
 First and second reading, 742.
 *Reference, 743.
 Reported back, 1059.

Third reading, 1179.
 Passed, 1181.
 Returned to House, 1190.
 Other action, 1180.
 Signed by President, 1276.

House Bill No. 65—(Lynch)

House Bill No. 65. A Bill For an Act to Amend and Re-enact Section 41, Chapter 162, Session Laws 1927 Restricting the Use of Roads Under Certain Conditions.

Received from House, 255.
 First and second reading, 266.
 Reference, 266.
 Reported back, 393.
 Third reading, 454.
 Passed, 455.
 Returned to House, 484.
 Signed by President, 595.

House Bill No. 66—(Thompson, by request)

House Bill No. 66. A Bill For an Act to Make an Appropriation from the North Dakota Twine and Cordage Plant Fund for the Purchase of Additional Land for the State Penitentiary.

Received from House, 273.
 First and second reading, 282.
 Reference, 282.
 Reported back, 1104.
 Amended, 1196, 1197.
 Third reading, 1196.
 Passed, 1198.
 Returned to House, 1218.
 Other action, 1108, 1109, 1112, 1130, 1196, 1198, 1201, 1226.
 Signed by President, 1276.
 Communications, 1104, 1105, 1106, 1107, 1108.
 Explanation of vote, 1109.

House Bill No. 68—(Dyer and Cox)

House Bill No. 68. A Bill For an Act to Amend and Re-enact Chapter 197 of the Session Laws of North Dakota for 1927 Authorizing and Empowering Cities, Towns or Villages to Purchase, Erect, Operate and Maintain, Enlarge, Improve, and Extend, or Lease From Any Person, Firm or Corporation, or Sell or Lease to Any Person, Firm or Corporation, Any Electric Light and Power Plant, Site, Buildings and Equipment Thereof, or Any Electric Distribution System and Equipment Thereof, or Any Electric Transmission Line and Equipment Thereof, or Any Telephone Plant, Equipment and Distribution System Thereof, or All or Any Part or Parts of Any Such Plants, Systems and Lines, and Any Interest in Any Such Plant, System or Line Within and Without the Corporate Limits of Such City, Town or Village, and Providing for the Issuance of Bonds and the Levying of Special Assessments and the Creating of Special Assessment Districts in Connection With the Exercise of Any of the Powers Above Granted, and Providing for the Legalization and

Validation of Purchases and Sales and the Issuance of Bonds Heretofore Made and Repealing Chapter 255 of the Session Laws of North Dakota for the Year 1923, Being Sections 3992b1 and 3992b2 of the Supplement to the 1913 Compiled Laws of the State of North Dakota.

Received from House, 255.
 First and second reading, 267.
 Reference, 267.
 Reported back, 1128.
 Amended, 1129.
 Third reading, 1200.
 Passed, 1201.
 Returned to House, 1218.
 Conference Committee, 1226, 1235.
 Explanation of vote, 1201.
 Other action, 1198, 1201, 1226, 1227, 1241, 1254.
 Signed by President, 1279.

House Bill No. 69—(Westford)

House Bill No. 69. A Bill For an Act to Amend and Re-enact Section 287, of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to the Investment of University and School Land Funds; Payment and Collection of Principal and Interest.

Received from House, 324.
 First and second reading, 369.
 Reference, 369.
 Reported back, 442.
 Third reading, 494.
 Passed, 495.
 Returned to House, 505.
 Signed by President, 594.

House Bill No. 70—(Wilson and Dyer)

House Bill No. 70. A Bill For an Act to Amend and Re-enact Chapter 18 of the Session Laws of the Year 1927, to Appropriate the Sum of Twenty Thousand Dollars, (\$20,000) For the Purpose of Aiding in the Construction of a Bridge and Approaches Across Box Elder Creek on the State Line Between North Dakota and South Dakota at a Point Approximately Five Miles East of the Montana State Line Under the Provisions of Section 1 of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 161 of the 1927 Session Laws, and Directing the State Highway Commission to Construct Such Bridge and do all Necessary Preliminary Acts.

Received from House, 212.
 First and second reading, 223.
 Reference, 224.
 Reported back, 320.
 Third reading, 370.
 Passed, 371.
 Returned to House, 383.
 Other action, 298.
 Signed by President, 446.

House Bill No. 72—(Lynch, Worner, Holthusen and Morgan)

House Bill No. 72. A Bill For an Act to Amend and Re-enact Chapter 23 of the Session Laws of 1927: An Act to Appropriate the Sum of Thirty Thousand (\$30,000) Dollars, From Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Bois De Sioux River, Between the City of Wahpeton, Richland County, North Dakota, and the City of Breckenridge, Wilkin County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919, as Amended and Re-enacted by Chapter 151, Laws of 1927 and Directing the State Highway Commission to Construct such Bridge and do all Necessary Preliminary Acts.

Received from House, 273.
 First and second reading, 282.
 Reference, 283.
 Reported back, 321.
 Third reading, 371.
 Passed, 372.
 Returned to House, 383.
 Signed by President, 446.

House Bill No. 74—(Veitch, Treffry and Martin)

House Bill No. 74. A Bill For an Act Indemnifying the Owners of Sheep in Case of Damage by Dogs and Creating a Fund to Pay for the Same by a Tax on Dogs and a License for Kenneling Dogs and Providing for the Collection Thereof and the Administration of a Fund Collected Thereby and Also Providing for the Method of Proof of Damage to Sheep and the Killing of Dogs in Certain Cases and Repealing all Laws in Conflict Herewith.

Received from House, 813.
 First and second reading, 819.
 Reference, 819.
 Reported back, 1025.
 Amended, 1026.
 Third reading, 1164.
 Passed, 1165.
 Returned to House, 1191.
 Other action, 1216.
 Signed by President, 1276.

House Bill No. 75—(Rulon)

House Bill No. 75. A Bill For an Act Making an Appropriation for the Repair and Re-roofing of Boiler House at the State Hospital for the Insane at Jamestown, North Dakota.

Received from House, 312.
 First and second reading, 313.
 Reference, 313.
 Reported back, 409.
 Third reading, 455.
 Passed, 456.
 Returned to House, 484.
 Signed by President, 595.

House Bill No. 76—(Amsberry)

House Bill No. 76. A Bill For an Act to Amend and Re-

enact Section 1240 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 246 of the 1927 Session Laws Relating to Special School Districts.

Received from House, 432.
 First and second reading, 453.
 Reference, 453.
 Reported back, 836.
 Amended, 897.
 Third reading, 897.
 Passed, 898.
 Returned to House, 916.
 Other action, 966.
 Signed by President, 1043.

House Bill No. 78—(W. L. Plath, Burkhart and Smith)

House Bill No. 78. A Bill For an Act to Amend and Re-enact Sections 2790a8, 2790a9, 2790a13, 2790a14 and 2790a18 of the Supplement to the Compiled Laws of the State of North Dakota for the Year 1925.

Received from House, 354.
 First and second reading, 370.
 Reference, 370.
 Reported back, 1058.
 Amended, 1058.
 Third reading, 1178.
 Passed, 1178.
 Returned to House, 1191.
 Other action, 1216.
 Signed by President, 1245.

House Bill No. 79—(Committee on Judiciary)

House Bill No. 79. A Bill For an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Received from House, 310.
 First and second reading, 313.
 Reference, 313.
 Reported back, 481.
 Amended, 481.
 Third reading, 581.
 Passed, 581.
 Returned to House, 607.
 Other action, 665.
 Signed by President, 720.

House Bill No. 80—(Henrickson, by request)

House Bill No. 80. A Bill For an Act to Validate Certain Special Assessment Districts Created by Cities Prior to July 1, 1917, and Improvements Made Therein and Warrants Issued to Pay the Cost of the Improvements Constructed Therein, and Assessments Levied Pursuant thereto, and Authorizing such Cities to Issue Bonds, Make Reassessments and Issue Special Assessment Warrants for the Purpose of Ultimately Paying the Cost of Such Improvements, and Declaring an Emergency.

Received from House, 469.
First and second reading, 493.
Reference, 493.
Reported back, 710.
Third reading, 740.
Passed, 741.
Returned to House, 761.
Signed by President, 823.

House Bill No. 81—(Thompson, by request)

House Bill No. 81. A Bill For an Act to Amend and Re-enact Section 5062, Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

Received from House, 643.
First and second reading, 669.
Reference, 670.
Reported back, 874.
Indefinitely postponed, 874.
Returned to House, 916.
Other action, 874, 875.

House Bill No. 82—(Olson of Burleigh)

House Bill No. 82. A Bill For an Act Empowering the Boards of Trustees of Villages to Provide for the Lighting of all Streets, Alleys, Avenues, Sidewalks, Wharves, Parks and Public Grounds, and for the Furnishing and Supplying of Electric Energy or Gas to the Village for Lighting, Power and other Village Purposes, and to the Inhabitants Thereof, and to Enter into Contracts for Electric Energy or Gas, for Village and Private Purposes, and Specifying the Manner or Execution of Such Contracts.

Received from House, 628.
First and second reading, 667.
Reference, 667.
Reported back, 834.
Third reading, 892.
Passed, 893.
Returned to House, 915.
Signed by President, 1043.

House Bill No. 83—(Cox, by request)

House Bill No. 83. A Bill For an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of the State of North Dakota for the year 1919 and Acts Amendatory Thereof, Relating to the Workmen's Compensation Act.

Received from House, 628.
First and second reading, 667.
Reference, 668.
Reported back, 833.
Third reading, 891.
Passed, 892.
Returned to House, 915.
Signed by President, 1072.

House Bill No. 87—(Thatcher)

House Bill No. 87. A Bill for an Act to Require Rating Bureaus to make Written Surveys of Certain Rates for Fire

Insurance; to Provide for Hearings on Complaints and a Review by the Commissioner of Insurance of the Same, and Providing an Appropriation for the Administration of this Act by the Commissioner of Insurance and his Department.

Received from House, 765.
 First and second reading, 815.
 Reference, 815.
 Reported back, 1027.
 Third reading, 1169.
 Passed, 1170.
 Returned to House, 1189.
 Signed by President, 1246.

House Bill No. 88—(Henderson, by request)

House Bill No. 88. A Bill For an Act Relating to and Defining the Duties of Certain State and County Officers with Reference to Aliens Who Have Been Convicted of a Felony or Adjudged Insane.

Received from House, 354.
 First and second reading, 370.
 Reference, 370.
 Reported back, 827.
 Third reading, 849.
 Passed, 849.
 Returned to House, 864.
 Signed by President, 1074.

House Bill No. 89—(Burkhart)

House Bill No. 89. A Bill For an Act to Amend and Re-enact Section 4236 of the 1925 Supplement of the Compiled Laws of North Dakota of 1913.

Received from House, 324.
 First and second reading, 369.
 Reference, 369.
 Reported back, 443.
 Amended, 495, 645.
 Third reading, 495, 646.
 Passed, 495, 646.
 Returned to House, 506.
 Conference Committee, 522.
 Other action, 522, 533, 644, 645, 646, 649.
 Signed by President, 720.

House Bill No. 90—(Lindgren and Thatcher)

House Bill No. 90. A Bill For an Act to Regulate the Practice of Chiroprody, to Create a State Board of Chiroprody, to Provide for the Examination and Licensing of Chiroprodists and Providing Penalties for the Violation Thereof.

Received from House, 386.
 First and second reading, 415.
 Reference, 415.
 Reported back, 879.
 Amended, 879.
 Third reading, 937.

Passed, 938.
 Returned to House, 940.
 Other action, 938, 966.
 Signed by President, 1072.

House Bill No. 92—(Muus and Burns)

House Bill No. 92. A Bill For an Act Declaring Certain Sports and Exhibitions to be Dangerous Requiring Bonds Therefor Before the Production Thereof, Prescribing Conditions and Amounts, and Approval of Bonds; Manner of Service of Process in Actions Against Producers of Dangerous Exhibitions and Remedies for Claimants Injured.

Received from House, 470.
 First and second reading, 494.
 Reference, 494, 808.
 Reported back, 953.
 Amended, 953, 1053.
 Third reading, 1052.
 Passed, 1053.
 Returned to House, 1091.
 Signed by President, 1122, 1139.

House Bill No. 95—(Lynch)

House Bill No. 95. A Bill For an Act to Repeal Section 917, Section 918 and Section 919 of the Compiled Laws of North Dakota for the Year 1913.

Received from House, 511.
 First and second reading, 519.
 Reference, 519.
 Reported back, 1078.
 Third reading, 1185.
 Returned to House, 1192.
 Lost, 1186.
 Other action, 1079, 1186.

House Bill No. 96—(Turner)

House Bill No. 96. A Bill For an Act to Amend and Re-enact Section 4863, of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Received from House, 512.
 First and second reading, 521.
 Reported back, 1027.
 Third reading, 1170.
 Passed, 1171.
 Returned to House, 1189.
 Other action, 1170.
 Signed by President, 1271.

