

RESOLUTIONS

House Concurrent Resolution No. 240—(Representatives Mollet and Rohde and Senator Olson of Mountrail)

AAA PAYMENTS—MOUNTRAIL COUNTY, 1937

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

WHEREAS, by reason of the failure of the executive secretary of the AAA Soil Conservation program for the year 1937 to give correct information to the farmers of Mountrail County, and any other county, with reference to the manner of compliance with said program for the year 1937, approximately one hundred seventy-five (175) farmers of said county were deprived of their allotment payments for that year, and,

WHEREAS, these farmers complied with the regulations and performed their duties relative to the above in accordance with instructions received from the said executive secretary and are entitled to a just settlement on their compliance contracts;

NOW, THEREFORE, BE IT RESOLVED by the Legislative Assembly of the State of North Dakota, now assembled in regular session at the Capitol, in the City of Bismarck, North Dakota, hereby request that the Congress of the United States enact such legislation as will secure a settlement of the claims of said farmers as above set forth, and that said matter be given immediate attention to the end that these claims may be paid at the earliest possible date.

Filed March 4, 1939.

House Resolution No. 1—(Mal. Gainor)

O. C. ANDERSON

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

WHEREAS, Divine Providence has called the Honorable O. C. Anderson of the 13th legislative district, which district he has served for fourteen years; and

WHEREAS, he was duly elected by his constituents; and

WHEREAS, he was duly certified by the Secretary of State as a member of the 26th Legislative Assembly;

BE IT RESOLVED that he be shown by the records of this House

as excused for the session and his name be omitted in reading the roll call; but that his name be continued upon the payroll as a member of this body; that the Chief Clerk be hereby authorized and directed to sign the Legislative pay roll for and in the name of said deceased member, and that warrants to be issued in payment of per diem of said O. C. Anderson, our said fellow legislator, be made out in the name of his widow, Mrs. O. C. Anderson, and that the same be by the House voucher clerk forwarded to her at Rutland, North Dakota.

Filed February 2, 1939.

House Concurrent Resolution No. 406—(Joint Committee on
Employment)

RECORD OF BILLS

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

WHEREAS, a complete record of action upon and disposal of all bills introduced in the House and Senate during this session, should be made available to House and Senate members as quickly as possible; such record to show what bills have been indefinitely postponed, withdrawn or passed, with notation of Journal date and page of amendments thereto;

THEREFORE, BE IT RESOLVED by the House of Representatives, the Senate concurring: That such compilation be at once prepared in a pamphlet similar in size to the House and Senate Journals; that Marie Garske be employed for the House and Ruth Smith be employed for the Senate; they working together to prepare such compilation immediately. A copy of the same to be mailed as speedily as possible by the House and Senate mailing force to each member of the House and Senate, at the home address thereof. That the said Marie Garske and Ruth Smith be and they are hereby respectively retained on this work for the House and for the Senate for the period of three days after the adjournment of this legislative assembly, at their present pay; such compensation with the printing expense of such pamphlet and of mailing the same to be charged and paid as legislative expense.

Filed March 7, 1939.

House Resolution "O"—(Jensen)

SHIPPING OF BILLS AND JOURNALS

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

WHEREAS, all the members of the House have two large volumes of Bills that were introduced in this legislative assembly and two heavy volumes of Journals, besides many official bulletins and legislative correspondence, which will be of value to them as legislators; and

WHEREAS, these books, papers and pamphlets can be shipped to each member of this body more cheaply by express (American Express Company) than by any other method:

THEREFORE, BE IT RESOLVED, That the employees, who have been charged with the duties of wrapping and packing such books, pamphlets and correspondence, ship the same to the respective Representatives by American Express and that such American Express charges be paid in the regular manner as part of the legislative expense of this session.

Filed March 7, 1939.

Senate Resolution "A"—(Select Committee)

JOHN K. BROSTUEN

WHEREAS, the late John K. Brostuen of the Forty-first Legislative District was called to his eternal reward since the last session of the legislature; and

WHEREAS, he represented said legislative district for two years as a member of the House of Representatives, and for five sessions as a member of the Senate, and during all his public service and during his life, as a private citizen, his was a splendid example of integrity, loyalty, conscientious endeavor, and good citizenship; and

WHEREAS, in his passing North Dakota has lost a true friend, a leader in the preservation of sound, liberal government, honestly administered, a man whose desire and interest was the furtherance of all good and worthy causes for the betterment of the State, his local community, and his fellowmen;

THEREFORE, BE IT RESOLVED, By the Senate that we do hereby express our heartfelt appreciation of the loyal service of our dis-

tinguished citizen, the late John K. Brostuen, and that we further express the keen sorrow which we feel because of his passing; and

BE IT FURTHER RESOLVED, That this resolution be printed in the Journal and that an engrossed copy to be forwarded by the Secretary of the Senate to his wife, Mrs. John K. Brostuen of Alexander, North Dakota.

Filed January 10, 1939.

House Concurrent Resolution No. 399—(Lange, Benno & Johnson of Cass)

PAVING CAPITOL GROUNDS

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

WHEREAS, there is available to the State of North Dakota, the sum of \$12,555.00 in P. W. A. funds for the paving of the State Capitol grounds at Bismarck, and

WHEREAS, in order to obtain such funds for such purpose, it will be necessary for the State to provide the sum of \$15,345.00 to complete such paving, and

WHEREAS, the Board of Administration has, in its Emergency Fund for State Institutions, funds sufficient to make such expenditure,

NOW THEREFORE, BE IT RESOLVED By the House of Representatives of the State of North Dakota, the Senate concurring, that the Board of Administration be authorized and directed to transfer from its Emergency Fund for State Institutions the sum of \$15,345.00 for the purpose of matching P. W. A. funds in paving the State Capitol grounds at Bismarck, North Dakota.

Filed March 4, 1939.

House Concurrent Resolution No. 397—(Committee on Delayed Bills)

COOPERATIVE COMMUNITY SPIRIT AND ACTIVITY

A Concurrent Resolution recommending that higher educational institutions include in teachers training courses instruction encouraging cooperative community spirit and activity.

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

WHEREAS, the teachers of any community are a strong force in molding the lives and shaping the future destinies of the younger generation, and

WHEREAS, their presence in a locality may be, and usually is, a moving force of great value in the social and civic life of their respective communities, and

WHEREAS, certain of our educational institutions in their courses of study have stressed the importance of teachers taking active part in the life of the communities where they may be placed,

NOW THEREFORE, BE IT RESOLVED By the House of Representatives, the Senate concurring: That the legislature commends to the higher educational institutions of the State instruction tending to encourage prospective teachers in co-operative endeavor in their future fields of work; stressing the importance of their entering into the community life, and becoming an integral part of the localities wherever they may be placed; that they be instructed in methods calculated to best serve these respective communities; and that such instruction supplement the regular courses now presented for the education, training and upbuilding of our coming citizens and teachers, and

BE IT FURTHER RESOLVED: that copies of this resolution be sent to the presidents of all our higher educational institutions, to the Superintendent of Public Instruction and to each member of the State Board of Higher Education.

Filed March 4, 1939.

Senate Concurrent Resolution No. 21—(Olson of McHenry,
Thorson and Kamrath.)

A RESOLUTION REQUESTING CONGRESS TO INCLUDE "COST
OF PRODUCTION" IN THE SOIL CONSERVATION ACT,
TOGETHER WITH ITS INSURANCE FEATURES.

*Be It Resolved by the Senate, the House of Representatives Con-
curring:*

§ 1. From and after July 1, 1939, the price paid for spring wheat, durum and winter wheat shall be such a price as will include "cost of production," or \$1.75 per bushel for No. 1 hard spring wheat, \$1.50 for No. 1 durum and winter wheat, and other grades in proportion of such sufficient unsettled price as the Secretary of Agriculture shall deem higher to the producer than the speculative and world markets at the country elevator on that portion of such crops as are consumed within the United States. Each producer shall be entitled to and receive such cost of production price only on that part of his said crops as shall represent his average share of the "home consumption market" covering his production of the previous normal five year period, or on 54% of his allotted acres, as indicated by the A.A.A. records for the base years 1928 to 1932. And in case of deflation of present money value or war prices said cost of production prices shall advance proportionately.

§ 2. The Secretary of Agriculture shall compile data on various crops herein mentioned, from all sections of the country where such crops are produced, and from such data shall determine the average cost of production on average lands under average conditions throughout the United States. From this compiled data on various crops the Secretary of Agriculture shall further determine the number of bushels to be sold at said cost of production price for each State and county, and in turn shall issue books of "wheat stamps" representing each bushel of said cost of production wheat, each State, and in turn each county, to receive "wheat stamps" in proportion to the allotted cost of production wheat for that area.

The county A.A.A. committee shall determine from the data sent them by the Secretary of Agriculture and from its own county A.A.A. records the number of allotted bushels for each producer. They shall also notify each producer of the amount of cost of production wheat allotted him and at the same time deliver to the producer "wheat stamps" of an amount equal to his allotted bushels.

When the producer sells his grain he shall deliver to the elevator man as many "wheat stamps" as bushels sold. The elevator man in turn shall send the miller or other buyer of this wheat, "wheat stamps" in the same amount as he has received representing this cost of production wheat.

No miller shall be permitted to manufacture flour for home

§ 3. The producer shall sell all his allotted grain at the said cost of production price and from this the country elevator man shall retain 25¢ from every bushel of grain sold, or such sufficient rate as will cover all losses, as the premium for the insurance adjustment plan. These premiums shall be sent to the Secretary of Agriculture and in case of loss of crops by drought, hail, rust, frost, wind, blight, flood, or insects said losses shall be paid from this fund. (Said insurance shall not be payable on unfit seed or seeding, nor on submarginal land crops.) Appraisals on losses shall be made by the county A.A.A. committee, and no losses shall be considered which are less than 50% of the county average production per acre. If losses occur the producer shall return to the county A.A.A. committee "wheat stamps" for his insurance payments per acre according to the following rates:

50% loss—50% of "wheat stamps". . .	Insurance	\$4.00
65% " —75% " " " " " " " " " "	"	\$6.00
80% or over—100% of "wheat stamps" . .	"	\$8.00

§ 4. The owner and renter shall each receive their share of the cost of production prices on insurance as agreed to between themselves. In event any producer in any one year shall produce more than his share of the home consumption market as represented by cost of production wheat allotted him, such over-production shall be termed as exportable surplus and may be by the producer sold on the world market, stored, fed, or disposed of in any manner as he sees fit, except that none of such surplus shall be sold on any market in the United States for domestic consumption purposes. If a producer stores all or part of his surplus wheat and fails to produce his quota of allotted home consumption wheat in following years he shall be permitted to sell on the home markets from such surplus enough to fill his quota for that year.

§ 5. The producer shall have the privilege of accepting or rejecting this cost of production plan, and shall also have the privilege of sowing as much or as many kinds of grain as he chooses, and this without restrictions except his allotment requirements where he accepts the cost of production plan. In no case shall the allotted acres assigned to one man or one company's interest exceed 1500 allotted acres of wheat.

§ 6. Congress shall appropriate two hundred million dollars (\$200,000,000) as a fund to take place of the insurance in such areas

as are now affected by drought or other causes of crop failure at the present time, said advance payment to be taken out of the producer's allotted bushels sold when he again harvests a normal crop. When the government advances the premium for a farmer, as above stipulated, it shall place such farmer in good standing in respect to this wheat insurance with the same privileges and protection as other producers who advanced their own premium.

§ 7. This insurance adjustment plan shall be operated on as economical, self-supporting, and non-profitting a plan as possible when established.

SUGGESTED AMENDMENTS

1—Wheat to be seeded in what is considered seasonable time and in good workmanlike manner.

2—The Government to have the power to raise the allotted wheat quota for each year if domestic needs require it.

3—Any person or persons imitating or counterfeiting for personal profit or gain said stamps made by the Government shall be prosecuted to the fullest extent of the law.

4—It is the intent and purpose of this act to furnish insurance to those entering the plan regardless of whether individuals have contributed to the insurance fund or not, it being expressly understood that the liability of participants shall have been discharged when and if they market wheat and thereby contribute to the insurance fund.

5—To guard against any unforeseen difficulties in marketing the wheat the Government should establish an available revolving fund sufficient to take care of purchases of any peak marketing and storing of wheat by the producer, in the country elevator. Said revolving fund to be maintained from year to year without depletion, this fund to take care of all handling charges plus freight.

6—*Be It Further Provided*, that the Secretary of State is hereby instructed to forward copies of this resolution to chairmen of committees on agriculture in legislative bodies of the States of South Dakota, Montana, Nebraska, Kansas, Oklahoma, Texas, Idaho, Colorado, Wyoming, and Washington; and to our Congressmen and Senators from North Dakota, and to the President of the United States.

Filed January 27, 1939.

Senate Concurrent Resolution No. 20—Stucke, Owings, Thatcher
and Streibel.)

ESTABLISHMENT OF PRICES ON FARM PRODUCTS EQUAL TO
THE COST OF PRODUCTION

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

WHEREAS, the farmers of the United States by producing the food products of the Nation are rendering society a greater service than any other group of citizens, and

WHEREAS, in producing the wealth which sustains life, the producers are forced to work long days and are deprived of the luxuries enjoyed by other professions, and

WHEREAS, the Federal Government has seen fit to allow the importation of millions upon millions of dollars worth of the products of the farm—in fact it would require many millions of acres of American soil to produce this amount of agricultural products, and

WHEREAS, many thousands of farm homes have been lost through mortgage foreclosures, tax deeds and otherwise, and

WHEREAS, the causes of this condition in our farming industry are drouth, importation of farm products, and prices that are far below the cost of production,

NOW, THEREFORE, BE IT RESOLVED by the Senate of the State of North Dakota, the House of Representatives concurring, That this Legislative Assembly of North Dakota respectfully memorialize the Congress of the United States to establish prices on all major products of the farms of this Nation, that will give the owners and tillers of these farms the cost of production, and

BE IT FURTHER RESOLVED, That attested copies of this resolution be sent to both Houses of the Congress of the United States, to each of the members thereof from this State, and to the Secretary of Agriculture, all of Washington, D. C.

