

STATE OF NORTH DAKOTA

---

# Journal of the Senate

OF THE  
NINETEENTH SESSION  
OF THE  
LEGISLATIVE ASSEMBLY



BEGUN AND HELD AT THE CAPITOL AT BISMARCK  
JANUARY 6 TO MARCH 6, 1925  
INCLUSIVE

---

QUICK PRINT, INC., BISMARCK, N. D.



1925

## ERRATA

---

- On page 5, line 33, after word "Senate" insert "And the oath of office was administered to him."
- On page 130, line 6, from bottom of page insert, "Senator C. J. Olson moved the adoption of the reports, which motion prevailed."
- On page 235 strike out line 18 and insert in lieu thereof lines "23 and 24."
- On page 420 strike out line 22.
- On page 426, line 14 from bottom of page, change word "Senate" to "House."
- On page 465 strike out last two lines.
- On page 474 in lines 20 and 21, change the word "Senate" to "House."
- On page 669 insert "House Bill No. 69" and title thereto instead of House Bill No. 96."
- On page 693 following Section 6 insert "And when so amended recommend the same do pass. Ralph Ingerson, Chairman. Senator Ingerson moved the adoption of the report, which motion prevailed."
- On page 765 after line 1, add House Bill No. 275 and title thereto.
- On page 897 transpose the fifth and sixth lines from bottom of page to follow line "26" on page 893.
- On page 963 substitute "Senate Bill No. 49" and title thereto instead of "House Bill No. 49" and title thereto.
- On page 1051 after line 39 insert "Senator Wog introduced Concurrent Resolution, Senate Bill No. 298."
- On page 1071 strike out the Message from the House.
- On page 1076, line 32, change word "defeated" to "passed".
- On page 1078, line 12, insert "Senate Bill 294" and title thereto instead of "House Bill 294."
- On page 1081 in line 21, change figure 52 to 53.
- On page 1093, line 17, change the name Whitmer to Bakken.
- On page 1106 line 31, change figure 88 to 58.
- On page 1111, line 38, change "Senate Bill No. 30, and title thereto to "House Bill No. 30" and title thereto.
- On page 1112, line 6 strike out word "Senate" and insert word "House."
- On page 1124, line 3, change figure 7 to 27.
- On page 1124, line 34, change word "Senate" to "House."
- On page 1128, strike out "House Bill No. 271" and title.
- On page 1121 strike out all of page from "Signing of Bills."



OFFICERS AND MEMBERS  
OF THE  
**Senate of North Dakota**  
FOR THE  
Nineteenth Legislative Assembly  
1925

OFFICERS

Lieutenant-Governor.....	Walter Maddock
President Pro Tem.....	P. J. Murphy
Secretary of the Senate.....	C. R. Verry
First Assistant Secretary.....	Mose Rosensweig
Second Assistant Secretary.....	W. J. Church
Sergeant-at-Arms.....	John Nathan
Desk Stenographer.....	Miss Barbara Seavy
Bill Clerk.....	Mrs. John B. Cooley
Enrolling and Engrossing Clerk.....	M. J. Conolly
Assistant Enrolling and Engrossing Clerk.....	H. H. Roberts
Bill Room Clerk.....	T. Tallackson
Doorkeeper and Janitor.....	Fred Meyers
Proof Reader.....	W. G. Childs
Bill Messenger.....	Fred Montgomery
Postmaster and Voucher Clerk.....	Ashbel Ingerson
Stenographer.....	Gladys Harvey
Stenographer.....	June Sturges
Stenographer.....	Sigrid Alfson
Stenographer.....	Mrs. Steve Terhorst
Special Messenger.....	Herb O'Hare
Special Messenger.....	Wallace Maddock
Telephone Messenger.....	F. Kiebert
Mailing Clerk.....	W. M. Willis
Assistant Mailing Clerk.....	Alfred Kalbus
Governor's Messenger.....	C. Moun
Gallery Doorkeeper.....	Anthony Walton
Clerk Appropriations Committee.....	Otis F. Bryant
Clerk State Affairs Committee.....	J. E. Pfeifer
Clerk Judiciary Committee.....	Wm. O'Leary
Clerk Banks and Banking Committee.....	Steve Terhorst
Cloak Room Attendant.....	O. F. Haakenson
Chaplains.....	Dr. S. F. Halfyard, Capt. W. E. Jessup, Rev. Clement Dimpl, Rev. C. J. Fylling, Mandan, N. D.

## MEMBERS

Dist.	County	Name	Address
1.	Pembina	Fred Van Camp	St. Thomas
2.	Pt. of Ward	John E. Fleckten	Niobe
3.	Pt. of Walsh	Peder L. Hjelmstad	Edmore
4.	Pt. of Walsh	P. J. Murphy	Grafton
5.	Pt. of Grand Forks	J. E. Eastgate	Larimore
6.	Pt. of Grand Forks	W. S. Whitman	Grand Forks
7.	Pt. of Grand Forks	Walter Schlosser	Grand Forks
8.	Trail	Theo. Kaldor	Hillsboro
9.	Pt. of Cass	H. J. Rusch	Fargo
10.	Pt. of Cass	A. G. Storstad	Horace
11.	Pt. of Cass	Peter McLachlin	Hunter
12.	Pt. of Richland	J. H. McCoy	Wahpeton
13.	Sargent	R. G. McCrory	Cogswell
14.	Ransom	F. F. Babcock	Elliott
15.	Pt. of Barnes	Frank E. Ployhar	Valley City
16.	Steele and Griggs	John L. Miklethun	Wimbledon
17.	Nelson	L. O. Fredrickson	Pekin
18.	Cavalier	W. H. Porter	Calvin
19.	Rolette	John W. Benson	Rolette
20.	Benson	E. B. Page	Leeds
21.	Ramsey	J. E. Stevens	Devils Lake
22.	Towner	S. J. Atkins	Cando
23.	Stutsman	Alfred Steel	Jamestown
24.	LaMoure	W. D. Lynch	LaMoure
25.	Dickey	A. S. Marshall	Forbes
26.	Emmons and Kidder	C. A. Ward	Hazleton
27.	Burleigh	Obert A. Olson	Bismarck
28.	Bottineau	Nels Magnuson	Souris
29.	Pt. of Ward	Walter Bond	Minot
30.	Morton	W. E. Martin	Huff
31.	Stark	L. R. Baird	Dickinson
32.	Eddy and Foster	O. H. Olson	New Rockford
33.	Wells	J. L. Hart	Chaseley
34.	Pt. of McHenry	D. H. Hamilton	Eckman
35.	Sheridan	C. G. Ritchie	McClusky
36.	McIntosh and Logan	P. T. Ketschmar	Venturia
37.	Pt. of Richland	C. W. Carey	Lidgerwood
38.	Pt. of Barnes	C. J. Olson	Valley City
39.	Billings, Bowman, Golden Valley and Slope	Gust Wog	Belfield
40.	Burke and Divide	Ralph Ingerson	Flaxton
41.	Williams and McKenzie	C. L. Bakken	Tioga
42.	Pierce	O. T. Tofsrud	Rugby
43.	Renville	G. Patterson	Donnybrook
44.	Mountrail	R. W. Patten	Plaza
45.	Pt. of McHenry	Ole Ettestad	Balfour
46.	McLean	A. A. Peck	Underwood
47.	Grant	Fred Pathman	Carson
48.	Mercer, Oliver and Dunn	Chas. M. Whitmer	Yucca
49.	Adams, Hettinger and Sioux	Chas. A. Seamands	Hettinger

Senators from odd numbered districts hold over

## HOUSE MEMBERS

Dist.	County	Name	Address
1.	Pembina	John Halcrow .....	Bowesmont
		J. K. Olafson .....	Gardar
		Paul Johnson .....	Mountain
2.	Pt. of Ward	J. H. Burkhart .....	Berthold
		Geo. H. Hoople .....	Hoople
3.	Pt. of Walsh	Aaron Levin .....	Park River
		Frank D. Slominski .....	Warsaw
5.	Pt. of Grand Forks	P. G. Hanson .....	Northwood
6.	Pt. of Grand Forks	C. Vernon Freeman .....	Grand Forks
7.	Pt. of Grand Forks	E. E. Veitch .....	Emerado
8.	Traill	Guy L. Elken .....	Mayville
		E. O. Ellingson .....	Hillsboro
		Carl E. Johnson .....	Hatton
9.	Pt. of Cass	Robert Boyd .....	Fargo
		A. G. Divet .....	Fargo
		L. L. Twichell .....	Fargo
10.	Pt. of Cass	John G. Plath .....	Davenport
		Ole Tuneberg .....	Kindred
11.	Pt. of Cass	R. M. Sproul .....	Buffalo
		William Watt .....	Leonard
12.	Pt. of Richland	M. M. Borman .....	Abercrombie
		George Worner .....	Great Bend
13.	Sargent	O. C. Anderson .....	Rutland
14.	Ransom	A. M. Thompson .....	Cogswell
		W. G. Crocker .....	Lisbon
15.	Pt. of Barnes	Ole M. Johnson .....	Sheldon
		Geo. N. Rasmussen .....	Dazey
16.	Steele and Griggs	Andrew E. Erickson .....	Finley
		E. E. Iverson .....	Binford
		I. W. Standley .....	Hope
17.	Nelson	Fred Ferris .....	Lakota
18.	Cavalier	Ole Hildre .....	Petersburg
		A. N. Flom .....	Nekoma
		H. McDowall .....	Langdon
19.	Rolette	Joseph McGavren .....	Osnabrock
		James McManus .....	St. John
20.	Benson	J. T. Tweten .....	Rolette
		Minnie D. Craig .....	Esmond
21.	Ramsey	C. W. Fine .....	Shyenne
		Lars Ellingson .....	Brinsmade
22.	Towner	G. A. Sagen .....	Edmore
		Edwin Traynor .....	Starkweather
		James Dougherty .....	Rock Lake
23.	Stutsman	A. C. Currie .....	Perth
		Alix Anderson .....	Streeter
		John W. Carr .....	Jamestown
24.	LaMoure	A. I. Quade .....	Pingree
		Arthur J. Rulon .....	Jamestown
		J. C. Arduser .....	Marion
25.	Dickey	Laura B. Sanderson .....	LaMoure
		J. D. Root .....	Guelph
		John Skogland .....	Guelph

26. Emmons and Kidder	E. H. Brant .....	Linton
	O. E. Erickson .....	Tappen
	Herbert F. Swett .....	Tuttle
	Roy Yeater .....	Hazelton
27. Burleigh	John Jacobson .....	Wilton
	Grant Palms .....	Arena
	J. M. Thompson .....	Wilton
28. Bottineau	Fred J. Shurr .....	Lansford
	Chas. Streich .....	Maxbass
	C. O. Svingen .....	Bottineau
	W. A. Thatcher .....	Bottineau
29. Pt. of Ward	J. H. Burns .....	Surrey
	Fred Frank .....	Surrey
	Einar Muus .....	Minot
	A. L. Fox .....	Norwich
30. Morton	Jacob Bollinger .....	Flasher
	E. R. Helbing .....	St. Anthony
	Michael Tschida .....	Glen Ullin
31. Stark	Herman Rabe .....	Dickinson
	C. H. Starke .....	Dickinson
	John F. Zimmerman .....	Richardton
32. Eddy and Foster	Ernest F. Johnson .....	Grace City
	B. C. Larkin .....	Brantford
33. Wells	R. C. Montgomery .....	Harvey
	Wm. R. Hartl .....	Bremen
34. Pt. of McHenry	F. E. Lazier .....	Barton
35. Sheridan	J. W. Hempel .....	Denhoff
36. McIntosh and Logan	C. A. Miller .....	Gackle
	John G. Schmidt .....	Zealand
	H. A. Shepard .....	Burnstad
37. Pt. of Richland	John C. Polfuss .....	Hankinson
	T. W. Radcliffe .....	Leonard
38. Pt. of Barnes	William R. Jones .....	Marion
39. Billings, Bowman, Golden Valley and Slope	Frank J. Hardy .....	Marmarth
40. Burke and Divide	O. C. Martin .....	DeSart
	John Quam .....	Rhame
	O. F. Anderson .....	Ambrose
	Elmer W. Cart .....	Kenmare
	C. E. Erickson .....	Crosby
41. Williams and McKenzie	P. F. Doyle .....	Charlson
	Fred Eckert .....	Williston
	O. N. Jodock .....	Wildrose
	A. C. Miller .....	Williston
	I. Sanford .....	Banks
42. Pierce	Louis Leraas .....	Tunbridge
	D. L. Peters .....	Wolford
43. Renville	J. E. O'Neil .....	Norma
44. Mountrail	Herman F. Butt .....	Parshall
	Harry Hardy .....	Ross
45. Pt. of McHenry	Charles Johnson .....	Voltaire
46. McLean	A. J. Loudenbeck .....	Emmet
	Oscar S. Oberg .....	Washburn
	F. A. Vogel .....	Coleharbor
47. Grant	Peter Keierleber .....	Carson
	William Kamrath .....	Leith
48. Mercer, Oliver and Dunn	Richard Bubel .....	Center
	George W. Morton .....	Manning
	Herbert Roberts .....	Stanton
49. Adams, Hettinger and Sioux	A. O. Brown .....	Bucyrus
	J. H. McCay .....	Selfridge
	L. O. Richardson .....	Bucyrus

# Journal of the Senate



## Nineteenth Legislative Assembly

---

### FIRST DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 6, 1925.

At the hour of twelve o'clock meridian, the sixth day of January, 1925, being the day and hour designated by law for convening of the Legislative Assembly of the State of North Dakota, the members-elect of the Senate of the Nineteenth Legislative Assembly assembled in the Senate Chamber of the capitol at Bismarck, North Dakota, and were called to order by W. E. Parsons, Secretary of the Senate of the Eighteenth Legislative Assembly of the State of North Dakota.

Opened with prayer by Father Clemens of Mandan.

Senator Hamilton moved that a committee of three be appointed to escort the Chief Justice of the Supreme Court to the Senate.

The Secretary appointed Senators Hamilton, Ployhar and Whitman.

Senator Murphy moved that a committee of three be appointed to escort the Lieutenant-Governor to the Senate Chamber.

The Secretary appointed Senators Murphy, Carey, and Hamilton.

The Chief Justice administered the oath of office to the Lieutenant-Governor.

The Lieutenant-Governor made a few appropriate remarks.

The following communication was received from the Secretary of State:

Bismarck, North Dakota,  
January, 6th, 1925.

Secretary of the Senate,  
Nineteenth Legislative Assembly,  
Bismarck, North Dakota.

Dear Sir:

I hereby certify that the following is, according to the records of my office, a true and correct list of the names and

addresses of those duly qualified as members of the Senate of the Nineteenth Legislative Assembly of the State of North Dakota:

Dist.	County	Name	Address
1.	Pembina	Fred Van Camp	St. Thomas
2.	Pt. of Ward	John E. Fleckten	Niobe
3.	Pt. of Walsh	Peder L. Hjelmstad	Edmore
4.	Pt. of Walsh	P. J. Murphy	Grafton
5.	Pt. of Grand Forks	J. E. Eastgate	Larimore
6.	Pt. of Grand Forks	W. S. Whitman	Grand Forks
7.	Pt. of Grand Forks	Walter Schlosser	Grand Forks
8.	Traill	Theo. Kaldor	Hillsboro
9.	Pt. of Cass	H. J. Rusch	Fargo
10.	Pt. of Cass	A. G. Storstad	Horace
11.	Pt. of Cass	Peter McLachlin	Hunter
12.	Pt. of Richland	J. H. McCoy	Wahpeton
13.	Sargent	R. G. McCrory	Cogswell
14.	Ransom	F. F. Babcock	Elliott
15.	Pt. of Barnes	Frank E. Ployhar	Valley City
16.	Steele and Griggs	John L. Micklethun	Wimbledon
17.	Nelson	L. O. Fredrickson	Pekin
18.	Cavalier	W. H. Porter	Calvin
19.	Rolette	John W. Benson	Rolette
20.	Benson	E. B. Page	Leeds
21.	Ramsey	J. E. Stevens	Devils Lake
22.	Towner	S. J. Atkins	Cando
23.	Stutsman	Alfred Steel	Jamestown
24.	LaMoure	W. D. Lynch	LaMoure
25.	Dickey	A. S. Marshall	Forbes
26.	Emmons and Kidder	C. A. Ward	Hazleton
27.	Burleigh	Obert A. Olson	Bismarck
28.	Bottineau	Nels Magnuson	Souris
29.	Pt. of Ward	Walter Bond	Minot
30.	Morton	W. E. Martin	Huff
31.	Stark	L. R. Baird	Dickinson
32.	Eddy and Foster	O. H. Olson	New Rockford
33.	Wells	J. L. Hart	Chaseley
34.	Pt. of McHenry	D. H. Hamilton	Eckman
35.	Sheridan	C. G. Ritchie	McClusky
36.	McIntosh and Logan	P. T. Kretschmar	Venturia
37.	Pt. of Richland	C. W. Carey	Lidgerwood
38.	Pt. of Barnes	C. J. Olson	Valley City
39.	Billings, Bowman, Golden Valley and Slope	Gust Wog	Belfield
40.	Burke and Divide	Ralph Ingerson	Flaxton
41.	Williams and McKenzie	C. L. Bakken	Tioga
42.	Pierre	O. T. Tofsrud	Rugby
43.	Renville	G. Patterson	Donnybrook
44.	Mountrail	R. W. Patten	Plaza
45.	Pt. of McHenry	Ole Ettestad	Balfour
46.	McLean	A. A. Peck	Underwood
47.	Grant	Fred Pathman	Carson
48.	Mercer, Oliver and Dunn	Chas. M. Whitmer	Yucca
49.	Adams, Hettinger and Sioux	Chas. A. Seamands	Hettinger

In Witness Whereof, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 6th day of January, 1925.

ROBERT BYRNE,  
Secretary of State.