House Bill No. 97—(McManus and Jardine)

House Bill No. 97. A Bill For an Act Relating to the Manner of Making Tax Levies, Determination of the Rate of Levy, Limiting the Rate of Levy for State, County, City, Village, Township, School District, and Park District Purposes, Prescribing Duties of County Auditor in Connection with Extension of Levies, etc., and Repealing Sections 2148 and 2149 of the Compiled Laws of 1913, Section 2150 of the Supplement

to the Compiled Laws of 1913, and Section 2151 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 199, Session Laws of 1927, Sections 2163a1 to 2163a6, and 2163a8 to 2163a10 of the Supplement to the Compiled Laws of 1913, and 2163a7 of the Supplement to the Compiled Laws of 1913 as Amended by Chapter 269, Laws of 1927.

Received from House, 718.
First and second reading, 744.
Reference, 744.
Reported back, 870.
Third reading, 1192.
Passed, 1193.
Returned to House, 1219.
Other action, 937, 1116.
Signed by President, 1270.

House Bill No. 98—(Boe and Craig)

House Bill No. 98. A Bill For an Act to Amend and Re-enact Section 1456 of the 1925 Supplement to the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Maintenance of County Agricultural and Training Schools.

Received from House, 628.
First and second reading, 667.
Reference, 667.
Reported back, 909.
Amended, 909.
Third reading, 945.
Passed, 945.
Returned to House, 966.
Other action, 885, 945, 1039.
Explanation of vote, 945.
Signed by President, 1124.

House Bill No. 99—(Northridge)

House Bill No. 99. A Bill For an Act to Amend and Re-enact Section 3582 of the Compiled Laws of North Dakota for 1913, Relating to the Number of Aldermen in Cities.

Received from House, 604.
First and second reading, 666.
Reference, 666.
Reported back, 832.
Third reading, 889.
Passed, 889.
Returned to House, 914.
Signed by President, 1072.

House Bill No. 100—(Northridge)

House Bill No. 100. A Bill For an Act Fixing the Compensation of Election Officers at City and State-Wide Elections and Repealing Section 1045a of the Supplement to the Compiled Laws of North Dakota for 1913.

Received from House, 718.
First and second reading, 744.
Reference, 744.
Reported back, 908.

Third reading, 938.
Passed, 939.
Returned to House, 942.
Signed by President, 1075.

House Bill No. 102—(Lynch)

House Bill No. 102. A Bill For an Act to Amend and Re-enact Section 1 of Chapter 195, of the Session Laws of North Dakota for the year 1927, relating to the Authorization of Cities and Villages to Refund Special Improvement Warrants.

Received from House, 717.
First and second reading, 743.
Reference, 743.
Reported back, 833.
Third reading, 890.
Passed, 890.
Returned to House, 914.
Signed by President, 1072.

House Bill No. 105—(Lynch)

House Bill No. 105. A Bill For an Act to Amend and Re-enact Section 2 of Chapter 73, Session Laws of 1919 as Amended and Re-enacted by Chapter 161 of the Laws of North Dakota for the year 1927, Providing for State Aid in the Construction of Bridges Across State Lines on Inter-State Highways, or Roads Across the Little Missouri River on Federal Highway Number 85, or Roads Across Navigable Streams Within the State of North Dakota.

Received from House, 764.
First and second reading, 817.
Reference, 817.
Reported back, 1059.
Indefinitely postponed, 1060.
Returned to House, 1090.

House Bill No. 107—(Henderson and Indergaard)

House Bill No. 107. A Bill For an Act Amending and Re-enacting Chapter 117, Session Laws of North Dakota for the year 1927.

Received from House, 642.
First and second reading, 668.
Reference, 668.
Reported back, 824.
Amended, 844.
Third reading, 844.
Passed, 845.
Returned to House, 863.
Other action, 885.
Signed by President, 1074.

House Bill No. 108—(Jardine)

House Bill No. 108. A Bill For an Act Providing for Partial Satisfactions and Releases of Mortgages Assigned by the Manager of the Bank of North Dakota to the State Treasurer in Trust; for the Acceptance of Partial Payments thereon,

the Assignment Thereof; and Providing For the Leasing of Lands Acquired Through Foreclosure, for Agricultural Purposes, or of Mineral, Oil and Gas Rights Therein, by the State Treasurer as Such Trustee, with the Written Approval of the Industrial Commission.

Received from House, 312.
 First and second reading, 313.
 Reference, 313.
 Reported back, 443.
 Third reading, 496.
 Passed, 496.
 Returned to House, 506.
 Signed by President, 594.

House Bill No. 109—(Northridge and Freeman)

House Bill No. 109. A Bill For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining its Powers and Duties, Providing for the Establishment of a North Dakota Mill and Elevator Commission, Defining its Powers and Duties in Respect to the Management, Operation and Control of the State Owned Mill and Elevator Located at Grand Forks, North Dakota, and the Conduct of all Business Relating Thereto, and Repealing Chapter 153 of the Session Laws of North Dakota for 1925, and all Other Acts in Conflict Herewith.

Received from House, 354.
 First and second reading, 370.
 Reference, 370.
 Reported back, 1029.
 Indefinitely postponed, 1030.
 Returned to House, 1035.
 Other action, 1029, 1030, 1031.

House Bill No. 110—(Cox)

House Bill No. 110. A Bill For an Act to Regulate the Investment of Funds and the Real Estate Holdings of Domestic Insurance Companies, and Prohibiting Loans to Officers and Directors of Such Companies; and for the Repeal of Sections 4843, 4861 and 4862, Compiled Laws of North Dakota for the Year 1913.

Received from House, 512.
 First and second reading, 521.
 Reference, 521.
 Reported back, 1028.
 Third reading, 1171.
 Passed, 1171.
 Returned to House, 1189.
 Signed by President, 1271.

House Bill No. 112—(Wigen and Turner)

House Bill No. 112. A Bill for an Act Providing for an Increase in the Salary of County Officials in Certain Counties Having a Population not Exceeding 7,000; Providing the Salary to be Paid the States Attorney in all Counties; and increasing the Maximum Salary to be Paid in Counties not Having a Population in Excess of 4,000, to the Register of

Deeds, Clerk of the District Court, and the County Judge in a County not Having a County Court with Increased Jurisdiction.

Received from House, 790.
 First and second reading, 818.
 Reference, 818.
 Reported back, 1076.
 Third reading, 1182.
 Passed, 1183.
 Returned to House, 1190.
 Signed by President, 1245.

House Bill No. 113—(McManus)

House Bill No. 113. A Bill for an Act Providing for the Payment of the State and County Tuition Funds to the United States Whenever the Educational Responsibility of a School District Within an Indian Reservation is Completely Taken Over by the United States.

Received from House, 414.
 First and second reading, 415.
 Reference, 416.
 Reported back, 710.
 Third reading, 739.
 Passed, 739.
 Returned to House, 740.
 Other action, 739.
 Signed by President, 746.

House Bill No. 114—(Burkhart, Freeman, Helbling and Jardine)

House Bill No. 114. A Bill For an Act Making an Appropriation for Agricultural Fair Purposes and Providing for the Division, Expenditure and Disbursement Thereof.

Received from House, 511.
 First and second reading, 520.
 Reference, 520.
 Third reading, 927.
 Reported back, 868.
 Passed, 928.
 Returned to House, 936.
 Other action, 928.
 Signed by President, 1072.

House Bill No. 115—(Twichell)

House Bill No. 115. A Bill For an Act to Cancel Uncollected Personal Property Taxes Assessed for 1920, and Prior Years, and Providing for the Certification Thereof to the State Auditor of State Taxes Cancelled, and Credit Therefor to the counties.

Received from House, 431.
 First and second reading, 453.
 Reference, 453.
 Reported back, 709.
 Third reading, 927.
 Passed, 927.

Returned to House, 936.
Other action, 740.
Signed by President, 1072.

House Bill No. 116—(Committee on Game and Fish)

House Bill No. 116. A Bill For an Act to Amend and Re-enact Chapter 147, 1927 Session Laws, Relating to Powers Conferred upon the Governor to Open and Close Seasons in any and all Subdivisions of the State When Deemed Necessary for the Better Protection of Game Birds, Fish and Animals, and for the Publication of Orders.

Received from House, 512.
First and second reading, 521.
Reference, 521.
Reported back, 1057.
Third reading, 1175.
Passed, 1176.
Returned to House, 1189.
Signed by President, 1245.

House Bill No. 118—(Committee on Game and Fish)

House Bill No. 118. A Bill For an Act to Amend and Re-enact Section 10322a36 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913, as Amended by Sections 2 and 3 of Chapter 148, 1927 Session Laws, Relating to Game and Fish, Resident and Non-resident Licenses, Applications and Game and Fish Shipment.

Received from House, 642.
First and second reading, 668.
Reference, 668.
Reported back, 1056.
Amended, 1193.
Third reading, 1193.
Passed, 1194.
Returned to House, 1217.
Other action, 1175, 1226.
Signed by President, 1275.

House Bill No. 119—(Committee on Game and Fish)

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Compiled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

Received from House, 469.
First and second reading, 493.
Reference, 493.
Reported back, 1057.
Third reading, 1176.
Passed, 1177.
Returned to House, 1189.
Signed by President, 1245.

House Bill No. 120—(Committee on Game and Fish)

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Com-

piled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

Received from House, 469.
 First and second reading, 493.
 Reference, 493.
 Reported back, 1058.
 Third reading, 1177.
 Passed, 1178.
 Returned to House, 1190.
 Signed by President, 1245.

House Bill No. 121—(Committee on Game and Fish)

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement of the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

Received from House, 813.
 First and second reading, 819.
 Reference, 819.
 Reported back, 1056.
 Amended, 1173.
 Third reading, 1173, 1240.
 Passed, 1174, 1240.
 Returned to House, 1191.
 Conference Committee, 1215.
 Other action, 1174, 1215, 1221, 1238, 1239, 1240.
 Signed by President, 1270.

House Bill No. 124—(Committee on Appropriations)

House Bill No. 124. A Bill For an Act Appropriating Money to Reimburse the Common School Fund of the State of North Dakota for Losses Resulting From a Misappropriation of Such Fund Occurring Previous to January 1, 1918.

Received from House, 386.
 First and second reading, 415.
 Reference, 415.
 Reported back, 870.
 Third reading, 935.
 Passed, 936.
 Returned to House, 937.
 Signed by President, 1072.

House Bill No. 126—(R. A. Johnson and Kneeland)

House Bill No. 126. A Bill For an Act to Amend and Re-enact Section 5198 of the Supplement to the Compiled Laws of 1913 Relating to Investment of Funds by Savings Banks.

Received from House, 813.
 First and second reading, 819.
 Reference, 819.
 Reported back, 919.
 Third reading, 986.
 Passed, 986.
 Returned to House, 1044.
 Signed by President, 1125.

House Bill No. 128—(Twichell)

House Bill No. 128. A Bill For an Act Providing That the Right of any County Holding a Tax Certificate, or Other Tax Lien on Lands Acquired by the State Treasurer as Trustee of the State of North Dakota under the Provisions of Chapter 154 of the Session Laws of North Dakota for 1919 and Chapter 292 of the Session Laws of North Dakota for 1923 and Acts Amendatory Thereof, to Enforce the Collection of the Same, Shall be Suspended until July 1, 1931; Providing the Rate of Interest Such Tax Certificates and Tax Liens Shall Bear; and Prohibiting the Assignment or Transfer of all Tax Certificates or Tax Liens Held by the County on any Lands that Have Been Foreclosed Under Said Acts.

Received from House, 431.
 First and second reading, 452.
 Reference, 453.
 Reported back, 825.
 Third reading, 845.
 Passed, 846.
 Returned to House, 863.
 Signed by President, 1074.

House Bill No. 130—(Twichell)

House Bill No. 130. A Bill for an Act to Provide for the Creation of a North Dakota Governmental Survey Commission, Defining Its Powers and Duties and Making an Appropriation Therefor.

Received from House, 571.
 First and second reading, 579.
 Reference, 579.
 Reported back, 958.
 Amended, 958.
 Third reading, 1097.
 Returned to House, 1103.
 Lost, 1098.
 Other action, 1098, 1099.

House Bill No. 131—(Thompson, by request)

House Bill No. 131. A Bill for an Act to Amend and Re-enact Sections 3 and 7 of Chapter 155, of the Session Laws of North Dakota for the Year 1927.

Received from House, 604.
 First and second reading, 667.
 Reference, 667.
 Reported back, 955.
 Third reading, 1085.
 Passed, 1085.
 Returned to House, 1092.
 Signed by President, 1123.

House Bill No. 132—(O. E. Erickson)

House Bill No. 132. A Bill for an Act to Prevent the Advertising or Sale of Merchandise and the Soliciting of Subscriptions to Periodicals Through the Agency of the Public Schools, and Prescribing Penalties for Violation of the Provisions of this Act.

Received from House, 764.
First and second reading, 816.
Reference, 816.
Reported back, 952.
Third reading, 1052.
Passed, 1052.
Returned to House, 1092.
Other action, 953, 1052.
Signed by President, 1123.

House Bill No. 135—(Committee on Appropriations)

House Bill No. 135. A Bill For an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection With Income Taxes Assessed and Paid under the 1919 Income Tax Law for the Years 1919 to 1922, Inclusive.

Received from House, 533.
First and second reading, 578.
Reference, 578.
Reported back, 869.
Third reading, 928.
Passed, 929.
Returned to House, 936.
Signed by President, 1072.

