

CONCURRENT RESOLUTIONS

FEDERAL AID TO FARMERS.

SENATE CONCURRENT RESOLUTION.

(Introduced by Mr. Baker and Mr. Bond.)

BE IT RESOLVED, by the Senate of the State of North Dakota, the House of Representatives concurring:

WHEREAS, a critical situation exists in much of that territory between the western boundary of Minnesota and the Rocky Mountains in that within this territory there are large numbers of farmers who, in the aggregate, have millions of acres under cultivation, but who have not sufficient seed and feed for the spring planting of 1921; and

WHEREAS, the farmers of this region demonstrated their loyalty to the government during the late war by producing food products to the limit of their strength and ability at less than cost, owing to drouth, grasshopper damage and high cost of labor; and

WHEREAS, in order to insure the best results from the forthcoming harvest, seed corn, seed potatoes and seed wheat should be provided with the proviso that, in order to secure seed grain and feed, a reasonable acreage of corn and potatoes must also be planted; and

WHEREAS, owing to the present financial depression existing throughout the entire country, it will not be possible for the banks, the counties or the state to arrange for furnishing the necessary seed and feed; and

WHEREAS, unless Federal aid is forthcoming, millions of these productive acres will not be cropped at this time when the production of agricultural products is recognized as a factor of vital importance to the welfare of the nation and the world;

NOW, THEREFORE BE IT RESOLVED, by the Senate of the Seventeenth Legislative Assembly of the State of North Dakota, the House of Representatives concurring; that we do hereby memorialize the Congress of the United States and respectfully urge that Congress take immediate action toward furnishing the means whereby the farmers in this section may be provided with federal aid, to the end that they may receive sufficient seed and feed to plant a normal acreage for the season of 1921.

BE IT FURTHER RESOLVED, that the Secretary of the Senate send a copy of this resolution to the President of the Senate and

the Speaker of the House of the Montana and South Dakota legislatures respectively; also to our members in Congress.

Filed in the Secretary of State's office February 9, 1921.

FLOOD CONTROL.

CONCURRENT RESOLUTION
(Introduced by Mr. Wenstrom.)

WHEREAS, the State Flood Commission is authorized to make investigations to determine proper means of controlling the tributaries of the Red River in order to prevent recurrence of the past disastrous floods, and

WHEREAS, the Canadian provincial and federal officials, have, in conference with our state officials at Winnipeg, expressed great desire to co-operate with the States of North Dakota and Minnesota in working out a broad plan of control, and

WHEREAS, the basin of the Pembina river, consisting of 3,700 square miles lies partly in the United States and partly in Manitoba, and

WHEREAS, its flood waters cause great damage to Pembina county and Manitoba;

BE IT RESOLVED, that the Senate and House of Representatives concurring, does hereby authorize the Flood Engineer to negotiate with the like department in Manitoba to the end that they jointly make such investigations and surveys as are necessary to determine the improvements needed to fit in with the general plan of flood protection now being prepared by the state to submit to the War Department.

Filed in the office of the Secretary of State March 5, 1921.

INTRASTATE RATES.

CONCURRENT RESOLUTION
(Introduced by Mr. Wenstrom.)

WHEREAS, the Congress of the United States enacted the Transportation Act of 1920, which said act amended the powers of the Interstate Commerce Commission, and

WHEREAS, the Interstate Commerce Commission pursuant to such amended powers has construed the act as giving them power to regulate, increase and prescribe intrastate rates for transportation of

persons and property entirely within the states to the same extent that it exercises its jurisdiction over interstate rates, and

WHEREAS, the Interstate Commerce Commission is this day holding a hearing in the City of Bismarck for the avowed purpose of investigating the entire body intrastate rates, fares and charges applicable solely within the State of North Dakota, with a view of increasing said freight rates 35 per cent, and increasing said passenger rates 20 per cent, although the Board of Railroad Commissioners of the State of North Dakota at a full hearing found that no increase was warranted, it appearing that the carriers, based upon their own book value of property devoted to common carrier purposes in the State of North Dakota amounting to \$185,440,198, are earning over \$3,000,000 more per year than six per cent upon such value, and

WHEREAS, the North Dakota intra-state rates which it is their avowed purpose to increase 35 per cent, judging from the action taken in similar cases, in connection with the intrastate rates of other sovereign states of the Union are as high now and in some instances higher than the intrastate rates of Minnesota are with the increase of 35 per cent.

WHEREAS, the increase of 35 per cent, as intended in the intrastate rates of North Dakota will make said rates 35 to 40 per cent higher than the level of intrastate rates in Minnesota.