The roll of the holdover senators was called, all answering present:

#### HOLDOVER SENATORS

Dist.	County	Name	Address
2.	Pt. of Ward	John E. Fleckten.....	Niobe
4.	Pt. of Walsh	P. J. Murphy.....	Grafton
6.	Pt. of Grand Forks	W. S. Whitman.....	Grand Forks
8.	Traill	Theo. Kaldor.....	Hillsboro
10.	Pt. of Cass	A. G. Storstad.....	Horace
12.	Pt. of Richland	J. H. McCoy.....	Wahpeton
14.	Ransom	F. F. Babcock.....	Elliott
16.	Steele and Griggs.	John L. Miklethun.....	Wimbledon
18.	Cavalier	W. H. Porter.....	Calvin
20.	Benson	E. B. Page.....	Leeds
22.	Towner	S. J. Atkins.....	Cando
24.	LaMoure	W. D. Lynch.....	LaMoure
26.	Emmons and Kidder	C. A. Ward.....	Hazelton
28.	Bottineau	Nels Magnuson.....	Souris
30.	Morton	W. E. Martin.....	Huff
32.	Eddy and Foster	O. H. Olson.....	New Rockford
34.	Pt. of McHenry	D. H. Hamilton.....	Eckman
36.	McIntosh and Logan	P. T. Kretschmar.....	Venturia
38.	Pt. of Barnes	C. J. Olson.....	Valley City
40.	Burke and Divide	Ralph Ingerson.....	Flaxton
42.	Pierce	O. T. Tofsrud.....	Rugby
44.	Mountrail	R. W. Patten.....	Plaza
46.	McLean	A. A. Peck.....	Underwood
48.	Mercer, Oliver and Dunn	Chas. M. Whitmer.....	Yucca

The roll call of the senators-elect was called, all answering present.

Dist.	County	Name	Address
1.	Pembina	Fred Van Camp.....	St. Thomas
3.	Pt. of Walsh	Peder L. Hjelmstad.....	Edmore
5.	Pt. of Grand Forks	J. E. Eastgate.....	Larimore
7.	Pt. of Grand Forks	Walter Schlosser.....	Grand Forks
9.	Pt. of Cass	H. J. Rusch.....	Fargo
11.	Pt. of Cass	Peter McLachlin.....	Hunter
13.	Sargent	R. G. McCrory.....	Cogswell
15.	Pt. of Barnes	Frank E. Ployhar.....	Valley City
17.	Nelson	L. O. Frederickson.....	Pekin
19.	Rolette	John W. Benson.....	Rolette
21.	Ramsey	J. E. Stevens.....	Devils Lake
23.	Stutsman	Alfred Steel.....	Jamestown
25.	Dickey	A. S. Marshall.....	Forbes
27.	Burleigh	Obert A. Olson.....	Bismarck
29.	Pt. of Ward	Walter Bond.....	Minot
31.	Stark	L. R. Baird.....	Dickinson
33.	Wells	J. L. Hart.....	Chaseley

Dist.	County	Name	Address
35.	Sheridan	C. G. Ritchie.....	McClusky
37.	Pt. of Richland	C. W. Carey.....	Lidgerwood
39.	Billings, Bowman, Golden Valley and Slope	Gust Wog .....	Belfield
41.	Williams and McKenzie	C. L. Bakken.....	Tioga
43.	Renville	G. Patterson .....	Donnybrook
45.	Pt. of McHenry	Ole Ettestad.....	Balfour
47.	Grant	Fred Pathman.....	Carson
49.	Adams, Hettinger and Sioux	Chas. A. Seamands.....	Hettinger

Chief Justice Christianson then administered the oath of office to the senators-elect.

Senator Ettestad moved that a committee of three on Rules be appointed

Carried.

The Chair appointed Senators Ettestad, Miklethun and Baird.

Senator Ployhar nominated Senator Murphy as President Pro Tem of the Senate.

Senator Ingerson nominated Senator Benson for President Pro Tem.

The roll being called on the election of president pro tem of the Senate, Mr. Murphy received 26 votes, Mr. Benson 22, passed, 1.

Those voting for Mr. Benson were:

Messrs.	Messrs.	Messrs.
Babcock	Marshall	Patten
Bakken	Martin	Patterson
Fleckten	McCroly	Peck
Fredrickson	Miklethun	Ritchie
Hamilton	Olson, Barnes	Ward
Hjelmstad	Olson, Burleigh	Whitmer
Ingerson	Olson, Eddy-Foster	Wog
Magnuison		

Those voting for Mr. Murphy were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Van Camp
Baird	Lynch	Schlosser
Benson	McCoy	Seamands
Bond	McLachlin	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Ettestad	Ployhar	Tofsrud
Hart	Porter	Whitman
Kaldor	Rusch	

So Mr. Murphy was declared elected President pro tem of the senate.



Senator Kaldor moved that the rules of the Eighteenth Legislative Session of the Senate be in force until new rules are adopted. Carried.

Senator Ettestad moved that a committee of three on Rules be appointed by the Chair. Carried.

The Chair appointed Senators Ettestad, Micklethun and Baird as such committee.

#### SENATE ROLL CALL

Senator Van Camp nominated C. R. Verry for Secretary of the Senate.

The question being on the election of C. R. Verry for Secretary of the Senate, the roll was called, and there were ayes 49, nays 0, absent and not voting, 0. Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Micklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Whitman
Hjelmstad	Pathman	Ward
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So C. R. Verry was declared elected Secretary of the Senate.

#### SENATE ROLL CALL

Senator Van Camp nominated Mose Rosensweig as First Assistant Secretary of the Senate.

The question being on the election of Mose Rosensweig as First Assistant Secretary of the Senate, the roll was called and there were ayes 49, nays 0, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands

Messrs.	Messrs.	Messrs.
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So Mose Rosensweig was declared elected First Assistant Secretary of the Senate.

#### SENATE ROLL CALL

Senator Hamilton nominated W. J. Church as Second Assistant Secretary of the Senate.

The question being on the election of W. J. Church as Second Assistant Secretary of the Senate, the roll was called, and there were ayes 49.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So W. J. Church was declared elected Second Assistant Secretary of the Senate.

#### SENATE ROLL CALL

Senator Hamilton nominated John Nathan as Sergeant-at-Arms.

The question being on the election of John Nathan as Sergeant-at-Arms, the roll was called, and there were ayes, 48; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar

Messrs.	Messrs.	Messrs.
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Carey	McCrary	Schlosser
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Seamands
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Bond		
So John Nathan was declared elected Sergeant-at-Arms.		

## SENATE ROLL CALL

Senator Van Camp nominated Miss Barbara Seavey as Desk Stenographer.

The question being on the election of Miss Barbara Seavey as Desk Stenographer, the roll was called, and there were ayes, 48; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Patten	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patterson	Wog
Kretschmar		
Absent and not voting:		

Messrs.  
Bond  
So Miss Barbara Seavey was declared elected Desk Stenographer.

## SENATE ROLL CALL

Senator Van Camp nominated Mrs. John B. Cooley as Bill Clerk.

The question being on the election of Mrs. John B. Cooley as Bill Clerk, the roll was called, and there were ayes 48, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Carey	McCrary	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog
Kretschmar	Patterson	

Absent and not voting:

Messrs.  
Storstad

So Mrs. John B. Cooley was declared elected as Bill Clerk.

#### SENATE ROLL CALL

Senator Hamilton nominated, seconded by Senator Martin, that ministers of Mandan be Chaplains of the Senate.

The question being on the election of the ministers of Mandan as Chaplains of the Senate, the roll was called, and there were ayes 48, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Carey	McCrary	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.  
Bond

So the ministers of Mandan were elected Chaplains of the Senate.

### SENATE ROLL CALL

Senator Van Camp nominated Fred Ingstad as Enrolling and Engrossing Clerk.

The question being on the election of Fred Ingstad as Enrolling and Engrossing Clerk, the roll was called, and there were ayes 48, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrorry	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Frederickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Absent and not voting:

Messrs.  
Storstad

So Fred Ingstad was declared elected as Enrolling and Engrossing Clerk.

Senator Ingerson moved that a committee of six be appointed to select further employees of the Senate, which motion prevailed.

The Chair appointed Senators Rusch, Ingerson, Van Camp, Whitmer, Hamilton and Baird.

Senator Marshall moved that a committee of three be appointed to advise with the Board of Administration in regard to supplies for the Senate and committee rooms, which motion prevailed.

The Chair appointed Senators Marshall, Stevens and Magnuson.

Senator Frederickson moved that a committee of three be appointed to inform the Governor that the senate is organized and ready to do business, which motion prevailed.

The Chair appointed Senators Murphy, Frederickson and Steel.

Senator Benson moved that a committee of four be appointed to act with the Chair in the appointment of committees. Motion prevailed.

The Chair appointed Senators Benson, Murphy, Ettestad and Ployhar.

Senator Hamilton moved that a committee of three be appointed to notify the House that the Senate is organized and ready for business, which motion prevailed.

The Chair appointed Senators Hamilton, Lynch and Patterson.

The President administered the oath of office to the following employees: M. Rosensweig, W. J. Church, John Nathan, Mrs. John B. Cooley.

Senator Stevens offered the following resolution:

Be It Resolved, by the Senate of the State of North Dakota of the Nineteenth Legislative Assembly that the amount of \$54.20 be paid from the legislative funds provided for such purposes, to W. E. Parsons, Secretary of this Senate, as his compensation for coming to the Capital City to perfect the preliminary organization of the Senate of this session, as provided by law.

#### SENATE ROLL CALL

The question being on the adoption of the Resolution by Senator Stevens, the roll was called, and there were ayes 46, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patterson
Babcock	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Van Camp
Bond	McCoy	Ritchie
Carey	McCrory	Rusch
Eastgate	McLachlin	Schlosser
Ettestad	Miklethun	Seamands
Fleckten	Murphy	Steel
Fredrickson	Olson, Barnes	Stevens
Hamilton	Olson, Burleigh	Storstad
Hart	Olson, Eddy-Foster	Tofsrud
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Wog
Kretschmar		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Baird	Whitmer	Peck

So the resolution was adopted.

## SENATE ROLL CALL

Senator Patten moved that the employees receive pay from the day they take oath of office.

The question being that the employees receive pay from the day they take oath of office, the roll was called, and there were ayes 47, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Van Camp
Benson	McCoy	Ritchie
Bond	McCroy	Rusch
Carey	McLachlin	Schlosser
Eastgate	Miklethun	Seamands
Ettestad	Murphy	Steel
Fleckten	Olson, Barnes	Stevens
Fredrickson	Olson, Eddy-Foster	Storstad
Hamilton	Page	Tofsrud
Hart	Pathman	Ward
Hjelmstad	Patten	Whitman
Ingerson	Patterson	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.
Kretschmar	Olson, Burleigh

So the motion was declared carried.

Motion made by Senator Ward that a recess be taken, subject to the call of the Chair, during which time Senators will select their seats in the usual manner, which motion prevailed.

Senate called to order pursuant to recess taken, the President presiding.

The Sergeant-at-Arms was instructed to notify all Senators that the Senate was in session.

Moved by Senator Whitman, seconded by Senator Patterson that the President appoint a committee of three to draw up appropriate resolutions on the deaths of Senators Baker and Thorson, which motion prevailed.

The Chair appointed Senators Whitman, Patterson and Murphy.

Senator Murphy moved that immediately after the selection of their seats by the Senators that the Senate stand recessed until 1:30 p. m. tomorrow in respect to the memories of deceased Senators. Motion carried.

A committee from the House informed the Senate that the House is organized and ready to transact business.

A committee from the House informed the Senate that the House has appointed a committee of three to act with a like committee from the Senate to make arrangements to receive the Governor's message in joint session.

Motion made by Senator Carey that the President appoint a committee of three to act with a like committee from the House to arrange for a joint session to receive the Governor's message. Motion prevailed.

The President appointed Senators Carey, Atkins and Lynch.

Senator Olson of Burleigh moved that the Senators now proceed to the selection of their seats, the same to be determined on the basis of seniority and continuous service, except in case of the newly elected Senators whose seats are to be determined by lot, after the older members have selected their seats, which motion prevailed.

The Senate recessed until 1:30 P. M., January 7.

C. R. VERRY,  
Secretary.



## FIRST DAY AFTER RECESS AND SECOND DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 7, 1925.

The Senate re-assembled at 1:30 p. m., pursuant to recess taken, the President presiding.

Senator Murphy moved that the committee appointed to notify the Governor that the Senate was organized and ready for business and that committee be discharged. Carried.

Senator Rusch, under Order of Business No. 7, moved that the following employees be employed:

Proof Reader—W. G. Childs.  
Enrolling and Engrossing Clerk—Fred Ingstad.  
Bill Room Clerk—T. Tallackson.  
Doorkeeper and Janitor—Fred Meyers.  
Bill Messenger—Fred Montgomery.  
Postmaster and Voucher Clerk—Ashbel Ingerson.  
Stenographer—Miss Gladys Harvey.  
Stenographer—Miss Sigrid Alfson.  
Special Messenger—Herb O'Hare.  
Special Messenger—Wallace Maddock.  
Telephone Messenger—F. Kiebert.  
Mailing Clerk—W. M. Willis.  
Assistant Mailing Clerk—Alfred Kalbus.  
Bill Clerk—Mrs. Cooley.  
Cloak Room Attendant—O. F. Haakenson.  
Chaplains—Mandan ministers.

## SENATE ROLL CALL

The roll being called on the appointment of W. G. Childs as proof reader, there were ayes, 46; nays, none; absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands

Messrs.	Messrs.	Messrs.
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So W. G. Childs was appointed proof reader.

#### SENATE ROLL CALL

The roll being called on the appointment of Fred Ingstad as enrolling and engrossing clerk, there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So Fred Ingstad was appointed enrolling and engrossing clerk.

#### SENATE ROLL CALL

The roll being called on the appointment of T. Tallackson as bill room clerk, there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Porter
Babcock	McCrorry	Patterson
Baird	Murphy	Peck
Bakken	McCoy	Ritchie
Benson	McLachlin	Rusch
Bond	Miklethun	Schlosser
Carey	Magnuson	Seamands
Eastgate	Marshall	Steel
Ettestad	Martin	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Hart	Pathman	Whitmer
Ingerson	Patten	Wog
Kretschmar		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Van Camp	Ployhar

So T. Tallackson was appointed bill room clerk.

### SENATE ROLL CALL

The roll being called on the appointment of Fred Meyers as doorkeeper and janitor, there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So Fred Meyers was appointed doorkeeper and janitor.

## SENATE ROLL CALL

The roll being called on the appointment of Fred Montgomery as bill messenger, there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So Fred Montgomery was appointed bill messenger.

## SENATE ROLL CALL

The roll being called on the appointment of Ashbel Ingerson as postmaster and voucher clerk, there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So Ashbel Ingerson was appointed postmaster and voucher clerk.

SENATE ROLL CALL

The roll being called on the appointment of Miss Harvey as stenographer, there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So Miss Harvey was appointed stenographer.

SENATE ROLL CALL

The roll being called on the appointment of Miss Sigrid Alfson as stenographer, there were ayes, 46; nays, none; absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud

Messrs.	Messrs.	Messrs.
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So Miss Sigrid Alfson was appointed stenographer.

#### SENATE ROLL CALL

The roll being called on the appointment of Herb O'Hare as special messenger, there were ayes, 46; nays, none; absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So Herb O'Hare was appointed special messenger.

#### SENATE ROLL CALL

The roll being called on the appointment of Wallace Maddock as special messenger, there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch

Messrs.	Messrs.	Messrs.
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So Wallace Maddock was appointed special messenger.

### SENATE ROLL CALL

The roll being called on the appointment of F. Kiebert as telephone messenger, there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So F. Kiebert was appointed telephone messenger.

### SENATE ROLL CALL

The roll being called on the appointment of W. M. Willis as mailing clerk, there were ayes 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So W. M. Willis was appointed mailing clerk.

#### SENATE ROLL CALL

The roll being called on the appointment of Alfred Kalbes as assistant mailing clerk, there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So Alfred Kalbes was appointed assistant mailing clerk.



## SENATE ROLL CALL

The roll being called on the appointment of Mrs. Cooley as bill clerk, there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So Mrs. Cooley was appointed bill clerk.

## SENATE ROLL CALL

The roll being called on the appointment of O. F. Haakenson as cloak room attendant, there were ayes, 46; nays, none, absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So O. F. Haakenson was appointed cloak room attendant.

### SENATE ROLL CALL

The roll being called on the appointment of Mandan ministers as chaplains, there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Ployhar	Van Camp

So the Mandan ministers were appointed chaplains.

The following employees were sworn in:

Herb O'Hara—Page.  
 Frank Kiebert—Special messenger.  
 Alf A. E. Kalbes—Asst. Mailing Clerk.  
 O. T. Hankinson—Cloak room attendant.  
 Fred Meyers—Door Keeper and Janitor.  
 W. M. Willis—Mailing clerk.  
 Sigrid Alfson—Stenographer.  
 W. G. Childs—Proof reader.  
 Ashbel Ingerson—Postmaster.

Senator Stevens moved that the Chair appoint a committee of three on Revision and Correction of the Journal, which motion prevailed. The Chair appointed Senators Schlosser, Olson of Burleigh, and Babcock.

Moved that Senate adjourn. Adopted.

## SECOND DAY

Senate called to order pursuant to adjournment.

Prayer by the chaplain, Rev. Clement Dimple.

The roll was called and all Senators were present except Senators Hart, McCrory and Ritchie.

Senator Rusch moved that all absent Senators be excused, which motion prevailed.

A committee of three from the House was received and reported that the House was ready to entertain the Senate in joint session.

Moved by Senator Stevens that a committee of three on mailing lists be appointed to confer with committee from the house, which motion prevailed.

The President appointed Senators Storstad, Patten and McLachlin.

Senator Murphy moved that the Senate recess and meet the House in joint session, which motion prevailed.

## PROGRAM OF JOINT SESSION

Called to order by the Lieutenant Governor.

Roll call of senators, all senators present.

Roll call of House Members, all members present.

Senator Carey moved the appointment of a committee of three to wait upon the Supreme Court and to ask it to attend the session, and escort the Court to the rostrum, which motion prevailed, and the Lieutenant Governor appointed Senators Carey, Olson of Burleigh, and Representative Craig.

Representative Burkhart moved the appointment of a committee of three to invite the state officers to attend the joint session, and to escort them to the rostrum, which motion prevailed, and the Lieutenant Governor appointed Senator Ployhar, and Representatives Burkhart and Sanford.

Senator Lynch moved the appointment of a committee of three to invite the outgoing and incoming governors to attend the joint session and to escort them to the rostrum, which motion prevailed, and the Lieutenant Governor appointed Senators Lynch and Whitman, and Representative Sanderson.

The various committees then reported, escorting the Supreme Court, the State Officers, and the outgoing and incoming governors to the House chamber.

Prayer by the Chaplain, Rev. A. T. Cory of Edgeley.

Lieutenant Governor Maddock introduced retiring Governor Nestos, with a few appropriate remarks.

The retiring Governor, Hon. R. A. Nestos, then delivered his message to the joint assembly.

Song by assemblage—"America."

The oath of office was administered to Governor Sorlie and other state officers.

Music—Solo by Mrs. Craig.