House Bill No. 136—(Peters)

House Bill No. 136. A Bill For an Act to Amend and Re-enact Section 17, Chapter 99, of the Session Laws of 1927 Relating to Banking, Regulating the Administration of the Affairs of Insolvent Banks, Providing for their Liquidation, Vesting the Supreme Court with Jurisdiction of such Liquidation Proceedings and Requesting it to Assume Original Jurisdiction in Furtherance of the Public Interest, Creating the Position of Supreme Court Commissioner, Fixing his Compensation and Defining his Powers and Authority, and Providing for the Appointment of Receivers of Insolvent Banks and Continuing Receiverships, and Making an Appropriation to Meet the Expenses Incident to Carrying out the Purpose of this Act, and Directing the Supreme Court to Exercise its Supervisory Authority over the District Court in Proceedings for Liquidating the Affairs of Insolvent Banks, and Providing for the Re-opening and Reorganization of Closed or Suspended Banks, and Providing for Liquidation of Closed Banks by the Depositors Therein, and Designating a Custodian of Records and Property after Winding up Receiverships, and Providing for the Covering into the General Fund of the State of Unclaimed Dividends.

Received from House, 431.
First and second reading, 452.
Reference, 452.
Reported back, 869.
Third reading, 929.
Passed, 930.
Returned to House, 936.
Signed by President, 1073.

House Bill No. 137—(Cox)

House Bill No. 137. A Bill For an Act Providing that the State of North Dakota Doing Business as the Bank of North Dakota Shall Not be Required to Give Undertakings in Appeal Attachment, Claim and Delivery and Other Like Cases.

- Received from House, 414.
- First and second reading, 416.
- Reference, 416.
- Reported back, 827.
- Third reading, 848.
- Passed, 849.
- Returned to House, 863.
- Signed by President, 1074.

House Bill No. 138—(Bishop)

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited. Exceptions.

- Received from House, 699.
- First and second reading, 697.
- Reference, 698.
- Reported back, 834.
- Third reading, 894.
- Passed, 895.
- Returned to House, 915.
- Other action, 895.
- Signed by President, 1073.

House Bill No. 139—(Thmpson, by request)

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 5063, of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Benefit Societies.

- Received from House, 642.
- First and second reading, 668.
- Reference, 668.
- Reported back, 875.
- Indefinitely postponed, 876.
- Returned to House, 915.
- Other action, 876, 877.

House Bill No. 140—(Thompson, by request)

House Bill No. 140. A Bill for an Act to Amend and Re-enact Section 5064 of the Compiled Laws of North Dakota for 1913, Relating to Fraternal Societies.

- Received from House, 642.
- First and second reading, 668.
- Reference, 668.
- Reported back, 877.
- Indefinitely postponed, 877.
- Returned to House, 916.
- Other action, 878.

House Bill No. 141—(Hamilton)

House Bill No. 141. A Bill For an Act to Amend and Re-enact Section 2844 of the Supplement to the 1913 Compiled

Laws of North Dakota, Relating to Licenses for Creameries, Cheese Factories, Process Butter Factories, Ice Cream Factories and Cream Stations.

Received from House, 571.
 First and second reading, 578.
 Reference, 578.
 Reported back, 957.
 Third reading, 1095.
 Passed, 1096.
 Returned to House, 1103.
 Signed by President, 1123.

House Bill No. 142—(Committee on Judiciary)

House Bill No. 142. A Bill For an Act Limiting the Time Within Which Any Action May be Brought to Void a Foreclosure of a Mortgage, or any Defense Interposed in any Action by Virtue of any Defect in the Form, Substance or Service of Notice of Intention to Foreclose a Mortgage.

Received from House, 414.
 First and second reading, 415.
 Reference, 415.
 Reported back, 832.
 Amended, 832.
 Third reading, 888.
 Passed, 889.
 Returned to House, 916.
 Other action, 966.
 Signed by President, 1073.

House Bill No. 143—(Committee on Judiciary)

House Bill No. 143. A Bill For an Act to Provide for the Purchase, Sale and Distribution of a Digest of the Decisions of the Supreme Court and Making an Appropriation Therefor.

Received from House, 470.
 First and second reading, 494.
 Reference, 494.
 Reported back, 826.
 Third reading, 847.
 Passed, 847.
 Returned to House, 864.
 Signed by President, 1074.

House Bill No. 144—(Fettig)

House Bill No. 144. A Bill For an Act to Require Public Officers and Contractors Doing Road Construction Work to Erect and Maintain Proper Warning Signs Near Road Construction Work and Providing a Penalty for Failure to Comply with Law.

Received from House, 699.
 First and second reading, 698.
 Reference, 698.
 Reported back, 1077.
 Third reading, 1183.
 Passed, 1184.
 Returned to House, 1190.
 Signed by President, 1275.

House Bill No. 145—(Burkhart and Rulon)

House Bill No. 145. A Bill For an Act Creating a Missouri River Development Commission.

Received from House, 431.
First and second reading, 452.
Reference, 452.
Reported back, 1077.
Third reading, 1184.
Passed, 1184.
Returned to House, 1191.
Signed by President, 1271.

House Bill No. 146—(Brunsdale)

House Bill No. 146. A Bill for an Act Providing for the Sale of the State Mill and Elevator at Drake by the State Industrial Commission.

Received from House, 511.
First and second reading, 520.
Reference, 520.
Reported back, 1075.
Indefinitely postponed, 1075.
Returned to House, 1090.

House Bill No. 147—(Isaak, by request)

House Bill No. 147. A Bill for an Act Entitling Certain Certified Copies of the Records of Death of Persons to Record and Making such Copies, the Record Thereof and Certified Copies of Such Record Prima Facie Evidence of the Death of Such Persons and of the Termination of Joint Tenancy and of All Other Estate, Title, Interest and Lien to or in Any Real Estate as is or was Limited Upon the Life of Such Persons.

Received from House, 718.
First and second reading, 743.
Reference, 744.
Reported back, 912.
Third reading, 977.
Passed, 977.
Returned to House, 1033.
Signed by President, 1125.

House Bill No. 148—(Swendseid, by request)

House Bill No. 148. A Bill for an Act to Repeal Sections 2110, 2110a1 and 2110a2 of the Supplement to the Compiled Laws of 1913, Relating to the Assessment and Taxation of Corporate Excess.

Received from House, 571.
First and second reading, 578.
Reference, 578.
Reported back, 827.
Third reading, 847.
Passed, 848.
Returned to House, 863.
Signed by President, 1074.

House Bill No. 149—(Swendseid, by request)

House Bill No. 149. A Bill for an Act to Repeal Sections 2038, 2039 and 2040 of the Compiled Laws of 1913, Relating to a Bounty for Maintaining Watering Places on Highways.

Received from House, 469.
First and second reading, 493.
Reference, 493.
Reported back, 921.
Third reading, 1048.
Passed, 1049.
Returned to House, 1091.
Signed by President, 1123.

House Bill No. 150—(Swendseid, by request)

House Bill No. 150. A Bill for an Act to Repeal Sections 3277 and 3278 of the Compiled Laws of 1913, Relating to a Special Tax Levy for Immigration, Levied by the Board of County Commissioners Upon Petition of 20 per cent of the Legal Voters of the County.

Received from House, 470.
First and second reading, 493.
Reference, 493.
Reported back, 920.
Third reading, 1047.
Passed, 1048.
Returned to House, 1092.
Signed by President, 1123.

House Bill No. 151—(Smith, by request)

House Bill No. 151. A Bill for an Act to Require the Teaching of the Constitution of the United States in the Public and Private Schools of the State of North Dakota.

Received from House, 717.
First and second reading, 743.
Reference, 743.
Reported back, 836.
Third reading, 898.
Passed, 899.
Returned to House, 915.
Signed by President, 1073.

House Bill No. 152—(Olson of Burleigh)

House Bill No. 152. A Bill for an Act to Amend and Re-enact Section 2502 of the Compiled Laws of North Dakota for the Year 1913; Providing for Oversight and Care of the Poor, and Duties of County Physician.

Received from House, 470.
First and second reading, 493.
Reference, 493.
Reported back, 957.
Third reading, 1095.
Passed, 1095.
Returned to House, 1103.
Signed by President, 1123.

House Bill No. 153—(Burkhart and Cox)

House Bill No. 153. A Bill for an Act Entitled, 'An Act Concerning the Licensing of Airmen and Aircraft; Making Violation Hereof a Misdemeanor, and Providing the Penalty Therefor; Repealing all Acts or Parts of Acts in Conflict Herewith; and Declaring This Act to be and Emergency Measure.'

Received from House, 470.
First and second reading, 493.
Reference, 494.
Reported back, 924.
Third reading, 1051.
Passed, 1051.
Returned to House, 1092.
Signed by President, 1124.

House Bill No. 154—(Freeman)

House Bill No. 154. A Bill For an Act to Amend and Re-enact Section 4874, Compiled Laws of 1913, Relating to Domestic Mutual Insurance Companies.

Received from House, 570.
First and second reading, 578.
Reference, 578.
Reported back, 869.
Third reading, 930.
Passed, 931.
Returned to House, 936.
Signed by President, 1073.

House Bill No. 156—(Lynch)

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 3716 of the 1925 Supplement to the 1913 Compiled Laws of North Dakota.

Received from House, 717.
First and second reading, 743.
Reference, 743.
Reported back, 833.
Third reading, 890.
Passed, 891.
Returned to House, 914.
Signed by President, 1073.

House Bill No. 158—(Thompson, by request)

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2976v9 of the Supplement to the 1913 Compiled Laws of the State of North Dakota, as Amended by Chapter 90 of the Session Laws of 1927, Relating to and Requiring Auto Transportation Companies to Procure Liability Insurance, or Surety Bonds, for the Protection of the Interests of the Public, and Providing for Direct Liability in Case of Default in the Payment of Final Judgment, and Regulating Trials of Actions for Damages for Negligence Against Said Company.

Received from House, 511.
First and second reading, 520.
Reference, 520.

Reported back, 958.
Amended, 958.
Third reading, 1096.
Passed, 1097.
Returned to House, 1102.
Other action, 1140.
Signed by President, 1275.

House Bill No. 161—(Burkhart and Horner)

House Bill No. 161. A Bill for an Act Limiting Actions to be Brought Against the Individual Members of the Board of Directors of Any Fair Association by Persons Sustaining Injuries While Attending Such Fairs.

Received from House, 512.
First and second reading, 521.
Reference, 521.
Reported back, 913.
Amended, 914.
Third reading, 979.
Passed, 980.
Returned to House, 1034.
Signed by President, 1125.

House Bill No. 163—(Olafson and Turner)

House Bill No. 163. A Concurrent Resolution For an Amendment to the Constitution of the State of North Dakota Providing for the Election of State and County Officers, and Prescribing the Terms of Office and Qualifications Therefor.

Received from House, 734.
First and second reading, 745.
Reference, 745.
Reported back, 1024.
Amended, 1024.
Third reading, 1118.
Indefinitely postponed, 1120.
Returned to House, 1120.
Lost, 1119.
Other action, 1118, 1119.
Explanation of vote, 1119.

House Bill No. 165—(Johnson and Brunsdale of Trail)

House Bill No. 165. A Concurrent Resolution Providing for the Amendment of Section 104 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election and Terms of Judges of the District Court.

Received from House, 511.
First and second reading, 520.
Reference, 520.
Reported back, 911.
Third reading, 973.
Passed, 974.
Returned to House, 1033.
Other action, 974.
Explanation of vote, 974.
Signed by President, 1125.

House Bill No. 167—(Johnson and Brunsdale of Trail)

House Bill No. 167. A Concurrent Resolution Providing for the Amendment of Sections 90, 91 and 99 of Article 4 of the Constitution of the State of North Dakota, Relating to the Election, Terms and Compensation of Judges of the Supreme Court.

Received from House, 511.
First and second reading, 520.
Reference, 520.
Reported back, 912.
Third reading, 976.
Passed, 976.
Returned to House, 1033.
Other action, 977.
Signed by President, 1125.

House Bill No. 168—(Wilson and Sax)

House Bill No. 168. A Bill for an Act Authorizing the Board of University and School Lands to Reconvey Certain State Lands to the United States for National Park Purposes and Prescribing the Conditions of Such Conveyance.

Received from House, 511.
First and second reading, 520.
Reference, 520.
Reported back, 1076.
Third reading, 1181.
Returned to House, 1190.
Signed by President, 1275.

House Bill No. 169—(Anderson)

House Bill No. 169. A Bill For an Act Requiring the Receiver of Closed Banks to Prepare and Publish a Financial Statement of the Insolvent Institutions Under his Supervision.

Received from House, 814.
First and second reading, 820.
Reference, 820.
Reported back, 919.
Third reading, 985.
Passed, 986.
Returned to House, 1044.
Signed by President, 1125.

House Bill No. 170—(Gibbens)

House Bill No. 170. A Bill For an Act Providing for the Inspection of Scales, Weights and Measures Under the Jurisdiction of the State Food Commissioner, Prescribing the Powers and Duties of said Board, Defining the Standard of Weights and Measures, Providing Penalties for the Violation Thereof, Regulating the Use and Sale of Weights and Measures, Providing for the Fixation of Fees; and Repealing Chapter 344 of the Session Laws of North Dakota for 1923.

