

GRAIN, ETC.

CHAPTER 135.

[H. B. No. 305—Hanley]

GRAIN GRADES.

AN ACT Authorizing and Requiring the Board of Railway Commissioners to Establish Grades on Grain and to Receive Reports from the Expert Representatives at Terminal Points of Duluth and Minneapolis, for the Benefit of Shippers of Grain in This State.

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

§ 1. RAILROAD COMMISSIONERS ESTABLISH GRADES FOR GRAIN.] The board of railway commissioners of the state of North Dakota shall, before the first day of September of each year, establish grades of all kinds of grain bought or handled by any elevator or warehouse in this state, which shall be known as "North Dakota Grades," which shall conform to the grades established at the terminal points, and the grades so established shall be printed and published in the manner required by section 2243 of the revised codes of 1905; provided, that no such publication shall be necessary except when changes are made in such grades, and then the changes so made only shall be published. And said board of railroad commissioners shall have supervision of the grading, weighing and shipping of all grain purchased or handled by public warehousemen in North Dakota, and all public warehousemen shall grade all grain purchased or handled by them in conformity with the established "North Dakota Grades" as herein provided. Any person aggrieved at the weights or grades given by any warehouseman may appeal to the board of railroad commissioners, and it is hereby made the duty of said board to without delay inquire into said grievance and adjust the same in accordance with established standards.

§ 2. AGENTS AT MINNESOTA TERMINALS. REPORT TO COMMISSIONERS.] It shall be the duty of the expert representatives at the terminal points of Minneapolis and Duluth appointed by law to sit with the Minnesota board of grain appeals, and to act as representatives of the grain shippers of North Dakota and look after their interests in all matters relating to the inspection, weighing, grading and docking of grain shipped from North Dakota, so far as the same may not be inconsistent with the laws of Minnesota or the rules and regulations of the railroad and warehouse commission of Minnesota. Said agents shall report all complaints and

grievances to the board of railroad commissioners of this state, which shall receive all such reports and shall use all proper means to correct and remedy the same.

Approved March 12, 1909.

CHAPTER 136.

[S. B. No. 40—Pierce]

INQUIRY INTO CARRYING CHARGES OF GRAIN.

A JOINT RESOLUTION Providing for the Making of Inquiry Relating to the Carrying Charges Upon Grain in Bulk From Points in the State of North Dakota to Terminal Markets in Minnesota and Wisconsin, and for the Bringing About of Such Reforms or Reductions in Such Carrying Charges as the Circumstances Shall Warrant.

WHEREAS, The development of the grain growing industry in the state of North Dakota during the past decade has been immensely greater than that of any other industry, and the volume of business furnished by it to the railroads engaged in the transportation of such grain to terminal markets has increased correspondingly during that time, and,

WHEREAS, The development or increased production of all other commodities or products of the range, the mines, the forests and the sea has been rightly followed by a corresponding decrease in the cost of placing such commodities in the hands of the consumers thereof; and,

WHEREAS, Such increased production of grains has not been followed by any corresponding decrease in freight rates or carrying charges, and it is the sense of this body that the grain industry of North Dakota is now bearing more than its just burden of the expense of the operation of the railways now engaged in carrying the same; and,

WHEREAS, The carrying of such grain from the place of production to the so-called terminal markets is interstate commerce, the legislative body of this state is powerless to fix rates therefor, and relief can only be had through the interstate commerce commission; therefore,

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

§ 1. PROCEEDING AUTHORIZED.] That the governor and attorney general of the state of North Dakota be, and they are hereby directed, authorized and required, to take such steps and to institute such proceedings before the inter-state commerce commission as will ascertain and determine whether or not the freight rates now in force for the carrying of grain in bulk from points in North Dakota to Minneapolis and Duluth, in Minnesota, and Superior and West Superior in Wisconsin, are just and adequate or excessive, and if excessive, to secure the putting into effect of just, adequate and reasonable rates therefor.

§ 2. APPROPRIATION.] The expense of such proceedings, not to exceed two thousand dollars in the aggregate, shall be audited and allowed in the same manner as other expenses of the government and paid out of the general fund.

§ 3. EMERGENCY.] Inasmuch as it is important that the result of such investigation and of such proceedings should be available at the earliest possible date, therefore this act shall take effect immediately upon its passage and approval.

Approved March 11, 1909.

HEALTH

-CHAPTER 137.

[S. B., No. 99—Halliday]

STATE TUBERCULOSIS SANITARIUM.

AN ACT to Provide for the Location and Temporary Organization and Management of a State Sanitarium for Persons Afflicted With Tuberculosis, and Making an Appropriation for the Purchase of Land for Said Sanitarium and Authorizing Improvements on Said Grounds.

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

§ 1. ESTABLISHED.] There is hereby established a state sanitarium for the care and scientific treatment of persons afflicted with tuberculosis, to be known as "The North Dakota Tuberculosis Sanitarium."

§ 2. TEMPORARY BOARD NAMED.] The temporary government of said sanitarium for the purpose of its location, the purchase of a site for the same, not to exceed one hundred and sixty acres, and for the purpose of improving the grounds hereby authorized to be purchased, such as fencing, clearing, planting of trees and shrubberies, and other improvements of like character, is hereby vested in a board to consist of the governor, Dr. G. F. Ruediger, of the public health laboratory of the state university, Dr. J. L. Grassick, superintendent of the state board of health, Dr. Fannie Dunn Quain, of Bismarck, and C. J. Lord, of Cando.

§ 3. ORGANIZATION.] Within a reasonable time after the taking effect of this act the said board hereby created shall effect a permanent organization by the election of the usual officers of boards of similar character, which organization shall be accomplished at a meeting to be held at the seat of government on call of the governor and by giving ten days' notice thereof. Meetings thereafter shall be held at such points as in the opinion of a majority of said board shall be most convenient. Said board shall receive as compensation for their services the sum of three dollars per day and their actual and necessary expenses while engaged in the