Senator Patterson moved that a committee of six, composed of three senators and three representatives, be appointed to draw suitable resolutions in memorial of the deceased Senators Baker and Thorson, and Representatives Freeman and Norden, which motion prevailed.

The Chair appointed Senators Patterson, Whitman and Murphy, and Representatives Twichell, Carr and Vogel.

The committee submitted the following

#### RESOLUTION

Whereas, The late P. O. Thorson, of Grand Forks, represented the Seventh Legislative District in the North Dakota Senate in the Seventeenth and Eighteenth Legislative Assemblies; and,

Whereas, The late B. F. Baker, of Renville, represented the Forty-Third Legislative District, in the North Dakota Senate in the Seventeenth and Eighteenth Legislative Assemblies; and,

Whereas, The late John B. Freeman of Grand Forks, represented the Sixth Legislative District, in the House of Representatives of the Seventeenth and Eighteenth Legislative Assemblies; and,

Whereas, Frank Norden of Woodworth, represented the Twenty-Third District, in the North Dakota House of Representatives in the Eighteenth Legislative Assembly; and

Whereas, These men represented their respective districts and constituencies with eminent ability; and

Whereas, The Supreme Ruler of the Universe has seen fit to remove from our midst these esteemed citizens:

Therefore, Be It Resolved, by the North Dakota Senate and House of Representatives in joint session that we deeply regret the passing of these men from our midst, because of their contribution to the welfare of our state, and in the splendid manner in which they discharged the duties in the bodies.

Be It Further Resolved, that we offer to the families and friends of our departed members our profound and heartfelt sympathy, and that copies of these resolutions be sent to the families of the deceased members and spread upon the minutes of the joint session of the two legislative bodies in which they so ably served.

SENATOR DELL PATTERSON,  
Chairman of Joint Committee.

Senator Patterson moved, Senator Stevens seconded, that the resolution be adopted by a rising vote. Adopted.

The Lieutenant Governor introduced Governor A. G. Sorlie with a few appropriate remarks.

Governor Sorlie preceded the delivery of his message to the joint assembly with the following remarks:

Ladies and Gentlemen of the Nineteenth Legislative Assembly.

Before I begin the reading of my message I desire to say a few words expressing my approval of the harmonious manner in which this session of the legislature has been opened. I am glad to know that we are going to get back and stand for ourselves. We are going to bury the hatchet and get away from the strife we have had in North Dakota and get back to ourselves and know ourselves. My message will not go back beyond today. We are going to start from now. We are not going back. We have made our mistakes. We will likely make other mistakes; show me the man or woman who has not made them. But we have passed by them and we are not going back—we are going to build on the experience we have had and profit by it.

The Governor then delivered his message to the joint assembly.

Music—Solo by Mrs. Scheffer.

. Reception—Announcement by presiding officer.

Senator Murphy moved that the joint assembly do now dissolve, which motion prevailed.

The President called the Senate to order, pursuant to recess.

Senator Kretschmar moved that the Senate recess to 1:30 p. m., January 8, 1925, which motion prevailed.

C. R. VERRY,  
Secretary.

## SECOND DAY AFTER RECESS AND THIRD DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 8, 1925.

The Senate re-assembled at 1:30 p. m., pursuant to recess taken, the President presiding.

The president proceeded to administer the oath of office to Fred Montgomery, bill messenger; Miss Seavey, desk stenographer; T. Tallackson, bill room clerk.

Motion made by Senator Porter that the Senate adjourn. Motion carried.

Senate stands adjourned.

---

 THIRD DAY.

Senate Chamber,  
Bismarck, North Dakota,  
January 8, 1925.

Senate called to order pursuant to adjournment, the President presiding.

Prayer by the chaplain, Rev. Clement Dimpfl.

Roll call, all members present except Senator Martin.

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

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the first day after recess and second day and recommend that the same be corrected as follows:

On page 1, line 4, after the word "was" strike out the balance of the sentence "ready to perform business be discharged" and insert in lieu thereof the following: "organized and ready for business and that committee be discharged."

On line 8, change the capital "E" in "Engstad" to capital "I."

On line 10, change the name "L. Fallackson" to "T. Tallackson."

On line 12, after the word "Messenger" insert the word "Fred."

On line 14, strike out the word "Mrs." and insert in lieu thereof the words "Miss Gladys."

On line 15, strike out the words "Miss S. T. Alfson" and insert in lieu thereof "Miss Sigrid Alfson."

On line 22, strike out the word "Hankinson" and insert in lieu thereof the word "Haakenson."

On page 2, line 40, change the Capital "E" in "Engstad" to capital "I."

On line 43, change the name "L. Fallackson" to "T. Tallackson."

On page 3, second column, line 13, strike out "Eddy-Foster" and insert in lieu thereof "Burleigh."

In line 21, change the name "L. Fallackson" to "T. Tallackson."

On page 4, line 1, insert after the words "appointment of" the name "Fred."

In line 25, after the word "so" insert the word "Fred."

On page 5, line 31, strike out the name "Mrs. S. T. Alfson" and insert in lieu thereof "Miss Sigrid Alfson."

On page 6, line 10, strike out the words "Mrs. S. T. Alfson" and insert in lieu thereof the words "Miss Sigrid Alfson."

On page 9, line 27, strike out the word "Hankinson" and insert in lieu thereof the word "Haakenson."

On page 10, line 4, strike out the word "Hankinson" and insert in lieu thereof the word "Haakenson."

In line 42, after the word "Senators" strike out the word "Patten" and insert in lieu thereof the word "Schlosser."

In line 43, strike out the word "Kretschmar" and insert in lieu thereof the word "Babcock."

On page 11, line 13, after the word "Senators" insert the word "Patten" and strike out the word "Babcock."

On page 13, line 22, strike out the word "messags" and insert in lieu thereof the word "message."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

A letter from ex-Lieutenant Governor Hyland was read from the desk as follows:

No. 14, North Sacramento Boulevard,  
Chicago, Illinois.

President of the North Dakota Senate,  
Bismarck, North Dakota.

Dear Mr. President:

It was my wish to be with you at the opening of the 1925 Session and I had matters so arranged when I came away but had to change my plans for I am going east to sell horses for the North Dakota Farm Bureau Federation again.

I had a case made at the right side of the desk in the Senate Chamber for the codes and other printed matter and if the key is not provided William Laist will procure it for you. The south side of the senate chamber is very cold and there is an electric stove some place in the capitol building that belongs under the desk. Mr. Laist will get this for you on request I am sure.

I would love to have the Journals and will let you know if I stay in one place long enough to have them mailed.

Will you kindly convey my kindest regards and very best wishes to the Members of the 1923 Senate and tell them for me that I shall ever hold each of them in the very highest regard for they were ever considerate and kind to me at every turn during the entire session. It is my sincerest hope and wish that none but the best of feeling prevails during the session and that much good will come from your deliberations.

With best wishes for a happy and prosperous year for yourself and family, I remain,

Yours sincerely,

FRANK H. HYLAND.

Senator Ettestad moved that the Committee on Rules appointed the first day, be discharged. Motion prevailed.

The courtesy of the floor was extended to the following: W. L. Johns, Langdon, N. D.; Edgar Larue, Devils Lake, N. D.; S. M. Jensen, Powers Lake, N. D., and J. J. Weeks, Bottineau, N. D.

Senator Ward moved that the absent Senators be excused. Carried.

Communication from the United States Government was read.

Department of State,  
Bismarck, North Dakota,  
January 8, 1925.

Mr. C. R. Verry,  
Secretary of the Senate,  
Bismarck, North Dakota.

Dear Sir:

I have the honor to transmit to you herewith a certified copy of a Joint Resolution passed on June 2, 1924, by the



Senate and House of Representatives, proposing an amendment to the Constitution of the United States which shall give the Congress the power to limit, regulate and prohibit the labor of persons under eighteen years of age.

It is requested that you cause this Joint Resolution to be submitted to the Legislature for such action as it may be pleased to take with respect thereto.

Yours very truly,

ROBERT BYRNE,  
Secretary of State.

By M. W. DUFFY,  
Deputy.

No 2708

UNITED STATES OF AMERICA  
DEPARTMENT OF STATE

To All to Whom These Presents Shall Come, Greeting:

I Certify That the copy hereto attached is a true copy of a Resolution of Congress, entitled "Joint Resolutoin Proposing an amendment to the Constitution of the United States," the original of which is on file in this Department.

In testimony whereof, I, Charles E. Hughes, Secretary of State, have hereunto caused the Seal of the Department of State to be affixed and my name subscribed by the Chief Clerk of the said Department, at the City of Washington, this sixth day of June, 1924.

(SEAL)

CHARLES E. HUGHES,  
Secretary of State.

By EDWIN CARLSON,  
Acting Chief Clerk.

H. J. Res. 184.

SIXTY-EIGHTH CONGRESS OF THE UNITED STATES  
OF AMERICA

At The First Session.

Begun and held at the City of Washington on Monday, the third day of December, one thousand nine hundred and twenty-three.

JOINT RESOLUTION

Proposing an amendment to the Constitution of the  
United States

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein), That the following article is proposed as an amendment to the Constitution of the United States, which, when ratified by the legislatures

of three-fourths of the several states, shall be valid to all intents and purposes as a part of the Constitution:

“Article—.

“Section 1. The Congress shall have power to limit, regulate, and prohibit the labor of persons under eighteen years of age.

“Section 2. The power of the several States is unimpaired by this article except that the operation of State laws shall be suspended to the extent necessary to give effect to legislation enacted by the Congress.”

F. H. GILLETT,

Speaker of the House of Representatives.

ALBERT B. CUMMINS,

President pro tempore of the Senate.

I certify that this Joint Resolution originated in the House of Representatives.

WM. TYLER PAGE,

Clerk.

And referred to Committee on Public Health.

Resolution Lamenting the Death of the Honorable B. F. Baker, Senator from Renville County:

Whereas, In His infinite wisdom God has taken from us our esteemed friend, B. F. Baker, who died May 3rd, 1924, Senator during the Seventeenth and Eighteenth Sessions of the Legislature and a devoted worker in the interest of North Dakota and the Northwest:

Now, Therefore, Be It Resolved, That while reconciled to the will of God, we the members of the Senate of the Nineteenth Legislative Assembly feel very deeply the loss of one whose influence was so strongly brought to bear in the up-building of the State in both its material and spiritual welfare.

Be It Further Resolved, That we especially extend to his family our deep sympathy, and desire that they know we— together with the entire State—mourn with them in their bereavement.

Be It Further Resolved, That this Resolution be made a part of the permanent Journal of the Senate, and an engrossed copy hereof be forwarded to the bereaved widow.

SENATOR WHITMAN,

SENATOR PATTERSON

SENATOR MURPHY.

Moved by Senator Patterson and seconded by Senator Whitman that the resolution be accepted by a rising vote. Resolution adopted.

Resolution Lamenting the Death of the Honorable P. O. Thorson, Senator from Grand Forks County, North Dakota:

Whereas, It has pleased Almighty God to remove from among those to whom he had been a loving and devoted husband and father, and from us his colleagues, our esteemed friend and co-worker, the Honorable P. O. Thorson of Grand Forks, Grand Forks County, Member of the Senate during the Seventeenth and Eighteenth Sessions, who departed this life June 12th, 1924.

Mr. Thorson was born at Scandinavia, Wisconsin, in 1867, as the son of Norwegian parents who had immigrated from Gudbrandsdalen, and, having completed his formal education at the high school at Waupaca, the Normal school at Oshkosh and at a commercial academy at LaCrosse, he came to Minneapolis where he remained for some time in a business capacity.

In 1888 Mr. Thorson came to Grand Forks where five years later he was appointed general manager of the Normanden Publishing Company, publishers of the influential Norwegian weekly newspaper "Normanden," in which firm he gradually acquired controlling interest.

Mr. Thorson, while conducting the extensive business necessitated by the publication of his newspaper, found time to devote much energy and ability to the solution of community and state problems. For a number of years he was a member of the Board of Education of his home city and, also, for some time its president; at the time of his death he was a leading member of the State Senate of North Dakota in which capacity he exerted a great deal of influence.

In various other ways his fellow citizens availed themselves of Mr. Thorson's acumen, intelligence and personal integrity and it has been said of him that he left an enduring mark upon the educational life of his community as well as upon the legislative activities of his state:

Therefore, Be It Resolved, That while bowing to the will of Almighty God, we the members of the Senate of the Nineteenth Legislative Assembly of the State of North Dakota, sincerely deplore the loss to the home and community, and the state, of one whose life and labors contributed so much to the upbuilding of character and social progress.

Be It Further Resolved, That we especially extend our greatest sympathy and condolence to his bereaved widow and children in this their great affliction and assure them that they are not alone in their sorrow, but that we, representing the entire state, join with them in mourning in their great bereavement; and

Be It Further Resolved, That this resolution be made a part of the permanent Journal of the Senate, and an engrossed copy thereof be forwarded to his bereaved widow.

SENATOR W. S. WHITMAN,  
SENATOR PATTERSON  
SENATOR MURPHY.

Moved by Senator Whitman and seconded by Senator Steele, who made the following remarks:

I consider it a privilege to be permitted to second the motion, because, for two sessions of this Senate, I sat within handshaking distance of the chair occupied by Senator Thorson.

Therefore, I think that I can really say that I knew and liked him well. There were times, particularly during the last session, when I thought his face showed indications of physical suffering. Possibly it was the beginning of the malady which finally took him off, but I never heard him complain.

Mr. President, we are devoting the present moment, theoretically, at least, to sorrow as we have lost a friend. But, Gentlemen of the Senate, I would like to think and believe that it is not so much a moment for sorrow, but rather of rejoicing because this man lived worthily, because he met the trials and duties of life manfully, that he possessed a large heart and a strong spirit, and that though he reached the sunset of life before he had reached the meridian of life, I think as to his achievements in commerce and in official life and the outpourings of his love and good will towards his fellow men it may be said of this man that the number of his years were as three score years and ten.

So, Mr. President, I second the motion for the adoption of the resolution.

Resolution adopted by a rising vote.

#### INTRODUCTION OF SENATE BILLS

Senator Miklethun introduced:

Senate Bill No. 2. A Bill for an Act to Amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Read the first and second time and referred to the committee on State Affairs.

Senator Miklethun introduced:

Senate Bill No. 3. A Bill for an Act Limiting the Rate of Interest to Be paid on Deposits by Any State or National Bank, Trust Company, Savings Bank, Loan Company, Corporation, Firm or Partnership Doing Business Under the Provisions of the Banking Laws of the State of North Dakota.

Read the first and second time and referred to the Committee on Banks and Banking.

The President of the Senate referred Ex-Lieutenant Governor Hyland's communication to the Senate, to a committee of the following: Senators Whitmer, Steele, Hamilton, Lynch, Ingerson and Atkins.

On request of Senator Rusch the Senate returned to the 6th Order of Business.

Senator Rusch moved that C. Moun be appointed Governor's Messenger.

#### SENATE ROLL CALL

The question being on the election of C. Moun for Governor's Messenger, the roll was called, and there were ayes, 48; nays, none; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	McCoy	Schlosser
Bond	McCrory	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Whitman
Hamilton	Olson, Eddy-Foster	Whitmer
Hart	Page	Rusch
Hjelmstad	Pathman	Van Camp
Ingerson	Patten	Ward
Kaldor	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Martin		

So C. Moun was declared elected Governor's Messenger.

The President proceeded to administer the oath of office to C. Moun as Governor's Messenger.

Senator Storstad moved to recess until 1:30 p. m. January 9, 1925.

Motion carried.

C. R. VERRY,  
Secretary.

Nineteenth Legislative Assembly

---

THIRD DAY AFTER RECESS AND FOURTH DAY.

Senate Chamber,  
Bismarck, North Dakota,

January 9, 1925.

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

Senator Stevens presented communications from Ex-Lieutenant Governor Hyland, as follows:

No. 14, North Sacramento Boulevard,

Chicago, Illinois,

January 7th, 1925.

Honorable J. E. Stevens,  
Bismarck, North Dakota.

Dear Senator Stevens:

As I try to do my own work on a typewriter and am not very efficient with the keys I will ask you to kindly show this letter to the members of the Senate, who are in this session, and, who contributed to the fund for a small memorial to the memory of Senators Baker and Thorson. Will you kindly check the list I am sending you and designate those who are in the Senate and those who are not for I wish to make a report, after some fashion to each of the members.

For the money I spent fifty dollars for a wreath of flowers for Senator Thorson whose death occurred after I came home last summer and I made provision to have the grave and lot wherein Senator Baker is buried given everlasting care and paid to the city of Minot the sum of fifty dollars for this service. I have the agreement with the City of Minot to that effect. I am enclosing their agreement and will ask you to kindly return this to me so that I can send it to Mrs. Baker. In addition to the above expenditures I will send flowers or plants to the families of the Senators' in time to be used next Decoration day.

I sincerely hope my action in this matter met with the pleasure of the members who contributed.

I am preparing to go east again to sell horses for the North Dakota Farm Bureau and have no hopes of being back home in time to visit the Capital City while you are in session but I assure you I would like to, very much. My thoughts were with you yesterday and today and I assure you that I was lonesome for the old friends.

Sincerely hoping that the session will bring forth much good and that good feeling will prevail, I remain,

Yours sincerely,

FRANK H. HYLAND.

CITY OF MINOT  
North Dakota  
Office of City Auditor

Minot, N. D., Nov. 22, 1924.

Received of Frank H. Hyland, \$50.00 (Fifty and No-100 Dollars) for care Bert Baker's grave, Lot 10, Block 167, Section 5.

K. A. DICKINSON,  
City Auditor.

Nov. 18, 1924.

Hon. Frank H. Hyland,  
Devils Lake, N. Dak.

Dear Friend:

I think that was very fine of you and the Senators to raise that fund. I have seen the superintendent of Rose Hill cemetery and he says that arrangements have been made to give the grave of the late Senator Baker perpetual care for the \$50.00. He is going to plant lilacs and other bushes and will give the grave especial care.

Mr. Schussler, the superintendent, has taken the matter up with the city commission and everything is agreeable. The draft can be sent to Mrs. Kara A. Dickinson, city auditor, whenever you desire.

Thanking you on behalf of the family and the friends of the late Senator, I remain,

Sincerely yours,

G. D. COLCORD,

Minot, North Dakota,  
November 26, 1924.

Frank H. Hyland,  
Devils Lake, N. Dak.,

Dear Sir:

I am enclosing receipt No. 6118 for \$50.00 for permanent care of the grave of Senator B. F. Baker, Lot 10, Block 167, Section 5, Rosehill Cemetery.