Received from House, 604.
First and second reading, 666.
Reference, 666, 920.
Reported back, 1079.

Amended, 1079.
Third reading, 1186.
Passed, 1187.
Returned to House, 1191.
Other action, 1187, 1216.
Signed by President, 1245.

House Bill No. 171—(Carter)

House Bill No. 171. A Bill For an Act to Prohibit Justices of the Peace and Police Magistrates from Acting in any Capacity as Such Magistrates in Suits Brought in Their Own Courts to Enforce Collection of Debts or Claims in which they are Themselves Interested, or Act as Agents or Attorneys for the Creditor; and to Provide a Penalty for the Violation Hereof, Which Penalty Includes Removal from Office.

Received from House, 604.
First and second reading, 667.
Reference, 667.
Reported back, 829.
Amended, 829.
Third reading, 849.
Passed, 850.
Returned to House, 862.
Other action, 885.
Signed by President, 1074.

House Bill No. 172—(Swendseid)

House Bill No. 172. A Bill For an Act to Amend and Re-enact Subsection 14 of Section 2078 of the Supplement to the Compiled Laws of 1913, Relating to the Exemption of Farm Buildings and Farm Improvements From Taxation.

Received from House, 642.
First and second reading, 668.
Reference, 668.
Reported back, 825.
Amended, 887.
Third reading, 887.
Passed, 888.
Returned to House, 916.
Conference Committee, 969.
Other action, 846, 968, 970, 1132, 1144, 1212.
Signed by President, 1246.

House Bill No. 173—(Swendseid)

House Bill No. 173. A Bill For an Act to Provide for the Assessment of Omitted Property in the Case of Property Required to be Assessed by the State Board of Equalization, and for the taxation of Such Omitted Property.

Received from House, 642.
First and second reading, 669.
Reference, 669.
Reported back, 826.
Third reading, 846.
Passed, 847.
Returned to House, 863.
Signed by President, 1074.

House Bill No. 174—(Steedsman and Aljets)

House Bill No. 174. A Bill For an Act to Amend and Re-enact Section 6855 of the Supplement to the Compiled Laws of North Dakota for 1913.

Received from House, 571.
 First and second reading, 578.
 Reference, 578.
 Reported back, 837.
 Amended, 837.
 Third reading, 902, 1212.
 Passed, 903, 1212.
 Returned to House, 925.
 Conference Committee, 969.
 Other action, 968, 969, 1211, 1212, 1216.
 Signed by President, 1276.

House Bill No. 176—(Thatcher)

House Bill No. 176. A Bill For an Act to Amend and Re-enact Section 2157 of the Compiled Laws of 1913 Relating to the Issuance of Tax Receipts and the Form Thereof.

Received from House, 628.
 First and second reading, 668.
 Reference, 668.
 Reported back, 825.
 Third reading, 886.
 Passed, 887.
 Returned to House, 915.
 Other action, 845.
 Signed by President, 1073.

House Bill No. 177—(Burkhart and Freeman)

House Bill No. 177. A Bill for an Act to Prohibit any Outdoor Show, Circus or Carnival from Showing or Exhibiting at Cities Where Any State, County or District Fair Association Conducts an Agricultural and Livestock Exposition or Fair, Within a Period of 15 Days Next Preceding the Date Advertised and Set for Such Agricultural and Livestock Exposition or Fair, and Prescribing Penalties Therefor.

Received from House, 642.
 First and second reading, 669.
 Reference, 669.
 Reported back, 923.
 Amended, 923, 1213.
 Third reading, 1050, 1213.
 Passed, 1050, 1214.
 Returned to House, 1091.
 Other action, 1122, 1139, 1213, 1216.
 Signed by President, 1275.

House Bill No. 178—(Hoffman)

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 2595, 2606 and 9992 of the Compiled Laws of North Dakota for the Year 1913, Relating to Marketing and Branding of Animals and Poultry, and Collection of Fees

Therefor; and Providing Penalties for Unlawfully Branding or Stealing Animals or Poultry.

Received from House, 642.
First and second reading, 668.
Reference, 668.
Reported back, 1026.
Third reading, 1165.
Passed, 1165.
Returned to House, 1188.
Signed by President, 1271.

House Bill No. 179—(Hermes and Opdahl)

House Bill No. 179. A Bill for an Act Defining Oleomargarine, Requiring the Licensing of Dealers in Oleomargarine or Other Substitutes for Dairy Products, Fixing the Fees for Same, and providing Penalties for the Violation of this Act.

Received from House, 571.
First and second reading, 578.
Reference, 578.
Reported back, 835.
Amended, 895, 925.
Third reading, 895, 926.
Passed, 927.
Returned to House, 935.
Other action, 835, 897.

House Bill No. 180—(Thatcher and Svingen)

House Bill No. 180. A Concurrent Resolution Petitioning the Congress of the United States to Cause an Investigation to be made at the Terminal Grain Markets of the Country to Determine the Amount of Futures Handled and the Effect Such Dealing Has Upon the Market Price of Grain; Further Petitioning Congress to Either Appoint a Special Investigating Committee, or That the Federal Trade Commission Be Instructed to Investigate the Dealings Upon the Board of Trade at the Large Grain Terminals of the Country.

Received from House, 604.
First and second reading, 667.
Reference, 667.
Reported back, 924.
Third reading, 1050.
Passed, 1051.
Signed by President, 1124.

House Bill No. 181—(M. J. Olson, Jr.)

House Bill No. 181. A Bill for an Act Requiring All City and County Health Officers to Make Such Reports as the State Department of Health Shall Require, and Providing for the Retention of Such Officers' Salaries Until Such Reports Have Been Certified as Approved by the State Department of Health.

Received from House, 643.
First and second reading, 669.
Reference, 669.
Reported back, 829.
Amended, 829.

Third reading, 850.
 Passed, 851.
 Returned to House, 863.
 Other action, 885.
 Signed by President, 1074.

House Bill No. 183—(Cox)

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 201, 213, 214 and 215 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Creation of a Fire Marshal Department.

Received from House, 571.
 First and second reading, 578.
 Reference, 578.
 Reported back, 921.
 Third reading, 1049.
 Returned to House, 1090.
 Lost, 1049.
 Other action, 1050.

House Bill No. 184—(Thatcher)

House Bill No. 184. A Bill For an Act to Provide for the Regulation of Motor Boats not under Federal Regulations, Carrying Passengers; Providing for Inspection, Registering of Same, Registering of Operators, Specifying Equipment, etc.

Received from House, 764.
 First and second reading, 816.
 Reference, 816.
 Reported back, 956.
 Third reading, 1089.
 Passed, 1090.
 Returned to House, 1103.
 Signed by President, 1123.

House Bill No. 185—(Swendseid, by request)

House Bill No. 185. A Bill For an Act to Amend and Re-enact Subdivision 6 of Section 800 of the 1925 Supplement to the Compiled Laws of 1913 to Provide for the Disbarment of any State's Attorney, Assistant State's Attorney, or Employee in the Office of State's Attorney who shall Represent Any Defendant Charged with a Public Offense in any State or Federal Court Within this State.

Received from House, 699.
 First and second reading, 697.
 Reference, 697.
 Reported back, 826.
 Indefinitely postponed, 826.
 Returned to House, 862.

House Bill No. 188—(Iverson)

House Bill No. 188. A Bill For an Act to Provide for the Posting of Prices of Milk or Cream or Butterfat at Cream Stations and Other Places of Business Purchasing Such Products from the Public.

Received from House, 791, 1204.
 First and second reading, 818.

Reference, 818.
 Reported back, 1077.
 Third reading, 1205.
 Indefinitely postponed, 1077.
 Passed, 1206.
 Returned to House, 1090, 1219.
 Other action, 1198, 1199, 1205.
 Signed by President, 1275.

House Bill No. 190—(Horner)

House Bill No. 190. A Bill for an Act to Impose an Additional License Tax to that Imposed by the Initiated Measure Approved June 30, 1926 Upon the Sale of Motor Vehicle Fuels; Providing for the Collection of Said License Tax, for Reports of Sales of Such Motor Vehicle Fuels and for the Disposition of the Revenue Derived Therefrom; Providing for the Licensing of Dealers in Motor Vehicle Fuels and the Revocation of Such Licenses; Regulating the Sale of Motor Vehicle Fuels and Fixing Penalties for the Violation of this Act; Repealing all Acts or Parts of Acts in Conflict with the Provisions of this Act.

Received from House, 814.
 First and second reading, 820.
 Reference, 820.
 Reported back, 1055.
 Indefinitely postponed, 1055.
 Returned to House, 1090.

House Bill No. 191—(Indergaard)

House Bill No. 191. A Bill For an Act Defining the Crime of Aggravated Assault and Battery and Prescribing the Punishment Therefor.

Received from House, 718.
 First and second reading, 743.
 Reference, 743.
 Reported back, 1022.
 Third reading, 1116.
 Passed, 1116.
 Returned to House, 1120.
 Signed by President, 1246.

House Bill No. 192—(Westford)

House Bill No. 192. A Bill For an Act to Amend and Re-enact Sections 8239 and 8240, Compiled Laws of North Dakota 1913, Relative to the Appointment, Duties, Powers, and Qualifications of the State Engineer and Assistant State Engineer, and the Expenses of the State Engineer's Office.

Received from House, 643.
 First and second reading, 669.
 Reference, 669.
 Reported back, 1076.
 Third reading, 1181.
 Passed, 1182.
 Returned to House, 1190.
 Signed by President, 1271.

House Bill No. 193—(Bell)

House Bill No. 193. A Bill For an Act Providing for the Inspection of Hotels, Lodging Houses, Boarding Houses, and Restaurants; Prescribing Sanitary Requirements Therefor; Providing for Licensing, Payment and Disposition of License Fees; Providing for the Revocation of Licenses; Defining the Duties of the State Food Commissioner and Chemist with Regard to the Act; Providing for Penalties for Violation Thereof and Repealing Existing Laws Relating Thereto.

Received from House, 604.
 First and second reading, 666.
 Reference, 666.
 Reported back, 920.
 Third reading, 987.
 Passed, 987.
 Returned to House, 1044.
 Signed by President, 1124.

House Bill No. 194—(Muss, R. A. Johnson, Lindgren and Burns)

House Bill No. 194. A Bill For an Act Providing for the Organization of Conservancy Districts and to Define the Powers and Purposes Thereof and to Authorize and Empower Counties to Construct Bridges, Bridge Approaches, and Highways in Connection with Improvements made in Such Districts.

Received from House, 732, 1228.
 First and second reading, 745.
 Reference, 745.
 Reported back, 987.
 Amended, 988, 1141, 1230.
 Third reading, 1141, 1230.
 Passed, 1230.
 Returned to House, 1144, 1237.
 Lost, 1142.
 Other action, 987, 1142, 1221, 1228, 1229, 1230.
 Signed by President, 1270.

House Bill No. 198—(Owings and Twete)

House Bill No. 198. A Bill For an Act Providing for the Testing of Grain Offered for Storage for Protein Contents and Issuance by Public Warehousemen of "Protein Content Certificate." Penalty. Repeal.

Received from House, 717.
 First and second reading, 742.
 Reference, 742.
 Reported back, 1031.
 Indefinitely postponed, 1032.
 Returned to House, 1035.
 Other action, 1032.

House Bill No. 199—(Cox, by request)

House Bill No. 199. A Bill For an Act to Clarify and Settle the Law Relating to Fees in Connection with Federal Proceedings.

Received from House, 764.
 First and second reading, 816.
 Reference, 816.
 Reported back, 912.
 Third reading, 975.
 Returned to House, 1034.
 Lost, 976.

House Bill No. 201—(Horner)

House Bill No. 201. A Bill For an Act to Amend and Re-enact Section 7871 of the Compiled Laws of the State of North Dakota of the Year 1913 in Regard to Evidence as to Statements and Transactions with Detedents and Between Husband and Wife.

Received from House, 718.
 First and second reading, 743.
 Reference,, 743.
 Reported back, 1022.
 Third reading, 1117.
 Passed, 1118.
 Returned to House, 1120.
 Signed by President, 1246.

House Bill No. 202—(Horner, by request)

House Bill No. 202. A Bill for an Act to Prohibit Slander Over, Through or by Means of What is Commonly Known as the Radio.

Received from House, 699.
 First and second reading, 697.
 Reference, 697.
 Reported back, 910.
 Third reading, 973.
 Passed, 973.
 Returned to House, 1033.
 Signed by President, 1124.

House Bill No. 204—(Johnston)

House Bill No. 204. A Bill For an Act Providing that Teaching of Manual Training and Domestic Science Shall Not be Required of High School for Classification for State Pecuniary Aid.

Received from House, 717.
 First and second reading, 743.
 Reference, 743.
 Reported back, 1025.
 Third reading, 1163.
 Passed, 1164.
 Returned to House, 1188.
 Signed by President, 1271.

House Bill No. 207—(Olson of Burleigh and Thompson, by request)

House Bill No. 207. A Bill For an Act to Amend and Re-enact Section 2850 of the Compiled Laws of North Dakota for 1913, Relating to the Furnishing of Reports to the State Dairy Commissioner.

Received from House, 642.
 First and second reading, 669.
 Reference, 669.
 Reported back, 956.
 Third reading, 1088.
 Passed, 1089.
 Returned to House, 1103.
 Signed by President, 1123.

