

## CHAPTER 190.

## COMPENSATION OF LEGISLATIVE EMPLOYEES.

## JOINT RESOLUTION.

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

That the compensation of the doorkeepers, assistant sergeant-at-arms, janitors and watchmen of the senate and house of representatives shall be four dollars per day, and this shall apply to the doorkeepers, assistant sergeant-at-arms, watchmen and janitors of the present legislative assembly.

Approved March 8, 1899.

---

## PROPOSED AMENDMENTS TO CONSTITUTION.

---

## CONCURRENT RESOLUTION.

[To be Submitted at the General Election of 1900.]

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

That the following amendment to the constitution of the State of North Dakota agreed to by the Fifth legislative assembly of the State of North Dakota, be and the same is hereby agreed to, and said amendment shall be submitted to the people at the next general election.

## AMENDMENT.

§ 1. Section 76 of article 3 of the constitution of the State of North Dakota is amended so as to read as follows:

§ 76. The governor shall have power in conjunction with the board of pardon of which the governor shall be ex-officio a member and the other members of which shall consist of the attorney general of the State of North Dakota, the chief justice of the Supreme Court of the State of North Dakota and two qualified electors who shall be appointed by the governor, to remit fines and forfeitures, to grant reprieves, commutations and pardons after conviction for all offenses except treason and cases of impeachment; but the legis-

lative assembly may by law regulate the manner in which the remission of fines, pardons, commutations and reprieves may be applied for.

Upon conviction for treason the governor shall have the power to suspend the execution of sentence until the case shall be reported to the legislative assembly at its next regular session, when the legislative assembly shall either pardon or commute the sentence, direct the execution of the sentence or grant further reprieve.

The governor shall communicate to the legislative assembly at each regular session each case of remission or fine, reprieve, commutation or pardon granted by the board of pardon, stating the name of the convict, the crime for which he is convicted, the sentence and its date and the date of the remission, commutation, pardon or reprieve, with their reasons for granting the same.

---

#### CONCURRENT RESOLUTION.

*Be it Resolved by the Senate, the House of Representatives Concurring:*

That the following amendment to the constitution of the State of North Dakota be adopted by the Sixth legislative assembly of the State of North Dakota and by it submitted to the Seventh legislative assembly of said state for approval.

#### AMENDMENT.

That section 176 of the constitution of the State of North Dakota be amended by adding thereto and making part thereof the following clause:

The legislative assembly may further provide that grain grown within the state and held therein in elevators, warehouses and granaries may be taxed at a fixed rate.

---

#### CONCURRENT RESOLUTION.

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

The following proposition to amend the constitution of the State of North Dakota is hereby submitted to the Seventh session of the legislative assembly of the State of North Dakota, to be by it submitted to the qualified electors of the state for approval or rejection, in case the congress of the United States amends the enabling act to like effect, namely:

Section 158 of the constitution of the State of North Dakota is hereby amended to read as follows: "No lands other than those granted for the use and benefit of the common schools shall be sold for less than the appraised value and in no case for less than

five dollars per acre. The purchaser shall pay one-fifth of the price in cash and the remaining four-fifths as follows:

One-fifth in five years and the remaining four-fifths at the option of the purchaser in not more than twenty years, with interest at the rate of not less than six per centum, payable annually in advance. All sales shall be held at the county seat of the county in which the land to be sold is situated and shall be at public auction and to the highest bidder, after sixty days' advertisement of the same in a newspaper of general circulation in the vicinity of the lands to be sold, and one at the seat of government. Such lands as shall not have been specially subdivided shall be offered in tracts of one-quarter section, and those so subdivided in the smallest subdivisions. All lands designated for sale and not sold within two years after appraisal shall be re-appraised before they are sold. No grant or patent for any such lands shall issue until payment is made for the same; provided, that the lands contracted to be sold by the state shall be subject to taxation from the date of such contract. In case the taxes assessed against any of said lands for any year remain unpaid until the first Monday in October of the following year, then and thereupon the contract of sale for such lands shall become null and void; provided, further, that sections 16 and 36 or any indemnity lands selected in lieu of losses thereof, appropriated for the common schools of the state shall not be sold for less than \$10 per acre.

Approved March 8, 1899.

#### CONCURRENT RESOLUTION.

*Be it Resolved by the Senate, the House of Representatives Concurring:*

That the following amendment to the constitution of the State of North Dakota be agreed to by the Sixth legislative assembly of the State of North Dakota and by it referred to the Seventh legislative assembly of said state for approval:

#### AMENDMENT.

That subdivision 8 of section 215 of the constitution of the State of North Dakota be amended so as to read as follows:

8. A state hospital for the insane at the City of Jamestown, in the County of Stutsman. And the legislative assembly shall appropriate twenty thousand acres of the grant of lands made by the act of congress aforesaid for "Other Educational and Charitable Institutions" to the benefit and for the endowment of said institution, and there shall be located at or near the City of Grafton, in the County of Walsh, an institution for the feeble minded, on the grounds purchased by the secretary of the interior for a penitentiary building.

## CONCURRENT RESOLUTION.

*Be it Resolved by the House of Representatives, the Senate Concurring:*

§ 1. That the following proposed amendment of section 179 of the constitution of the State of North Dakota, relating to the assessment of railroads, express companies, freight line companies, car equipment companies, sleeping car companies, dining car companies, telegraph companies and telephone companies, agreed to by the Fifth legislative assembly of the State of North Dakota, be and the same is hereby agreed to, and said amendment shall be submitted to the people at the next general election.

## AMENDMENT.

§ 2. That section 179 of the constitution of the State of North Dakota be amended to read as follows:

§ 179. All property, except as hereinafter in this section provided, shall be assessed in the county, city, township, town, village or district in which it is situated, in the manner prescribed by law. The franchise, roadway, roadbed, rails and rolling stock of all railroads and the franchise and all other property of all express companies, freight line companies, car equipment companies, sleeping car companies, dining car companies, telegraph or telephone companies or corporations operated in this state and used directly or indirectly in the carrying of persons, property or messages, shall be assessed by the state board of equalization at their actual value and such assessed value shall be apportioned to the counties, cities, towns, villages townships and districts in which such railroad companies, express companies, sleeping car companies, dining car companies, telegraph and telephone companies are located or through which they are operated as a basis for the taxation of such property, in proportion to the number of miles of such property within such counties, cities, towns, villages, townships and districts or over which any part of such property is used or operated within such counties, towns, villages, townships and districts. But should any railroad allow any portion of its roadway to be used for any purpose other than the operation of a railroad thereon, such portion of its roadway, while so used, shall be assessed in the manner provided for the assessment of other real property.

## CONCURRENT RESOLUTION.

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

§ 1. That the following proposed amendment to section 162 of the constitution of the State of North Dakota be referred to the legislative assembly to be chosen at the next general election in said state, to be by said last mentioned legislative assembly submitted to the qualified electors of the state for approval, or rejec-

tion, in accordance with the provisions of section 202 of the constitution of the State of North Dakota.

§ 2. That section 162 of the constitution of the State of North Dakota be amended to read as follows:

§ 162. The moneys of the permanent school fund, and other educational funds, shall be invested only in bonds of school corporations, or of counties or townships within the state, bonds of the United States, bonds of the State of North Dakota, municipal bonds, or on first mortgages on farm lands in the state, not exceeding in amount one third of the actual value of any subdivision on which the same may be loaned, such value to be determined by the board of appraisal of school lands.