Yours truly,

K. A. DICKINSON,  
City Auditor.

Senator Stevens moved the same be incorporated in the permanent records of the Senate.

Senator Patterson of Renville county and Senator Fleckten of Ward, seconded the motion.

The motion carried.

Senator Murphy moved for adjournment.

Senate stands adjourned.

## FOURTH DAY

Senate Chamber,  
Bismarck, North Dakota,

The Senate convened at 2:00 o'clock p. m., pursuant to adjournment, the President presiding.

Prayer by the chaplain, Rev. Clement Dimpfl.

Roll call, all members present.

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

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the second day after recess and third day, and recommend that the same be corrected as follows:

On page 1, line 20, strike out the second "u" in the word "Journal."

On page 2, line 6, strike out the letter "u" before the word "thereof."

On page 3, line 18, strike out the second "u" in the word "enough;" in line 23, strike out the second "u" in the word "during;" in line 32, strike out the second "u" in the word "courtesy;" in line 33, strike out the second "u" in the word "Larue."

On Page 5, line 27, insert a comma after the word "Now," and insert a comma after the word "therefore."

On page 6, line 40, strike out the first letter "i" in the word "coitributed" and insert in lieu thereof the letter "n".

On page 7, line 43, strike out the letter "s" in the word times" and strike out the word "and" before the word "referred."

On page 8, line 3, strike out the second "m" in the word "Moum" and insert in lieu thereof the letter "n"; in line 6, strike out the second "m" in the word "Moum" and insert in lieu thereof the letter "n."

In line 13 from bottom of page 7 strike out words "state affairs" and substitute the words "Banks and Banking."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

Senator Rusch moved that the Senate reconsider the appointment of Fred Ingstad as Enrolling and Engrossing clerk.

Motion carried.

Senator Rusch moved that M. J. Connolly be employed as Enrolling and Engrossing clerk.



## SENATE ROLL CALL

The question being on the appointment of M. J. Connolly as Enrolling and Engrossing clerk, the roll was called and there were ayes, 49.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McCrorry	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor	Patterson	
Kretschmar	Peck	

So M. J. Connolly was declared elected Enrolling and Engrossing clerk.

Senator Rusch moved that H. H. Roberts be employed as Assistant Enrolling and Engrossing clerk.

## SENATE ROLL CALL

The question being on the appointment of H. H. Roberts as Assistant Enrolling and Engrossing clerk, the roll was called and there were ayes 49.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McCrorry	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor	Patterson	
Kretschmar	Peck	

So H. H. Roberts was declared elected Assistant Enrolling and Engrossing clerk.

Senator Rusch moved that Miss June Sturges be employed as stenographer.

## SENATE ROLL CALL

The question being on the appointment of Miss June Sturges as stenographer, the roll was called and there were ayes, 49.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlusser
Bond	McCrary	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor	Patterson	
Kretschmar	Peck	

So Miss June Sturges was declared elected stenographer.

Senator Patten, chairman of Select Committee on Journals, submitted the following report:

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

We recommend the printing of 3,000 copies of the Journal of each day's proceedings of each House and that there be assigned to the presiding officer of the House and Senate, also to each member of the respective Houses, ten copies of this Journal, and that in addition thereto there be placed on the mailing list all state institutions, public libraries, State Historical Society, high schools, consolidated rural schools, all county judges, county auditors, the auditor of each incorporated city, the president of the village council of each incorporated village, that any newspapers published in the state, any farmers' club or commercial club within the state, may be placed on the mailing list at the request of any member of either House; that all bills and journals authorized by this resolution to be printed shall be delivered by the printer direct to the Secretary of the Publication and Printing Commission who shall receipt therefor to the printer.

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

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

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

R. W. PATTEN,  
Chairman.

Senator Patterson made motion to defer action on this report.

Motion carried.

The courtesy of the floor was extended to the following: Hon. F. J. Graham, Ellendale, N. D.; P. J. Brennan, Ellendale, N. D.; Peter Gremetla, Merricourt, N. D.; Walter Page, of Leeds; R. W. Walter, Centre; Dryden Poupore; I. J. Moe, Valley City, N. D.; Anthony Walton, Minot, N. D.; E. J. Pepke, Minot, N. D.; Albert Mork, Des Lacs, N. D.; Mrs. Fred Pathman, Carson, N. D.; Miss Rose Pathman, Carson, N. D.; Henry Pathman, Dickinson, N. D.; E. H. Pathman, Savage, Mont.; G. H. Schreiber, Grenora, N. D.

Senator Olson, of Burleigh, introduced the following resolution:

A Resolution to Appoint the Official Photographer for the Senate of the Nineteenth Legislative Assembly of the State of North Dakota, by Senator Olson of Burleigh.

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

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

Therefore, Be It Resolved, that the Butler Studio of Bismarck, North Dakota, be, and is hereby appointed official photographers of the Senate of the Nineteenth Legislative Assembly of the State of North Dakota.

Be It Further Resolved, that the Butler Studio be, and is hereby awarded the sole privilege of photographing members of the Senate of the Nineteenth Legislative Assembly on the floor of the Senate Chamber.

Senator Olson of Burleigh moved the adoption of the resolution, which motion prevailed.

Senator W. E. Martin introduced the following Concurrent Resolution:

**RESOLUTION REQUESTING THE UNITED STATES  
SUPREME COURT TO EXPEDITE ITS DECISIONS.  
CONCURRENT RESOLUTION**

(Introduced by Mr. W. E. Martin)

Calling upon the Supreme Court of the United States to expedite and hand down its decision in the action of The Farmers Grain Company of Embden, a corporation, et al, against Geo. F. Shafer, Attorney General of the State of North Dakota, involving The North Dakota Grain Grading Act, initiated and enacted by the people of the State of North Dakota on November 7, 1922, and which became a law on December 7, 1922.

Be It Resolved, By the Senate of the State of North Dakota, the House of Representatives concurring:

Whereas, The people of the State of North Dakota initiated and enacted An Act declaring the purpose of the State of

North Dakota to supervise and regulate the marketing of farm products; preventing unjust discrimination, fraud and extortion in the marketing of same; establishing a system of grading, weighing and measuring farm products; defining the scope and manner of such supervision and the powers and duties of the persons charged with the same; providing for licensing buyers, solicitors, and warehouses handling such farm products, and making an appropriation therefor, on November 7, 1922, and which became a law on December 7, 1922, and known as "The North Dakota Grain Grading Act," set forth at page 549 of the Laws of North Dakota for 1923, and

Whereas, the State of North Dakota and its officials were enjoined from enforcing said Grain Grading Act by the service of papers upon them on December 9, 1922, issued out of the United States District Court at Fargo, North Dakota, in the action entitled "The Farmers Grain Company of Embden, North Dakota, a corporation, et al, v. Geo. F. Shafer, as Attorney General of the State of North Dakota, et al;" and at the hearing thereof on January 5, 1923, at Fargo, North Dakota, a decision was rendered by the said United States District Court permanently enjoining the State of North Dakota and its officials from enforcing said Grain Grading Act; and

Whereas, the State of North Dakota and its officials took an appeal from the said decision direct to the Supreme Court of the United States immediately after the same was rendered; and that thereafter and on the 5th day of May, 1924, was advanced on the calendar of that Court, argued and fully submitted for that Court's decision to finally determine whether or not said Act was unconstitutional or any of the provisions thereof invalid, and that no decision has yet been rendered by said Court; and

Whereas, it has been a great detriment and a great loss to the grain growers of the State of North Dakota in the loss of adequate protection for the balance of the unmarketed crop during the year 1922, and all of the crop and grain for the years 1923 and 1924; and that during this period the farmers and grain growers of this State, who produce an enormous amount of grain, have lost millions of dollars through unjust regulations and discriminations through inadequate protection in the marketing and selling of their grain; and

Whereas, we are assembled in the Nineteenth Session of the Legislative Assembly of the State of North Dakota and will be in session for a period of only sixty days from the sixth day of January, 1925, and that another Session of this Legislature will not convene again for two years, and that the great body of grain growers of our State will be without adequate protection in the marketing and selling of their grain for another two years if the United States Supreme Court should hold that the said Grain Grading Act is unconstitutional in any of its provisions and not render its decision while this Legislative Assembly is still in session, so as to enable it to pass any remedial laws to meet the requirements of said decision, if it should be so held, that the whole law is unconstitutional or any of its provisions:

Now, Therefore, Be It Resolved, That the Senate of the Nineteenth Legislative Assembly of the State of North Dakota, the House of Representatives concurring, that we do hereby memorialize the Supreme Court of the United States and respectfully petition the said Supreme Court and all of the Judges thereof, to render an immediate decision in the aforesaid action now pending before it for final determination, so that this Legislative Assembly may be enabled at once to pass any remedial legislation which may be required to meet the provisions of said decision, if any, and to give the grain growers of this State the protection to which they are entitled.

Be It Further Resolved, That the Secretary of the Senate send at once a copy of this resolution, by registered mail, to the Chief Justice of the Supreme Court of the United States, and the Clerk of the United States Supreme Court.

Resolution adopted.

#### INTRODUCTION OF SENATE BILLS

Senator Tofsrud introduced:

Senate Bill No. 4. A Bill for an Act Providing for the Time When Real Estate Taxes Become Delinquent, the Penalties and Interest Upon Delinquent Taxes, the Manner of Sale of Real Estate for Delinquent Taxes, the Redemption of the Same and the Issuance of Certificates of Indebtedness to provide funds for the State, Counties and Subdivisions thereof.

Read the first and second time and referred to the Committee on Tax and Tax Laws.

Senator Martin introduced:

Senate Bill No. 5. A Bill for an Act to Amend and Re-enact Sections 6072 and 6073 of the Compiled Laws of the State of North Dakota for the Year 1913 as Amended by Chapter 176 of the Session Laws of North Dakota for the Year 1915, Relating to the Legal Rate of Interest and Usury.

Read the first and second time and referred to the Committee on Banks and Banking.

Senator Tofsrud introduced:

Senate Bill No. 6. A Bill for an Act to Amend and Re-enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 176 of the Laws of the Legislative Session for the Year 1915.

Read the first and second time and referred to the Committee on Tax and Tax Laws.

Senator Murphy moved for adjournment. Motion carried.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## FIFTH DAY.

Senate Chamber,  
Bismarck, North Dakota,  
January 10, 1925.

The Senate convened at 2:00 o'clock p. m., pursuant to adjournment, the President presiding.

Prayer by the chaplain, Rev. Clement Dimpfl.

Roll call, all members present.

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

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the third day after recess and fourth day and recommend that the same be corrected as follows:

On page 5, line 37, after the word "county," change the word "ujdges" to "judges." In line 55, after the words "distributed as" change the word "proivded" to "provided."

In second line from the bottom of page 4 change the "i" in "Sturgis" to "e".

In second line from the bottom of page 4 correct spelling of "Rush" to read "Rusch."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

The following employees were sworn in: Miss June Sturges, as stenographer; Mr. M. J. Connolly as enrolling and engrossing clerk; Mr. H. H. Roberts as assistant enrolling and engrossing clerk.

Senator Rusch moved the employment of Mrs. Stephen Terhorst as stenographer.

## SENATE ROLL CALL

The question being on the employment of Mrs. Stephen Terhorst as stenographer, the roll was called and there were ayes 48, nays none, absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Flechten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.  
Hamilton

So Mrs. Stephen Terhorst was employed as stenographer. The courtesy of the floor was extended to the following: Mrs. J. W. Evans, Kenmare, N. D.; W. H. Stevens, Fargo, N. D.; W. F. Burnett, Fargo, N. D.; Rev. O. Hungness, Sheyenne, N. D.; Louis K. Hanson, Jud, N. D.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

The Appropriations Committee introduced:

Senate Bill No. 7. A Bill for an Act Making an Appropriation of \$1,525.48 to Pay an Existing Deficit in the Mine Inspection Department.

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

The Appropriations Committee introduced:

Senate Bill No. 8. A Bill for an Act Making an Appropriation to Provide for the Payment of an Existing Deficit in the Fund for the Payment of Stenographic Help of the Supreme Court.

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

The Appropriations Committee introduced:

Senate Bill No. 9. A Bill for an Act Making an Appropriation of \$19,450.00 to Pay an Existing Deficit in the Depositors' Guaranty Fund Commission Department.

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

The Appropriations Committee introduced:

**Senate Bill No. 10.** A Bill for an Act Making an Appropriation of \$4,027.76 to Pay an Existing Deficit in the Amount Appropriated for the Eighteenth Legislative Assembly Per Diem and Expenses.

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

Senator Ingerson moved for a recess, subject to the call of the Chair.

Motion prevailed.

Senate recessed.

#### FIFTH DAY

Senate Chamber,  
Bismarck, North Dakota,

The Senate re-assembled, pursuant to recess taken, the President presiding.

Committee assignments of the President were read by the Secretary.

#### STANDING COMMITTEES

**AGRICULTURE:** Ettestad (chairman), Tofsrud, Babcock, Eastgate, Magnuson, McLachlin, Bakken, Carey, C. J. Olson, Seamands, Ward.

**APPROPRIATIONS:** Kretschmar (chairman), Benson, Van Camp, Patten, Murphy, Magnuson, Ployhar, Miklethun, Baird, Fleckten, Whitman, Hamilton, Obert Olson, Steel, Rusch, Martin, Marshall.

**APPORTIONMENT:** Wog (chairman), Bond, Ettestad, Carey, Fleckten, Kretschmar, Martin, Murphy, Miklethun, Page, Olson of Eddy-Foster, Ployhar, Peck, Steel, Ward, Stevens, Whitmer, Storstad, Bakken, Pathman, Patten, Seamands, Ritchie.

**BANKS AND BANKING:** Ingerson (chairman), Page, O. H. Olson, Tofsrud, Patterson, McLachlin, Frederickson, Rusch, Ritchie, Kretschmar, Milkethun, Atkins, Fleckten, Porter, Patten.

**CITIES AND MUNICIPAL CORPORATIONS:** Bond, (chairman), Obert Olson, Tofsrud, Martin, Rusch, Benson, Ployhar, Wog, Steel, Lynch, Kaldor.

**CORPORATIONS OTHER THAN MUNICIPAL:** Obert Olson (chairman), Tofsrud, Ritchie, Baird, Ingerson, Whitman, Magnuson, Seamands, Hjelmstad.

**COUNTIES:** McCoy (chairman), Benson, Seamands, Frederickson, Bond, Fleckten, Hart, Miklethun, Schlosser, Whitmer, Porter.

**EDUCATION:** Murphy (chairman), Ettestad, Steel, Bab-



cock, Storstad, Peck, Porter, Marshall, Eastgate, C. J. Olson, Lynch.

**ELECTIONS:** Carey (chairman), Benson, Bond, Patten, Baird, Magnuson, Atkins, Bakken, Stevens.

**ENROLLED AND ENGROSSED BILLS:** C. J. Olson (chairman), Schlosser, Marshall, Bond, Hjelmstad.

**FEDERAL RELATIONS:** McLachlin (chairman), Hamilton, Page, Patten, Hjelmstad, Pathman, Hart.

**GAME AND FISH:** Peck (chairman), Stevens, Hamilton, Eastgate, McCrory, Atkins, Whitmer, Pathman, Ward.

**HIGHWAYS:** Atkins, (chairman), Benson, Lynch, Tofsrud, Martin, McCoy, Patten, McLachlin, Peck, Schlosser, Wog.

**IMMIGRATION:** McCrory (chairman), Steel, Ingerson, Van Camp, Whitmer, Seamands, Ritchie, Eastgate, Bakken.

**INDIAN AFFAIRS:** Seamands (chairman), Stevens, Benson, Patten, McCrory.

**INSURANCE:** Magnuson (chairman), Murphy, Ingerson, Porter, Fleckten, Carey, Obert Olson, Rusch, O. H. Olson, Steel, Frederickson.

**IRRIGATION AND DRAINAGE:** Van Camp (chairman), Bakken, Whitman, McCrory, Tofsrud, Fleckten, Bond, Whitmer, McLachlin.

**JUDICIARY:** Ployhar (chairman), Baird, Ettestad, Wog, Kaldor, C. J. Olson, Lynch, Ward, Steel, Miklethun, Storstad, Obert Olson, Page, Carey, Stevens, Babcock, Peck.

**LIVESTOCK:** Martin (chairman), Eastgate, Hamilton, McLachlin, Babcock, Seamands, Ward, Atkins, Ritchie, Van Camp, McCrory.

**MILEAGE AND PER DIEM:** Eastgate (chairman), McCoy, Marshall.

**MILITARY AFFAIRS:** Baird (chairman), Babcock, Schlosser, Hamilton, Ployhar, Martin, Atkins, McCrory, Seamands.

**MINES AND MINERALS:** Fleckten (chairman), Pathman, Peck, Baird, Atkins, Obert Olson, Bond, Wog, Patterson.

**PUBLIC HEALTH:** Frederickson (chairman), Porter, Obert Olson, Steel, Martin, Stevens, Hjelmstad, Atkins, Patterson.

**PUBLIC LANDS:** Ward (chairman), Kaldor, Wog, Pathman, C. J. Olson, Hart, Ritchie, Kretschmar, O. H. Olson.

**PUBLIC PRINTING:** Porter (chairman), Ettestad, Ployhar, Magnuson, Page, Babcock, Tofsrud, Obert Olson, Kaldor.

**RAILROADS:** Benson (chairman), Whitman, Ettestad, McCoy, Ingerson, Eastgate, Ward, Rusch, Patten, Kretschmar, Ritchie, Kaldor, Fleckten.

**REVISION AND CORRECTION OF THE JOURNAL:** Schlosser (chairman), Olson of Burleigh, Kretschmar.

**RULES:** Marshall (chairman), Kaldor, Fleckten, Storstad, Hjelmstad, Stevens, Ingerson.

**STATE AFFAIRS:** Hamilton (chairman), Ployhar, Miklethun, Murphy, O. H. Olson, Atkins, Wog, Bond, Martin, Kaldor, Ingerson, Lynch, Babcock, Porter, Patterson, Storstad, Frederickson.

**STATISTICS:** Whitman (chairman), O. H. Olson, Kretschmar, C. J. Olson, Schlosser, Marshall, Pathman.

**TAXES AND TAX LAWS:** Storstad (chairman), Benson, Rusch, Ettestad, Tofsrud, C. J. Olson, Whitman, Wog, Kaldor, Patten, Van Camp.

**TEMPERANCE:** Whitmer (chairman), Whitman, Miklethun, Tofsrud, Patterson, Van Camp, Hjelmstad, Stevens, C. J. Olson, Page, McCrory.