House Bill No. 208—(Olson of Burleigh and Thompson by request)

House Bill No. 208. A Bill For an Act to Amend and Re-enact Section 2863b1 of the Supplement to the Compiled Laws of North Dakota for the year 1913 Relating to the Sampling of Milk and Cream and the Care of Such Samples.

Received from House, 718.
 First and second reading, 744.
 Reference, 744.
 Reported back, 956.
 Third reading, 1087.
 Passed, 1088.
 Returned to House, 1103.
 Signed by President, 1123.

House Bill No. 209—(Indergaard)

House Bill No. 209. A Bill For an Act Providing that the Register of Deeds Shall Keep a Separate Index for Continuing Crop Liens.

Received from House, 642.
 First and second reading, 669.
 Reference, 669, 1046.
 Reported back, 1022, 1110.
 Third reading, 1195.
 Indefinitely postponed, 1023.
 Passed, 1195.
 Returned to House, 1219.
 Other action, 1046, 1196.
 Explanation of vote, 1195.
 Signed by President, 1245.

House Bill No. 212—(Committee on Game and Fish)

House Bill No. 212. A Bill for an Act to Provide for Licenses for Hunting Deer and Trapping Beaver in the State of North Dakota and for the Issuance of Search Warrants.

Received from House, 765.
 First and second reading, 817.
 Reference, 817.
 Reported back, 1056.
 Amended, 1056, 1174, 1238.
 Third reading, 1174, 1238.
 Passed, 1175, 1239.
 Returned to House, 1191.
 Conference Committee, 1215.
 Other action, 1215, 1221, 1238, 1240.
 Signed by President, 1270.

House Bill No. 213—(Committee on Delayed Bills)

House Bill No. 213. A Bill for an Act to Amend and Re-enact Section 335a1 of the Supplement to the Compiled Laws of North Dakota for 1913, Relating to Sale of School or Institutional Lands and Application for Acquisition of Land.

Received from House, 699.
 First and second reading, 697.
 Reference, 697.
 Reported back, 837.
 Amended, 837, 925, 1035.
 Third reading, 902, 1036.
 Passed, 902, 1036.
 Returned to House, 925.
 Conference Committee, 969.
 Other action, 969, 1035, 1036, 1039.
 Signed by President, 1125.

House Bill No. 214—(Bell)

House Bill No. 214. A Bill for an Act to Provide for the Retesting of Cattle in Modified Accredited Tuberculosis-Free Counties for the Eradication of Bovine Tuberculosis for the Purpose of Reaccrediting Counties Prior to Expiration of Period of Accreditation in such Counties, and Authorizing Boards of County Commissioners to Appropriate Funds Therefor.

Received from House, 764.
 First and second reading, 816.
 Reference, 816.
 Reported back, 1026.
 Third reading, 1166.
 Passed, 1166.
 Returned to House, 1188.
 Signed by President, 1271.

House Bill No. 215—(Plath and Sax)

House Bill No. 215. A Bill for an Act Providing for Establishing Potato Grades, Appointment of Inspectors, Fixing of Salaries and Providing Operating Expenses, Authorizing the Establishment of Local Shipping Points at Which Inspection Service May be Established, Authorizing the Inspection of Potatoes, and Providing for the Issuance of Certificates of Inspection, for Establishment of a Schedule of Fees for Inspection and Certification, Authorizing the Making of Rules and Regulations Concerning the Inspection and Certification of Car Lots and Potatoes as to Grades, and Making an Appropriation.

Received from House, 718.
 First and second reading, 744.
 Reference, 744.
 Reported back, 955.
 Third reading, 1084.
 Passed, 1084.
 Returned to House, 1092.
 Explanation of vote, 1084.
 Signed by President, 1124.

House Bill No. 216—(Sax and Plath)

House Bill No. 216. A Bill for an Act to Amend and Re-enact Sections 3, 4, 5, 7 and 8, of Chapter 250 of the 1927 Session Laws of the State of North Dakota.

- Received from House, 718.
- First and second reading, 744.
- Reference, 744.
- Reported back, 959.
- Amended, 959.
- Third reading, 1099.
- Passed, 1100.
- Returned to House, 1103.
- Other action, 1099, 1140.
- Signed by President, 1245.

House Bill No. 217—(Committee on Delayed Bills)

House Bill No. 217. A Bill for an Act Giving the Legislative Assent of the State of North Dakota to the Purpose of the Grants of Money Authorized and Provided for in the Act of Congress Entitled "To Provide for the Further Development of Agricultural Extension Work Between the Agricultural Colleges in the Several States Receiving the Benefits of the Act Entitled 'An Act Donating Public Lands to the Several States and Territories Which May Provide Colleges for the Benefit of Agriculture and the Mechanic Arts,' Approved July 2, 1862, and all Acts Supplementary Thereto, and the United States Department of Agriculture." Approved May 26, 1928.

- Received from House, 764.
- First and second reading, 817.
- Reference, 817.
- Reported back, 1024.
- Third reading, 1162.
- Passed, 1163.
- Returned to House, 1188.
- Signed by President, 1246.

House Bill No. 218—(Committee on Delayed Bills)

House Bill No. 218. A Bill for an Act to Provide for the Distribution of the Avails of Life Insurance Made Payable to the Deceased, His Personal Representatives, His Heirs or Estate, and Exempting Such Avails from the Debts of the Decedent.

- Received from House, 764.
- First and second reading, 817.
- Reference, 817.
- Reported back, 1028.
- Third reading, 1172.
- Passed, 1172.
- Returned to House, 1189.
- Signed by President, 1246.

House Bill No. 219—(Committee on Education)

House Bill No. 119. A Bill For an Act to Amend and Re-enact Section 10322a26 of the 1925 Supplement to the Com-

piled Laws of North Dakota for the year 1913 as Amended by Chapter 150 of the 1927 Laws Relating to Hours for Shooting Birds, Game or Animals.

Received from House, 765.
First and second reading, 815.
Reference, 815.
Reported back, 836.
Third reading, 899.
Passed, 900.
Returned to House, 915.
Signed by President, 1073.

House Bill No. 220—(Committee on State Affairs)

House Bill No. 120. A Bill For an Act to Amend and Re-enact Section 2971c10 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to Aeronautics and Hunting from Aircraft.

Received from House, 717.
First and second reading, 742.
Reference, 742.
Reported back, 921.
Indefinitely postponed, 922.
Returned to House, 943.
Other action, 922.

House Bill No. 221—(Committee on Delayed Bills)

House Bill No. 121. A Bill For an Act to Amend and Re-enact Section 10322a85 of the 1925 Supplement to the Compiled Laws of North Dakota for the Year 1913 Relating to the Manner of Taking Fish.

Received from House, 764.
First and second reading, 816.
Reported back, 910.
Indefinitely postponed, 910.
Returned to House, 943.

House Bill No. 222—(Gibbens)

House Bill No. 222. A Bill for an Act to Amend and Re-enact Section 11018 of the Compiled Laws of the State of North Dakota, 1913, Providing for the Enforcement of Original Judgments in Criminal Actions.

Received from House, 764.
First and second reading, 816.
Reference, 816.
Reported back, 1023.
Indefinitely postponed, 1023.
Returned to House, 1035.

House Bill No. 223—(Committee on Delayed Bills)

House Bill No. 223. A Bill for an Act to Amend and Re-enact Chapter 235 of the 1927 Session Laws Relating to Certificates of Public Convenience and Necessity of Public Utilities.

Received from House, 699.
First and second reading, 697.

Reference, 697.
Reported back, 920.
Third reading, 1047.
Passed, 1047.
Returned to House, 1091.
Signed by President, 1124.

House Bill No. 224—(Committee on Delayed Bills)

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 7712a3, Supplement of the 1913 Compiled Laws.

Received from House, 814.
First and second reading, 819.
Reference, 820.
Reported back, 909.
Amended, 909.
Third reading, 970.
Indefinitely postponed, 972.
Passed, 971.
Returned to House, 1034.
Other action, 971, 972.

House Bill No. 225—(Kneeland)

House Bill No. 225. A Bill for an Act to Amend and Re-enact Sections 11402, 11405 and 11406 of the Compiled Laws of North Dakota for the Year 1913, and Section 11428a1 of the Supplement of the 1913 Compiled Laws of North Dakota.

Received from House, 764.
First and second reading, 817.
Reference, 817.
Reported back, 913.
Third reading, 977.
Passed, 978.
Returned to House, 1033.
Signed by President, 1124.

House Bill No. 226—(Committee on Delayed Bills)

House Bill No. 226. A Bill for an Act to Authorize a City to Join with a County in the Establishment, Erection and maintenance of a Community Building as a Memorial to Those who Rendered Services, or Lost Their Lives in Service of Their Country in the Great World War, Authorizing the Levy of Taxes and Expenditure of Public Funds, for Such Purposes; and Authorizing the County Commissioners to Utilize, for the Construction of such Building, Moneys Received from Taxes Which have Heretofore Been Levied or may Hereafter be Levied for the Erection of a Memorial Under the Provisions of Chapter 181, Laws 1919, and the Acts Amendatory Thereof.

Received from House, 765.
First and second reading, 815.
Reference, 815.
Reported back, 910.
Third reading, 972.
Passed, 972.
Returned to House, 1033.
Signed by President, 1125.

House Bill No. 228—(Committee on Delayed Bills)

House Bill No. 228. A Bill for an Act to Amend and Re-enact Sections 769a1 and 769a9, Supplement to the 1913 Compiled Laws, Relating to Judicial Districts and Salaries of Judges.

Received from House, 813, 1060.
 First and second reading, 819.
 Reference, 819, 1060.
 Returned to House, 969.
 Other action, 969.

House Bill No. 230—(Twichell)

House Bill No. 230. A Bill for an Act Amending and Re-enacting Sections 5235a2 and 5235a3 of the Supplement to the Compiled Laws of 1913, as Amended by Chapters 255 and and their Method of Sale or Manner of Offering Financial 256, Session Laws of 1927, Redefining the Term "Securities", Interest Therein to the Public.

Received from House, 791.
 First and second reading, 818.
 Reference, 819.
 Reported back, 911.
 Amended, 1114.
 Third reading, 1114.
 Passed, 1115.
 Returned to House, 1130.
 Other action, 973, 985, 1217.
 Signed by President, 1275.

House Bill No. 231—(Freeman)

House Bill No. 231. A Bill for an Act Providing that Attachment Shall Lie as Against Motor Vehicles, in Case of Accidents Occasioned Through the Negligence of the Driver or Owner Thereof.

Received from House, 814.
 First and second reading, 820.
 Reference, 820.
 Reported back, 911.
 Third reading, 974.
 Passed, 975.
 Returned to House, 1033.
 Signed by President, 1126.

House Bill No. 232—(Hausmann and Henderson)

House Bill No. 232. A Bill for an Act to Require Persons Convicted of Reckless Driving, or of Driving a Motor Vehicle While Under the Influence of Intoxicating Liquor or Narcotic Drugs, or of Failure to Stop in Event of An Accident Involving Injury or Death to a Person, to Furnish a Bond; Providing for the Enforcement of Such Act; and Providing a Penalty for the Violation Thereof.

Received from House, 814.
 First and second reading, 820.
 Reported back, 913.
 Third reading, 978.

Passed, 979.
 Returned to House, 1032.
 Signed by President, 1125.

House Bill No. 233—(Committee on Delayed Bills)

House Bill No. 233. A Bill for an Act to Amend and Re-enact Section 910 of the Compiled Laws of North Dakota for the year 1913, Relating to the Election of Delegates to National Conventions, Presidential Electors and National Committeemen and Committeewomen.

Received from House, 790.
 First and second reading, 818.
 Reference, 818.
 Reported back, 907.
 Third reading, 938.
 Passed, 938.
 Returned to House, 942.
 Signed by President, 1074.

House Bill No. 234—(Committee on Delayed Bills)

House Bill No. 234. A Bill for an Act Providing for the Appointment of a Commission for the Purpose of Ascertaining the Condition of the Teachers' Insurance and Retirement Fund and Making Recommendations Regarding Said Fund to the Governor and Legislative Assembly.

Received from House, 814.
 First and second reading, 819.
 Reference, 819.
 Reported back, 836.
 Third reading, 900.
 Passed, 900.
 Returned to House, 915.
 Signed by President, 1043.

House Bill No. 235—(Turner, Horner, Miller, Gilchrist, Aljets, and Erickson of Benson)

House Bill No. 235. A Bill for an Act Entitled, "An Act Creating a State Superintendent of Criminal Identification, Providing for his Appointment, Fixing and Defining his Powers and Duties, and Providing for the Payment of Salary and Expense of his Office."

Received from House, 814.
 First and second reading, 820.
 Reference, 820.
 Reported back, 1128.
 Amended, 1128, 1199.
 Third reading, 1199.
 Passed, 1200.
 Returned to House, 1218.
 Other action, 1198, 1226.
 Signed by President, 1271.

House Bill No. 236—(Jardine)

House Bill No. 236. A Bill for an Act to Amend and Re-enact Section 396d3 of the Supplement to the Compiled Laws

of North Dakota for the Year 1913, Relating to Appointment of State Health Officer, Term of Office and Salary.