Filed January 26, 1939.

Senate Concurrent Resolution No. 106.—(Holl)

REQUESTING FEDERAL INVESTIGATION OF COST OF
PRODUCTION OF VARIOUS ITEMS

A concurrent resolution urging immediate investigation by Congress of manufacturers of farm implements to determine costs of raw materials, manufacture, distribution, ultimate costs to farmer, price spread between farmer and consumer of farm products, determination of farm machinery prohibitions, prohibitions as to flax crops and importation to meet the country's need, and to determine if a trust exists exercising unfair practices to the detriment of the agricultural commonwealth.

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

WHEREAS, the Government of the United States is largely dependent upon agriculture as one of its basic industries, the solvency of which must be assured if we are to continue as a happy and prosperous nation, and

WHEREAS, all attempts by the Government or independent agencies to appreciably narrow the spread between the prices received by the farmer or agriculturist for the products he has to sell and the price said farmer or agriculturist has to pay for the necessary equipment or machinery to the successful operation of said agricultural industry has been of no avail, and

WHEREAS, the farmer or agriculturist for the past many continuous years has been compelled to accept prices for his products much below the cost of production, while at the same time he has been compelled to pay ever-increasing prices for the machinery and equipment essential to the successful operation of said agricultural industry, bringing about a recognized condition where the purchase of new or replacement machinery is almost prohibitive, as for example during the year 1915 a farmer could buy a binder in exchange for approximately 145 bushels of wheat, while during the year 1938 it would require approximately 1050 bushels to replace the same machine, notwithstanding the ever-increasing supply of raw materials essential to the manufacture of machinery and equipment leading toward and actually bringing about a lower market price to the manufacturer, and

WHEREAS, the price spread between what the farmer or agriculturist receives for the products he has to sell and what the ultimate consumer has to pay appears to be sufficient to afford the producer the cost of production, and

WHEREAS, there is an ever-growing belief on the part of the agricultural commonwealth to the effect that an implement trust does in fact exist, exercising unfair practices to the detriment of agriculture, and

WHEREAS, there is entertained a further belief of sinister motives and unfair practices on account of the immensity, financial ability and influence arising therefrom on the part of said farm implement manufacturers by and between said manufacturers and the various Federal agencies, such as the Soil Conservation Department, the Department of Agriculture and the officials whose duty it is to impose duties and tariffs through the prohibition of the use of certain farm implements, such as the mold-board plow etc., making necessary the purchase of new equipment; the forbidding of farmers to raise flax while at the same time permitting large imports of flax from foreign countries to the detriment of the United States farmer; leading to the conclusion that the said United States farmer was sold down the river so that the door would be left open and enable the farm implement manufacturers to sell their wares to the countries favored with such imports to this country, and

WHEREAS, the farmer is anxious to co-operate with the Federal Government on any stable plan to benefit agriculture, but finds it a physical and financial impossibility to keep abreast of the kaleidoscopic changes in policies of the Department of Agriculture requirements, and

WHEREAS, Thomas Jefferson once said, "I have sworn on the Altar of God eternal hostility against any form of tyranny over the mind of man; I am for freedom of speech and freedom of the press; I am opposed to silence by force instead of reason, any complaint or criticism, just or unjust, by our people against the government," and further left with us with this admonition, "Were we directed from Washington when to sow and when to reap, we should soon want bread;"

NOW, THEREFORE, BE IT RESOLVED by the Senate of the State of North Dakota, the House of Representatives concurring, That we petition and urge the Congress of the United States to institute immediately an investigation into all matters contained herein and to enact such laws that will eliminate the abuses complained of to the end that the farmers of this Nation may receive the cost of production for their products and thereby be placed on a parity with other forms of industry, and

BE IT FURTHER RESOLVED, That attested copies of this resolution be sent to both Houses of Congress of the United States, to each of the members thereof from this State, and to the Secretary of Agriculture, all of Washington, D. C.

Filed February 14, 1939.

Joint Memorial Resolution.—(Thorson)

HON. JOSEPH M. DEVINE

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

WHEREAS, since the close of the Twenty-fifth Legislative Assembly many former officers including 46 men who served in one or both houses of the Legislature, have been called from life,

AND WHEREAS, they all rendered a distinct and lasting service to this State not only in public office but in their private capacities by loyalty to duty and high ideals,

THEREFORE, BE IT RESOLVED, That in the death of these honorable and honored men, we severally and unitedly express our deep appreciation of them, and of the lives they lived, and of the services they rendered, not only in their public life but as earnest, loyal citizens and residents of their respective communities, and that we mourn their departure and express our deepest sympathy for the members of their families.

BE IT FURTHER RESOLVED, That the lessons we can learn from the lives of those who have preceded us are constant devotion to our country and that we must love and defend our country for our country's sake. We must faithfully and courageously discharge the duties which devolve upon us in whatever station or sphere of life we may be placed. We must transmit unimpaired to those who follow us the heritage we have received from those whose lives we memorialize today.

AND BE IT FURTHER RESOLVED, That these memorials be printed in the House Journal of this legislative day and that duly enrolled copies thereof be sent to the present head of the surviving family of each of said deceased.

The death of Joseph M. Devine removed from North Dakota one of its most prominent and useful citizens. He was born in March, 1861, in what is now the State of West Virginia, but at that time a part of Virginia, just at the beginning of the war between the States. He came of an excellent family who were neither rich or not poor, but were a part of that great substantial portion of the citizens of this country on whom rests the responsibility for the stability of our government. Mr. Devine knew the necessity and the benefits of hard work. He worked his way through the University of West Virginia, from which institution he was honorably graduated.

In 1883 he came to Dakota Territory and filed on a homestead in LaMoure County and was engaged in both farming and school

teaching. For fifty-five years he took an active and honorable part in the public affairs of both Territory and State. He served the public in many different capacities with honor and credit to himself and great usefulness to the people.

In 1884 he was elected county superintendent of schools for that county and served ten years in that capacity. In 1896 he was elected Lieutenant Governor of North Dakota and in August 1898 he became Governor on the death of Governor Frank Briggs. In November 1898, he was re-elected Lieutenant Governor. It is said he was a model presiding officer and had the respect and confidence of the entire Senate during the two sessions he was in the chair.

In 1900, Mr. Devine was elected Superintendent of Public Instruction and occupied that office until January 1, 1903. He engaged in business at Minot in 1903, but was soon called to other public positions.

He was secretary of the board of trustees of State Normal Schools from 1911 to 1913. He superintended the construction of the buildings for the Normal School at Minot.

Mr. Devine was appointed superintendent of the State Training School at Mandan which position he held for more than ten years. He was then appointed State Immigration Commissioner and served in that capacity till the office was abolished.

Mr. Devine served the public for more than half a century and at no time did he receive more than a meager salary, but notwithstanding that, he rendered the highest degree of services he was capable of and was always true to every trust. Mr. Devine passed away at Mandan, August 31st, 1938. Mrs. Devine, one son and two daughters survive.

Filed March 8, 1939.

Senate Concurrent Resolution No. 24—(Thatcher, Brant, Morrison and Holl.)

**A CONCURRENT RESOLUTION URGING THE ESTABLISHMENT
OF A DIVISION OF COOPERATIVES IN THE DEPARTMENT
OF AGRICULTURE**

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

WHEREAS: The establishment and maintenance of co-operative organizations is of vital importance to the Nation, and affords a commendable solution of the serious problems involving the farmers, workers and consumers; and,

WHEREAS: There is no government agency dedicated to the principles of co-operation and pledged to the upbuilding of the co-operative movement, the present status being as follows:

In the Department of Agriculture the former Division of Co-operative Marketing has been shifted, first to the Federal Farm Board, and thence to the Farm Credit Administration, performing certain services for farmers' producing and marketing co-operatives; the Consumers' Counsel Division of the Agricultural Adjustment Administration rendering assistance to consumers' co-operatives by supplying them with information and reporting progress in "The Consumers Guide"; and,

In the Department of Labor the Bureau of Labor Statistics conducts surveys of consumers' co-operatives and issues publications on the subject; and,

WHEREAS: It is highly desirable to coordinate the work in co-operative buying and selling done in the several government agencies, and to strengthen it in such a way that it will provide the maximum of service to farmers, workers and consumers:

NOW, THEREFORE: BE IT RESOLVED by the Senate of the State of North Dakota, the House of Representatives concurring, That we petition and urge the Congress of the United States to enact legislation and make the necessary appropriations to create and establish a Division of Co-operatives in the Department of Agriculture, having for its purpose the assembling, compiling and maintaining of files of statistical data relating to the accomplishments of co-operative enterprises, the statutes of Congress, of the several States and foreign countries affecting co-operatives, together with the co-ordinating of all duties and responsibilities toward co-operatives, now reposed in the various agencies of government; all to be used for the benefit and use of established co-operatives and new projects in process of organization, and further providing for the appointment of a Director, whose duty it shall be to render all personal and other assistance possible to such co-operatives, to make appropriations therefor; and,

BE IT FURTHER RESOLVED: That the Secretary of State is instructed and directed to transmit copies of this resolution to the President of the United States, the Secretary of Agriculture, the President of the Senate, the Speaker of the House of Representatives and to each of the members of Congress of this State.

Filed January 30, 1939.

House Resolution "H"—(Williams of Richland, Symington,
Odegard, and Hultstrand.)

REQUESTING CONGRESS TO LIFT EMBARGO ACT
IN CERTAIN CASES.

*Be It Resolved by the House of Representatives of the State of
North Dakota:*

WHEREAS, President Franklin Roosevelt in his message to Congress specifically pointed out the unjust and unfair operation of the present Embargo Act which prevents the victims of aggressor nations from obtaining the necessary materials and supplies for proper self-defense; and

WHEREAS, with the lifting of the present embargo Loyalist Spain stands ready to buy for cash and provide necessary transportation for large quantities of agricultural products which now constitute the surplus in our country and aggravates the depression here; and

WHEREAS, such sale of surplus commodities will definitely improve the economic position of our farmers while at the same time it will be of incalculable aid to the cause of democracy in Spain and serve to unite democratic nations against the encroachments of undemocratic and dictatorial forms of government which now seek to displace the form of government which we revere; now, therefore, be it

THEREFORE BE IT RESOLVED, That the House of Representatives of the State of North Dakota hereby memorialize Congress and the President of the United States to take immediate steps in lifting the present unjust and unfair embargo in keeping with the conditions as set forth hereinbefore; and be it also

RESOLVED, That one copy of this resolution be forwarded to each of the following:

The President of the United States, Franklin D. Roosevelt,
Vice Pres. John Garner, Pres of the U. S. Senate
The Secretary of State, Cordell Hull
Speaker Bankhead, House of Representatives
Senator Lynn J. Frazier
Senator Gerald P. Nye
Congressman William Lemke
Congressman Usher L. Burdick
Filed February 8, 1939.

House Concurrent Resolution No. 398.—(Scholl and Lange.)

FORT BERTHOLD ROAD PROGRAM

A concurrent resolution petitioning Congress to make appropriations ample for the road program of the Fort Berthold Reservation.

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

WHEREAS, the Three Affiliated Tribes of the Fort Berthold Reservation have eight well-equipped government schools, with four busses traveling over ninety miles of poorly constructed roads in all kinds of weather, and

WHEREAS, medical and hospital service at the agency renders appreciable service to the Indians, but the work in the field is made very difficult due to poor road facilities, creating a condition unsatisfactory and dangerous, alike to the field medical service, and the members of the Three Tribes, and

WHEREAS, the construction of roads has enabled the young men of the reservation, just out of school, an opportunity to learn practical work and earn a livelihood, and

WHEREAS, the tribal council favors the construction of all-weather Indian Service roads, to serve as "life lines" to truck trails and fire suppression lanes to remote areas of the reservation, and

WHEREAS, the allotment for the past two years has been forty thousand dollars (\$40,000) per annum, a much smaller amount than allowed in many jurisdictions of smaller area, and it is believed this sum may be curtailed, and

WHEREAS, this fund does not allow for the employment of sufficient labor to operate equipment to advantage, nor employ available man power, and this, not being supplemented by State or other funds, makes it necessary to rely solely upon gratuitous appropriations, now therefore,

BE IT RESOLVED by the House of Representatives of the State of North Dakota, the Senate concurring: That the North Dakota Legislative Assembly urgently recommends that in the interests of health, welfare and education, that a yearly allotment of not less than seventy-five thousand dollars (\$75,000) be appropriated for the road program of the Three Affiliated tribes of the Fort Berthold Reservation, and

BE IT FURTHER RESOLVED: That the Secretary of State is instructed and directed to transmit copies of this resolution to the President of the Senate, the Speaker of the House of Representa-

tives, each of the members of Congress of this State, the Secretary of the Interior and the Commissioner of Indian Affairs.

Filed March 7, 1939.

House Concurrent Resolution No. 248.—(Schimke, Myers,
Schauss, Gray.)

FRAZIER-LEMKE REFINANCING ACT.