**WAREHOUSE AND GRAIN GRADING:** O. H. Olson (chairman), Storstad, Ward, McLachlin, Magnuson, Atkins, Frederickson, Hart, Patterson, Pathman, Hjelmstad.

**WAYS AND MEANS:** Rusch (chairman), Hamilton, Carey, Patterson, Hart, Babcock, Lynch, Steel, Benson, McCoy.

**WOMEN'S AND CHILDREN'S WELFARE:** Page (chairman), Whitmer, Porter, Peck, Baird, Hjelmstad, Schlosser, Bakken, Stevens, McCrory, Whitman.

**PUBLIC BUILDINGS:** Patten (chairman), Rusch, O. H. Olson, Van Camp, Magnuson, Lynch, Patterson.

**CHARITABLE INSTITUTIONS:** Miklethun (chairman), Van Camp, Babcock, Hart, Martin, Schlosser, Bakken.

**EDUCATIONAL INSTITUTIONS:** Steel (chairman), Ettestad, Hart, Ward, Baird, Frederickson, Murphy.

**PENAL INSTITUTIONS:** Stevens (chairman), Hamilton, Kretschmar, Peck, McCoy, Wog, Baird.

**STATE LIBRARY:** Lynch (chairman), Ettestad, McCoy, McCrory, Carey, Bakken, Hart.

**JOINT RULES:** Kaldor (chairman), Miklethun, Ployhar, Patterson, McCoy, Peck, Lynch.

**JOINT COMMITTEE ON LABOR:** Patterson (chairman), McCoy, Magnuson, Carey, Whitmer, Van Camp, Ritchie.

**JOINT COMMITTEE ON INSURANCE:** Tofsrud (chairman), Wog, Murphy, C. J. Olson, Eastgate, Benson, Storstad.

Senator Porter moved for adjournment.

Motion carried.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## SEVENTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 12, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the Chaplain, Rev. Hugh H. Owen.

Roll call. Forty-seven Senators present.

Atkins	Kretschmar	Ployhar
Babcock	Lynch	Porter
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McCrary	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog
Kaldor	Peck	

Absent: Senators Magnuson, Olson of Eddy and Foster.

Senator Fredrickson moved that the absent Senators be excused.

Motion carried.

## REVISION AND CORRECTION OF THE JOURNAL

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

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

In line twenty-two on page four correct spelling of the name "McLachlin."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

The committee on Committee Rooms made the following report:

Would report that we visited the Board of Administration and after conferring with them, we would report that the Secretary of such Board showed us rooms that we think are suitable for the various committees to use during the session, and we agreed that such rooms be properly fitted up with partitions, lights, seats and heat for the use of Senate committees.

A. S. MARSHALL,  
Chairman.

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

Senator Patterson moved that the Senate appoint a committee to provide suitable rooms for Joint Committees.

Motion carried.

The President appointed the following: Senators Patterson, Marshall and Page as a committee on rooms for Joint Committees.

Senator Benson presented the following communication, which was read from the desk:

#### CONCURRENT RESOLUTION

Introduced by Senator Benson

•Whereas, it appears from the attitude for the past two years and at the present time of the railways operating in North Dakota that an application will be made for an increase in the lignite freight rates affecting North Dakota; and,

Whereas, in the opinion of the Legislature any increase in such rates will result in the closing of a large number of lignite mines in North Dakota and seriously cripple all lignite mines operating in this State, and as a consequence, cause serious injury to the State; and

Whereas, it is desirable that the legislative Assembly may be fully informed as to any contemplated action by said railways to secure such increase, for its guidance for legislation during the present session:

Now. Therefore, Be It Resolved, by the Senate, the House of Representatives concurring: That the Chairman of the Board of Railroad Commissioners be, and is, hereby author-

ized and directed to forthwith confer with said railways and secure full information touching such contemplated action, and to make full report thereof to the Legislative Assembly within ten days of receipt of a copy hereof.

Senator Benson moved that said Concurrent Resolution be placed on third reading and final passage. Motion carried.

Moved by Senator Stevens, seconded by Senator Carey, that all communications to the Senators relative to the proposed Child Labor Amendment to the United States Constitution be referred to the committee having the bill in charge, and that same be not printed in the Journal.

Motion carried.

#### MESSAGE FROM THE HOUSE

Bismarck, N. D., Jan. 12, 1925.

Mr. President: I have the honor to transmit herewith the following names of Joint Committee on Rules: Representatives Traynor, Craig, Burkhart, Carr, Stark, Hempel, Roberts, which the House has appointed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Mr. Rusch introduced:

Senate Bill No. 1. A Bill for an Act to Amend and Re-enact Chapter 320, Laws of 1923, also Sections 2191, 2192, 2197, 2202, 2203, 3733, 3735 and 3736 of the Compiled Laws of North Dakota for the Year 1913, Providing for Penalties on Delinquent Real Estate Taxes and Special Assessments; for the Sale of Land for Taxes and Special Assessments; Issuance of Certificates of Sale and Assignments Thereof; for Redemption of Land Sold at Tax Sale; for the Issuance of Tax Deeds on Land Not Redeemed from Sale for Taxes and for the Disposition or Conveyance of Land Bid in by the County and Not Redeemed or Purchased; and to Repeal All Acts in Anywise Contravening the Provisions of This Act.

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

The Committee on Appropriations Introduced:

Senate Bill No. 11. A Bill for an Act to Appropriate \$1,000.00 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons.

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

The Committee on Appropriations Introduced:

Senate Bill No. 12. A Bill for an Act Making an Appro-

apropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923.

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

The Committee on Appropriations Introduced:

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses with Improvements and Repairs, Equipment and Miscellaneous Items for the State School for the Blind at Bathgate.

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

The Committee on Appropriations Introduced:

Senate Bill No. 14. A Bill for an Act Making an Appropriation of \$28,150.00 for the Purpose of Carrying Out the Provisions of Chapter 203 of the Session Laws of 1919 and Chapter 115 of the Session Laws of 1921 Relating to Vocational Education and Vocational Rehabilitation.

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

The Committee on Appropriations Introduced:

Senate Bill No. 15. A Bill for an Act Making an Appropriation of \$124,000.00 for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

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

The Committee on Appropriations Introduced:

Senate Bill No. 16. A Bill for an Act Making an Appropriation of \$1,175.00 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of 1913 for North Dakota.

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

The Committee on Appropriations Introduced:

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Department of Public Health for the Biennium, Beginning on July 1st, 1925 and Ending on June 30th, 1927.

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

The Committee on Appropriations Introduced:

Senate Bill No. 18. A Bill for an Act Making an Appro-

priation of \$15,000.00 to the State Regulatory Department for Paying Salaries, Clerkhire and Miscellaneous Expenses.

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

The Committee on Appropriations Introduced:

Senate Bill No. 19. A Bill for an Act Making an Appropriation of \$25,750.00 for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

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

The Committee on Appropriations Introduced:

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

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

Courtesies of the floor were extended to the following: Senator P. B. Garberg, Fargo, N. D.

Senator Rusch asked to return to the Sixth Order of Business.

Senator Rusch moved that the following clerks be employed: Stephen Terhorst, J. E. Pfeifer, Otis F. Bryant, W. O'Leary.

### SENATE ROLL CALL

The question being on the employment of Stephen Terhorst as clerk, the roll was called, and there were ayes, 40; nays, 0; absent and not voting, 9.

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Ployhar
Babcock	Lynch	Porter
Baird	Marshall	Ritchie
Bakken	McCoy	Rusch
Benson	McCrary	Schlosser
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Tofsrud
Fleckten	Olson, Burleigh	Van Camp
Fredrickson	Page	Ward
Hamilton	Pathman	Whitman
Hart	Patterson	Whitmer
Hjelmstad	Peck	Wog
Ingerson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Martin	Patten
Kretschmar	McLachlin	Seamands
Magnuson	Olson, Eddy-Foster	Storstad

So Stephen Terhorst was employed as clerk.

#### SENATE ROLL CALL

The question being on the employment of J. E. Pfeifer as clerk, the roll was called, and there were ayes, 40; nays, 0; absent and not voting, 9.

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Ployhar
Babcock	Lynch	Porter
Baird	Marshall	Ritchie
Bakken	McCoy	Rusch
Benson	McCrorry	Schlosser
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Tofsrud
Fleckten	Olson, Burleigh	Van Camp
Fredrickson	Page	Ward
Hamilton	Pathman	Whitman
Hart	Patterson	Whitmer
Hjelmstad	Peck	Wog
Ingerson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Martin	Patten
Kretschmar	McLachlin	Seamands
Magnuson	Olson, Eddy-Foster	Storstad

So J. E. Pfeifer was employed as clerk.

#### SENATE ROLL CALL

The question being on the employment of Otis F. Bryant as clerk, the roll was called, and there were ayes, 40; nays, 0; absent and not voting, 9.

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Ployhar
Babcock	Lynch	Porter
Baird	Marshall	Ritchie
Bakken	McCoy	Rusch
Benson	McCrorry	Schlosser
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Tofsrud
Fleckten	Olson, Burleigh	Van Camp
Fredrickson	Page	Ward
Hamilton	Pathman	Whitman
Hart	Patterson	Whitmer
Hjelmstad	Peck	Wog
Ingerson		



Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Martin	Patten
Kretschmar	McLachlin	Seamands
Magnuson	Olson, Eddy-Foster	Storstad

So Otis F. Bryant was employed as clerk.

SENATE ROLL CALL

The question being on the employment of W. O'Leary as clerk, the roll was called, and there were ayes, 40; nays, 0; absent and not voting 9.

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Ployhar
Babcock	Lynch	Porter
Baird	Marshall	Ritchie
Bakken	McCoy	Rusch
Benson	McCrory	Schlosser
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Tofsrud
Fleckten	Olson, Burleigh	Van Camp
Fredrickson	Page	Ward
Hamilton	Pathman	Whitman
Hart	Patterson	Whitmer
Hjelmstad	Peck	Wog
Ingerson		

Absent and not voting:

Bond	Martin	Patten
Kretschmar	McLachlin	Seamands
Magnuson	Olson, Eddy-Foster	Storstad

So W. O'Leary was employed as clerk.

The President proceeded to swear in the following clerks: Stephen Terhorst, J. E. Pfeifer.

Senator Murphy moved for adjournment.

Motion carried.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## EIGHTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 13, 1925.

The Senate convened at 2:00 o'clock P. M. pursuant to adjournment, the President presiding.

Prayer by the Chaplain, Rev. Hugh H. Owen.

Roll call. All present except Senators Baird, Kaldor, Magnuson, Olson of Eddy and Foster, and Rusch.

Sen. McLachlin moved that all absent Senators be excused. Which motion prevailed.

## REVISION AND CORRECTION OF THE JOURNAL

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

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

On page 5, line 26, change the word "Otto" to "Otis."

In line 12, page 1, strike out the second "e" in Fredrickson.

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Sen. Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Sen. Martin presented a communication protesting against the Child Labor law, which was referred to the Committee on Public Health.

## REPORTS OF COMMITTEES

The Select Committee on Mileage and Per Diem presented the following report:

Mr. President: Your Committee on Mileage and Per Diem beg to submit the following report:

Dist.	Name and Address	Nor. Pac.	Great Nor.	Soo	Milwaukee	Team	Total
1	Fred Van Camp, St. Thomas	730				30	760
2	John E. Fleckten, Niobe	278	464				742
3	Peder L. Hjelmsstad, Edmore	388	342			10	740
4	P. J. Murphy, Grafton	730					730
5	J. E. Eastgate, Larimore	388	212			10	610
6	W. S. Whitman, Grand Forks	388	156				544
7	Walter Schlosser, Grand Forks	388	156				544
8	Theo. Kaldor, Hillsboro	388	78			2	468
9	H. J. Rusch, Fargo	388					388
10	A. G. Storstad, Horace	412				6	418
11	Peter McLachlin, Hunter	388	72				460
12	J. H. McCoy, Wahpeton	388			96		484
13	R. G. McCrory, Cogswell			344		12	356
14	F. F. Babcock, Elliott	352				10	362
15	F. E. Ployhar, Valley City	278					278
16	John L. Miklethun, Wimbledon	300				16	316
17	L. O. Fredrickson, Pekin	388	204			16	608
18	W. H. Porter, Calvin	388	416				804
19	John W. Benson, Rolette	388	208	276			872
20	E. B. Page, Leeds	204	216				420
21	J. E. Stevens, Devils Lake	388	334				722
22	S. J. Atkins, Cando	388	402				790
23	Alfred Steel, Jamestown	204					204
24	W. D. Lynch, LaMoure	302					302
25	A. S. Marshall, Forbes	314	86				8408
26	C. A. Ward, Hazelton	94				14	108
27	Obert A. Olson, Bismarck					4	4
28	Nels Magnuson, Souris	390	550			14	954
29	Walter Bond, Minot	274		366			640
30	W. E. Martin, Huff	50				12	62
31	L. R. Baird, Dickinson	230					230
32	O. H. Olson, New Rockford	326				20	346
33	J. L. Hart, Chaseley	358					358
34	D. H. Hamilton, Eckman	272	572			12	856
35	C. G. Ritchie, McClusky	418					418
36	P. T. Kretschmar, Ventura			216			216
37	C. W. Carey, Lidgerwood		404			20	424
38	C. J. Olson, Valley City	278				21	299
39	Gust Wog, Belfield	270				36	306
40	Ralph Ingerson, Flaxton	274	512			6	792
41	C. L. Bakken, Tioga	278	164	366			4812
42	O. T. Tofsrud, Rugby	388	448				836
43	G. Patterson, Donnybrook		578			12	590
44	R. W. Patten, Plaza		236			14	250
45	Ole Ettestad, Balfour		296			10	306
46	A. A. Peck, Underwood		132			18	150
47	Fred Pathman, Carson	192					192
48	Elias M. Whitmer, Yucca					56	56
49	Chas. A. Seamands, Hettinger	520			306		826

J. E. EASTGATE,  
Chairman.

Sen. Eastgate moved that the report be printed in the Journal without reading.

Which motion prevailed.

Sen. Van Camp moved the appointment of Mr. Anthony Walton as gallery doorkeeper.

#### SENATE ROLL CALL

The question being on the election of Anthony Walton as gallery doorkeeper, the roll was called and there were ayes 43, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Marshall	Porter
Babcock	Martin	Ritchie
Bakken	McCoy	Rusch
Benson	McCrory	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Page	Van Camp
Hart	Patten	Ward
Hjelmstad	Patterson	Whitman
Ingerson	Peck	Whitmer
Kretschmar	Ployhar	Wog
Lynch		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Baird	Kaldor	Olson, Eddy-Foster
Hamilton	Magnuson	Pathman

So Mr. Walton was declared elected.

#### MESSAGES FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
January 12, 1925.

Mr. President: I have the honor to return herewith a Concurrent Resolution by Senator Benson, which the House has passed unchanged.

Very respectfully,  
J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
January 12, 1925.

Mr. President: I have the honor to return herewith the Concurrent Resolution introduced by Senator Martin, which the House has passed unchanged.

Very respectfully,  
J. C. MILLER,  
Chief Clerk.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Sen. Martin introduced:

Senate Bill No. 21. A Bill for an Act to Repeal Sections 10092 to 10176, Both Inclusive, Together with All Acts Amendatory Thereto.

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

The Committee on Appropriations introduced:

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Provide for Compensation and Expenses of the Board of Trustees of the State Live Stock Sanitary Board.

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

The Committee on Appropriations introduced:

Senate Bill No. 23. A Bill for an Act Making an Appropriation of \$12,400.00 for the Purpose of Paying the General Expenses of Carrying Out the Provisions of Chapter 168 of the Session Laws of 1919, Relating to Mine Inspection.

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

The Committee on Appropriations introduced:

Senate Bill No. 24. A Bill for an Act to appropriate the Sum of \$5,000.00 for the Use and Benefit of the Great Lakes-St. Lawrence Tidewater Association.

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

The Committee on Appropriations introduced:

Senate Bill No. 25. A Bill for an Act to appropriate the Sum of \$15,000.00 to the Board of Auditors as Provided for in Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920.

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

The Committee on Appropriations introduced:

Senate Bill No. 26. A Bill for an Act Making an Appropriation of \$12,000.00 for the Use of the Board of Administration in Administering Child Welfare Laws.

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

Mr. President: Courtesies of the floor are requested for Dr. George A. McFarland, Minot.

W. BOND.

The President proceeded to administer the oath of office to the following:

Mrs. Stephen Terhorst, as stenographer.

Mr. Anthony Walton, gallery doorkeeper.

Otis Bryant, clerk.

W. O'Leary, clerk.

Sen. Storstad moved the Senate do now adjourn.

Which motion prevailed and the Senate adjourned.

C. R. VERRY,  
Secretary.

## NINTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 14, 1925.

The Senate convened at 2:00 o'clock P. M. pursuant to adjournment, the President presiding.

Prayer by the Chaplain, Rev. Hugh H. Owen.

Roll call. All members present except Senators Magnuson, Micklethun, and Olson of Eddy and Foster.

Senator Fredrickson moved that all absent Senators be excused.

Which motion prevailed.

## REVISION AND CORRECTION OF THE JOURNAL

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

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

Page 1, line 10, insert the letter capital "E" after the word "of."

Page one, line 25, insert the letter "o" in the word "Schlosser."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

## ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment have examined the following resolutions:

Resolution Lamenting the Death of the Honorable B. F. Baker, Senator from Renville County.

Also,

Resolution Lamenting the Death of the Honorable P. O. Thorson, Senator from Grand Forks County, North Dakota.

Also,

A Concurrent Resolution by Senator Martin requesting the United States Supreme Court to expedite its decision relative to the State Grain Grading Act.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Sen. Patterson moved the adoption of the report.

Which motion prevailed.

Sen. Steel remarked that ex-Lieut.-Gov. U. L. Burdick was in the room and moved that a committee of three be appointed to invite and conduct him to a seat on the platform.

Sen. Stevens requested that ex-Senator Henry McLain from Cavalier county, be appointed one of the committee, inasmuch as he served in the Senate when former Lieut.-Gov. Burdick presided

The Motion prevailed.

Senators Steel, Stevens and ex-Sen. McLain invited and escorted the former Lieutenant Governor to a seat on the platform.

The former Lieutenant Governor addressed the Senate, and said in part:

"I have discovered that one of the compensations of having held this chair is the very courteous way one is received when he later returns to the place where he once presided.

"I am mighty glad to be present and see some of the old members who were here when I was. When I was presiding officer of this Senate one of the very able speakers here was Senator Steel from Stutsman county.