Received from House, 790.
First and second reading, 818.
Reference, 818, 1058.
Reported back, 1079.
Indefinitely postponed, 1079.
Returned to House, 1090.
Other action, 1058.

House Bill No. 237—(Freeman)

House Bill No. 237. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 157 of the Session Laws of North Dakota for the Year 1927.

Received from House, 790.
First and second reading, 818.
Reference, 818.
Reported back, 957.
Indefinitely postponed, 957.
Returned to House, 966.

House Bill No. 241—(Committee on State Affairs)

House Bill No. 241. A Bill for an Act Validating and Legalizing the Sale by any City in this State, of a Telephone Plant, System or Line Owned by Such City.

Received from House, 814.
First and second reading, 820.
Reference, 821.
Reported back, 834.
Third reading, 893.
Passed, 893.
Returned to House, 915.
Other action, 893.
Signed by President, 1043.

BILLS DISAPPROVED BY THE GOVERNOR

Senate Bill No. 53—\$97,000.00 reduction made in Agricultural College Appropriation.

Senate Bill No. 55—Partial veto of \$5000.00 for Warehouse and Storage Building.

Senate Bill No. 143—Proof of Criminals.

House Bill No. 18—Wolf Bounty.

House Bill No. 19—Grain Storage Charges.

House Bill No. 74—Dog Tax.

House Bill No. 116—Governor to open and close game season.

House Bill No. 135—To return of \$55,580.00 to Ford Motor Company.

House Bill No. 184—To License Motor Boats.

House Bill No. 212—License to Hunt Deer.

House Bill No. 219—Annuities for Teacher's Retirement Fund.

BILLS INTRODUCED BY COMMITTEES

APPROPRIATIONS—(E. H. Brant, Chairman)

Bills, Nos. 11, 12, 13, 14, 15, 16, 28, 29, 30, 31, 32, 33, 34,
35, 36, 37, 38, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56,
57, 62, 63, 92, 146, 147.

PUBLIC HEALTH—(W. H. Porter, Chairman)

Bills, Nos. 75, 124, 125, 126, 127.

EDUCATION—(A. S. Marshall, Chairman)

Bill, No. 103.

GAME AND FISH—(A. A. Peck, Chairman)

Bill, No. 196.

WAREHOUSE AND GRAIN GRADING—(O. H. Olson, Chairman)

Bill, No. 59.

CITIES AND MUNICIPAL CORPORATIONS—(J. E. Fleck- ten, Chairman)

Bill, No. 141.

HIGHWAYS AND BRIDGES—(L. O. Fredrickson, Chair- man)

Bill, No. 176.

RESOLUTIONS INTRODUCED BY COMMITTEES

BY SELECT COMMITTEE:

Senate Concurrent Resolution "P"

BY JOINT COMMITTEE ON EMPLOYMENT:

Senate Concurrent Resolutions "K", "N"

BY COMMITTEE ON LINCOLN'S BIRTHDAY:

Memorial Service.

Senate Concurrent Resolution "F"

SENATE RESOLUTIONS

- SENATE RESOLUTION "A"—(Sperry) Photographing.
Introduction, 25.
Reference, 25.
- SENATE RESOLUTION "B"—(Patterson) State Mill and Elevator Committee.
Introduction, 54.
Adoption, 55.
Signed by President, 1204.
Other action, 1208.
- SENATE RESOLUTION "C"—(Atkins) Gibben's Memorial.
Introduction, 788.
Adoption, 788.
- SENATE RESOLUTION "D"—(Eastgate) Scott Memorial.
Introduction, 839.
Adoption, 839.
- SENATE RESOLUTION "E"—(Martin) State Prison.
Introduction, 879.
Reference, 883.
- SENATE RESOLUTION "F"—(Committee on Employment) Employees Salary.
Introduction, 1133.
Adoption, 1134.
- SENATE RESOLUTION "G"—(Committee on Employment) Employees Salary.
Introduction, 1134.
Adoption, 1135.

SENATE CONCURRENT RESOLUTIONS

SENATE CONCURRENT RESOLUTION "A"—(Hamilton)

E. F. Ladd Statue.

Introduction, 274.

Reference, 275.

Reported back, 710.

Indefinitely postponed, 710.

SENATE CONCURRENT RESOLUTION "B"—(Brostuen, Renwick, Sathre and Fowler) Icelandic Parliament.

Introduction, 471.

Adoption, 485.

Forwarded to House, 640.

Returned by House, 1116.

Signed by President, 1204.

Forwarded to Governor, 1247.

Other action, 1208.

SENATE CONCURRENT RESOLUTION "C"—(Patterson)

R. H. Grace Memorial.

Introduction, 487.

Adoption, 488.

Forwarded to House, 488.

Returned by House, 489.

Committee, 489.

SENATE CONCURRENT RESOLUTION "D"—(Brunsdale)

E. Y. Sarles Memorial.

Introduction, 547.

Adoption, 548.

Forwarded to House, 548.

Returned by House, 570.

Committee, 548.

SENATE CONCURRENT RESOLUTION "E"—(Brunsdale, Forbes and Patterson) E. Y. Sarles Memorial.

Introduction, 568.

Adoption, 568.

Forwarded to House, 571.

Returned by House, 579.

SENATE CONCURRENT RESOLUTION "F"—(Committee on Lincoln's Birthday Memorial Service) Judge McKenna expenses.

Introduction, 760.

Adoption, 760.

Forwarded to House, 763.

Returned by House, 859.

SENATE CONCURRENT RESOLUTION "G"—(Fine) Hog Industry.

Introduction, 828.
Reference, 829.
Reported back, 1032.
Adoption, 1032.
Forwarded to House, 1037.
Returned by House, 1231.
Signed by President, 1253.
Forwarded to Governor, 1264.
Other action, 1262.

SENATE CONCURRENT RESOLUTION "H"—(Martin) Eighteenth Amendment.

Introduction, 838.
Reference, 839.
Reported back, 1081.
Indefinitely postponed, 1081.

SENATE CONCURRENT RESOLUTION "I"—(Fine) Farm Relief.

Introduction, 883.
Reference, 884.
Reported back, 952.
Adoption, 952.
Forwarded to House, 952.
Returned by House, Indefinitely postponed, 1237.

SENATE CONCURRENT RESOLUTION "J"—(Brant) State Demonstration Farm.

Introduction, 1136.
Adoption, 1136.
Forwarded to House, 1144.
Returned by House, 1231.
Signed by President, 1253.
Forwarded to Governor, 1264.
Other action, 1262.

SENATE CONCURRENT RESOLUTION "K"—(Joint Committee on Employment) Indexing Journals.

Introduction, 1136.
Adoption, 1137.
Forwarded to House, 1144.
Returned by House, 1265.

SENATE CONCURRENT RESOLUTION "L"—(Patterson, Murphy and Fowler) Grace Funeral.

Introduction, 1137.
Adoption, 1138.
Forwarded to House, 1144.
Returned by House, 1231.

SENATE CONCURRENT RESOLUTION "M"—(Kretschmar) Missouri River Bridge Survey.

Introduction, 1221.
Adoption, 1223.
Forwarded to House, 1226.

Returned by House, 1257.
Signed by President, 1270.
Forwarded to Governor, 1280.
Other action, 1267.

SENATE CONCURRENT RESOLUTION "N"—(Joint Employment Committee) Mailing Force.

Introduction, 1223.
Adoption, 1224.
Forwarded to House, 1226.
Returned by House, 1234.

SENATE CONCURRENT RESOLUTION "O"

Withdrawn.

SENATE CONCURRENT RESOLUTION "P"—(Committee) Farm Relief.

Introduction, 1267.
Adoption, 1269.
Forwarded to House, 1270.
Returned by House, 1272.
Signed by President, 1276.
Forwarded to Governor, 1280.
Other action, 1279.

HOUSE CONCURRENT RESOLUTIONS

HOUSE CONCURRENT RESOLUTION "B"—(Freeman and Craig)

Received from House, 941.

Adoption, 942.

Returned to House, 942.

HOUSE CONCURRENT RESOLUTION "C"—(Thatcher and Swendseid)

Received from House, 1227.

Adoption, 1227.

Returned to House, 1227.

Signed by President, 1270.

HOUSE CONCURRENT RESOLUTION "D"—(Committee on Appropriations)

Received from House, 1261.

Adoption, 1261.

Returned to House, 1262.

Signed by President, 1280.

INDEX TO SENATORS

ATKINS.

Bills, 277, 365, 436, 454, 459, 460.
Resolution, 788.
Committees, 7, 30, 51, 52, 53.
Committee reports, 755, 835, 1029, 1032, 1213, 1265.
Motions, 10, 448, 778, 788, 804, 808, 1032, 1065, 1066, 1148.
Conference Committees, 1261.

BOND.

Bills, 30, 214, 215.
Committees, 51, 52, 53, 54, 1112.
Committee reports, 835, 1029, 1031, 1035, 1130.
Motions, 12, 19, 29, 30, 91, 179, 352, 545, 711, 769, 783, 802,
1082, 1141, 1221, 1228, 1229, 1230.
Explanation of vote, 733, 1109.
Conference Committees, 969.
Remarks, 1263.

BONZER.

Bills, 214, 268, 447.
Committees, 51, 52, 53.
Committee reports, 1079.
Motions, 732, 1098.

BRANT.

Bills, 75, 299.
Resolution, 1136.
Committees, 1, 51, 52, 53.
Committee reports, 9, 90, 91, 107, 108, 109, 131, 132, 133,
134, 148, 194, 195, 228, 229, 230, 231, 301, 307, 308, 355,
357, 358, 359, 360, 361, 362, 378, 407, 408, 409, 417, 466,
467, 580, 595, 596, 597, 609, 614, 615, 678, 727, 728, 729,
751, 753, 868, 869, 870, 908, 909, 963, 1044, 1104, 1110,
1210, 1232, 1242.
Motions, 90, 91, 107, 108, 109, 131, 132, 133, 134, 135, 148;
149, 194, 195, 196, 228, 229, 230, 231, 301, 307, 308, 309,
355, 356, 357, 358, 359, 360, 361, 362, 368, 378, 382, 386,
401, 408, 409, 418, 467, 596, 597, 610, 615, 679, 728, 729,
730, 752, 753, 754, 760, 841, 857, 868, 869, 870, 897, 908,
909, 927, 1046, 1085, 1086, 1104, 1110, 1233, 1259.
Explanation of vote, 201, 1109.
Conference Committees, 504, 763, 1037, 1155, 1211.

BROSTUEN.

Bills, 113, 241, 259, 334, 384, 410, 458.
Resolution, 471.
Committees, 51, 52, 53, 54.
Committee reports, 530, 647, 1112.
Motions, 114, 246, 387, 445, 538, 541, 580, 621, 647, 648, 656,
736, 797, 855, 1112, 1113, 1173, 1235, 1236.
Explanation of vote, 788.
Conference Committees, 445, 541, 904, 1143.

BRUNSDALE.

Bills, 292.
 Resolution, 547, 568.
 Committees, 29, 51, 52, 53, 548.
 Committee reports, 567, 1255.
 Motions, 91, 103, 298, 543, 548, 568, 601, 712, 1255.
 Explanation of vote, 326.

CAIN.

Bills, 139, 214, 276, 312, 334, 335, 385, 409.
 Committees, 51, 52, 53, 54, 259.
 Committee reports, 183, 563, 566, 580, 633, 677, 680, 906,
 1035, 1079, 1244.
 Motions, 141, 257, 541, 573, 575, 576, 601, 628, 654, 680,
 687, 688, 770, 779, 798, 844, 845, 858, 895, 985, 1035,
 1036, 1079, 1114, 1116, 1150, 1151, 1174, 1230.
 Conference Committees, 504, 852, 969.

CONRATH.

Bills, 74, 241.
 Committees, 51, 52, 53.
 Committee Reports, 1035, 1078.
 Explanation of vote, 1109.
 Conference Committees, 969.

CROCKER.

Bills, 258, 447.
 Committees, 8, 51, 52, 53.
 Committee reports, 170, 758, 901, 952.
 Conference Committees, 665.

EASTGATE.

Bills, 351, 352.
 Resolution, 839.
 Committees, 51, 52, 53, 1281.
 Committee reports, 170, 184, 443, 647, 726, 755, 758, 952,
 1238, 1239, 1281.
 Motions, 22, 184, 462, 601, 727, 763, 839, 1032, 1142, 1261,
 1282.
 Conference Committees, 395, 541, 1215.

ERICKSON.

Bills, 461.
 Committees, 51, 52, 53, 54.
 Committee reports, 645, 1078.
 Motions, 1173.
 Explanation of vote, 201.
 Conference Committees, 522.

ETTESTAD.

Bills, 97.
 Committees, 1, 8, 51, 52, 53, 54.
 Committee reports, 9, 89, 135, 164, 165, 170, 184, 207, 208,
 343, 356, 416, 476, 477, 479, 480, 564, 566, 611, 634, 707,
 709, 710, 749, 751, 758, 824, 825, 826, 870, 901, 953, 1023,
 1132, 1258.