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

WHEREAS, the farmers of the State of North Dakota are in a severe economic emergency because of the fact that it has cost them more to operate their farms than they have received for the crops produced, and

WHEREAS, the extreme drought of the past five years has made it necessary for large numbers of farmers to go on relief, and

WHEREAS, the Frazier-Lemke Refinancing Act, which is about to be voted upon by Congress, will be of great assistance to the farmers of North Dakota and will save thousands of people from hunger and privation,

NOW THEREFORE BE IT RESOLVED by the House of Representatives of the State of North Dakota, the Senate concurring, That we memorialize Congress to enact into law the Frazier-Lemke Refinancing Act, and

BE IT FURTHER RESOLVED That the Chief Clerk of the House of Representatives transmit a copy of this resolution to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to the North Dakota delegation in Congress.

Filed March 4, 1939.

Senate Concurrent Resolution No. 17—(Nelson from McKenzie, Skarvold and Thorson.)

RELATING TO FUEL BRIQUETTES TO BE MADE FROM STRAW
Be It Resolved by the Senate of the State of North Dakota, the House of Representatives Concurring Therein:

WHEREAS, it would appear that the development of mobile or portable equipment which would make practical the utilization of straw and other farm by-products as fuel for heating purposes would be tremendous value to the farmers of the country.

THEREFORE, Be it resolved that the President of the United States, the United States Congress and the Secretary of the United States Department of Agriculture be and are hereby urged and requested that the development of mobile or portable equipment for the manufacture of briquettes out of straw for heating purposes be made a project on an extremely active basis at the Northern Regional Laboratory to be located at Peoria, Illinois.

BE IT FURTHER RESOLVED That copies of this resolution be transmitted by the Secretary of State to the President of the United States, the Secretary of Agriculture and to each member of Congress from North Dakota.

Filed January 26, 1939.

Senate Resolution No. C—(Committee on Agriculture and Livestock)

A RESOLUTION RELATING TO THE ERADICATION OF GRASSHOPPERS BY ARSENIC POISON

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

WHEREAS, the Senate Committee on Agriculture unanimously agreed on the following: that grasshoppers cannot be eliminated by the spreading of arsenic poison and to the best judgment of the committee less than three per cent (3%) were killed by the use of arsenic poison in 1938;

WHEREAS, the farmers were more willing to cooperate in the spreading of arsenic in 1938 than they will be in 1939, and to the best judgment of the Committee eighty per cent (80%) of the farmers in North Dakota will not be willing to cooperate in the spreading of the bait in 1939, because of the poor results in the 1938 experiment and of great losses to livestock from such poison, and also the killing of upland birds, which are the natural remedy for the eradication of insects;

WHEREAS, several million dollars of the tax payers' money collected by the Federal, State and counties have been spent for this purpose and hardly any benefit has been received therefrom;

WHEREAS, the greatest benefit resulting from the preparation of grasshopper poison goes to the manufacturers of arsenic and other ingredients used in the preparation of the grasshopper poison, all of which is promoted and recommended by the Extension Department of the Agricultural College of this State;

THEREFORE, BE IT RESOLVED, That we recommend that all Federal money appropriated for the eradication of insects be allotted to the States according to amount or degree of infestation, to be spent and used by the State Grasshopper Committee according to their best judgment; and

BE IT FURTHER RESOLVED, That the State Grasshopper Committee make use of parasitic fungus prepared by Charles C. Hass of Whitewood, South Dakota, and other methods which they may see fit to adopt.

BE IT FURTHER RESOLVED, That copies of this resolution be sent to the Secretary of Agriculture of the United States at Washington, D. C., to each member of Congress of this State, to the director of the County Agent's Extension Department of the Agriculture College at Fargo and to the chairman of each board of county commissioners of the State of North Dakota.

Filed February 9, 1939.

House Resolution "J"—(Heckman, Morland, Brown and Rait.)

REQUESTING FEDERAL FUNDS FOR GRASSHOPPER CONTROL

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

WHEREAS, the people of North Dakota did take an active part and cooperate to the fullest extent in last year's campaign to destroy grasshoppers by the spreading of poison, and

WHEREAS, experience has shown that this method was not effective in the western part of the State with its high altitude, dry climate and large acreage of idle land, and

WHEREAS, the predominating kind of grasshoppers which infested our State last year were the migratory kind which deposit their eggs in the stubble all over the fields, it is imperative that some kind of control work be carried on not only along the edges

of the fields but more or less by cultivating the land both what is cropped as well as all idle crop land, and

WHEREAS, there is a growing feeling in the State that at least some other method be tried to control grasshoppers and other insect pests.

BE IT THEREFORE RESOLVED by the House of Representatives of the State of North Dakota That they earnestly request that a portion of the appropriation for grasshopper control which is allocated to the State of North Dakota be used under the control and direction of the Grasshopper Control Committee of this State in conjunction with the Extension Service to carry on new projects in this State for the control of grasshoppers and other insect pests and that funds be made available in the early spring of 1939.

BE IT FURTHER RESOLVED That we also recommend that the program for propagating wildlife be further encouraged as a permanent help to control grasshoppers and other insect pests.

BE IT FURTHER RESOLVED That copies of this resolution be sent by the Secretary of State to the Secretary of Agriculture of the United States at Washington, D. C.; to each member of Congress from this State; to the director of the County Agricultural Extension Department of the Agricultural College at Fargo, North Dakota and to the chairman of each board of county commissioners in the State of North Dakota.

Filed February 16, 1939.

Senate Concurrent Resolution No. 25.—(Morrison)

HARRISON-FLETCHER BILL

A concurrent resolution urging enactment of the Harrison-Fletcher Bill for the benefit of needy schools, and for the expansion of the Smith-Hughes Act.

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

WHEREAS, the most important duty and privilege of our State and Nation is to provide educational facilities for our young people, and

WHEREAS, due to a series of successive crop failures throughout the North Central States, and to the general economic distress, many schools in this State are in a precarious financial condition, threatening their continuance and jeopardizing their very existence, and

WHEREAS, the Harrison-Fletcher bill, proposed in the United States Congress, through contemplated grants to the States for the use and benefit of distressed school districts, points a way to undisturbed educational continuance and advancement, and

WHEREAS, to meet changing conditions it will be necessary for our young people on the farms to fit and prepare themselves by taking courses of intensive agricultural training and thereby be better equipped to engage in diversified farming and dairying activities, and

WHEREAS, such training may be effected through expansion of the terms of the Smith-Hughes vocational education act to more thoroughly and intensively cover the field of training in agriculture,

NOW, THEREFORE, BE IT RESOLVED by the Senate of the State of North Dakota, the House of Representatives concurring: That we hereby petition and urge the Congress of the United States to enact the proposed Harrison-Fletcher Legislation, and so amend and expand the present commendable Smith-Hughes Act, to meet the needs of the schools and young people of our agricultural region, and

BE IT FURTHER RESOLVED: That the Secretary of State is instructed and directed to transmit copies of this resolution to the President of the United States, the U. S. Commissioner of Education, and to each of the members of Congress of this State.

Filed March 4, 1939.

House Concurrent Resolution No. 225.—(Anderson of Benson, Anfinson, Beede, Panko, Ireland and Byrne.)

HAYDEN-CARTWRIGHT ACT

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

WHEREAS, the Hayden-Cartwright Act of Congress authorized a maximum of four million dollars be spent for Indian Service roads; and

WHEREAS, the appropriation of such an amount by Congress would provide for an expenditure of two hundred fifty thousand dollars for Indian Service Roads on Indian reservations in North Dakota; and

WHEREAS, the recommendations of the Bureau of Budgets for the fiscal year 1939-1940 provides for an amount of only two million dollars to be appropriated by Congress for Indian Service roads thus depriving the Indian reservations in the State of North Dakota of nearly one hundred fifty thousand dollars per annum.

NOW THEREFORE, BE IT RESOLVED by the House of Representatives of the State of North Dakota, the Senate concurring: That the Congress of the United States be and the same is hereby memorialized to provide in their present appropriation bills that the full amount of the Hayden-Cartwright Act to-wit: four million dollars be allotted the several Indian reservations of the United States for Indian Service road purposes.

BE IT FURTHER RESOLVED, That the Chief Clerk be instructed to send a copy of this resolution to the Speaker of the House of Representatives in Congress, the President of the Senate, to the members of Congress from the State of North Dakota, to the Commissioner of Indian Affairs and to the Bureau of Budgets.

Filed March 4, 1939.

Senate Resolution "B"—(Select Committee)

JOHN L. HULTENG

WHEREAS, Divine Providence in His infinite wisdom has seen fit to remove from our midst our colleague and fellow worker, Senator John L. Hulteng of the seventh legislative district, and

WHEREAS, the said Senator John L. Hulteng left behind him a long and honorable record of public service both to the State of North Dakota and his home city of Grand Forks, having served with distinction as an alderman and president of the city commission of Grand Forks and as a member of the State Pardon Board, and had been elected a member of this body when his final illness prevented him from taking an active part in our deliberations,

BE IT RESOLVED, by the Senate of the Twenty-sixth Legislative Assembly of the State of North Dakota, That we express our grief at the loss of Senator Hulteng at a time when he was most valuable to his State, and that we express our condolences to the members of his family.

BE IT FURTHER RESOLVED, That this resolution be inscribed on the record of the Senate and that the Secretary be instructed to send properly executed and engrossed copies of this resolution to his wife and son.

Filed January 11, 1939.

House Concurrent Resolution No. 400.—(Byrne and O'Brien)

INVITATION TO PREMIER OF EIRE

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

WHEREAS, we have been informed that His Excellency, Eamon DeValera, Premier of Eire will honor our country with a visit during the coming summer;

NOW THEREFORE, BE IT RESOLVED by the House of Representatives of the State of North Dakota, the Senate concurring: That we extend to him a hearty welcome to our country and express the hope that he will be able to visit our State and be welcomed again by the men and women, and the sons and daughters of those who gave so generously their support financial and moral to him when he was in this country some years ago making his valiant and finally successful effort to establish his country as a free and independent nation.

We will welcome him to our State as a man who brought peace to his country, ended centuries of bloody warfare, ended foreign rule and established a free and independent nation.

The thousands of descendants of those who claimed Eire as their homeland still carry a bit of Ireland in their hearts and will generously welcome him to this State.

BE IT FURTHER RESOLVED, That a copy of this resolution duly authenticated by the signatures of the Governor of this State, the President of the Senate, the Speaker of the House, and with the Great Seal of this State affixed be transmitted by the Secretary of State through the proper official channels to His Excellency, Eamon DeValera, Premier of Eire.

Filed March 6, 1939.

House Concurrent Resolution No. 229.—(Representatives Stormon, Morland, Rait, Fraser and O'Brien and Senators Holl, Guenther, Lavik, Thatcher and Gronvold.)

INVITATION TO KING & QUEEN OF ENGLAND

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

WHEREAS, we have been informed that Their Majesties, the King and Queen of the United Kingdom of Great Britain this summer will honor our country and people with their presence; and,

WHEREAS, there has been established, and is being maintained by the people of the Dominion of Canada and the people of the United States of America, a park situated partly in North Dakota and partly in the Province of Manitoba and known as the International Peace Garden, which park has been established and is being maintained as a constant memorial to the peaceful relations between the United States of America and the Dominion of Canada and the other members of the British Commonwealth of Nations.

Here there are no messengers of death and desolation, no fear of destruction by shot, shell, or poisonous gasses. Trees unselfishly give their shade—flowers their beauty and fragrance to all. Songs of birds, and not the shrieks of shrapnel or boom of cannon, are heard.

THEREFORE, BE IT RESOLVED by the House of Representatives of the State of North Dakota, the Senate concurring, That we respectfully extend to Their Majesties a hearty welcome to our country, and we fervently express the hope that they may find it possible to come to this State and to the garden which our people and the loyal subjects of Their Majesties in Canada have established and dedicated to the principles of freedom, justice, and peace.

BE IT FURTHER RESOLVED That a copy of this resolution, duly authenticated by the signatures of the Governor of this State and of the presiding officers of the Senate and the House of Representatives, and with the Great Seal of the State of North Dakota thereunto attached, be transmitted by the Secretary of State of the State of North Dakota through the proper official channels for presentation to Their Majesties, the King and Queen of the United Kingdom of Great Britain.

Filed February 10, 1939.

House Concurrent Resolution No. 230—(Representatives Stormon, Morland, Rait, Fraser and O'Brien and Senators Holl, Guenther, Lavik, Thatcher and Gronvold.)

INVITATION TO CROWN PRINCE & PRINCESS OF NORWAY

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

WHEREAS, we have been informed that Their Royal Highnesses, the Crown Prince Olaf, and his wife, the Crown Princess Martha, of the Kingdom of Norway, this summer will honor this State and its people by their presence here:

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the State of North Dakota, the Senate concurring. That we extend to them a hearty welcome on behalf of the State and its people.

We welcome them as a man and a woman who have raised high the standards of public duty and civic virtue, and by their daily lives have set an example, not only for their own people, but for men and women everywhere.

We welcome them as representatives of a country and a people who have demonstrated their devotion to world peace and the principles of national honor and integrity, upon which any real peace must rest. In a world torn with barbaric strife and warfare, it is heartening to be able to view in retrospect the high example set by Norway and Sweden in 1905. They then demonstrated to the world that intelligent and truly civilized nations can settle fairly, effectively, and permanently, and without the sacrifice of national honor, any and all questions that may arise. As the people of Norway and Sweden today point with pride to the dismantled forts and razed fortifications along their common boundary, and rejoice in the fact that today flowers grow where formerly cannon stood, and birds sing where formerly messengers of death stood ready to bring destruction and woe, so we of North Dakota are proud of the fact that here on our soil, in the heart of the great North American continent, along our northern border, there lies a garden established and maintained through the voluntary efforts of the peoples of the United States of America and of the Dominion of Canada, our neighbor to the north, which garden is dedicated to the principles of good faith and justice between nations, and is a pledge of just and lasting peace.