"He couldn't always get a chance to speak, but I used to arrange it so he could do so, and coming across from the House just now he asked me if I would decline to speak and give him the chance.

"There isn't any question so certain but what there is some argument, reason and logic on the other side; and if you assume that everyone opposed to you is opposed because he is wrong and you are right, you are making a mistake.

"My experience with juries has proved this to me. But the average man wants to be right, whether a member of a jury or a member of this body.



"I believe, in this session, more than in any other, that there is a large field ahead in which to pilot the state and the laws of this state in the light of the past experience and information; and in the light of what you are going to try out in the future.

"I think from all indications it is safe to feel that this House and Senate is going to be one of the most constructive in the history of North Dakota."

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

The Committee on Appropriations introduced:

Senate Bill No. 28. A Bill for an Act to Repeal Section 10960 of the Compiled Laws of North Dakota for the Year 1913, Relating to Society for the Friendless.

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

The Committee on Appropriations introduced:

Senate Bill No. 29. A Bill for an Act to Repeal Sections 2670 and 2671 of the Compiled Laws of North Dakota for the Year 1913 and Chapter 72 of the Session Laws of 1923, Relating to Cruelty to Animals.

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

The Committee on Appropriations introduced:

Senate Bill No. 30. A Bill for an Act to Repeal Section 8 of Chapter 17 of the Session Laws for North Dakota for the Year 1921, Relating to an Annual Appropriation for the Payment of Expenses and Per Diem of Investigating Artesian Waters.

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

The Committee on Appropriations introduced:

Senate Bill No. 31. A Bill for an Act to Repeal Section 335, of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to the Expenses of Publishing Notices of Sale of University and All Other Public Lands.

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

The Committee on Appropriations introduced:

Senate Bill No. 32. A Bill for an Act to Repeal Section 362 of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to Expenses of Advertising the Common School Lands for Lease.

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

The Committee on Appropriations introduced:

Senate Bill No. 33. A Bill for an Act Making an Appropriation of \$1,000.00 for the Benefit of the North Dakota Dairymen's Association, for the Purpose of Promoting and Encouraging the Dairying Interests of the State.

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

The Committee on Appropriations introduced:

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Reward and Apprehension of Criminals According to Chapter 200 of the Session Laws of 1917.

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

The Committee on Appropriations introduced:

Senate Bill No. 35. A Bill for an Act Making an Appropriation of \$10,000.00 for the Florence Crittenden Home at Fargo, North Dakota.

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

The Committee on Appropriations introduced:

Senate Bill No. 36. A Bill for an Act to Appropriately \$60,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of North Dakota, and to Meet Other Requirements Prescribed by Federal Statutes.

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

Senator Marshall introduced:

Senate Bill No. 37. A Bill for an Act to Appropriate the Sum of \$38,208.34, or So Much Thereof as May Be Needed, for the Purpose of Paying Certain Revenue Warrants Issued by the Board of Trustees of the State Industrial School and School for Manual Training at Ellendale for the Repayment of \$35,000.00 Borrowed and Used for the Erection of a Building at Such School; and Providing the Manner of Repayment of Same with Unpaid Interest.

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

**SIGNING OF BILLS**

The Secretary announced that the President was about to sign:

A Concurrent Resolution by Senator Martin requesting the United States Supreme Court to expedite its decision relative to the State Grain Grading Act.

And the President signed the same in the presence of the Senate.

**COURTESIES OF THE FLOOR**

Courtesies of the floor were extended to S. F. Wright of Hazelton, N. Dak., W. D. Elkins of McGregor, N. Dak., Dan R. Jones of Richland County, T. E. Riley of Richland County, T. Kjos of Richland County.

Sen. Hamilton moved that the Senate do now adjourn.

Which motion prevailed and the Senate adjourned.

Secretary.  
C. R. VERRY,

## TENTH DAY.

Senate Chamber,  
Bismarck, North Dakota,  
January 15, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the chaplain, Rev. Hugh H. Owen.

Roll call, all members present except Senators Miklethun and Tofsrud.

Senator Fleckten moved that all absent Senators be excused, which motion prevailed.

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

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

On page 4, line 30, strike out the words "The Committee on Appropriations" and insert in lieu thereof the words: "Senator Marshall."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

A communication and petition regarding the repeal of the Anti-Cigaret and Anti-Snuff laws from Mrs. E. M. Farnsworth, was presented by Senator Lynch and read.

A second communication on an amendment to the present "Hail Insurance Law" from citizens of LaMoure county, was presented by Senator Lynch and read.

The committee on Joint Rules made the following report:

Mr. President: Your committee on Joint Rules beg leave to report as follows:

That the Joint Rules of the Eighteenth Legislative Assembly be adopted as the Joint Rules of the Nineteenth Legislative Assembly, except that Rule 12 be amended so that the last sentence thereof shall read as follows: "Eight or more members of the senate, or eighteen or more members of the House, may demand a separate roll call on the emergency clause on bills up for third reading and final passage."

THEO. KALDOR,  
Chairman.

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

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

The Committee on Appropriations introduced:

Senate Bill No. 38. A Bill for an Act Making an Appropriation of \$63,000.00 for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

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

The Committee on Appropriations introduced:

Senate Bill No. 39. A Bill for an Act to appropriate the Sum of \$90,000.00 for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

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

The Committee on Appropriations introduced:

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,254,355.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

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

The Committee on Appropriations introduced:

Senate Bill No. 41. A Bill for an Act Making an Appropriation for the General Expenses of the State Live Stock Sanitary Board and for the Glanders & Dourine and Bovine Tuberculosis Funds.

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

The Committee on Appropriations introduced:

Senate Bill No. 42. A Bill for an Act Making an Appropri-

ation for the General Expenses of the Department of Motor Vehicle Registration.

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

The Committee on Appropriations introduced:

Senate Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Minimum Wage, Health and Morals of Women Workers, for Salary, Postage, Office Supplies, Printing, Traveling Expenses, Hearings, Conferences, Witness Fees, Legal Fees and Office Rent.

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

The Committee on Appropriations Introduced:

Senate Bill No. 44. A Bill for an Act Making an Appropriation of \$5,000.00 Out of the State Bar Funds to Pay for Books and Reports Under the Direction of the State Supreme Court.

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

Sen. Page introduced:

Senate Bill No. 45. A Bill for an Act Regulating the Pledging of Assets by State Banking Associations, as Security for Loans and Providing Penalties.

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

Sen. Bond introduced:

Senate Bill No. 46. A Bill for an Act to Repeal Sections 917, 918 and 919, Compiled Laws of 1913, Relating to Party Registration.

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

Sen. Bond introduced:

Senate Bill No. 47. A Bill for an Act to Amend and Re-enact Section 2078, Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 223, Session Laws of 1919, and Chapter 122, Session Laws of 1921, as Amended by Chapter 308, Session Laws of 1923, Relating to the Exemption of Certain Property from Taxation.

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

The President administered the oath of office to Wallace Maddock as page.

## MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
January 14, 1925.

Mr. President: I have the honor to transmit herewith the following list of Joint Committees:

**JOINT COMMITTEE ON PENAL INSTITUTIONS:** Representative Slominski (chairman), Erickson of Griggs, Hardy of Mountrail, Bollinger, McDowell, Jodock, Brown, Loudenbeck.

**JOINT COMMITTEE ON INSURANCE:** Representative Paul Johnson (chairman) Oberg, Hildre, Palms, Shepard, Root, Rasmusson.

**JOINT COMMITTEE ON EDUCATIONAL INSTITUTIONS:** Representative Rabe (chairman), Martin, Erickson of Divide, Flom, O'Neil, Plath, Svingen.

**COMMITTEE ON JOINT RULES:** Representative Traynor (chairman), Craig, Burkhart, Carr, Starke, Hempel, Roberts.

**JOINT COMMITTEE ON PUBLIC BUILDINGS:** Representative Helbling (chairman), Erickson of Kidder, Leraas, Radcliffe, Svingen, O'Neil, Ellingson of Ramsey.

**JOINT COMMITTEE ON STATE LIBRARY:** Representative Currie (chairman) Streich, Richardson, Ellingson of Traill, Morton, Montgomery, Schmidt.

**JOINT COMMITTEE ON LABOR:** Representative Burns (chairman), Iverson, Elken, Miller of Williams and McKenzie, Keierleber, Worner, Jacobson.

**JOINT COMMITTEE ON CHARITABLE INSTITUTIONS:** Representative Tschida (chairman), Anderson of Sargent, Bubel, Borman, Ferris, Ellingson of Traill, Levin.

Which the Speaker has appointed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Ward moved that the Senate do now adjourn, which motion prevailed.

The senate stands adjourned.

C. R. VERRY,  
Secretary.

## ELEVENTH DAY

Senate Chamber,  
Bismarck, North Dakota,

January 16, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the chaplain, Rev. Hugh H. Owen.

Roll call, all members present except Senator Miklethun.

Senator Olson of Barnes moved that absent senators be excused, which motion prevailed.

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

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

On Page 3, line 32, change the second "l" in the word "Election" to "e".

On Page 4, line 27, strike out the word "of" after the word "Williams" and insert the word "of" before the word "Williams" and after the word "Miller."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

A petition presented by Senator Stevens opposing the ratification of the Child Labor Amendment to the Constitution of the United States, signed by H. W. Swenson and 13 others, was read.

Senator Ritchie presented a petition signed by Theo. Pappta and 157 others requesting the Legislature to pass a law appropriating sufficient funds to pay the balance of the hail losses for the year 1923, which was read.



## REPORT OF STANDING COMMITTEES

The committee on Appropriations made the following report:

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

Senate Bill No. 10. A Bill for an Act Making an Appropriation of \$4,027.76 to Pay an Existing Deficit in the Amount Appropriated for the Eighteenth Legislative Assembly Per Diem and Expenses.

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

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 11. A Bill for an Act to appropriate \$1,000.00 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons.

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

P. T. KRETSCHMAR,  
Chairman.

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

Senator Kaldor moved that the Joint Rules as recommend-

ed by the Committee on Joint Rules be adopted as the Joint Rules of the Nineteenth Legislative Assambly, which motion prevailed.

### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senators Lynch and Hamilton introduced:

Senate Bill No. 48. A Bill for an Act to Appropriate the Sum of Six Hundred Dollars to Pay Miss Leila Diesem, LaMoure, North Dakota, for Services Rendered in Connection With the Compilation of the Blue Book for North Dakota for the Year 1919, Under the Direction of the Secretary of State.

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

The Committee on Appropriations introduced:

Senate Bill No. 49. A Bill for an Act Making an Appropriation of \$14,000.00 for the Maintenance of the Pure Seed Laboratory and Pure Seed Law Enforcement at the Agricultural College, Fargo, N. D.

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

The Committee on Appropriations introduced:

Senate Bill No. 50. A Bill for an Act Making an Appropriation of \$178,200.00 to Pay the Maintenance, Improvements and Repairs, New Buildings and Miscellaneous for the Experiment Station at the Agricultural College, Fargo, North Dakota.

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

The Committee on Appropriations introduced:

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$129,061.98 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, N. Dak.

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

The Committee on Appropriations introduced:

Senate Bill No. 52. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters or Purposes Provided for Herein.

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

The Committee on Appropriations introduced:

Senate Bill No. 53. A Bill for an Act Making an Appropriation of \$565,600.00 to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

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

The Committee on Appropriations introduced:

Senate Bill No. 54. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$10,181.24 Credited to the Hotel Inspection Fund to the General Fund of the State of North Dakota.

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

The Committee on Appropriations introduced:

Senate Bill No. 55. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$40,981.56 Credited to the Oil Inspection Special Fund to the General Fund of the State of North Dakota.

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

Senator Martin introduced:

Senate Bill No. 56.

Which was withdrawn by his request.

Senator Schlosser introduced:

Senate Bill No. 57. A Bill for an Act Providing for the Appointment of Representatives on Behalf of the State of North Dakota to Negotiate a Compact and Agreement Between the States of North Dakota, South Dakota and Minnesota, and Between Said States and the United States of America, Respecting the Use, Control, Utilization and Disposition of the Waters of the Red River of the North and the Rights of Said States and the United States Thereto.

Which was read the first and second time and referred to the Committee on Federal Relations.

Senator Rusch introduced:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 8 and 12 of Chapter 326 of the Session Laws of North Dakota for the Year 1923, Relating to Placing Taxing Districts Upon a Cash Basis, and Classing Park Districts Having Population Over Four Thousand with Cities and School Districts of Like Size.

Which was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

The courtesies of the floor were requested for: John L.

Bakken, Tioga, N. D.; Albert Marple, Hettinger, N. D.; H. W. Herbison, Fargo, N. D.; Ed. Sinkler, Minot, N. D.; H. E. Wheeler, Minot, N. D.; Judge C. J. Fisk, Minot, N. D.; Duane Clapp, Minot, N. D.; H. S. Johnson, Minot, N. D.

Senator Stevens moved that the Senate do now adjourn, which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## TWELFTH DAY

Senate Chamber.  
Bismarck, North Dakota,

January 17, 1925.

The Senate convened at 2:00 o'clock P. M. pursuant to adjournment, the President presiding.  
Prayer by the Chaplain, Rev. Hugh H. Owen.

## ROLL CALL

All members present except Senators Atkins, Bakken, Miklethun, and Pathman.

Sen. Whitman moved that all absent Senators be excused.

Which motion prevailed.

## REVISION AND CORRECTION OF THE JOURNAL

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

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

WALTER H. SCHLOSSER,

Chairman.

Sen. Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Petitions were read from the W. C. T. U. organizations of Grand Forks, Napoleon and Bottineau, signed by the Presidents and Secretaries thereof, urging legislative approval of the Child Labor Amendment to the United States Constitution.

A petition presented by Sen. Obert Olson from the Bismarck Trades and Labor Assembly urging legislative approval of the Child Labor Amendment to the United States Constitution was read from the desk.

Petitions were presented urging legislative action on the Hail Insurance Law to take care of balance of indemnity in

1923, signed by H. A. Olsen, Golva, N. D., and 135 others; Jens Marland, Amidon, and 19 others; Robt. Roterling, Midway, and 23 others.

### REPORTS OF STANDING COMMITTEES

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

We recommend to the Senate that the Rules of the Senate of the Eighteenth Legislative Assembly be adopted as the rules for the Nineteenth Legislative Assembly and that 500 copies of the same be printed in pamphlet form of approximately the size of seven inches long by four inches wide; that said pamphlet shall, in addition to said Rules, also contain the Joint Rules, the names of the officers and employees of the Senate; the name, postoffice address and legislative district of each Senator and all Standing Committees of the Senate.

A. S. MARSHALL,  
Chairman.

Sen. Marshall moved that the report be adopted.

Which motion prevailed.

The Committee on Joint Rules made the following report:

Mr. President: Your Committee on Joint Rules beg leave to report as follows:

That the following rule be added to the Joint Rules already adopted by the Nineteenth Legislative Assembly:

"15. PRINTING AND MAILING OF JOURNAL. On the opening day of the Legislative Assembly, or as soon thereafter as may be, the President of the Senate and the Speaker of the House shall each appoint a committee of five from their respective bodies to act as a joint committee to agree upon and formulate a plan whereby the Journals of the Senate and House, together with other public documents which may be of special interest, may be mailed to the various sections of the state."

THEO. KALDOR,  
Chairman.

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

### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Sen. W. E. Martin introduced:

Senate Bill No. 59. A Bill for an Act Authorizing Cities, Towns and Villages to License and Regulate Shows.

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

**Sen. Whitman introduced:**

Senate Bill No. 60. A Bill for an Act Permitting Municipal Corporations to Dam that Portion of the Red River of the North that Forms the Boundary Common to the State of North Dakota, and the State of Minnesota, Subject to Conditions Therein Expressed.

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

**THIRD READING OF SENATE BILLS**

Senate Bill No. 10. A Bill for an Act Making an Appropriation of \$4,027.76 to Pay an Existing Deficit in the Amount Appropriated for the Eighteenth Legislative Assembly Per Diem and Expenses.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 44, nays none, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Lynch	Porter
Baird	Magnuson	Ritchie
Benson	Marshall	Rusch
Bond	Martin	Schlosser
Carey	McCoy	Seamands
Eastgate	McCrory	Steel
Ettestad	McLachlin	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Miklethun	Ployhar
Bakken	Pathman	

So the bill passed and the title was agreed to.

The President announced the emergency clause carried.

Senate Bill No. 11. A Bill for an Act to Appropriate \$1,000.00 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 43, nays none, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Lynch	Porter
Baird	Magnuson	Ritchie
Benson	Marshall	Rusch
Bond	Martin	Schlosser
Carey	McCoy	Seamands
Eastgate	McCrory	Steel
Ettestad	McLachlin	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Miklethun	Peck
Bakken	Pathman	Ployhar

So the bill passed and the title was agreed to.

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 44, nays none, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Lynch	Porter
Baird	Magnuson	Ritchie
Benson	Marshall	Rusch
Bond	Martin	Schlosser
Carey	McCoy	Seamands
Eastgate	McCrory	Steel
Ettestad	McLachlin	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	



Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Miklethun	Ployhar
Bakken	Pathman	

So the bill passed and the title was agreed to.

#### TRANSMISSION OF BILLS

The following bills were messaged to the House:

Senate Bill No. 10. A Bill for an Act Making an Appropriation of \$4,027.76 to Pay an Existing Deficit in the Amount Appropriated for the Eighteenth Legislative Assembly Per Diem and Expenses.

And,

Senate Bill No. 11. A Bill for an Act to appropriate \$1,000.00 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons.

And,

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to E. E. Freeden of Ryder, N. Dak.

Sen. Hamilton moved for a recess subject to the call of the Chair.

Which motion prevailed.

Senate stands recessed.

The Senate re-assembled upon call of the Chair, pursuant to recess taken, the President presiding.

Sen. Hamilton requested unanimous consent to return to the Ninth Order of Business.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Sen. Hamilton introduced:

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

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

Sen. Hamilton introduced:

Senate Bill No. 62. A Bill for an Act Entitled, An Act Relating to the Sale of Cigarettes, and Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes; Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing of Bond; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof, and Penalty for Violation of This Act; and Defining the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing that Any Person Violating This Act May Be Enjoined and that Any Building or Premises Made Use Of for Purposes in Violation of This Act Shall Be Deemed a Nuisance and Abated by Injunction.

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

Sen. Storstad moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

FOURTEENTH DAY

Senate Chamber.  
Bismarck, North Dakota,  
January 19, 1925.

The Senate convened at 2:00 o'clock P. M. pursuant to adjournment, the President presiding.

Prayer by the Chaplain, Rev. C. J. Fylling.