INDEX

CXXIX

Motions, 9, 23, 25, 55, 89, 135, 142, 165, 166, 170, 190, 208,
344, 357, 363, 417, 443, 472, 477, 479, 480, 481, 611, 710,
751, 779, 786, 787, 788, 824, 825, 826, 844, 870, 971, 972,
973, 1024, 1118, 1132.
Conference Committees, 363, 665, 969.
Presiding, 278.

FINE.

Bills, 323, 385.
Resolution, 828, 883.
Committees, 9, 51, 52, 53, 54, 69.
Committee reports, 20, 42, 170, 562, 584, 600, 675, 759,
952, 953, 1058.
Motions, 21, 30, 42, 272, 322, 486, 563, 600, 601, 676, 683,
694, 711, 724, 733, 759, 860, 884, 952, 953, 1051, 1058,
1099, 1132, 1168, 1198, 1205.
Explanation of vote, 328, 1119.
Presiding, 713.

FLECKTEN.

Bills, 277, 437, 461.
Committees, 51, 52, 53, 54.
Committee reports, 196, 252, 296, 639, 723, 832, 834, 835,
1029, 1031.
Motions, 4, 196, 253, 296, 297, 387, 639, 833, 834, 903, 1133.

FORBES.

Bills, 75, 76, 459.
Resolution, 568.
Committees, 9, 30, 51, 52, 53, 54, 548.
Committee reports, 44, 183, 530, 563, 566, 568, 633, 645,
677, 680.
Motions, 21, 23, 44, 109, 141, 242, 274, 290, 291, 424, 472,
495, 510, 518, 568, 569, 591, 732, 759, 887.
Conference Committees, 445, 472, 522, 690.

FOWLER.

Bills, 55, 113, 410, 459.
Resolution, 471, 1137.
Committees, 8, 51, 52, 53, 54, 489.
Committee reports, 81, 183, 443, 563, 566, 633, 644, 676,
680, 835, 1029, 1032, 1110, 1132, 1232, 1258.
Motions, 201, 242, 255, 279, 287, 328, 332, 387, 444, 469,
472, 485, 514, 515, 516, 539, 618, 619, 627, 659, 660, 661,
678, 688, 706, 716, 738, 769, 779, 795, 802, 829, 842, 852,
918, 919, 937, 971, 974, 977, 987, 1029, 1046, 1053, 1098,
1099, 1118, 1132, 1147, 1148, 1180, 1196, 1197, 1213, 1230,
1244, 1258, 1259, 1261.
Conference Committees, 394, 395, 969, 1061, 1155.

FREDRICKSON.

Bills, 49, 214, 459, 460.
Committees, 8, 51, 52, 53.
Committee reports, 35, 90, 117, 171, 197, 297, 320, 321, 392,
393, 443, 597, 644, 723, 730, 731, 757, 772, 835, 874, 876,
877, 1029, 1032, 1059, 1235, 1241, 1265.

Motions, 7, 90, 118, 191, 197, 297, 298, 321, 393, 395, 405, 597, 730, 731, 745, 758, 773, 799, 1059, 1060, 1066, 1175, 1193, 1201, 1265.

Conference Committees, 394, 395, 1148, 1225, 1261.

HAMILTON.

Bills, 55, 150, 174, 187, 215, 289, 459.

Resolution, 274.

Committees, 1, 7, 8, 30, 35, 51, 52, 53.

Committee reports, 9, 35, 67, 73, 117, 135, 169, 206, 209, 335, 344, 395, 441, 442, 443, 465, 500, 501, 502, 558, 610, 635, 644, 645, 707, 708, 710, 722, 724, 725, 752, 757, 835, 879, 920, 921, 923, 924, 955, 956, 957, 958, 959, 988, 1029, 1031, 1055, 1075, 1076, 1077, 1078, 1079, 1128, 1213.

Motions, 1, 8, 9, 13, 15, 22, 23, 25, 31, 35, 44, 47, 54, 57, 63, 71, 73, 87, 105, 109, 117, 120, 136, 144, 169, 209, 210, 211, 344, 345, 363, 387, 388, 390, 395, 420, 442, 443, 457, 466, 473, 489, 500, 501, 502, 504, 534, 538, 539, 559, 565, 575, 577, 581, 610, 614, 636, 644, 645, 655, 671, 683, 708, 709, 711, 723, 726, 733, 741, 752, 753, 757, 767, 768, 835, 846, 879, 893, 900, 920, 921, 922, 923, 924, 938, 940, 955, 956, 957, 958, 959, 965, 1029, 1030, 1032, 1055, 1075, 1076, 1077, 1078, 1081, 1118, 1128, 1130, 1134, 1135, 1173, 1174, 1220.

President Pro tem Interim, 1263.

Explanation of vote, 1109, 1201.

Conference Committees, 394, 522.

Presiding, 242.

HOOPLE.

Bills, 215, 410, 417, 438, 462.

Committees, 51, 52, 53.

Committee reports, 170, 183, 206, 208, 285, 317, 405, 611, 634, 758, 952, 1025, 1026, 1032, 1252.

Motions, 118, 145, 207, 209, 285, 319, 387, 405, 588, 593, 612, 626, 660, 662, 716, 944, 947, 1026, 1027, 1032, 1112, 1224.

Explanation of vote, 1084, 1109.

Conference Committees, 1149, 1235.

HYLAND.

Bills, 323.

Committee, 1, 9, 51, 52, 53, 54.

Committee reports, 183, 255, 416, 563, 566, 676, 680, 755, 964, 1029, 1032, 1235, 1242.

Motions, 8, 19, 54, 71, 113, 128, 177, 232, 255, 274, 292, 330, 353, 362, 363, 373, 385, 394, 395, 417, 431, 441, 451, 473, 510, 518, 535, 537, 546, 570, 581, 605, 625, 626, 627, 665, 712, 713, 719, 731, 735, 746, 757, 791, 805, 808, 821, 835, 853, 942, 944, 948, 964, 970, 981, 983, 1058, 1060, 1167, 1172, 1187, 1206, 1213, 1229, 1234, 1243, 1256, 1266, 1272, 1281.

Explanation of vote, 734.

Conference Committees, 363, 884, 1211.

Presiding, 485, 1253.

KAMRATH.

Committees, 9, 51, 52, 53, 54.
Committee reports, 756, 1112, 1113.
Conference Committees, 904.

KRETSCHMAR.

Bills, 74, 87, 300.
Resolutions, 1221.
Committees, 1, 51, 52, 53.
Committee reports, 1082, 1110.
Motions, 29, 60, 141, 143, 268, 409, 485, 495, 507, 840, 895,
1038, 1111, 1132, 1223, 1233.
Explanation of vote, 517.
Conference Committees, 965, 1061.

LYNCH.

Bills, 214, 312, 365, 366.
Committees, 7, 51, 52, 53, 54.
Committee reports, 9, 162, 183, 563, 566, 633, 680, 1029,
1032, 1211.
Motions, 8, 139, 163, 164, 379, 382, 534, 692, 695, 696, 697,
737, 806, 1148, 1152, 1221, 1228.
Conference Committees, 969, 1149.
Presiding, 622.

McCRORY.

Committees, 51, 52, 53.
Committee reports, 1078.

MAGNUSON.

Bills, 87, 187, 224, 258, 278, 323, 429, 453, 454, 459.
Committees, 51, 52, 53, 54, 1112.
Committee reports, 171, 209, 251, 253, 466, 612, 613, 723,
757, 834, 852, 870, 816, 878, 906, 917, 1027, 1028, 1052,
1031, 1078, 1130, 1225.
Motions, 5, 29, 79, 171, 209, 252, 333, 466, 485, 612, 613,
757, 834, 852, 870, 876, 878, 906, 917, 1027, 1028, 1052,
1064, 1225.
Conference Committees, 852, 1154.

MARSHALL.

Committees, 7, 51, 52, 53, 54, 116, 1112.
Committee reports, 105, 170, 294, 295, 301, 320, 392, 441,
464, 465, 466, 468, 610, 710, 758, 772, 836, 900, 953, 963,
1024, 1025, 1130.
Motions, 105, 116, 294, 295, 296, 320, 322, 392, 441, 465,
466, 507, 530, 610, 710, 759, 772, 836, 837, 964, 1025,
1272, 1273, 1274.
Explanation of vote, 1278.
Conference Committees, 884.

MARTIN.

Bills, 65, 259, 299, 472.
Resolutions, 838, 879.
Committees, 51, 52, 53.

Committee reports, 682, 874, 875, 877, 1225.
 Motions, 98, 366, 387, 388, 518, 651, 928, 1108, 1196.
 Conference Committees, 1154.

MATTHAEI.

Bills, 84, 93, 459.
 Committees, 30, 51, 52, 53, 54, 69, 259.
 Committee reports, 44, 171, 183, 231, 253, 381, 677, 754,
 756, 782, 783, 874, 876, 877, 1029, 1031.
 Motions, 30, 91, 211, 231, 253, 259, 473, 621, 711, 754, 768,
 783, 1266.
 Explanation of vote, 795.

MURPHY.

Bills, 67, 98.
 Resolutions, 1137.
 Committees, 8, 51, 52, 53, 54, 489.
 Committee reports, 253, 568, 835, 874, 875, 877, 952, 963,
 1029, 1032, 1225, 1242, 1244.
 Motions, 21, 49, 57, 71, 84, 100, 142, 145, 211, 279, 394, 420,
 438, 472, 491, 519, 577, 605, 664, 739, 758, 763, 804, 856,
 874, 875, 876, 878, 943, 946, 950, 953, 963, 982, 1018,
 1086, 1162, 1198, 1201, 1242, 1244, 1277.
 Conference Committees, 472, 763, 1154, 1211.
 Presiding, 1, 216.

OLSON of Barnes.

Bills, 74, 268, 289.
 Committees, 8, 29, 51, 52, 53, 1281.
 Committee reports, 43, 97, 118, 131, 147, 168, 169, 170, 171,
 182, 184, 193, 205, 226, 227, 249, 250, 270, 271, 286, 315,
 345, 346, 368, 376, 377, 391, 430, 440, 463, 464, 475, 476,
 498, 499, 513, 525, 526, 551, 552, 553, 566, 582, 607, 630,
 631, 634, 670, 673, 677, 682, 704, 722, 723, 747, 759, 761,
 770, 786, 809, 810, 864, 918, 922, 931, 950, 953, 1018, 1029,
 1031, 1043, 1068, 1101, 1131, 1207, 1208, 1231, 1246, 1262,
 1264, 1267, 1278, 1280, 1281.
 Motions, 7, 43, 61, 97, 118, 131, 136, 147, 148, 169, 170, 183,
 193, 194, 205, 206, 227, 249, 250, 271, 287, 315, 317, 346,
 347, 377, 392, 440, 441, 463, 464, 476, 499, 504, 526, 527,
 553, 554, 584, 608, 631, 673, 675, 678, 706, 722, 723, 749,
 771, 786, 809, 811, 868, 918, 922, 952, 1022, 1102, 1126,
 1208, 1210, 1262, 1267, 1279.
 Explanation of vote, 201.
 Conference Committees, 983.

OLSON of Eddy and Foster.

Bills, 74, 87, 323, 365, 366, 459.
 Committees, 1, 51, 52, 53.
 Committee reports, 184, 253, 301, 634, 682, 874, 876, 877,
 1027, 1029, 1031, 1082, 1234, 1255.
 Motions, 8, 12, 49, 84, 184, 190, 232, 327, 343, 601, 634,
 706, 707, 732, 737, 767, 780, 781, 787, 830, 835, 897, 1027,
 1050, 1083, 1099, 1154, 1166, 1186, 1196, 1235, 1255, 1258.
 Explanation of vote, 327.

INDEX

CXXXIII

Conference Committees, 965, 1149, 1215.
 President Pro Tem, 22.
 Presiding, 84, 293.
 Presentation, 1263.

PATTEN.

Bills, 65, 429.
 Committees, 30, 51, 52, 53.
 Committee reports, 136, 906, 907, 908, 1078.
 Motions, 30, 126, 136, 203, 539, 600, 692, 697, 782, 807,
 907, 908, 1079, 1167.
 Conference Committees, 541, 852.

PATTERSON.

Bills, 48, 97, 139, 300, 334, 335, 385, 436, 461.
 Resolutions, 54, 487, 568, 1137.
 Committees, 1, 8, 9, 51, 52, 53, 54, 489, 548.
 Committee reports, 14, 183, 294, 554, 556, 560, 564, 566,
 568, 615, 634, 677, 682, 771, 835, 919, 963, 1029, 1032,
 1232.
 Motions, 1, 11, 14, 23, 54, 55, 124, 162, 177, 206, 242, 254,
 274, 295, 322, 332, 488, 535, 556, 558, 561, 564, 567, 590,
 627, 683, 691, 693, 772, 794, 802, 808, 919, 1136, 1138,
 1155, 1234, 1257, 1260, 1263.
 Explanation of vote, 945.
 Conference Committees, 505, 763, 1155.
 Presiding, 420.

PECK.

Bills, 174, 351.
 Committees, 51, 52, 53, 54.
 Committee reports, 170, 184, 564, 566, 634, 682, 754, 755,
 758, 953, 1056, 1057, 1131, 1211, 1238, 1239.
 Motions, 1, 322, 755, 983, 1056, 1057, 1058, 1131, 1238, 1239.
 Conference Committees, 969, 983, 1215.