We therefore respectfully invite Your Royal Highnesses to visit the International Peace Garden, in this State, as representatives of a country that has adopted as a part of its national creed the observation of "good faith and justice toward all nations," and that has constantly cultivated "peace and harmony with all."

BE IT FURTHER RESOLVED That a copy of this resolution, duly authenticated by the signatures of the Governor of this State, and the presiding officers of the Senate and the House of Representatives, and with the Great Seal of the State of North Dakota thereunto attached, be transmitted by the Secretary of State of the State of North Dakota through the proper official channels for presentation to Their Royal Highnesses, the Crown Prince and Crown Princess of Norway.

Filed February 10, 1939.

House Concurrent Resolution No. 231.—(Representatives Stormon, Morland, Rait, Fraser and O'Brien and Senators Holl, Guenther, Lavik, Thatcher and Gronvold.)

INVITATION TO PRESIDENT OF THE UNITED STATES.

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

WHEREAS, there has been established and is being maintained by the people of the Dominion of Canada and the people of the United States of America, a park known as the International Peace Garden, situated partly in North Dakota and partly in the Province of Manitoba, which park is dedicated to the principles of freedom, justice, and peace, and was established and is being maintained as a constant reminder of, and memorial to, the peaceful relations that so long have existed between the United States of America and the Dominion of Canada and other members of the British Commonwealth of Nations, and is a pledge that those relations shall continue for all time; and

WHEREAS, the governments of the United Kingdom of Great Britain, and the Kingdom of Norway, are dedicated to the same sacred principles of liberty and justice upon which the government of the United States of America rests, and have adopted as a part of their national creed the fundamental policy of our country, originated by George Washington, to "observe good faith and justice toward all nations" and to "cultivate peace and harmony with all."

THEREFORE, BE IT RESOLVED by the House of Representatives of the State of North Dakota, the Senate Concurring: That we respectfully extend to His Excellency, the President of the United States of America, a hearty invitation to visit the International Peace Garden, and suggest that, if possible, arrangements be made so that the time of his visit Their Majesties, the King and Queen of the United Kingdom of Great Britain, and Their Royal Highnesses, the Crown Prince and Crown Princess of the Kingdom of Norway, also visit the International Peace Garden, and thereby call again to the attention of all men the immutable principles of freedom and justice to which these nations are dedicated; the inalienable right of each individual to life, liberty and the pursuit of happiness; free government of, by, and for free men; and good faith, justice, and peace among all nations.

BE IT FURTHER RESOLVED That a copy of this resolution, duly authenticated by the signatures of the Governor of the State of North Dakota, and the presiding officers of the Senate and the House of Representatives, and with the Great Seal of the State of North Dakota, be transmitted by the Secretary of State of the State of North Dakota through the proper official channels for

presentation to His Excellency, the President of the United States of America.

Filed February 10, 1939.

House Concurrent Resolution No. 404.—(Joint Committee on Employment.)

PREPARATION OF PERMANENT JOURNALS.

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

That William J. Lowe, Secretary of the Senate, and Mrs. Minnie D. Craig, Chief Clerk of the House, are hereby authorized, empowered and employed to compare and index the Journal of the Twenty-sixth 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 William J. Lowe, Secretary of the Senate, and Mrs. Minnie D. Craig, Chief Clerk of the House, 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 the said William J. Lowe, Secretary of the Senate, and Mrs. Minnie D. Craig, Chief Clerk of the House, as above set forth, that they be paid the sum of \$400.00 each, which shall include compensation for an assistant to be selected by each, all to be paid as other legislative expense, and paid when the respective claims are verified by the affidavits of the said William J. Lowe, and Mrs. Minnie D. Craig 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 Secretary of the Senate and the said Chief Clerk of the House as part of the legislative expenses of this session.

Filed March 7, 1939.

House Concurrent Resolution No. 224—(Crockett, Byrne and Fitch)

DANCE—LEGISLATIVE EMPLOYEES

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

WHEREAS it has in the past been the custom to make available to the members of the Third House the Memorial Hall of the State Capitol Building, to be used for their various entertainments during the duration of the legislative assembly, and

WHEREAS it would be of benefit to the House of Representatives and to the Senate, as well as to the members of the Third House, to have this hall used by the Third House for such purposes,

NOW, THEREFORE, be it resolved by the House of Representatives, the Senate concurring, That the Memorial Hall of the State Capitol Building be made available to the members of the Third House for entertainments as above referred to.

Filed February 9, 1939.

House Concurrent Resolution No. 81.—(Committee on Employment)

PROVIDING AND DESIGNATING HOUSE AND SENATE EMPLOYEES AND NAMING AND FIXING THEIR SALARIES:

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

That for and during this Twenty-sixth Legislative Assembly the following named persons be employed and appointed as officers and employees of the Senate and of the House, and shall be paid the compensation set opposite their respective names:

HOUSE	
Minnie D. Craig, chief clerk	\$8.00
Albert Peterson, first assistant chief clerk	6.50
E. O. Waydeman, second assistant chief clerk	6.50
Marie Garske, desk reporter	8.00
Edw. Savre, sergeant-at-arms	5.00
C. E. Erickson, assistant sergeant-at-arms	4.50
Clara A Kane, chief stenographer	5.00
Marie Tunnell, stenographer	5.00
Pearl Lerfold, stenographer	5.00
Evelyn Anderson, stenographer	5.00
Corinne Emme, stenographer	5.00

Dorothy Witcik, stenographer	5.00
Adeline Orvik, stenographer	5.00
Walter Bubel, bill clerk	5.00
Henry O. Lundene, bill room clerk	4.50
Howard Crockett, voucher clerk	4.50
Arnold E. Banse, enrolling and engrossing clerk	5.00
A. O. Haugerud, calendar clerk	5.00
F. J. Haines, postmaster	4.50
Viola Erickson, assistant postmistress	4.50
Kenneth Morgan, page	4.50
Wesley Belter, page	4.50
Walter Radke, page	4.50
Oscar Wahlund, page	4.50
O'Neil Maasjo, page	4.50
Elsbeth Godwin, telephone attendant	4.50
Nellie Larson, cloak room attendant	4.50
Joe Bohn, cloak room attendant	4.50
Oscar Nelson, cloak room attendant	4.50
Helmer Twito, proofreader	5.00
William M. Dohn, ass't enrolling and engrossing clerk	5.00
Arnold Fuchs, proofreader	5.00
A. R. Powers, mailing clerk	4.50
Joseph Kratochvil, assistant mailing clerk	4.50
Albert Schmolenberger, assistant mailing clerk	4.50
Kasimir Schmalz, assistant mailing clerk	4.50
O. T. Haakenson, messenger to Governor	4.50
Gust Edlund, head janitor	4.50
Max L. Thiel, janitor	4.50
Martin Olson, janitor	4.50
Philip Himmerick, janitor	4.50
Jacob G. Kruger, janitor	4.50
Steafon Volk, janitor	4.50
Erick Westberg, doorkeeper	4.50
R. A. Dotzenrod, doorkeeper	4.50
Nels Quale, doorkeeper	4.50
William Holmquist, doorkeeper	4.50
Dominick Goetz, doorkeeper	4.50
M. J. Burns, night watchman	4.50
Nick A. Schall, clerk Appropriations Committee	4.50
R. H. Haaven, clerk	4.50
Morris Larson, clerk	4.50
John G. Nelson, clerk	4.50
R. C. Stubbs, clerk	4.50
Ben A. Schneider, clerk	4.50
B. J. Anderson, clerk	4.50

SENATE

William J. Lowe, secretary of Senate	\$8.00
A. Z. Nelson, assistant secretary of Senate	6.50
Phil Poppler, assistant secretary of Senate	6.50
Ruth Smith, desk reporter	8.00
Helen Steuart, bill clerk	5.00
Pearl Shaw, chief stenographer	5.00
June Baribeau, stenographer	5.00
Leone Hoff, stenographer	5.00
Louise Chase, stenographer	5.00
Dorothy Lundy, stenographer	5.00
Margaret Kraning, stenographer	5.00
Frances Rudel, stenographer	5.00
Vernice Wolff, stenographer	5.00
Jean Traynor, stenographer	5.00
Helen Steinmetz, stenographer	5.00
Eleanor Ahlstrom, clerk, State affairs	4.50
Idar Rimestad, clerk, judiciary	4.50
Emil Helberg, clerk, appropriations	4.50
Herbert Roberts, clerk, tax and tax laws	4.50
Eva Goetz, enrolling and engrossing clerk	5.00
B. Dortha Tabbert, assistant enrolling and engrossing	5.00
Emil Strand, sergeant-at-arms	5.00
Joe Fettig, assistant sergeant-at-arms	4.50
Henry Anderberg, proofreader	5.00
Bruce Nelson, assistant proofreader	5.00
Nels Johnson, postmaster	5.00
O. J. Harris, telephone clerk	4.50
C. S. Tornbom, press room messenger	4.50
Clarence Anderson, page	4.50
Vernon Otis, page	4.50
John Koehn, page	4.50
Lloyd Olson, page	4.50
J. C. Goll, bill room clerk	4.50
I. M. Hanson, assistant bill room clerk	4.50
Edwin M. Nething, doorkeeper	4.50
Charles Walby, doorkeeper	4.50
T. O. Thompson, doorkeeper	4.50
F. J. Wanner, doorkeeper	4.50
Harold Burau, chart clerk	4.50
George Schlafmann, house messenger	4.50
Theodore Heinle, janitor	4.50
Elmo B. Ressler, night watchman	4.50
Robert Wage, janitor	4.50
Gilbert Lee, janitor	4.50
E. W. Willoughby, cloak room attendant	4.50
S. B. Salverson, chief mail room clerk	4.50
George Gehringer, assistant mail room clerk	4.50

Theodore Thompson, assistant mail room clerk ----- 4.50
Chaplain ----- 3.00

That the compensation of each of said employees shall commence from the date upon which said employee was sworn in.

Filed February 8, 1939.

Senate Concurrent Resolution No. 288—(Blaisdell, Stucke
and Fredrickson)

EXTRA PAY FOR EMPLOYEES

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

WHEREAS, the employees of the Senate and the House of Representatives are entitled to four extra days compensation,

THEREFORE BE IT RESOLVED That each of said employees of the Senate and the House of Representatives be paid for four extra days at the rate at which they were employed and paid during the session, to be paid from the appropriation for legislative expense of the 1939 Legislative Assembly of the State of North Dakota.

Filed March 7, 1939.

Senate Concurrent Resolution No. 42.—(Raschko)

**A CONCURRENT RESOLUTION FOR RE-ESTABLISHING AND
RE-HABILITATING THE FOUNDATION HERDS OF LIVE
STOCK FOR THE FARMERS AND RANCHERS OF
THE STATE OF NORTH DAKOTA.**

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

WHEREAS, by reason of extreme drouth conditions existing throughout the State of North Dakota during the past several years, the foundation herds of cattle and other live stock have been seriously depleted,

WHEREAS, the limited number of acres which can be planted to wheat under the Federal Crop Control Act, the land taken out of wheat production can, for the most part, only be planted to feed crops or used for grazing land, and

WHEREAS, a return of the farmers of North Dakota to a condition of economic stability can only be accomplished by providing

a source of such loans to farmers for the purpose of re-habilitating themselves by means of a re-stocking program and

WHEREAS, despite the many forms of loans now being made available to the distressed farmers of the United States through the various Federal loaning agencies, no provision has been made by such agencies for loans to be used in re-establishing foundation herds of live stock, and

WHEREAS, such loans must of necessity run over a considerable period of time, and are in the nature of capital loans which the banks, State and National, are not permitted to make because of the length of time involved in the liquidation thereof,

NOW, THEREFORE, BE IT RESOLVED by the Legislative Assembly of the State of North Dakota, That the serious drouth conditions be called to the attention of all Federal agencies set up and now operating for the purpose of extending loans to distressed farmers, and that said agencies be urged to immediately make available to such farmers residing in the State of North Dakota, such loans as may be deemed advisable considering the condition and circumstances of each and such farmer, for the purpose of re-establishing foundation herds of live stock.

BE IT FURTHER RESOLVED, That a copy of this resolution be immediately transmitted to each such Federal loaning agency, and to each of the Senators and Representatives in Congress from the State of North Dakota.

Filed February 2, 1939.

Joint Memorial Resolution.—(Thorson)

HON. WILLIAM D. LYNCH

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

WHEREAS, since the close of the Twenty-fifth Legislative Assembly many former officers including 46 men who served in one or both Houses of the Legislature, have been called from life,

AND WHEREAS, they all rendered a distinct and lasting service to this State not only in public office but in their private capacities by loyalty to duty and high ideals,

THEREFORE, BE IT RESOLVED, That in the death of these honorable and honored men, we severally and unitedly express our deep appreciation of them, and of the lives they lived, and of the services they rendered, not only in their public life but as earnest, loyal

citizens and residents of their respective communities, and that we mourn their departure and express our deepest sympathy for the members of their families.

BE IT FURTHER RESOLVED, That the lessons we can learn from the lives of those who have preceded us are constant devotion to our country and that we must love and defend our country for our country's sake. We must faithfully and courageously discharge the duties which devolve upon us in whatever station or sphere of life we may be placed. We must transmit unimpaired to those who follow us the heritage we have received from those whose lives we memorialize today.