ROLL CALL

All members present except Senators Atkins, Bakken, Hamilton, Micklethun.

Senator Olson of Barnes moved that absent Senators be excused.

Which motion prevailed.

REVISION AND CORRECTION OF THE JOURNAL

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

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

WALTER H. SCHLOSSER,  
Chairman.

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

PETITIONS AND COMMUNICATIONS

The following communication was read:

North Dakota  
State Highway Commission

January 17, 1925.

To the Honorable Members of the State Senate,

19th Legislative Assembly,  
Bismarck, North Dakota.

Gentlemen: In view of the recent criticism of the administration of the State Highway Department, I respectfully request your honorable body to thoroughly investigate the records of this department as well as all official acts of any or all members thereof.

Veiled charges of inefficiency, waste and irregularities in the State Highway Department have persistently been circulated. These charges are not founded on fact and are prompted by ulterior motives. Therefore, I believe that, in justice to myself and members of my organization, it will be to the best interests of all concerned to have a complete and unbiased investigation of this Department.

The records of the State Highway Department are at your disposal and every effort will be made to furnish your honorable body with any and all information requested.

Respectfully submitted,

W. G. BLACK,

Chief Engineer and Secretary State Highway Commission.

And referred to Committee on State Affairs.

A communication from the Catholic Men's Society of St. Joseph, N. Dak., urging legislative action against the Child Labor Amendment to the United States Constitution was read.

A communication signed by the President and Secretary of the W. C. T. U. of Temvik, N. Dak., urging legislative approval of the Child Labor Amendment to the United States Constitution was read.

Communications from the Fargo Church Federation and the First Methodist Episcopal Church of Fargo protesting the proposed repeal of the "anti-cigarette law," signed by C. W. Finwall, were read.

A letter from Mrs. E. E. Fletcher of Langdon, N. Dak., urging an increased appropriation for the Sheppard-Towner Act, was read.

Senator Kaldor moved that Rule 15 of the Joint Rules, printed in the Senate Journal on page 2 of Journal of Saturday, January 17, 1925, be adopted as a Joint Rule of the Nineteenth Legislative Assembly.

Which motion prevailed.

Senator Marshall moved that the rules of the Eighteenth Legislative Assembly be adopted as the permanent rules for the Nineteenth Legislative Assembly.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
January 17, 1925.

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

House Bill No. 51. A Concurrent Resolution by Mr. Burkhardt.

Also,

House Bill No. 17. A Bill for an Act to Repeal Section 2862 of the Compiled Laws of North Dakota for the Year 1913, Relating to Enforcement, Dairy Products Act.

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

Very respectfully,

J. C. MILLER,  
Chief Clerk.

MESSAGE FROM THE HOUSE

A message was received from the House stating that they had approved Joint Rule No. 15, relative to printing and mailing the Journal; also that they had passed a concurrent resolution introduced by Mr. Vogel relative to the punching of holes in only 250 copies of each Bill and Journal printed.

Senator Ployhar moved that a committee of three be appointed to confer with the printing commission before taking action on the concurrent resolution messaged from the House.

Which motion carried.

The Chair appointed Senators Ployhar, Page and Wog to act as such committee.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Senator Carey introduced:

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Sections 1 and 4 of Chapter 17 of the Session Laws of North Dakota for the Year 1921, Relating to the Control of Artesian Wells.

Which was read the first and second time and referred to the Committee on Irrigation and Drainage.

Senator Carey introduced:

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Section 1172 of the Compiled Laws of 1913, Relating to the Salary of School Treasurer in Common School Districts.

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

Senator Obert Olson introduced:

Senate Bill No. 65. A Bill for an Act to Establish the North Dakota State Corn Show and Making an Appropriation Therefor.

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

Senator Fredrickson introduced:

Senate Bill No. 66. A Bill for an Act Regulating the Practice of Chiroprody, Providing for the Examination and Licensing of Chiroprodists and Penalties for the Violation of this Act.

Which was read the first and second time and referred to the Committee on Public Health.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 17. A Bill for an Act to Repeal Section 2862 of the Compiled Laws of North Dakota for the Year 1913, Relating to Enforcement, Dairy Products Act.

Was read the first and second time and referred to the Committee on Agriculture.

House Bill No. 51. A Concurrent Resolution by Mr. Burkhardt.

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

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

L. T. May, Dickinson, N. Dak.; Prof. Suvain, Devils Lake, N. Dak.; Louis Leet, Webster, N. Dak.; Martin Larson, Webster, N. Dak.

Senator Murphy moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

FIFTEENTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 20, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the chaplain, Rev. C. J. Fyelling.

ROLL CALL.

All members present, except Senator Miklethun.

REVISION AND CORRECTION OF THE JOURNAL

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

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

WALTER H. SCHLOSSER,  
Chairman.

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

Senator Stevens asked to return to the Seventh Order of Business.

Senator Stevens moved that the President appoint a committee of three to conduct Former Lieutenant Governor Kraabel to the rostrum.

Motion prevailed.

The President appointed Senators Stevens, Steel and Fleckten.

Former Lieutenant Governor Kraabel was conducted to the rostrum and gave the following remarks:

Mr. President, Gentlemen: I think this is an unnecessary courtesy to show an old fogey like myself. I don't see very many old faces here, some continue to keep coming here, more, like myself, have been retired.

I have read with great interest what you have been doing so far, and I feel like congratulating you that you have come here with the spirit to get together and do something for the best interests of the state.

I want to assure you that it is received with a good deal of hope and compliments that you will get together and work for the best interests of the state, and I want to congratulate this Legislative Assembly on whatever efforts they make.

Senator Carey requested return of Senate Bill No. 64 for reconsideration, which request was granted.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
January 20, 1925.

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

House Bill No. 18. A Bill for an Act to Repeal Section 1454 of the Compiled Laws of North Dakota for 1913, Relating to Educational Library.

Also,

House Bill No. 21. A Bill for an Act to Repeal Section 1538 of the Compiled Laws of North Dakota for 1913, Relating to Library Commission.

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

Very respectfully,  
J. C. MILLER,  
Chief Clerk.

#### PETITIONS AND COMMUNICATIONS

The following communication from the Supreme Court of the United States pertaining to hearing on the Grain Grading Law, was read and Senator Hamilton moved that same be printed in the Journal.

Which motion prevailed.

#### SUPREME COURT OF THE UNITED STATES

No. 34—October Term, 1924.

George F. Shafer, Attorney General of North Dakota, et. al.,  
Appellants, vs. Farmers Grain Co., of Embden, et. al.

Appeal from United States District Court for North Dakota.

(January 5, 1925.)

This cause is restored to the docket for reargument on all the questions involved, particularly including the following:



1. Whether the North Dakota statute of 1922 differs materially in its provisions and operation from the statute of 1919 which was held invalid by this Court in *Lemke v. Farmers Grain Co.*, 258 U. S. 50, and *Lemke v. Homer Farmers Elevator Co.*, 258 U. S. 65.

2. Whether and to what extent section 17 of the statute of 1922 gives effect to and continues in force the provisions of the statute of 1919.

3. Whether and in what particulars the statute of 1922 encroaches upon the field of regulation occupied by the United States Grain Standards Act or conflicts with that Act or with its administration.

Office of the Clerk,  
SUPREME COURT OF THE UNITED STATES

Washington, D. C.

January 17, 1925.

The Secretary of North Dakota Senate,  
Bismarck, North Dakota.

Dear Sir:

I have the honor to acknowledge the receipt of the Resolution requesting the Supreme Court to expedite decision in the case of *The Farmers Grain Company of Embden, a corporation et. al., v. Shafer*, as Attorney General of the State of North Dakota, No. 34, of the October Term, 1924, and I beg to inform you that the case has been assigned for reargument on Tuesday, February 24th, at the head of the call.

I enclose herewith a copy of the order pointing out the points to be reargued.

WM. R. STANSBURN,  
Clerk.

The communication was referred to the Committee on Warehouses and Grain Grading.

Communications from:

The Parent Teachers Association of Aneta, signed by Mrs. M. A. Gunderson;

Also,

Calvary Evangelical Church, conveying a rising vote from the congregation and signed by the pastor, J. J. Gotheridge;

Also,

Glad Tidings Mission of Fargo, N. D., signed by D. B. Weintz, Supt.;

Also,

Members of the Broadway Methodist Episcopal Church of Fargo, N. D., signed by Jas. Anderson, Pastor;

All protesting passage of the Bill for the repeal of the anti-cigarette law.

Also,

A communication from the taxpayers of McIntosh County, requesting that taxes be reduced by this legislative body and signed by Emanuel Schock, Ashley, N. D., and sixty-one others;

Also,

A Communication from Residents of Richland County, asking legislative support to the Week-day Church School Bill, signed by M. E. McCutcheon and thirty-two others;

Also,

A communication from members of the Methodist Episcopal church of Bowesmont, N. D., petitioning against the repeal of the anti-cigarette bill, signed by Mrs. A. L. Everson and thirty-nine others.

#### REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 25. A Bill for an Act to appropriate the Sum of \$15,000.00 to the Board of Auditors as Provided for in Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920.

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

In line one of the title of the bill strike out the figures "\$15,000.00" and insert in lieu thereof the figures "\$10,000.00."

In line three of the printed bill strike out the figures "\$15,000.00" and insert in lieu thereof the figures "\$10,000.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 28. A Bill for an Act to Repeal Section 10960 of the Compiled Laws of North Dakota for the Year 1913, Relating to Society for the Friendless.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 29. A Bill for an Act to Repeal Sections 2670 and 2671 of the Compiled Laws of North Dakota for the Year 1913 and Chapter 72 of the Session Laws of 1923, Relating to Cruelty to Animals.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 31. A Bill for an Act to Repeal Section 335, of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to the Expenses of Publishing Notices of Sale of University and All Other Public Lands.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 32. A Bill for an Act to Repeal Section 362 of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to Expenses of Advertising the Common School Lands for Lease.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Reward and Apprehension of Criminals According to Chapter 200 of the Session Laws of 1917.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 35. A Bill for an Act Making an Appropriation of \$10,000.00 for the Florence Crittenden Home at Fargo, North Dakota.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 36. A Bill for an Act to Appropriate \$60,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of North Dakota, and to Meet Other Requirements Prescribed by Federal Statutes.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 49. A Bill for an Act Making an Appropriation of \$14,000.00 for the Maintenance of the Pure Seed Laboratory and Pure Seed Law Enforcement at the Agricultural College, Fargo, N. D.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 39. A Bill for an Act to Appropriate the Sum of \$90,000.00 for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 55. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$40,981.56 Credited to the Oil Inspection Special Fund to the General Fund of the State of North Dakota.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 54. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$10,181.24 Credited to the Hotel Inspection Fund to the General Fund of the State of North Dakota.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Select Joint Committee on Arrangements made the following report:

Mr. President: Your Select Joint Committee on Arrangements for the Joint Assembly held in the House Chamber on January 7th, beg leave to report the following bills which should be paid:

Hoskins-Myers for flowers and fern decorations.....	\$10.00
Wachter Transfer Company, moving piano to and from capitol .....	9.00
Elks Orchestra, for music .....	25.00
Total bills .....	\$44.00

C. W. CAREY,  
Chairman.

Senator Patterson moved for the adoption of the report. Which motion prevailed.

## ROLL CALL

The question being on the adoption of the committee report of the Select Joint Committee on Arrangements for the Joint Assembly, the roll was called, and there were ayes, 46; nays, none; absent and not voting, 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Porter
Baird	Magnuson	Ritchie
Bakken	Marshall	Rusch
Benson	Martin	Schlosser
Bond	McCrary	Seamands
Carey	McLachlin	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
McCoy	Mikelthun	Ployhar

So the report was adopted.

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

Which motion prevailed.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Stevens introduced:

Senate Bill No. 67. A Bill or an Act to Amend and Re-enact Chapter 6 of the Session Laws of North Dakota for the Year 1915.

Which was read the first and second time and referred to the Committee on Military Affairs.

Senator Martin introduced:

Senate Bill No. 68. A Bill for an Act to Establish a State Highway Commission, Prescribing Its Powers and Duties, Fixing the Salaries of the Commission and the Employees Thereof, Authorizing the Engagement of Employees and Repealing All Acts and All Parts of Acts in Conflict Herewith.

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

Senator Carey introduced:

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 4206 of the Compiled Laws of 1913, Relating to the Duties and Compensation of Township Treasurer.

Which was read the first and second time and referred to the Committee on Ways and Means.

Senator Rusch introduced:

Senate Bill No. 70. A Joint Resolution Relating to Interstate Bridges Across Rivers Forming Boundary Lines Between North Dakota, Minnesota, Wisconsin and South Dakota.

Which was read the first and second time and referred to the Committee on Federal Relations.

---

#### FIRST AND SECOND READING OF HOUSE BILLS.

House Bill No. 18. A Bill for an Act to Repeal Section 1454 of the Compiled Laws of North Dakota for 1913, Relating to Educational Library.

Was read the first and second time and referred to the Committee on Education.

House Bill No. 21. A Bill for an Act to Repeal Section 1538 of the Compiled Laws of North Dakota for 1913, Relating to Library Commission.

Was read the first and second time and referred to the Committee on Education.

---

#### COURTESIES OF THE FLOOR

Courtesies of the floor were requested for: Joseph Rowen, Langden, N. D.; Sheriff Kreeland, Langdon, N. D.; W. L. Dickey, Edgeley, N. D.; Ben Fedge, Williston, N. D.; A. E. Spicher, Minot, N. D.; L. A. White, Minot, N. D.; Geo. McFarland, Minot, N. D.; Mr. Olson, Ryder, N. D.; Nat'l Committeeman G. H. Garnett, St. Thomas, N. D.; Mr. and Mrs. Aloys Wartner, Harvey, N. D.; Mrs. Johnson, Harvey, N. D.; Ex-Senator Pendray, Jamestown, N. D.



TUESDAY, JANUARY 20, 1925

93

Senator Rusch moved that the Senate do now adjourn.

Which motion prevailed.

The Senate stands adjourned.

C. R. VERRY,  
Secretary.

## SIXTEENTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 21, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the chaplain, Rev. C. J. Fylling.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

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

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

On page 3, in line 7, after the word "in" correct the word to read "force."

On page 11, line 27, correct the spelling of "appropriate."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

## PETITIONS AND COMMUNICATIONS.

The following petitions and communications were received:

Communications relative to the proposed Child Labor Amendment from:

W. C. T. U., Mrs. Brandt, President; Mrs. Hogan, Secretary.

Also,

From North Dakota Federation of Women's Clubs, Valley City, signed by Lillian B. Boise, Secretary; Alice L. Stackhouse, President.

Also,

From North Dakota Federation of Women's Clubs, signed by Edna W. Ramstad, President; Cornelia L. Barton, Secretary.

Also,

From North Dakota Federation of Women's Clubs, signed by Mrs. F. T. Lemke, President; Mrs. M. E. Remmen, Secretary.

Also,

A petition signed by Mrs. R. L. Bennett, Inkster, and 107 others.

Also,

A Communication from the Methodist Episcopal Church of Bowesmont, N. D., on the Cigarette and Snuff Act, signed Silas E. Fairlan, Minister.

Also,

A communication in reference to collection of taxes, Senate Bill No. 4, signed L. F. Lesmeister, chairman of Pierce County Commissioners.

Also,

One urging the passage of House Bills Nos. 2, 3, 4 and 7, and Senate Bills Nos. 2 and 5, signed by J. M. Renz and 18 others.

#### MESSAGE FROM THE HOUSE

House Chamber,  
Bismarck, North Dakota,  
January, 21, 1925.

Mr. President: I have the honor to transmit herewith the following Joint Resolution introduced by Representative Laura B. Sanderson, that a Joint Committee, consisting of two members of the House to be appointed by the Speaker, to confer with a like committee of the Senate to arrange for a Lincoln Birthday Program, which the House passed and Mr. Speaker appointed the following members of the House: Representative Laura B. Sanderson and Representative Minnie B. Craig.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

The committee on Appropriations made the following report:

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

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses with Improvements and Repairs, Equipment and Miscellaneous Items for the State School for the Blind at Bathgate.

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

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 16. A Bill for an Act Making an Appropriation of \$1,175.00 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Sec-

tion 2711 to 2720, Inclusive, of the Compiled Laws of 1913 for North Dakota.

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

On line 1 of the title of the printed bill, strike out the figures "\$1,175.00" and insert in lieu thereof the figures "\$885.00."

On line 3 of the printed bill beginning with the fourth word change the line to read "\$885.00, or so"

On line 9 of the printed bill strike out the figures "\$80.00" and insert in lieu thereof the figures "\$20.00."

On line 10 of the printed bill strike out the figures "\$70.00" and insert in lieu thereof the figures "\$35.00."

On line 11 of the printed bill strike out the figures "\$150.00" and insert in lieu thereof the figures "\$25.00."

On line 12 of the printed bill strike out the figures "\$25.00" and insert in lieu thereof the figures "\$15.00."

On line 13 of the printed bill strike out the figures "\$70.00" and insert in lieu thereof the figures "\$20.00."

On line 14 of the printed bill strike out the figures "\$20.00" and insert in lieu thereof the figures "\$10.00."

On line 17 of the printed bill strike out the figures "\$1175.00" and insert in lieu thereof the figures "\$885.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 18. A Bill for an Act Making an Appropriation of \$15,000.00 to the State Regulatory Department for Paying Salaries, Clerkhire and Miscellaneous Expenses.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Provide for Compensation and Expenses of the Board of Trustees of the State Live Stock Sanitary Board.

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

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 38. A Bill for an Act Making an Appropriation of \$63,000.00 for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

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

On line 1 of the title of the printed bill, strike out the figures "\$63,000.00 and insert in lieu thereof the figures "\$35,000.00."

On line 3 of the printed bill, strike out the figures "\$63,000.00" and insert in lieu thereof the figures "\$35,000.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 41. A Bill for an Act Making an Appropriation for the General Expenses of the State Live Stock Sanitary Board and for the Glanders & Dourine and Bovine Tuberculosis Funds.

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

On line 3 of the printed bill, strike out the figures "\$125,750.00" and insert in lieu thereof the figures "\$125,650.00."

On line 10 of the printed bill, strike out the figures "\$450.00" and insert in lieu thereof the figures "\$400.00."

On line 15 strike out the words "Travel Expense" and insert in lieu thereof the words "Service and Expenses of Board's Agents."

On line 17 strike out the figures "\$700.00" and insert in lieu thereof the figures "\$650.00."