BE IT RESOLVED, that the Senate of North Dakota, the House concurring, memorialize the Congress of the United States, bringing to its attention this condition of assuming jurisdiction of internal affairs of the State of North Dakota, urging the Congress of the United States to amend the Interstate Commerce Act (41 Statutes at Large 474) Section 13, Paragraph 4, the section under which the Interstate Commerce Commission is presuming to assert authority over internal affairs of this state, limiting said Commission so that it cannot authorize blanket increases in intrastate rates.

Filed in office of Secretary of State February 28, 1921.

RED RIVER OF THE NORTH.

CONCURRENT RESOLUTION.
(Introduced by Mr. Whitman.)

BE IT RESOLVED, by the Senate of the State of North Dakota, the House of Representatives concurring:

WHEREAS, for more than twenty years last past the Red River of the North has been a non-navigable stream; and

WHEREAS, during the summer months the water in the river often is so low and impure that it is difficult for the inhabitants living

in cities upon the banks of said stream to obtain a sufficient supply of water; and

WHEREAS, in order to conserve the health of the people residing in the territory supplied with water by said river, it is deemed advisable and expedient to construct dams therein at points where cities are located upon its banks; and

WHEREAS, the construction of such dams will furnish settling basins for the water supply of various cities, power for the operation of public utilities, and in addition thereto, greatly beautify said stream, and allowing the use thereof for pleasure boats; and

WHEREAS, the Declaration by the Congress of the United States that said river is a non-navigable stream would permit the construction of bridges with stationary spans instead of lift spans or draw bridges, thus saving thousands of dollars in the construction thereof, and in this manner tend to promote traffic between the inhabitants of the States of North Dakota and Minnesota.

NOW, THEREFORE, BE IT RESOLVED by the legislative assembly of the State of North Dakota assembled in regular session, that by virtue of the foregoing facts and circumstances, an Act of Congress declaring said Red River of the North a non-navigable stream would be very beneficial to a great many citizens of the States of North Dakota and Minnesota.

THEREFORE, we respectfully request the Congress of the United States to pass an Act declaring said Red River of the North a non-navigable stream.

BE IT FURTHER RESOLVED, that the Secretary of the State of North Dakota be requested to forward copies of this Concurrent Resolution to the President of the Senate of the United States and Speaker of the House of Representatives at Washington, D. C., and to the members of the Senate and House of Representatives from the State of North Dakota.

Filed in the Secretary of State's office February 9, 1921.

ROOSEVELT PARK.

CONCURRENT RESOLUTION.

(Introduced by Mr. Carl B. Olson of Billings County.)

To the Senate and House of Representatives of the United States of America in Congress Assembled:

We, the Seventeenth Legislative Assembly of the State of North Dakota, beg leave to represent to your honorable bodies:

First: That there is in the western part of this state, lying within the boundaries of Billings County, near the town of Medora, a wonder-

ful Petrified Forest, consisting of thousands of petrified stumps ranging in size up to 8 and 10 feet high and as much as 14 feet in diameter. This prehistoric forest, appearing in a certain stratum of soil is apparently in its original position. A large number of the stumps being erect while others are prostrate due to the action of the elements in wearing away the soil on which this forest grew, while others appear as huge mushrooms on pedestals of firmer soil. That there is to be found among these petrified stumps the fossil leaves of these once giant trees. These fossils or petrified trees are found in the greatest profusion on four sections of land.

Second: That the surrounding country is a wonderful and picturesque section of Bad Lands along the Little Missouri river, being a distinct type of country, very interesting and alluring to tourists and sightseers, and of great scientific value.

Third: That there are groves of pines and quaking aspens which are found almost nowhere else within the State of North Dakota. Cedars, ash, cottonwood, boxelders, cherries, plums and berry trees abound in the hills and in the draws and canyons and along the Little Missouri River.

Fourth: That our late President Theodore Roosevelt loved this country and made it his home and that his cattle ranged over every section of this country while he was engaged in his stock business in Billings County, North Dakota.

Fifth: That this is the natural home of deer, elk, antelope, and buffalo and that there is now a considerable number of deer living on this tract of land. Bald and Golden Eagles are plentiful.

Sixth: That the above mentioned features and points of interest including Roosevelt's Range, are all contained in 33 sections of land involving 21,945.04 acres, being sections 5, 6, 7, 8, 17, 18, 19, 20, township 140, range 101, sections 1, 2, 3, 4, 5, 9, 10, 11, 12, 13, 14, 15, 16, 23 and 24, township 140, range 102, sections 31, 32, 33, 34, 35, township 141, range 101, and sections 26, 27, 34, 35, 36, township 141, range 102, all west of the fifth principal meridian. Less than 5% of this land is susceptible to cultivation.

Seventh: That even though the southern border of this proposed park is but one-half mile from the town of Medora, which is located on the Northern Pacific Railroad and the Red Trail or National Park Highway, it is nearly all inaccessible under the more convenient modes of travel and a large part is only accessible with saddle horses. Due to this fact the scenic and scientific wonders of this region are almost wholly unknown except locally.