BE IT FURTHER RESOLVED, That these memorials be printed in the House Journal of this legislative day and that duly enrolled copies thereof be sent to the present head of the surviving family of each of said deceased.

William D. Lynch was born December 24th, 1880, died April 13, 1938. He came to North Dakota in 1885, receiving his schooling in this State. He taught school in LaMoure County for several years. He then worked with the late Congressman T. F. Marshall making surveys in northwestern North Dakota. He also worked for the Northern Pacific and Northwestern Railroads making surveys.

While working with Congressman Marshall he became interested in law and later studied at the Universities of Wisconsin and Minnesota and was a graduate of the latter. Senator Lynch was admitted to the bar in 1906 and became county judge of LaMoure County in 1908 holding this office until 1916.

During the Wilson administration Senator Lynch was the first State Prohibition Director.

He was elected to the State Senate in 1923 and served until 1935. He was a member of the National, State, district and county bar association.

In 1910 Mr. Lynch married Anna C. Cruden of LaMoure, who died in 1923. In 1926 he married Agnes Dougherty of Forman. He is survived by his widow and the following children: Thomas, David, John, Marianna and William David, Jr.

Senator Lynch was a leader of men, a noted lawyer and statesman who rendered to his State, county and district a lasting service.

Filed March 8, 1939.

House Concurrent Resolution No. 405.—(Joint Committee
on Employment.)

EXTRA TIME MAILING CLERKS AND PROOFREADERS

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

That A. R. Powers and Albert Schmolenberger, mailing clerks of the House, and S. B. Salveson and Theo. Thompson, mailing clerks of the Senate, of the Twenty-sixth Legislative Session, be retained for five days after the close of this session to complete sending Senate and House Journals of the last days of the session; and Helmer Twito, proofreader in the House and Bruce Nelson, proofreader in the Senate be retained for two days after the close of the session to finish proofreading the Journals of the House and Senate for the last day of this Twenty-sixth Legislative Assembly; and that Kenneth Morgan and O'Neil Maasjo, pages of the House, and Clarence Anderson and John Koehn, pages of the Senate, be retained for two extra days after the close of the session for the purpose of wrapping and either mailing or expressing to the members of the Senate and House, bill books, Journals, reports and files.

BE IT FURTHER RESOLVED, That each of the above named employees, to-wit: A. R. Powers and Albert Schmolenberger and S. B. Salveson and Theo. Thompson as mailing clerks, be paid for said additional five days the sum of \$4.50 per day; and Helmer Twito and Bruce Nelson, proofreaders be paid the sum of \$5.00 per day for two days, that Kenneth Morgan, O'Neil Maasjo, Clarence Anderson and John Koehn as pages be paid the sum of \$4.50 per day for said additional two days; all the above to be paid as other legislative expense and paid when the respective claims are verified by the affidavits of said parties herein named, at the completion of such work.

Filed March 7, 1939.

House Resolution F.—(Joiner, Lange, Anderson of McKenzie, Rettke and Knutson.)

A RESOLUTION MEMORIALIZING CONGRESS TO ENACT NECESSARY LEGISLATION AND MAKE THE REQUIRED APPROPRIATION TO COMPLETE THE MISSOURI RIVER DIVERSION PROJECT IN NORTH DAKOTA.

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

WHEREAS surveys have been made of the Missouri River, and completed, the same being favorable for the diversion of such river, and

WHEREAS considerable money has been expended in the making of such surveys, the engineers having made their reports thereof, and

WHEREAS a great deal of time and money have been expended in water conservation and flood control, and

WHEREAS it appears that the diversion of the Missouri River would be most advisable, and beneficial to the people in the State of North Dakota

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the State of North Dakota that we earnestly and emphatically recommend to the Congress of the United States, and request them, to enact necessary legislation and make the required appropriations to provide for the completion of the Missouri River Diversion Project in the State of North Dakota as soon as the same may possibly be done.

BE IT FURTHER RESOLVED that we direct attention to the many benefits that will be generally provided for the people of the State of North Dakota, in addition to the water conservation and flood control benefits, from such diversion.

BE IT FURTHER RESOLVED that the Chief Clerk of this Assembly transmit a copy of this resolution to each of our Congressmen in both Houses of the United States Congress, with the request that the matter be brought up for immediate attention.

Filed January 30, 1939.

Senate Concurrent Resolution No. 285.—(Committee on Agriculture and Livestock)

NATIONAL LAND POLICY

A concurrent resolution memorializing the members of the United States Congress urging Congress to pass a bill to establish a National land policy and to provide homesteads free of debt for actual farm families, which bill is now pending in Congress known as S. 136.

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

WHEREAS, there is a bill known as S. 136 now before the Congress of the United States to establish a National Land Policy, and to provide homesteads free of debt for actual farm families, and,

WHEREAS, if said bill is enacted into law, it will do more to relieve the agricultural situation in the United States than any measure that has heretofore been proposed in Congress and will bring immediate and permanent relief to more than 35,000 farm families in North Dakota whose farm homes are heavily mortgaged.

NOW, THEREFORE, the Twenty-sixth Legislative Assembly of the State of North Dakota respectfully requests and petitions the Congress of the United States to give immediate and favorable consideration of this bill, and,

BE IT FURTHER RESOLVED, That the Secretary of State cause sufficient copies of this resolution to be printed, and that he cause to be mailed a copy to the President of the Senate and Speaker of the House of Representatives of the Congress of the United States requesting that said resolution be read before each of said bodies, and also that a copy of this resolution be sent to each of the Senators and Representatives in Congress from the State of North Dakota.

Filed March 6, 1939.

Joint Resolution "A"—(Senator Whelan and Representative Fitch.)

NATIONAL PATRIOTIC REVIVAL

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

WHEREAS, the whole world, rent asunder by strife and contention, violences and intolerance, is today in a state of turmoil and uncertainty, marked by a titanic struggle between Democracy and Autocracy, while in this country anti-American forces are striving to discredit and destroy the ideals and institutions symbolized by the

American Flag, and social, political and economic forces are combating one another; and

WHEREAS, never before in the history of the Nation has there been greater need among our people for the unity, cooperation and tolerance for which our Country's Flag stands; and

WHEREAS, with the Stars and Stripes as its emblem the United States Flag Association, a non-profit, non-partisan and non-sectarian organization incorporated under Federal law and headed by the President of the United States as Honorary President General, is, with the cooperation of various groups, organizations and fields of activity in our National life, conducting a National Patriotic Revival, culminating in FLAG WEEK, June 8th to 14th next, for the two-fold purpose (1) of awakening our people to the dangers threatening our National life, thereby causing them to resolve as never before to uphold and preserve our country's ideals and institutions, and (2) promoting national unity, patriotic cooperation and racial and religious tolerance; therefore, be it

RESOLVED by the Senate and the House of Representatives of the State of North Dakota that they heartily indorse the plan for a great National Patriotic Revival, and that the Governor is hereby authorized and requested, first, to direct the State Commissioner of Public Instruction to arrange for the suitable observance of FLAG WEEK in all the public schools, and, secondly, to issue a proclamation calling upon the State officials to display the United States Flag on all State buildings during FLAG WEEK, and inviting the people of the State to fly the Flag at their homes and other suitable places as well as on their cars, and that in every community they hold special exercises at which means shall be taken to give significant expression to our thoughtful love of America, our pride in its glorious history, our faith in its destiny, our devotion to its ideals and institutions and our determination to uphold and preserve them now and forever.

Filed March 6, 1939.

House Concurrent Resolution No. 412—(Anderson of McKenzie)

**METHOD OF EXPENDITURE OF FUNDS APPROPRIATED FOR
OLD AGE ASSISTANCE FOR THE BIENNIUM BEGINNING
JULY 1, 1939, AND ENDING JUNE 30, 1941.**

Be It Resolved by the House of Representatives, the Senate Concurring Therein, That

WHEREAS, the Public Welfare Board has requested an appropriation of \$7,143,380 for old age assistance on the \$40 a month

minimum basis as provided for by the amendment to the Old Age Assistance Act approved by the electorate on November 8, 1938; and

WHEREAS, it is the judgment of the Public Welfare Board, after a careful survey that this amount would be needed to provide for old age assistance in North Dakota for the biennium on the basis of the \$40 minimum; and

WHEREAS, the Public Welfare Board have estimated that the sum of \$1,414,700 will be necessary to provide for old age assistance for the biennium beginning July 1, 1939 and ending June 30, 1941 on the basis of the Old Age Assistance Act prior to its amendment on November 8, 1939; and

WHEREAS, the Public Welfare Board in estimating the amount necessary for old age assistance during the biennium on the \$30 a month maximum basis have made this estimate assuming that the State is only required to pay 50% of the amount in excess of that furnished by the Federal Government and that the counties are to furnish the other 50%; and

WHEREAS, the initiated amendment approved November 8, 1938 provided that the State shall pay 85% of the amount in excess of that furnished by the Federal Government and that the counties shall only pay 15% of the amount in excess of the amount paid by the Federal Government; and

WHEREAS, the Public Welfare Board has asked for an additional appropriation so as to enable the State to pay on the basis of 85% of the amount in excess of that contributed by the Federal Government instead of 50%; and

WHEREAS, the State Senate, because of excess demands made upon public funds from other sources, does not feel that there are funds sufficient available to appropriate either the amount of \$7,143,380 required to finance old age assistance on the minimum of \$40 a month basis as provided by the initiated amendment of November 8, 1938 or the additional sum requested by the Public Welfare Board to make payments by the State of 85% of the amount in excess of the amount paid by the Federal Government; and

WHEREAS, the 1939 Legislative Assembly has seen fit to appropriate but the sum of \$1,414,700 for old age assistance during the biennium beginning July 1, 1939, and ending June 30, 1941;

THEREFORE, BE IT RESOLVED, That the Public Welfare Board use the sum of \$1,414,700 appropriated by this Legislative Assembly in providing for old age assistance; that the Public Welfare Board is authorized and directed to expend such funds each month as it is necessary to use in excess of the amount contributed by the Federal Government to continue paying old age assistance grants to

needy old age assistance clients on the basis of need, providing, however, that not to exceed 75% of the appropriation so made may be expended during the first eighteen months of the biennium.

IT IS FURTHER RESOLVED, That in the event that the courts should hold that it is necessary for the State to pay 85% of the amount of old age assistance in excess of that contributed by the Federal Government and that the counties shall only be required to furnish 15% of the amount in excess of that contributed by the Federal Government and the Public Welfare Board finds that the amount appropriated by the 1939 Legislative Assembly is not sufficient to provide for old age assistance on the basis of need that the Governor of the State of North Dakota is hereby requested, if in his judgment it is necessary, to call the Legislative Assembly into special session for the purpose of providing such additional funds as may be necessary to provide for old age assistance to the needy aged of this State and for such other purposes as in the judgment of the Governor of this State may be necessary.

Filed March 8, 1939.

House Concurrent Resolution No. 402.—(Peterson of Bottineau and Fraser.)

REQUESTING PEGGED PRICE ON GRAIN

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

WHEREAS, the State of North Dakota and other northwestern States, for the past forty years, have supplied the needs of the American people with small grains and have produced untold wealth in the form of agricultural products, and

WHEREAS, financial manipulation and other causes have made it impossible for the farmers of the State of North Dakota and other northwestern States to realize a living from the sale of such products, and

WHEREAS, the farmers of North Dakota and other agricultural States are bankrupt because of financial manipulation and control of the prices of agricultural products,

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives; the Senate concurring:

That we memorialize Congress to pass such legislation as may be necessary to enable the Federal Government to purchase wheat, corn, barley, oats, spelts, flax, cotton, rye and other agricultural

products and to store same in suitable local government terminal elevators.

That Congress take such further steps as may be necessary to finance the purchase of such products by small denomination, low interest bearing bonds and that the price pegged upon such products so as to insure to the farmers of the United States and particularly the State of North Dakota, a parity price upon agricultural products.

BE IT FURTHER RESOLVED That a copy of this resolution be mailed to the President of the United States, to the Director of the Department of Agriculture and to the congressional delegation of the State of North Dakota in Congress.

Filed March 7, 1939.

Senate Concurrent Resolution No. 12—(Thorson, Skarvold,
Nelson of McKenzie.)

A CONCURRENT RESOLUTION RELATING TO THE RESEARCH
BY THE NORTHERN FEDERAL LABORATORY ON PRO-
DUCTION OF POWER ALCOHOL.

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

WHEREAS, it is apparent that the investigation and production of power alcohol from agricultural products is in its infancy and whereas this field holds tremendous possibilities for the future in stabilizing farm income and increasing the demand for agricultural products.

THEREFORE, BE IT RESOLVED That the President of the United States, the United States Congress and the Secretary of the United States Department of Agriculture be and are hereby urged and requested to make the research and investigation of the conversion of agricultural culls, wastes and surplus into power alcohol a project on extremely active basis at the Northern Regional Laboratory to be established at Peoria, Illinois.

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted by the Secretary of State to the President of the United States, the Secretary of Agriculture and to each member of Congress from North Dakota.

Filed January 28, 1939.

Senate Concurrent Resolution No. 287.—(Guthrie)

PUBLIC RELIEF NEEDS.