PLOYHAR.

Bills, 78, 87, 187, 241, 258, 300, 347, 437.
 Committees, 1, 7, 51, 52, 53, 1112.
 Committee reports, 183, 563, 566, 633, 634, 677, 680, 835,
 901, 1029, 1032, 1131, 1213, 1235.
 Motions, 8, 21, 45, 110, 163, 203, 246, 372, 378, 390, 496,
 540, 544, 572, 576, 706, 800, 851, 853, 883, 884, 1030,
 1054, 1063, 1100, 1110, 1148, 1157, 1254, 1277.
 Conference Committees, 665.

PORTER.

Bills, 334.
 Committees, 8, 51, 52, 53.
 Committee reports, 9, 170, 253, 378, 379, 561, 562, 589,
 590, 676, 758, 835, 874, 875, 877, 952, 1079, 1131, 1241,
 1255.
 Motions, 9, 32, 84, 534, 562, 589, 590, 591, 605, 676, 1079,
 1121, 1170.
 Conference Committees, 983, 1225.
 Presiding, 289.

POUPORE.

Bills, 119, 277, 365, 417.
 Committees, 51, 52, 53.
 Committee reports, 531.
 Conference Committees, 445, 1148.

RENAULD.

Bills, 215, 383, 384, 409, 435.
 Committees, 51, 52, 53 .
 Committee reports, 1244.
 Motions, 662, 739, 905, 1062, 1149.
 Conference Committees, 1235.

RENWICK.

Bills, 119, 175, 417.
 Resolutions, 471.
 Committees, 51, 52, 53.
 Committee reports, 1079, 1252.
 Motions, 29, 247, 570.

SATHRE.

Bills, 65, 87, 112, 139, 151, 214, 351, 365, 385.
 Resolutions, 471.
 Committees, 30, 51, 52, 53.
 Committee reports, 44, 82, 84, 117, 183, 184, 250, 272, 278,
 305, 306, 309, 319, 356, 379, 380, 477, 481, 527, 528, 529,
 559, 560, 563, 566, 568, 591, 592, 613, 616, 631, 632, 633,
 634, 635, 636, 637, 638, 639, 676, 679, 680, 684, 688, 689,
 772, 826, 827, 828, 829, 832, 834, 837, 909, 910, 911, 912,
 913, 953, 1022, 1023, 1024, 1110, 1258.
 Motions, 6, 83, 84, 117, 183, 184, 250, 251, 273, 278, 306,
 307, 310, 319, 320, 356, 366, 380, 381, 390, 477, 481, 527,
 528, 529, 530, 554, 560, 564, 566, 572, 591, 592, 614, 632,
 633, 635, 636, 637, 638, 639, 640, 680, 683, 684, 685, 689,
 690, 695, 714, 766, 772, 826, 827, 829, 830, 832, 834, 835,
 837, 910, 911, 912, 913, 914, 955, 1022, 1023, 1024, 1062,
 1110, 1111, 1143, 1146, 1155, 1156, 1201, 1241.
 Explanation of vote, 517, 696, 974, 1195, 1256.
 Conference Committees, 472, 505, 1061.

SPERRY.

Bills, 74, 112, 119, 215, 300, 438, 461.
 Resolutions, 25.
 Committees, 9, 51, 52, 53, 54, 1281.
 Committee reports, 24, 48, 50, 56, 62, 69, 80, 88, 95, 106,
 115, 127, 146, 167, 180, 192, 204, 225, 248, 269, 293, 314,
 352, 374, 439, 463, 474, 497, 523, 549, 593, 606, 629, 671,
 701, 719, 745, 784, 822, 831, 861, 917, 947, 1018, 1067, 1112,
 1113, 1127, 1206, 1210, 1281.
 Motions, 25, 46, 48, 50, 56, 62, 63, 69, 80, 88, 95, 106, 115,
 127, 147, 167, 181, 192, 204, 225, 248, 269, 293, 314, 353,
 375, 419, 439, 445, 463, 474, 497, 524, 531, 550, 570, 594,
 606, 609, 629, 672, 702, 712, 720, 784, 822, 832, 861, 904,
 917, 944, 947, 1018, 1037, 1067, 1112, 1113, 1128, 1207,
 1211, 1261, 1263.
 Conference Committees, 904, 1037.

INDEX

CXXXV

STEEL.

Bills, 199, 200.

Committees, 1, 51, 52, 53.

Committee reports, 170, 172, 253, 563, 566, 615, 633, 758, 952, 964, 1081, 1241.

Motions, 12, 142, 143, 211, 253, 504, 616, 627, 683, 692, 984, 1081, 1242.

Conference Committees, 505, 884, 1225.

Presiding, 325.

THORSON.

Bills, 60, 462.

Committees, 51, 52, 53, 54, 259.

Committee reports, 417, 756, 1238, 1239.

Motions, 715, 727, 777, 1119.

Conference Committees, 363, 1215.

TOFSRUD.

Bills, 45, 78, 97, 119.

Committees, 51, 52, 53, 54.

Committee reports, 70, 1132, 1265.

Motions, 71, 83.

Conference Committees, 969, 1261.

UNRUH.

Bills, 277.

Committees, 51, 52, 53, 54.

Motions, 94.

VAN ARNAM.

Bills, 75, 119, 139, 187, 259, 429, 436, 437, 459.

Committees, 51, 52, 53, 54.

Committee reports, 172, 183, 253, 564, 566, 633, 677, 680, 874, 875, 877, 1079, 1082.

Motions, 63, 68, 112, 145, 185, 198, 268, 274, 283, 313, 381, 445, 504, 1087, 1127, 1263.

Explanation of vote, 517.

Conference Committees, 965.

WATT.

Bills, 384.

Committees, 29, 51, 52, 53, 1112, 1281.

Committee reports, 172, 253, 301, 580, 874, 875, 877, 1130, 1210, 1234, 1251, 1267, 1281.

Motions, 21, 166, 172, 201, 301, 390, 491, 504, 580, 617, 796, 797, 925, 1037, 1108, 1109, 1118, 1187, 1195, 1196, 1252, 1253, 1269, 1277, 1278.

Explanation of vote, 327, 1119.

Conference Committees, 504, 1037, 1148, 1215, 1235.

WHITMAN.

Bills, 60, 84, 93, 98, 150, 351, 460.

Committees, 51, 52, 53, 54.

Committee reports, 755, 1234.

Motions, 71, 223, 287, 327, 469, 780, 873, 971, 1044, 1154,
1167, 1198, 1272.

Conference Committees, 1215.

WOG.

Committees, 51, 52, 53, 54.

Committee reports, 253, 564, 566, 634, 677, 682, 723, 874,
875, 877, 1029, 1031, 1211.

Motions, 769, 795, 1211, 1212.

Conference Committees, 969.

GENERAL INDEX

Adjournment, Sine die, 1282.
Bills, printing of, 44, 57.
Boy Scouts, 565.
Chaplains, election of, 11.

COMMITTEES:

Committee Rooms, 67, 73.
Joint, 8, 9, 14, 29, 31, 43, 53, 54.
Standing, 51, 52, 53, 54.
Select, 1, 7, 8, 9, 29, 30, 69, 116, 259, 363, 394, 395, 445,
472, 489, 504, 505, 522, 541, 548, 665, 690, 763, 852, 884,
904, 965, 969, 983, 1037, 1061, 1112, 1143, 1148, 1149,
1154, 1155, 1211, 1215, 1225, 1235, 1261, 1281.
Rules, 7.
Committee assignments, 8, 51.
Employment, 7.

COMMUNICATIONS:

Attorney General, 287.
Board of Pardons, 991.
Supt. of Public Instruction, 128.
Secretary of State, 2.
Bank Examiners Department, 270.
Board of Administration, 302.

EXECUTIVE SESSION:

1243.

GOVERNOR:

Presentation, 565.

JOURNALS:

29, 43, 46, 315, 504.

JOINT SESSIONS:

9, 14, 23, 259, 381, 473, 712.

LIEUTENANT GOVERNOR:

Oath of Office, 2.
Committee Assignments, 8.
Presentations, 565, 1263.
Announcements and Remarks, 565, 1263.

MEMORIAL RESOLUTIONS:

9, 14, 487, 547, 568, 788, 839.

MILEAGE AND PER DIEM:

70, 83.

CXXXVIII

INDEX

MESSAGES FROM THE GOVERNOR:

191, 232, 243, 321, 375, 393, 451, 550, 592, 601, 698, 703, 821,
959, 1093, 1159, 1204, 1243.

MESSAGES TO THE GOVERNOR:

191, 226, 285, 368, 430, 513, 670, 761, 931, 943, 1068, 1231,
1246, 1264, 1280.

MESSAGES TO THE HOUSE:

31, 105, 111, 125, 138, 149, 172, 173, 186, 198, 212, 213, 240,
265, 266, 275, 288, 298, 299, 363, 365, 382, 404, 405, 433,
435, 447, 483, 484, 485, 488, 489, 505, 506, 507, 508, 532,
533, 546, 547, 548, 567, 571, 602, 607, 640, 649, 665, 685,
687, 700, 703, 734, 740, 761, 762, 763, 773, 789, 800, 801,
802, 810, 811, 862, 874, 886, 914, 915, 916, 924, 925, 935,
936, 940, 942, 943, 950, 952, 965, 966, 969, 1032, 1034,
1037, 1038, 1039, 1044, 1067, 1090, 1091, 1092, 1102, 1103,
1120, 1121, 1122, 1144, 1151, 1152, 1157, 1158, 1188, 1189,
1191, 1192, 1199, 1216, 1217, 1218, 1219, 1220, 1121, 1225,
1226, 1227, 1235, 1237, 1240, 1241, 1251, 1253, 1260, 1261,
1262, 1270, 1274, 1278.

MESSAGES FROM THE HOUSE:

14, 23, 92, 96, 110, 124, 137, 150, 178, 185, 186, 198, 199,
211, 239, 240, 255, 256, 258, 273, 274, 310, 311, 312, 324,
354, 355, 363, 372, 386, 393, 413, 414, 415, 418, 431, 432,
445, 457, 469, 470, 471, 473, 489, 506, 511, 512, 513, 521,
533, 534, 541, 542, 570, 579, 603, 604, 627, 628, 642, 643,
644, 665, 698, 699, 717, 732, 734, 762, 763, 765, 784, 790,
813, 815, 839, 843, 854, 859, 884, 885, 886, 894, 906, 917,
941, 948, 949, 966, 967, 968, 969, 980, 1036, 1037, 1038,
1039, 1060, 1061, 1062, 1116, 1121, 1139, 1140, 1145, 1153,
1156, 1161, 1204, 1211, 1212, 1213, 1214, 1216, 1217, 1225,
1226, 1227, 1228, 1231, 1232, 1234, 1235, 1237, 1238, 1241,
1242, 1249, 1251, 1254, 1257, 1258, 1261, 1265, 1267, 1272,
1276.

ORGANIZATION:

Convened, 1.

Membership, 2.

Oath of Office to Lieut. Gov. John W. Carr, 2.

Oath of Office to Members, (See errata sheet)

Election of Employees, 4, 5, 6, 7, 9, 10, 11, 12, 15, 16,
17, 18, 19, 25, 26, 27, 28, 31, 32, 33, 34, 35, 44, 47, 57,
58, 59, 60, 63, 71, 110, 111.

Oath to Employees, 5, 6, 7, 12, 14, 19, 25, 29, 35, 45,
47, 50, 60, 65, 73.

PRESIDENT PRO TEM:

Election of, 22.

Presiding, 84, 293.

President Pro Tempore Interim, 1263.

PETITIONS AND COMMUNICATIONS:

21, 43, 51, 56, 62, 70, 80, 89, 95, 96, 116, 127, 147, 168, 182,
193, 204, 226, 249, 269, 285, 293, 315, 353, 375, 406, 439,
473, 474, 497, 524, 535, 550, 595, 607, 630, 702, 720, 746,
784, 823, 832, 864, 918, 947, 1075, 1082, 1104, 1281.

RULES:

Senate, 7, 9, 23, 103, 109, 162, 443.
Joint, 81, 568.

RESOLUTIONS:

25, 548, 206, 838, 839, 879, 883, 1126, 1133, 1134, 1136, 1137,
1220, 1221, 1223, 1267.

**REPORTS OF STATE OFFICERS, DEPARTMENTS AND
COMMITTEES:**

Supt. of Public Instruction, 128.
State Board of Pardons, 947, 991, 1130.
Mill and Elevator Facts Finding Committee, 35, 54.
State Prison, 1104, 1126.
Judicial Council, 232.
State Examiner, 270.

SALARY OF EMPLOYEES AND OFFICERS:

1133, 1134, 1220.

SELECTION OF SEATS:

23.

SUPPLIES AND POSTAGE:

29.

TABLE OF CONTENTS

	Page
1. Journal of the Senate	1
2. Record of Senate Bills	I
3. Record of House Bills	LXX
4. Senate and House Bills Disapproved by the Governor	CXX
5. Bills and Resolutions Introduced by Com- mittees	CXXI
6. Senate Resolutions	CXXII
7. Senate Concurrent Resolutions	CXXIII
8. House Concurrent Resolutions	CXXVI
9. Index to Senators	CXXVII
10. General Index	CXXXVII