Eighth: That there are artesian wells and natural fresh water springs at various points on this tract which make possible the most delightful and ideal campings grounds.

NOW, THEREFORE, We, the Seventeenth Legislative Assembly of the State of North Dakota, believing that this wonderful Fossil Forest and this beautiful and fantastic section of Bad Lands with its grotesque formation and its wonderfully colored buttes should be made accessible to scientists and sightseers and preserved inviolate for future generations do hereby most respectfully petition your honorable bodies to take steps for the purchase of the above described tract of land and as much more as your honorable bodies may deem fit, and the establishment of a National Park and game preserve. And we further respectfully request that the same shall be called Roosevelt Park as a lasting memorial to our beloved late President; and

BE IT RESOLVED, by the Seventeenth Legislative Assembly of the State of North Dakota, that our Senators and Representatives in Congress, be and hereby authorized and instructed to use all honorable means to induce the Congress of the United States to make the proposed Roosevelt Park a reality in the near future, under the care and supervision of the Federal Government. Also that the Secretary of the State of North Dakota, be and is hereby requested and instructed to transmit a copy of this memorial to the President of the United States, the Secretary of the Interior, and to each House of Congress, to each of our National Senators and Representatives and also a copy of this memorial together with a blue print of this proposed park to the Chairman of the National Park Commission.

Filed in the office of the Secretary of State, February 15, 1921.

SHEPARD-TOWNER BILL.

CONCURRENT RESOLUTION.

(Introduced by Mr. Baker.)

Urging the Congress of the United States to Enact into law the Bill Entitled "A Bill for the public protection of maternity and infancy, and providing a method of cooperation between the Government of the United States and the Several States" and known as the Shepard-Towner bill.

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

That the Congress of the United States be urged to pass and enact the bill known as the Shepard Towner bill, entitled "A bill for the public protection of maternity and infancy," and providing a method of co-operation between the government of the United States and the several States. That the Legislative Assembly of the State of North Dakota are in favor of the passage of such measure at the earliest possible moment.

Be it further resolved that copies of this resolution be forwarded to the Speaker of the House of Representatives and to the President of the Senate at Washington, D. C.

Filed in the office of the Secretary of State, February 16, 1921.

STANDING ROCK RESERVATION.

CONCURRENT RESOLUTION.

(Introduced by Mr. Mees.)

BE IT RESOLVED, by the Senate of the State of North Dakota, the House of Representatives concurring.

WHEREAS, crops in the vicinity of and on the Standing Rock Reservation, located in the States of North and South Dakota, have been practical failures during the past three years; and

WHEREAS, under and pursuant to the proclamation of the President of the United States, under date of March 18, 1915, approximately twenty-five hundred settlers made entries upon the lands of said Standing Rock Reservation and have settled and made homes thereupon; and

WHEREAS, on account of aforesaid crop failures, and losses sustained in stock raising practically all of said entrymen are in default in their payments to the government of the United States on account of said entries; and

WHEREAS, no provision is made for the extension of time for the payment of said installments upon said entries in meritorious cases under the provisions of the Act of Congress of February 14, 1913, as is disclosed by the Department of the Interior circular No. 680; and

WHEREAS, under and by virtue of a ruling of the Department of the Interior as disclosed by said Department of the Interior Circular No. 680, Registers and Receivers of the Federal Land Offices located at Bismarck, North Dakota, and Lemmon, South Dakota, have been instructed as follows:

"You are directed, therefore, in all cases where payments are now due and unpaid, and where payments hereafter become due and are not paid, to serve notice on the entrymen, of the defaults, and that in the event of their failure to make the payments in the time allowed by you for that purpose, you will report their entries to this office, for cancellation.

"You will allow a period of 60 days from receipt of notice for the payment of sums now due and unpaid but in all cases where pay-

ments hereafter become due and are not paid you will require the payments to be made within a period of 30 days from receipt of notice."

NOW, THEREFORE, BE IT RESOLVED, by the Legislative Assembly of the State of North Dakota assembled in regular session that by virtue of the foregoing facts and circumstances great hardships and misfortunes will be and are being endured and suffered by such entryment to the great detriment of the states of North and South Dakota, and the citizens thereof;

Therefore we respectfully urge the National Congress in session assembled to immediately consider and relieve this most deplorable condition by proper legislation;

BE IT RESOLVED FURTHER, that the Secretary of State of the State of North Dakota be requested to forward copies of this Concurrent Resolution immediately upon its passage and approval to the President of the Senate of the United States and the Speaker of the National House of Representatives at Washington, D. C., and to the members of the Senate and the House of Representatives of the National Congress from the States of North and South Dakota.

Filed in the Secretary of State's office February 9, 1921.