A resolution urging the President of the United States and the Congress of the United States to make such adequate provisions for public relief needs in the State of North Dakota as are warranted by conditions as they have been developed in reports to the Governor of North Dakota and to members of the Twenty-sixth Legislative Assembly of the State of North Dakota, by a special citizens committee, and urging that there be no further curtailment at this time of Federal funds for work relief, old age assistance, aid for dependent children, aid to the blind, and for grants in aid to farmers:

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

WHEREAS, the relief needs of the State of North Dakota as they are developed by the inescapable facts are greater at this time than at any time in the history of this State, the Twenty-sixth Legislative Assembly of the State of North Dakota respectfully represents to the President and to the members of Congress of the United States the following facts:

The State of North Dakota has approximately 680,000 people. For more than seven years because of drought, crop failures, insect pests, and other factors over which the people of the State have no control, there has been developed a tremendous burden of tax delinquency, arriving at the point where to discharge its ordinary constitutional obligations to the people of the State, the government of North Dakota is faced with the greatest problem of its history.

On the basis of four members to a family, a population of 680,000 persons is the equivalent of 170,000 families in North Dakota. Of this number there are at present in a relief status, as evidenced by the employment on WPA rolls of 14,300 and by the grant in aid lists of FSA approximately 30,000 families, a total of more than 44,000 families. In addition to this, it is estimated that easily 30,000 more families are reduced to a bare subsistence level of living and are unable to discharge normally their responsibilities as taxpayers. It thus becomes evident that approximately 90,000 families must accept responsibility for a tax burden of more than \$25,000,000 in the forthcoming biennium. While facing further uncertainties of crop production, it is also evident that the burden of relief now indicated can be but slightly reduced in the coming year.

WHEREAS, it is apparent that the current Federal relief appropriations, while going a long way to meet need, are necessarily expended upon an emergency basis, while it is clearly evident that the State has before it is a great problem of rehabilitation, it is respectfully urged upon the President and members of Congress that appropriation of Federal funds to North Dakota be continued on a

basis which will meet insofar as possible, utilizing the best available rehabilitation methods, the needs of the people.

WHEREAS, it is clearly established by the facts that in large sections of North Dakota because of crop failure we now have, what may be termed, stranded populations, and

WHEREAS, it is evident that nothing is to be gained by moving these stranded populations to new areas where their future welfare must necessarily be determined by new agricultural practices with which few of them are familiar, and their welfare will be effected by economic factors which exist throughout the country, and

WHEREAS, it is apparent that the future destiny of North Dakota and its proper development can best be assured by employing the efforts of the people who know the country, its production possibilities, the vicissitudes of its climate and the natural problems it presents, we urge that the most careful attention be given to scientific methods for the rehabilitation of the people where they are.

We urge that more funds be made available for intelligently engineered, and well considered water conservation projects, for the education of the people in new methods of land utilization, and for relief financing which will encourage stranded farmers and town workers to assume their full share of responsibility in rebuilding North Dakota.

We respectfully represent that any curtailment of Federal expenditures in North Dakota under present conditions cannot but result in suffering for individuals, loss of morale to the people and in a lamentable loss of time in obtaining the objectives which must be attained to rehabilitate this State.

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

That we urge a thorough investigation of the North Dakota relief situation, directed to the end that for the present the best results for the welfare of the greatest number of people be made a practical objective.

Filed March 7, 1939.

House Resolution No. G.—(Stone)

FEDERAL RELIEF APPROPRIATIONS

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

WHEREAS, the Honorable Franklin D. Roosevelt, President of the United States, requested of Congress an appropriation in the amount of eight hundred seventy-five million dollars for relief for the needy and jobless through the Works Progress Administration; and

WHEREAS, progressive minded citizens and leaders in business, labor and agriculture are supporting the President in this matter and have stated that it would be very unwise at this time to seriously curtail the work programs throughout the Nation; and

WHEREAS, this Legislative Assembly does believe and has gone on record in the proper resolutions asking that our Representatives in Washington, do support the President in this matter; and

WHEREAS, news reports indicate that the efforts of our President to aid the needy and jobless were frustrated, when in the United States Senate, by a majority of one vote, a slash of one hundred fifty million dollars was made; and

WHEREAS, Representative William Lemke from North Dakota did vote against the wishes of the majority of the people of the State of North Dakota in an endeavor to obstruct the passage of said measure by the House of Representatives in Congress; and

WHEREAS, the Junior Senator from North Dakota, Gerald P. Nye, did vote against the President and against the wishes of the majority of the people of North Dakota, as expressed in our resolution, and by his vote did defeat the high purpose of the President,

NOW, THEREFORE BE IT RESOLVED That this House of Representatives of the State of North Dakota do hereby severely criticize and condemn the actions of Representative William Lemke and Senator Gerald P. Nye as being detrimental to the best interests of the people of North Dakota.

Filed January 30, 1939.

House Concurrent Resolution No. 408—(Scholl, Byrne and Symington)

RELIEF AND DEBT SURVEY COMMISSION

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

WHEREAS, it is the sense of the members of the Legislative Assembly of the State of North Dakota, that there is not available to the members of this legislature, sufficient information to enable the legislature to properly consider some of the greatest problems now facing the State of North Dakota, to wit: The relief and pension problems, the school problem, in particular, the problems of our common schools, and the problems of our municipalities, in particular, our counties, insofar as their financial inability to live within their budgets, and to discharge the functions of government now imposed upon them by law, and

WHEREAS, it is increasingly apparent that in order to enable this legislature, or the next legislative body, to deal intelligently and justly with the problems which face the people of North Dakota, in the light of the ability of the people of the State to meet these problems, and

WHEREAS, it is deemed necessary that this Legislative Assembly, in conjunction with the executive department of the State Government, make a practical survey of the relief needs of our people, and with this, the question of adequate pensions to our old citizens, as well as a practical survey of the financial and general condition of our school districts, and of our municipalities, in particular our counties.

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

That a State Relief and Debt Survey Commission be, and the same hereby is established to consist of seven (7) members all of which shall be citizens and electors of the State of North Dakota, and shall be selected and appointed as follows: Three (3) members of the House of Representatives, to be selected by the Speaker of the House with the approval of the members thereof, provided however, that one (1) of said three (3) House members shall be the Speaker. Two (2) members of the Senate to be selected by the President of the Senate with the approval of the members thereof. Two (2) persons to be appointed by the Governor.

BE IT FURTHER RESOLVED, That within sixty days of the adoption of this resolution, and the providing by this Legislative Assembly of the necessary funds for such commission to do its work, that such commission shall meet at the State Capitol, upon the call of the Governor, and shall organize by electing one of its members

as chairman, and adopting rules to govern its procedure. The State Tax Commissioner, or some member of the State Tax Department designated by him, shall act as secretary of the commission, with out compensation, but shall be paid his actual and traveling expenses while actively engaged in work assigned to him by the commission. The commission may appoint and pay such other employees as may be necessary for the performance of its duties.

BE IT FURTHER RESOLVED, That each member of said commission shall be entitled to his actual traveling and other expenses, and in addition, compensation of five (\$5.00) dollars per day while actually engaged in the work assigned to him by the commission, including attendance at commission meetings, provided, however, that such per diem shall not be paid to any member of such commission who may be an officer of the State and receiving compensation for such duties.

BE IT FURTHER RESOLVED, That it shall be the duty of the commission to make a practical and comprehensive survey of the debt situation of the municipalities and school districts of North Dakota, and to make a practical survey of the relief situation of this State, including the activities of the Welfare Board and any and all relief agencies, and prepare and file with the Governor for the information of the legislature and for the general information of the people of this State, a complete report of its study, findings, conclusions and recommendations, covering the subject and scope of its appointment.

BE IT FURTHER RESOLVED, That in order to facilitate the work of the commission, it shall have free access to all public records, files and official reports relating to the matters under investigation, and it may hold public hearings at such places within the State as it may deem necessary, and it may require any public official or employee of any State department, municipality or political subdivision, to appear before the commission and furnish to said commission any information, data or other matter within his possession or knowledge, pertaining to the subject matter under investigation by the commission, and

BE IT FURTHER RESOLVED That all State, county and municipal employees, agents and servants, shall, and they are hereby requested by the members of this legislature, to aid and assist such commission in every way possible in securing the necessary facts and information and in aiding and assisting such commission in the carrying out of its work, and

BE IT FURTHER RESOLVED That for the purpose of this resolution, the legislative members of such commission shall be considered as a joint interim legislative committee vested with legislative functions only; and that such joint interim legislative committee shall

serve in conjunction with the other members of the committee appointed by the Governor pursuant to the provisions of this resolution.

Filed March 7, 1939.

House Concurrent Resolution No. 411.—(Anderson of McKenzie)

RELIEF FUND LOANS

Requesting the Bank of North Dakota, with the approval of the Industrial Commission, to make a loan to the Public Welfare Board of North Dakota to meet the existing emergency for funds to match Federal funds under the Social Security program required for April, 1939 payments and to meet such emergencies as may arise hereafter in meeting Social Security or general relief requirements.

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

WHEREAS, the Public Welfare Board of North Dakota, as created by Chapter 221 of the 1935 Session Laws, is a department of the State of North Dakota ; and

WHEREAS, the Bank of North Dakota, under the provisions of Section 5192a15 of the 1925 Supplement to the Compiled Laws of 1913, is authorized, with the approval of the Industrial Commission of this State, to transfer funds and make loans to any State department, which funds shall be returned to the Bank of North Dakota with interest ; and

WHEREAS, State funds to match Federal funds for the Social Security Programs must be available 30 days prior to the beginning of each quarter in order to secure Federal matching funds in time to meet payments for the first quarter ; and

WHEREAS, there are no funds in the State Treasury at the present time to meet the appropriation heretofore made for the Social Security Programs by the Legislative Assembly of 1937 for the biennium ending June 30th, 1939, and

WHEREAS, there is an unexpended balance of \$1,448,700 of the appropriation of \$2,600,000 made by the Legislative Assembly of 1937 under Chapter 86, Laws of 1937, but that there is not at this time available in the State Treasurer's office the sum of \$145,800 needed by the Public Welfare Board to match Federal funds for the April, 1939, payment of old age assistance and aid to dependent children grants,

THEREFORE, BE IT RESOLVED That the Industrial Commission

be requested to approve a loan by the Public Welfare Board from the Bank of North Dakota of the sum of \$145,800 with which to match Federal funds for the April, 1939, old age assistance and aid to dependent children grants and that the Public Welfare Board repay such loan with interest as soon as there is available in the State Treasurer's office sufficient funds from the amount appropriated by Chapter 86 of the Session Laws of 1937.

IT IS FURTHER RESOLVED That in the event of emergencies which may arise in the future prior to January 1st, 1941 where funds appropriated by the legislature for meeting Social Security or general relief requirements are not available when needed that the Industrial Commission be requested to approve loans and the Bank of North Dakota be requested to make such loans, if possible to do so, and further providing that such loans shall in no case be in excess of \$200,000 or the amount appropriated by the legislature for such purposes and that as soon as there is money available in the State Treasurer's office that said loan be paid with interest before any further funds are withdrawn from the State Treasurer's office by the Public Welfare Board for any other purpose whatsoever.

Filed March 7, 1939.

House Concurrent Resolution No. 413.—(Anderson of McKenzie.)

**RECOMMENDING TO THE PUBLIC WELFARE BOARD METHOD
OF EXPENDITURE OF FUNDS APPROPRIATED FOR GEN-
ERAL RELIEF FOR THE BIENNIUM BEGINNING JULY 1,
1939 AND ENDING JUNE 30, 1941.**

*Be It Resolved by the House of Representatives, the Senate Con-
curring Therein:*

WHEREAS, the Public Welfare Board has requested an appropriation of \$3,743,600 for general relief for the ensuing biennium; and

WHEREAS, it is the best judgment of the Public Welfare Board after a careful survey of probable relief needs has been made, that this sum will be necessary to care for the destitute people of this State on a standard compatible with health and decency; and

WHEREAS, the 1939 Legislative Assembly because of excessive demands made upon it from other sources in [is] unable to appropriate the amount requested by the Public Welfare Board and has seen fit to make an appropriation of but \$2,500,000; and

WHEREAS, if during the farming season of 1939, conditions existing in this State during the past 7 years should be reversed

and the State enjoy bountiful crops and these crops may be sold for a fair price an appropriation of \$2,500,000 may be ample to provide for such needs during the biennium;

THEREFORE, BE IT RESOLVED That the Public Welfare Board use the \$2,500,000 appropriated by this Legislative Assembly in caring for the relief needs of the destitute people of this State in a manner compatible with health and decency; that while strict economy should be practiced in the expenditure of such funds that nevertheless the Public Welfare Board is directed to provide for the needs of the destitute people of this State to the best of its ability with the funds appropriated; that in caring for such needs the Public Welfare Board shall not be required to restrict expenditures to such an amount each month as will spread this appropriation over the entire biennium but is directed to expend such funds each month as is necessary to properly care for the needs of the destitute people of this State, providing, however, that not to exceed 75% of the appropriation so made may be expended during the first 18 months of the biennium.

IT IS FURTHER RESOLVED That in the event that the State suffers another crop failure or it becomes evident that the amount of \$2,500,000 appropriated is not sufficient to provide for the relief needs that the Governor of the State of North Dakota is hereby requested, if in his judgment it is necessary, to call the Legislative Assembly into special session for the purpose of providing such additional funds as may be necessary to provide for general relief to the needy and destitute people of this State and for such other purposes as in the judgment of the Governor of the State may be necessary.

Filed March 8, 1939.

Joint Memorial Resolution "A"—(Anderson of Benson)

ROBERT ROTERING

WHEREAS, Divine Providence has called from our midst the Honorable Robert Rotering, Representative from the 39th Legislative District; and

WHEREAS, during his brief term of service in this assembly, we had come to know him as a public spirited citizen, splendid example of integrity, loyalty and conscientious endeavor; and

WHEREAS, in his passing, the Legislative Assembly of the State of North Dakota has lost a true friend, one who spared no efforts in behalf of the State, his community and his fellowmen;

THEREFORE, BE IT RESOLVED, by the Senate and House of Representatives that we do hereby express our heartfelt appreciation of the loyalty and service of our distinguished citizen and legislative member, Robert Rotering; that we therefore express the keen sorrow we feel because of his passing; and

BE IT FURTHER RESOLVED, by the Senate and House of Representatives of the State of North Dakota of the Twenty-sixth Legislative Assembly assembled in joint session that upon the dissolution of the joint session and re-convening of both Houses, that they immediately adjourn for this legislative day out of respect for our deceased member and co-worker, Robert Rotering, and to express to his family and relatives our sincere sympathy.

BE IT ALSO RESOLVED, That the Secretary of State be, and he is hereby, directed to forward to the widow of our departed friend a properly enrolled copy of this joint resolution.

Filed January 16, 1939.

House Concurrent Resolution No. 132.—(Committee on Agriculture.)

LEASING AND SALE OF SCHOOL AND STATE LANDS

A concurrent resolution relating to an amendment to the Enabling Act of February 22nd, 1889.

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

WHEREAS, a considerable portion of the lands, granted by the Enabling Act, approved February 22nd, 1889, to the State of North Dakota for educational purposes, and lying in the southwestern part of the State, are suitable primarily only for grazing purposes; and

WHEREAS, such grazing lands are not now, and probably never will be, worth the minimum price of \$10.00 per acre, fixed as the minimum price for the sale of lands so granted and, therefore, cannot be sold and disposed of by the State for the benefit of the permanent school funds; and

WHEREAS, by the terms and conditions of Section 11 of said Act, as amended by Act of Congress, approved June 25th, 1938, such grazing lands may be leased in quantities not exceeding one section to any one person or company for terms not longer than ten years; and

WHEREAS, experience has shown that it is impracticable to lease

said grazing lands upon such terms, thereby depriving said permanent school funds of any applicable benefit from said lands; and

WHEREAS, there are now in existence several co-operative grazing associations, the members of which are bona fide residents of the State of North Dakota, engaged in the principal occupation of the raising of livestock, who would lease said grazing lands in large quantities from the State, if such leases could lawfully be made,

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

That the Congress of the United States be memorialized to further amend Section 11 of the Enabling Act, approved February 22nd, 1889, to provide that such portions of the lands, granted by said act to the State of North Dakota for educational purposes, as are suitable primarily only for grazing purposes, may be sold only to the United States Government at a price not less than \$1.00 per acre; and further providing that such grazing lands may be leased to bona fide co-operative grazing associations in quantities not exceeding twenty sections to any one such co-operative grazing association.

Filed March 1, 1939.

House Concurrent Resolution No. 135.—(Committee on State Affairs.)

A CONCURRENT RESOLUTION PETITIONING THE UNITED STATES SECRETARY OF AGRICULTURE TO FAVORABLY INTERPRET, OR THE CONGRESS OF THE UNITED STATES TO AMEND THE SOIL CONSERVATION AND DOMESTIC ALLOTMENT ACT.

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

WHEREAS, the State of North Dakota, by means of Federal land grants and through foreclosure or liquidation of real estate mortgage loans, has acquired title to and now owns 19,439 tracts of agricultural lands comprising approximately 3,879,269.03 acres, and

WHEREAS, it has in past years been the policy of the officers supervising and administering said lands, to have same farmed and placed in compliance with the Federal Agricultural Adjustment Act, and

WHEREAS, because of drouth, grasshopper infestation and other damage to agricultural pursuits during past years, tenants farming the said lands have received considerable benefit by reason of same having been placed in the compliance with said Agricultural Adjustment Act, and

WHEREAS, the 1938 amendment to the Soil Conservation and Domestic Allotment Act provides that beginning with the calendar year of 1939 no total payment for any year, to any person, shall exceed \$10,000.00, except in the case of payments to any individual, partnership or estate, the said limitation shall apply to the total of the payments for each State, territory, or possession, which limitation, under definitions formulated by the Department of Agriculture has been interpreted to apply to a sovereign State, a political subdivision of a State, or any agency thereof, and

WHEREAS, said definition of the term "person", by the Department of Agriculture, seems unjustified by the language used in said act, and contrary to the usual and accepted meaning of said term when used in legislative enactments, and

WHEREAS, the Federal Crop Insurance Act provides that insurance can be obtained only on lands which are farmed in compliance with the Agricultural Adjustment Act, and consequently, unless said act is defined and interpreted by the Department of Agriculture, or if necessary amended by the Congress, to permit all lands owned by a sovereign State, territory or possession to be placed in compliance and made eligible for benefit payments, the State of North Dakota and its tenants on 19,439 tracts of land will be denied an opportunity of taking advantage of said Federal crop insurance benefits.

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

1. That the Secretary of Agriculture of the United States is hereby petitioned to interpret the said \$10,000.00 payment limitation provided for in said 1938 amendment to the Soil Conservation and Domestic Allotment Act, as not applying to a sovereign State, any of its departments or agencies, or to a territory or possession of the United States, and if necessary, to accomplish said exemption of States, territories or possessions from said limitation, that the Congress of the United States is hereby petitioned to pass such legislation as may be required to provide for such exemption.

2. That copies of this resolution shall be sent to the Secretary of the United States Department of Agriculture and to our United States Senators and members of the House of Representatives in Washington.

Filed February 1, 1939.

House Concurrent Resolution No. 80—(Crockett)

50TH ANNIVERSARY STAMP

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

WHEREAS, this year, 1939, is the 50th anniversary of statehood of the State of North Dakota; and

WHEREAS, it is customary for the various States in the United States of America to observe this period of statehood by issuing a stamp commemorating a 50th anniversary of statehood; and

WHEREAS, the Pioneer Daughters Chapter of the North Dakota Federation of Women's Clubs brings to our attention this observance, and

WHEREAS, that this request may be placed in permanent historical record in the archives of history as a part of the official record of this legislative body,

BE IT HEREBY RESOLVED, by the House of Representatives and the Senate concurring of this 26th Legislative Assembly of the State of North Dakota, that approval of this above consideration be recorded, and

BE IT FURTHER RESOLVED, That we hereby petition the Postmaster General at Washington, D. C. to bring his influence to bear in uniting with us to bring about the issuance of a stamp commemorating this statehood event.

Filed January 24, 1939.

Senate Concurrent Resolution No. 67—(Morrison and Young)

REQUESTING CONGRESS TO ENACT LEGISLATION PERMITTING PAYMENT OF SEED LOANS BUSHEL FOR BUSHEL.

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

WHEREAS, it seems to have been impossible to secure legislation necessary to stabilize the market price of farm crops in these United States; and

WHEREAS, the difference in the price of grains when bought for seed and feed, and when sold in the market, has been so great that the farmers who have been compelled to borrow money from the various Federal agencies for the purpose of buying such feed

or seed are frequently required to sell four or more bushels in order to discharge the cost of each bushel purchased; and

WHEREAS, under such conditions it will be utterly impossible for many of our farmers to discharge their obligations to the Federal agencies;

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

That through this resolution we earnestly appeal to the Congress of the United States to enact such legislation as will permit any person now indebted, or who may hereafter become obligated for a Federal seed or feed loan, to discharge such debt by payment in kind, bushel for bushel.

BE IT FURTHER RESOLVED, That one copy of this resolution be sent to the Secretary of Agriculture and one copy to the President of the United States, one copy to each of our Congressmen, one copy to each of our United States Senators, one copy to M. W. Thatcher, 423 E. Leland St., Chevey Chase, Md., these copies to be forwarded to them by our Secretary of State immediately upon the passage of this resolution.

Filed February 8, 1939.

House Resolution D.—(Beede)

STATE HOSPITAL FOR THE INSANE

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

WHEREAS, recent events have occurred in connection with the State Hospital for the Insane at Jamestown which tend to discredit the administration of the affairs of said institution; and

WHEREAS, it has been charged that the administration of the affairs of that institution have been conducted in an improper, incompetent and inefficient manner; and

WHEREAS, the charges concerning the affairs of said institution have become so prevalent that the Honorable John Moses, as Governor, appointed a special examiner to investigate the conditions at said State hospital; and

WHEREAS, the welfare of the hundreds of inmates at the said State hospital is of vital concern to every citizen of the State of North Dakota, and that if the charges made as to the conditions at said State hospital are true, immediate steps should be taken by this legislature to correct the evils existing.

NOW, THEREFORE, in order for this House to be appraised of the facts regarding the true situation at the Jamestown Hospital for the Insane so that any evils which may in fact exist can be corrected,

BE IT THEREFORE RESOLVED, That a committee of three members of this House be appointed by the Speaker to inquire into and investigate not the finances, but the facts and conditions surrounding the administration of the affairs at the State Hospital at Jamestown, and that said committee be instructed to report back to this House its findings, and its recommendations as to what action, if any, should be taken in the matter, and what, if any, future legislation should be enacted in connection with said institution, and

BE IT FURTHER RESOLVED, That the Governor be asked to assist in this investigation by turning over to the committee to be appointed, copies of the findings and reports of his special examiner previously appointed to investigate the conditions at said State hospital.

Filed February 4, 1939.

House Concurrent Resolution No. 407.—(Twichell, Scholl & Byrne.)

EXPENSE STATE HOSPITAL INVESTIGATION

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

WHEREAS, the members of the special committee appointed [by] this assembly for the purpose of investigating the conditions existing at the State Hospital at Jamestown have now filed their report, and with such report have filed an itemized statement showing a total expenditure of two hundred fifty-five (\$255.00) dollars.

THEREFORE BE IT RESOLVED by the House of Representatives of the State of North Dakota, the Senate concurring, That this assembly does hereby appropriate and there is hereby appropriated the above sum for the purpose of reimbursing the members of said committee for the sum so expended.

BE IT FURTHER RESOLVED, That a single voucher for said sum payable to the chairman of the committee Honorable William Crockett be forthwith drawn.

Filed March 7, 1939.

House Resolution No. L.—(Braun of Stark.)

IGNATZ STICKA

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

WHEREAS, the Honorable Ignatz Sticka, a member of this House from the 31st Legislative District, on the morning of February 18th, 1939, passed to the Great Beyond:

BE IT RESOLVED That he be shown by the records of this House as excused for the balance of the session and his name be omitted in reading the roll call; but that his name be continued upon the payroll as a member of this body; that the chief clerk be hereby authorized and directed to sign the legislative payroll for and in the name of said deceased member, and that warrants to be issued in payment of mileage and per diem of said Ignatz Sticka, our said fellow member, be made out in the name of his widow, Mrs. Ignatz Sticka, and that the same be by the House voucher clerk forwarded to her at New England, North Dakota.

Filed February 20, 1939.

House Concurrent Resolution No. 391—(Scholl)

REV. R. E. STRUTZ

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

WHEREAS the Supreme Ruler of the Universe, in His infinite wisdom, has removed Rev. R. E. Strutz from the midst of his family and the community, and

WHEREAS Rev. Strutz has served as a highly respected member of the Legislative Assembly of the State of North Dakota during the 1931 and 1933 sessions, and

WHEREAS Rev. Strutz has been a pioneer resident of the State of North Dakota for the last fifty years, and a minister of the gospel for the past forty-five years, having founded the Evangelical Church and Hospital at Bismarck, and

WHEREAS Rev. Strutz has reared a fine family of North Dakota citizens, several of whom have won honor and distinction in public service in their respective fields of endeavor, and one of whom, the Honorable Alvin C. Strutz, now holds the high office of Attorney General in the State of North Dakota,

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives, the Senate concurring, That we hereby express our regrets to the family of this sterling citizen, and to the members of his community;

BE IT FURTHER RESOLVED That this resolution be printed in the Journal for the benefit of the citizens at large of the State of North Dakota, and that a copy thereof be mailed to Mrs. R. E. Strutz at Jamestown, North Dakota.

Filed February 22, 1939.

Senate Concurrent Resolution No. 271.—(Braun)

DISTRIBUTION SURPLUS COMMODITIES.

A concurrent resolution relating to the distribution of food commodities by Federal relief agencies.

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

WHEREAS, the distribution of surplus food commodities and clothing to persons in need is necessary to many people in this State, but in many instances the distribution is not made to those who are in the greatest need thereof.

WHEREAS, the present system of distribution is costly to both the United States Government, the State of North Dakota, and the several counties participating in the distribution thereof.

WHEREAS, large quantities of the commodities distributed are not best adapted to the needs of the people of this State, which likewise results in waste and expense, and

WHEREAS, the system of distribution results in diminishing the volume of wholesale and retail sales of commodities in the State, and the total cost of distribution, equals the profit of regular dealers and merchants,

THEREFORE, BE IT RESOLVED by the Senate, the House of Representatives concurring That we memorialize the Congress of the United States to enact such measures as will correct these objections and that direct grants be made to the States for the purchase of such commodities of such kind and quality as are most adopted and suitable to the needs of such recipients, and that such commodities be distributed to persons found eligible and in need through regular commercial channels of trade by the issuance of purchase orders upon merchants and business establishments operating in North

Dakota and offering for sale at points of consumption such commodities.

Filed March 6, 1939.

Senate Concurrent Resolution No. 64.—(Trout and Whelan)

REQUESTING CERTAIN TAX PAYMENTS BY THE FEDERAL GOVERNMENT

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

WHEREAS, the Federal Government has purchased, and is contemplating the purchase of large tracts of land in North Dakota, which lands were the property of private owners, and as such were assessed and taxed with the other property located in the same taxing districts; and

WHEREAS, when such purchases are completed, the land can no longer be taxed by the State of North Dakota or its subdivisions; and

WHEREAS, the removal of large tracts of land from the tax rolls of the taxing districts of the State of North Dakota, has created a very critical situation in such districts, which are largely dependent upon the property tax for the support of schools and other necessary governmental functions; and

WHEREAS, at the time of such purchases by the Federal Government, such lands were encumbered by a debt representing tax levies due annually to pay the principal and interest on bonded indebtedness, as required by Section 184 of the Constitution of the State of North Dakota; and

WHEREAS, the removal of large tracts of land from the tax rolls through such Federal purchases seriously impairs the value of the contracts represented by outstanding bonds and other evidences of indebtedness, issued by the subdivisions in which such lands are located, contrary to Section 10 and the 14th Amendment to the Constitution of the United States, and contrary to Section 16 of the Constitution of the State of North Dakota; and

WHEREAS, in some instances, the areas left in private hands are insufficient to pay outstanding indebtedness of the taxing districts; and

WHEREAS, it is unjust and inequitable, that the remaining property owners in such taxing districts be compelled to pay the whole of such outstanding indebtedness;

BE IT THEREFORE RESOLVED: That we the Senate and House of Representatives of the State of North Dakota,

Do petition and memorialize the Congress of the United States, to provide funds for the payment of such proportion of the outstanding indebtedness of the taxing districts, in which the Federal Government has made or will make such land purchases, in the proportion that the value of such land so purchased bears to the valuation of the entire taxing district.

BE IT FURTHER RESOLVED, That copy of this resolution be forwarded to the President of the United States, the Vice President of the United States, the Speaker of the House of Representatives of the United States, and each of the United States Senators and Congressmen from the State of North Dakota.

Filed February 8, 1939.

House Concurrent Resolution No. 179.—(McInnes)

**PAYMENTS IN LIEU OF TAXES ON LANDS ACQUIRED BY
GOVERNMENT AGENCIES**

Authorizing and directing the Governor, Tax Commissioner and Attorney General to ascertain what provision has been made by the Federal Government for making payments in lieu of taxes on lands acquired in this State by various departments, bureaus and agencies of the Government and authorizing and directing the Governor, Attorney General and Tax Commissioner to file with the Secretary of State proposals or commitments submitted by such departments, bureaus or agencies with reference thereto.

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

WHEREAS, the Biological Survey Bureau of the United States Department of Agriculture has acquired large tracts of rich meadow land in several counties, particularly in the Mouse River Valley, for the purpose of impounding waters thereon, and creating nesting places and refuges for water-fowl and aquatic birds, and

WHEREAS, the Farm Security Administration of the Department of Agriculture has acquired large tracts of land in several western counties for the purpose of removing sub-marginal lands from cultivation and to restore the range and to institute and create thereon controlled grazing, and

WHEREAS, the Farm Security Administration has also acquired, and is now acquiring, lands in various counties of this State for the rehabilitation and resettlement of need and stranded farm families, and

WHEREAS, lands thus acquired became exempt from taxation when the title thereto vests in the Government, and

WHEREAS, representatives of the various Federal agencies acquiring lands in this State represent that the Federal Government will make certain payments in lieu of taxes to the State, and to the local sub-divisions effected, in order that the tax burden ordinarily carried by such lands may not be unfairly shifted to the taxpayers whose lands are not purchased, and

WHEREAS, it is desirable that the State, for the protection of our people, arrive at a definite understanding with the Federal Government concerning such payments in lieu of taxes, and that the various agencies of the government, engaged in such land acquisition programs, be requested to submit to the State definite proposals or commitments in regard to such payments, and the procedure required for securing them, in order that the people of this State may, if found necessary, call upon the Congress to sustain such commitments in the event that the Federal agencies now concerned, or their successors, should, in the future, determine upon a change of policy;

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the Legislative Assembly of the State of North Dakota, the Senate concurring:

That the Governor, the Attorney General and the State Tax Commissioner be and they are hereby, authorized and directed to ascertain and determine what arrangements, if any, have been made by the Federal Government, or by the departments, bureaus and agencies thereof acquiring lands in North Dakota, for making payments in lieu of taxes to the State and to the local sub-divisions where such lands are situated, and that the Governor, Attorney General and the State Tax Commissioner obtain, and file in the office of the Secretary of State such proposals or commitments submitted by such departments, bureaus and agencies concerning such payments, including the procedure required for securing the same.

Filed March 4, 1939.

Senate Concurrent Resolution No. 18—(Tweten, Olson of Mountrail
and Blank.)

TOWNSEND RECOVERY PLAN

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

WHEREAS, many of our aged people are dependent upon the Government for food, clothing and shelter, and many more are dreading the day when they will be forced from the payrolls of industry and swell the throng of dependents, and

WHEREAS, many of our young people in the prime of life are unable to secure employment, and

WHEREAS, many of our middle aged people, who are employed, are afraid of losing their jobs, and

WHEREAS, as a result of the above mentioned facts, the vast majority of our population are living in a state of fear, and as fear is the greatest dictator in the world today and to a large extent is responsible for the increase of insanity, vice and crime,

NOW, THEREFORE, BE IT RESOLVED, That the Senators and Representatives of the State of North Dakota in the Congress of the United States be, and hereby are, requested to take such necessary steps as will insure the immediate passage of the aforesaid "Townsend Recovery Plan" bill, and that copies of this memorial be forwarded forthwith to the President of the United States, to the President of the Senate, and to the Speaker of the House of Representatives of the Congress of the United States.

Filed January 26, 1939.

Senate Concurrent Resolution No. 185.—(Blank, Thatcher, Fowler
and Braun.)

A CONCURRENT RESOLUTION MEMORIALIZING CONGRESS TO
INCREASE THE MINIMUM NUMBER OF EMPLOYEES RE-
QUIRED IN AGRICULTURAL STATES UNDER THE UNEM-
PLOYMENT COMPENSATION ACT.

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

WHEREAS, the present minimum number of employees fixed and required by the Federal Unemployment Act is eight (8) persons, and

WHEREAS, such limit may not be too low in industrial States but is too low and too oppressive a requirement in States where the

income of the people, and particularly the business interests in such State, is wholly or almost wholly from agriculture;

NOW THEREFORE, BE IT RESOLVED That we hereby memorialize Congress, and particularly our Senators and members of the House of Representatives in Congress, to enact an amendment to the existing Federal requirement of a minimum of eight (8) employees, as required in the present Unemployment Act, so as to raise said minimum to not less than twenty (20) employees in States where 75 per cent or more of the gross income of such States is derived from agricultural sources.

Filed March 6, 1939.

House Concurrent Resolution No. 368.—(Braun, Scholl, Lange, Mollett, Rohde, Anderson of McKenzie, Jensen, Rettke, Semerad, Hofstrand, and Anderson of Benson.)

PAYMENTS OF OLD AGE ASSISTANCE, AID TO THE BLIND,
AND AID TO DEPENDENT CHILDREN GRANTS
TO WARD INDIANS.

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

WHEREAS, there are on Indian reservations within the State of North Dakota a large group of ward Indians who are wards of the United States Government, and

WHEREAS, many of these ward Indians living on Indian reservations are eligible for old age assistance and are now receiving old age assistance grants and others, as they become eligible, will be making application for old age assistance grants, and

WHEREAS, there are many ward Indians living on Indian reservations who are blind and are eligible for aid to the needy blind, and

WHEREAS, many ward Indian children living on Indian reservations are receiving aid to dependent children, and many more will no doubt apply and be eligible for aid to dependent children, and

WHEREAS, payments of old age assistance and aid to dependent children grants are paid by the Federal Government, State and county, and aid to blind grants are paid by the Federal Government and State to these ward Indians on the same basis as non-ward Indians and other citizens of the State of North Dakota not living on Indian reservations and who are not wards of the Federal Government, and

WHEREAS, the payment by the county and State for old age

assistance and aid to dependent children grants to ward Indians places a heavy burden on the State and those counties in which Indian reservations are located, and

WHEREAS, ward Indians are wards of the Federal Government and it would seem that they should therefore be the sole responsibility of the Federal Government,

NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the State of North Dakota, the Senate concurring, That the Twenty-sixth Legislative Assembly of North Dakota respectfully request the Congress of the United States to amend Titles 1, 4 and 10 of the Federal Social Security Act so as to provide that 100 per cent payments of old age assistance, aid to the blind, and aid to dependent children grants to ward Indians living on Indian reservations be made by the Federal Government, and

BE IT FURTHER RESOLVED, That attested copies of this resolution be sent to both Houses of Congress of the United States, to each of the members thereof from this State, and to the Social Security Board, Washington, D. C.

Filed March 6, 1939.

Senate Concurrent Resolution No. 44.—(Owings, Wog, Guthrie and Fowler.)

**A CONCURRENT RESOLUTION MEMORIALIZING CONGRESS TO
MAKE CREDIT IMMEDIATELY AVAILABLE TO FINANCE
WHEAT CROP INSURANCE.**

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

WHEREAS, the act of Congress providing for wheat crop insurance is in force and effect, but a very large number of our farmers, by reason of crop failures and existing economic conditions, are unable to take advantage of such act;

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

(1) That Congress is hereby petitioned to pass such legislation as may be required to make the necessary credit immediately available to the wheat farmers of this country so that they will be able to take advantage of said act of Congress and to finance the wheat crop insurance provided for in such act.

(2) That copies of this resolution shall be sent to our United

States Senators and members of the House of Representatives and to the Secretary of Agriculture.

Filed February 2, 1939.

House Concurrent Resolution No. 114.—(Committee on Public Welfare.)

WOMEN EMPLOYED OUTSIDE THE HOME.

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

WHEREAS, the employment of women in paid work outside the home has increased materially in recent years, and

WHEREAS, the home keeping women going into commercial and industrial work was mentioned by the report of the Biggers Committee on National Unemployment as one of the causes of the unemployment problem, and

WHEREAS, in 1940 the Federal Government will take a census of the United States, and

WHEREAS, we all recognize the service rendered by the women of our homes in the building of character,

THEREFORE BE IT RESOLVED That the House of Representatives of the State of North Dakota, the Senate concurring, hereby petition the Women's Bureau under the Department of Labor at Washington to use its influence toward the securing of data on women employed outside the home as one of the objects of the 1940 census and thereupon to make a survey and a study of the problems of the home keeping women, to find the reason for the tendency to leave home for commercial and industrial work and to make recommendations to reduce and, so far as possible, eliminate this tendency in modern American living.

Filed February 1, 1939.

Senate Concurrent Resolution No. 31—(Young, Owings, Guenther.)

ESTABLISHMENT OF WORK PROJECTS

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

WHEREAS, North Dakota has suffered many years of crop failures as a result of droughts, grasshoppers, rust and other causes, and

WHEREAS, as a result of such failures, the farmers have been obliged to secure large loans for feed and seed, and

WHEREAS, such obligations added to their other indebtedness is a burden which they are unable to bear, and causing many of them to leave their farms only to swell the throng of the unemployed, and

WHEREAS, there exists a willingness on the part of borrower to pay such loans by working on projects approved by the Federal Government.

NOW THEREFORE BE IT RESOLVED by the Senate of the State of North Dakota, the House of Representatives concurring, That they urge the Congress of the United States to establish work projects, whereby the farmers will be able to pay said loans in the same manner as grants made by the Farm Security Administration.

BE IT FURTHER RESOLVED That certified copies of this resolution be forwarded to the President of the United States Senate, to the Speaker of the House of Representatives, and to the members of the North Dakota delegation in Congress.

Filed January 26, 1939.

House Concurrent Resolution No. 83.—(E. C. Stone)

REQUESTING W.P.A. FUNDS

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

WHEREAS, President Roosevelt has asked Congress for an extensive appropriation which, if passed, will result in the employment of many additional WPA workers and the expenditure of additional Federal funds in the State of North Dakota, and

WHEREAS there is pending in Congress an act to curtail WPA activities, which act, if enacted into law, will result in the discharge of twenty-six hundred WPA employees in the State of North Dakota,

and will mean a reduction of one hundred and fifty thousand dollars per month of Federal money which would otherwise flow into North Dakota for relief workers, and

WHEREAS, if the President's request for appropriation is denied, and the act of Congress curtailing WPA activities is passed the people of North Dakota who are in desperate need of Federal assistance in maintaining their homes will suffer untold hardship,

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the State of North Dakota, the Senate concurring, That we memorialize Congress to make the full appropriation asked for by President Roosevelt for WPA purposes, and that Congress do not enact into law any act curtailing WPA activities.

BE IT FURTHER RESOLVED That the chief clerk of the House of Representatives be instructed to forward copies of this resolution to President Roosevelt, to our Senators and Representatives in Congress, to the Secretary of Agriculture, and to Col. F. C. Harrington, WPA Administrator, Washington, D. C.

Filed February 3, 1939.

VETOES

S. B. No. 205.—(Whelan and Lian)

PUBLICATION OF COUNTY WELFARE BOARD PROCEEDINGS

An act requiring the publication of the proceedings of meetings of County Welfare Boards, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

V E T O

March 18, 1939

Hon. James D. Gronna
Secretary of State
Bismarck, North Dakota

DEAR MR. SECRETARY:

I am transmitting to you herewith Senate Bill 205, entitled, "An act requiring the publication of the proceedings of meetings of county welfare boards, repealing all acts and parts of acts in conflict herewith, and declaring an emergency."

This bill provides for the publication of the proceedings of the county welfare boards, including the names of the beneficiaries of such disbursements, publications to be paid for by the welfare boards. I have made as careful an investigation of the probable expense of