On line 21 strike out the figures "\$125,750.00" and insert in lieu thereof the figures "\$125,650.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Minimum Wage, Health and Morals of Women Workers, for Salary, Postage, Office Supplies, Printing, Traveling Expenses, Hearings, Conferences, Witness Fees, Legal Fees and Office Rent.

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

On line 3 of the printed bill strike out the figures "\$7,640.00" and insert in lieu thereof the figures "\$7,360.00."

On line 7, item 1, strike out the figures "\$3,240.00" and insert in lieu thereof the figures "3,600.00."

On line 6 strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$600.00."

On line 14, item 8, strike out the figures "\$400.00" and insert in lieu thereof the figures "\$360.00."

On the last line of the bill strike out the figures "\$7,640.00" and insert in lieu thereof the figures "\$7,360.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The courtesies of the floor were extended to the following:

Professor Swain, president of Mayville Normal, Mayville, N. D.; Attorney Phelps, Bowbells, N. D.; Howard Bird, Flaxton, N. D.; John Geiszley, Ashley, N. D.; John Haug, Fredonia, N. D.; H. L. Haussamen, Grafton, N. D.; E. Tufte, Leeds, N. D.; A. Host, Leeds, N. D.; Oscar Johnson, Leeds, N. D.; Emmett McKern, Edgeley, N. D.; Mr. and Mrs. John Dows, Grand Forks, N. D.; Mr. Leitz, Hebron, N. D.; L. L. Russell, New Rockford, N. D.; Geo. Sheppard, Hazelton, N. D.; W. Fransin, Hazelton, N. D.; Hon. John Ehr, Minot, N. D.; Ted. Kallvek, Kenmare, N. D.; Peter Larson, Kenmare, N. D.; E. C. Miner, Kenmare, N. D.; Mrs. W. R. Bond, Minot, N. D.; John Burke, Bismarck, N. D.; Elizabeth Burke, Bismarck, N. D.; E. B. Page, Leeds, N. D.; A. O. Smith, Rolette, N. D.; D. C. Moore, Grafton, N. D.; F. F. Vaughn, Cando, N. D.; F. C. Robeson, Cando, N. D.; Harry Lord, Cando, N. D.; J. A. Reese, Cando, N. D.;

Senator Tofsrud moved that Senate Bill No 6 be re-referred to the committee on Banks and Banking.

Which motion prevailed.

Senator Frederickson requested an extension of time for consideration of the Concurrent Resolution on the Child Labor Amendment.

Which motion prevailed.

Senator Steel moved that the Senate concur in the House Resolution and the President appoint a committee of two to act with the House members.

Which motion carried and the President appointed as such committee Senators Steel and Olson of Burleigh.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Senator Ingerson introduced:

Senate Bill No. 71. A Bill for an Act to Safeguard and Conserve the Assets of State Banks, Regulate and Control the Pledging or Hypothecating of the Assets of State Banks, Regulating and Controlling Rediscounts and Loans for State Banks, and Fixing the Ratio that the Assets Pledged and Hypothecated Shall Bear to the Banks Obligations Thereby Secured and Prescribing the Percentage of the Bank's Assets Which May be Pledged and Hypothecated, and Limiting Bills Payable in State Banks to Their Combined Capital and Surplus, Providing for Filing Such Contracts for Record in the State Examiner's Office and Authorizing the State Banking Board in Case of Emergency to Grant Relief, and Fixing the Penalty for the Violation Thereof.

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

Senator Martin introduced:

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Chapter 6, Session Laws of 1919, as Amended by Special Session Laws of 1919, as Amended by Chapter 84 Session Laws of 1921, Chapter 239 of the Session Laws 1923, Relating to the Licensing, Regulating and Supervising the Licensing and Inspection of Pool and Billiard Rooms, Ball and Pin Alleys, Dance Halls, Theaters, Moving Picture Shows, Taxicab or Auto Liveries, Places Where Soft Drinks are Retailed or Where Cigars and Tobacco are Sold, or Public Halls, Owned Privately and Used for Public Purposes; Providing Fees Therefore, Inspectors, Defining Powers and Duties and Repealing all Acts and Parts of Acts Inconsistent Therewith.

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

Senator Ingerson introduced:

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5159 and 5160, Compiled Laws of 1913, Providing that Securities Be Deposited, and Maintained by the Shareholder of State Banks, with the State Treasurer to the Amount of the Par Value of all State Bank Stock held by Persons, Corporations and Associations whatsoever, as a Guarantee for the Payment of Assessments, Providing Authority to Enforce the Collection of Assessments by Proceedings Against the Securities, as Provided by Law for Delinquent Shareholders.

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

Senator Ettestad introduced:

Senate Bill No. 74. A Bill for an Act Relating to the Assessment of Telephone Property, Providing for a Tax on Gross Earnings of Telephone Companies in Lieu of the General Property Tax on the Property of such Companies Used Exclusively in Connection with the Operation of their Telephone Business, and in Lieu of any Franchise or Excise or In-

come Tax Upon Such Companies; Repealing All Acts and Parts of Acts in Conflict Herewith.

Which was read the first and second time and referred to the Committee on Corporations other than Municipal.

Senator Hjelmstad introduced:

Senate Bill No. 75. A Joint Resolution memorializing Calvin Coolidge, President, and the Congress of the United States Pertaining to Future Wars.

Which was read the first and second time and referred to the Committee on Federal Relations.

Senator H. J. Rusch introduced:

Senate Bill No. 76. A Bill for an Act Providing for a Reduced Rate of Interest Upon Redemption of Real Estate Sold to the County for the Taxes of 1925 or any Prior Year and Still Held by the County, Provided Such Redemption is Made on or Before December 1, 1925.

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

Senator C. A. Ward introduced:

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 968, of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Section 201 of the Session Laws of 1923, Relating to the Disability of Electors in Marking their Ballots.

Which was read the first and second time and referred to the Committee on Elections and Election Privileges.

Senator C. M. Whitmer introduced:

Senate Bill No. 78. A Bill for an Act Levying a Tax on Dogs; Providing for the Collection of the same and Creating a Fund for the Purpose of Reimbursing the Owners of Live Stock or Fowls for Damage and Injury by Dogs; and for the Destruction of Dogs.

Which was read the first and second time and referred to the Committee on Livestock.

#### SENATE ROLL CALL

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 41; nays, 7; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patterson
Babcock	Kretschmar	Peck
Baird	Lynch	Ployhar
Bakken	Magnuson	Porter



Messrs.	Messrs.	Messrs.
Benson	Marshall	Rusch
Bond	Martin	Schlosser
Carey	McCoy	Seamands
Eastgate	McCrary	Steel
Ettestad	McLachlin	Stevens
Fredrickson	Murphy	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Patten	Whitmer
Miklethun	Ritchie	Wog
Olson, Barnes		

Absent and not voting:

Messrs.  
Storstad

So the bill passed and the title was agreed to.

Moved by Senator Patten that Senate Bill No. 25 be amended as follows: The figures "\$10,000" to be stricken out and the figures "\$15,000" inserted therein.

On presentation of amendment it was not sustained.

SENATE ROLL CALL

Senate Bill No. 25. A Bill for an Act to Appropriate the Sum of \$15,000.00 to the Board of Auditors as Provided for in Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 47; nays, 1; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCrary	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Tofsrud
Fredrickson	Olson, Barnes	Van Camp
Hamilton	Olson, Burleigh	Ward
Hart	Olson, Eddy-Foster	Whitman
Hjelmstad	Page	Whitmer
Ingerson	Pathman	Wog
Kaldor	Patterson	

Those voting in the negative were:

Messrs.

Patten

Absent and not voting:

Messrs.

Storstad

So the bill passed and the title was agreed to.

#### SENATE ROLL CALL

Senate Bill No. 28. A Bill for an Act to Repeal Section 10960 of the Compiled Laws of North Dakota for the Year 1913, Relating to Society for the Friendless.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 49; nays, none; absent and not voting, none.

Those voting in the affirmative were:

Messrs.

Atkins  
Babcock  
Baird  
Bakken  
Benson  
Bond  
Carey  
Eastgate  
Ettestad  
Fleckten  
Fredrickson  
Hamilton  
Hart  
Hjelmstad  
Ingerson  
Kaldor  
Kretschmar

Messrs.

Lynch  
Magnuson  
Marshall  
Martin  
McCoy  
McCroy  
McLachlin  
Miklethun  
Murphy  
Olson, Barnes  
Olson, Burleigh  
Olson, Eddy-Foster  
Page  
Pathman  
Patten  
Patterson

Messrs.

Peck  
Ployhar  
Porter  
Ritchie  
Rusch  
Schlosser  
Seamands  
Steel  
Stevens  
Storstad  
Tofsrud  
Van Camp  
Ward  
Whitman  
Whitmer  
Wog

So the bill passed and the title was agreed to.

#### SENATE ROLL CALL

Senate Bill No. 29. A Bill for an Act to Repeal Sections 2670 and 2671 of the Compiled Laws of North Dakota for the Year 1913 and Chapter 72 of the Session Laws of 1923, Relating to Cruelty to Animals.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 49; nays, none; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Seamands
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

SENATE ROLL CALL

Senate Bill No. 31. A Bill for an Act to Repeal Section 335, of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to the Expenses of Publishing Notices of Sale of University and All Other Public Lands.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 48; nays, none; absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Carey	McCrary	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Patten	Whitman
Kaldor	Pathman	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.  
Bond

So the bill passed and the title was agreed to.

## SENATE ROLL CALL

Senate Bill No. 32. A Bill for an Act to Repeal Section 362 of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to Expenses of Advertising the Common School Lands for Lease.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 49; nays, none; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

## SENATE ROLL CALL

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Reward and Apprehension of Criminals According to Chapter 200 of the Session Laws of 1917.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 49; nays, none; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad

Messrs.	Messrs.	Messrs.
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

#### SENATE ROLL CALL

Senate Bill No. 35. A Bill for an Act Making an Appropriation of \$10,000.00 for the Florence Crittenden Home at Fargo, North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 48; nays, none; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Van Camp
Bond	McCoy	Ritchie
Carey	McCrary	Rusch
Eastgate	McLachlin	Schlosser
Ettestad	Miklethun	Seamands
Fleckten	Murphy	Steel
Fredrickson	Olson, Barnes	Stevens
Hamilton	Olson, Burleigh	Storstad
Hart	Olson, Eddy-Foster	Tofsrud
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog
Absent and not voting:		

Messrs.  
Benson

So the bill passed and the title was agreed to.

Senator Fleckten moved that Senate Bill No. 36 be amended to read: In line 3, strike out "\$60,000" and place "\$30,000" in lieu thereof.

Which motion was lost.

#### SENATE ROLL CALL

Senate Bill No. 36. A Bill for an Act to Appropriate \$60,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of North Dakota, and to Meet Other Requirements Prescribed by Federal Statutes.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 41; nays, 8; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Rusch
Benson	Martin	Schlosser
Bond	McCoy	Seamands
Carey	McCrory	Steel
Eastgate	McLachlin	Stevens
Ettestad	Murphy	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Olson, Barnes	Whitmer
Hjelmstad	Patten	Wog
Miklethun	Ritchie	

So the bill passed and the title was agreed to.

Senator Ployhar moved that the vote by which Senate Bill No. 36 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### SENATE ROLL CALL

Senate Bill No. 49. A Bill for an Act Making an Appropriation of \$14,000.00 for the Maintenance of the Pure Seed Laboratory and Pure Seed Law Enforcement at the Agricultural College, Fargo, N. D.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 5; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patterson
Babcock	Kretschmar	Ployhar
Baird	Lynch	Ritchie
Bakken	Magnuson	Rusch
Benson	Marshall	Schlosser
Bond	Martin	Seamands
Carey	McCrory	Steel
Eastgate	McLachlin	Stevens
Ettestad	Miklethun	Storstad

Messrs.	Messrs.	Messrs.
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Wog
Ingerson	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
McCoy	Murphy	Peck
Porter	Whitmer	

So the bill passed and the title was agreed to.

#### SENATE ROLL CALL

Senate Bill No. 39. A Bill for an Act to appropriate the Sum of \$90,000.00 for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 49; nays, none; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

#### SENATE ROLL CALL

Senate Bill No. 55. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$40,981.56 Credited to the Oil Inspection Special Fund to the General Fund of the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 49; nays, none; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

#### SENATE ROLL CALL

Senate Bill No. 54. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$10,181.24 Credited to the Hotel Inspection Fund to the General Fund of the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 49; nays, none; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

Senator Ingerson asked a return to the Eighth Order of Business.



Senator Ingerson moved an extension of time be given the committee on Banks and Banking to further consider Senate Bills Nos. 2, 3, and 5.

Which motion prevailed.

Senator Kretschmar moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## SEVENTEENTH DAY

Senate Chamber,  
Bismarck, North Dakota.  
January 22, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the chaplain, Rev. C. J. Fyelling.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

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

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

On page 4, line 13, correct spelling of the word "figures."

On page 5, line 11, insert the figure "3" before the figure "2."

On page 6, line 22 from top of page, correct spelling of the word "licensing."

On page 6, line 10 from the bottom of page, correct spelling of word "delinquent."

On page 7, line 5, strike out the second "e" in "Hjelmstad."

On page 12, line 42, correct spelling of word "Appropriate."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Sen. Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

A communication was read from Frank Milhollan, President of the Board of Railroad Commissioners, regarding lignite rates.

Also one from the Governor as follows:

State of North Dakota,  
Office of the Governor,

Bismarck,  
January 21, 1925.

To the Honorable Walter J. Maddock, Lieutenant Governor,  
and Members of the Nineteenth Legislative Assembly of  
the State of North Dakota:

I have the honor to submit herewith for your consideration  
Concurrent Resolution No. 11 of the Legislative Assembly of  
the State of Florida touching the death of Martin Tabert.

Very truly yours,

A. G. SORLIE,  
Governor.

#### SENATE CONCURRENT RESOLUTION NUMBER 11.

By the Legislature of the State of Florida, Anent the Con-  
current Resolution Adopted by the Legislative Assembly of  
the State of North Dakota, Touching the death of Martin  
Tabert.

Whereas, the Legislature of the State of Florida, at the be-  
ginning of the present session, received from the Legislative  
Assembly of the State of North Dakota, a certified copy of  
a certain resolution adopted by the Assembly, touching the  
death of Martin Tabert, who died while a county convict un-  
der lease by Leon County to Putnam Lumber Company, of  
the State of Wisconsin, and, while exonerating the State of  
Florida of responsibility for the death of Martin Tabert, re-  
quested that the Legislature "cause a full investigation to be  
made of the circumstances surrounding the conviction, leas-  
ing and death of Martin Tabert, and to cause such action to  
be taken as will most surely and expeditiously lead to the  
punishment of all parties concerned"; and

Whereas, under authority of Senate Concurrent Resolution  
No. 1, a joint committee was appointed consisting of, Senators  
MacWilliams and Stokes, and Representatives Kennerly, Van  
Roy and Smith, and charged with the duty of investigating  
the subject matter of the resolution of the North Dakota As-  
sembly, to the end that appropriate action might be taken in  
the premises; and

Whereas, the joint committee with the assistance of As-  
sistants Attorney General Grimson and Kneeshaw, of North  
Dakota, have made thorough and complete investigation of  
the matter confided to them and have made report of their  
labors; and

Whereas, Messrs. Grimson and Kneeshaw have, by written  
communication addressed to the joint committee, expressed  
their satisfaction with the thoroughness and impartiality of

the investigation conducted by the joint committee, and have congratulated the joint committee and the people of Florida; and

Whereas, the Governor of Florida, by communication addressed to the Governor of North Dakota, dated March 2, 1923, ably and accurately stated the views of the people of Florida touching the subject of the Concurrent Resolution adopted by the Assembly of North Dakota; and

Whereas, the person charged with responsibility for the death of Martin Tabert is now under indictment in an appropriate judicial tribunal of this State, and will be brought to trial in the near future, further comment in this connection would be beyond the legitimate scope of this Resolution; and

Whereas, the Legislature of Florida, in obedience to the wishes of the people of this State, has at the present session enacted laws as follows:

(a) An Act prohibiting forever the leasing of County convicts. The leasing of State convicts having previously been prohibited.

(b) An Act prohibiting forever corporal punishment as a method of disciplining convicts or prisoners; and providing improved facilities for the humane treatment of convicts and prisoners; Therefore

Be It Resolved, by the Senate of the State of Florida, the House of Representatives concurring, in Legislature assembled in the State Capitol at Tallahassee:

1. That the Legislature of Florida acknowledges receipt of a certified copy of the Concurrent Resolution adopted by the Legislative Assembly of the State of North Dakota, and, in a spirit of amity and friendship, sends its greetings from the State of perpetual sunshine and incomparable opportunities to the splendid citizenship of the great State of North Dakota.

2. That the people of Florida, alive to the occasional abuses that have crept into the prison system of certain counties, viewed with indignation the facts developed by the investigation of the Joint Committee, and expressed their insistent demand that appropriate action be taken to bring to justice responsible persons, and that recreant public officials be removed from office, and that suitable laws be enacted that would render impossible a repetition of the deplorable conditions shown to have occasionally arisen in the county convict lease system.

3. That the people of Florida, while disclaiming responsibility for the death of Martin Tabert, deplore his unfortunate death and regret the circumstances attending it, and, through their Legislature tender their sincere condolence to his relatives.

4. That we endorse the communication of the Governor of Florida to the Governor of North Dakota, dated March 2, 1923, stating the attitude of the people of this State with respect to the death of Martin Tabert.

5. That, in obedience to the wishes of the people of Florida, the Legislature, now in session, has enacted appropriate legislation to render impossible a repetition of the circumstances attending the death of Martin Tabert.

6. That in due form of law, and by orderly procedure, the State of Florida is impartially prosecuting the person charged with responsibility for the death of Martin Tabert.

7. That the Governor of Florida is requested to transmit a copy of this Resolution under the Great Seal of the State, to the Governor of North Dakota with the request that it be laid before the Legislative Assembly of his State when next in session.

(Filed in office of Secretary of State, June 7, 1923.)

State of Florida,  
Office of Secretary of State.

I, H. Clay Crawford, Secretary of State of the State of Florida, do hereby certify that the above and foregoing is a true and correct copy of Senate Concurrent Resolution No. 11 of the Legislature of the State of Florida, Session 1923, as of record in this office.

Given under my hand and the Great Seal of the State of Florida at Tallahassee, the Capital, this the Fifteenth Day of January, A. D. 1925.

H. CLAY CRAWFORD,

(SEAL)

Secretary of State.

Senator Ployhar moved that the communication be referred to a special committee of three members appointed by the Chair, to draft a suitable resolution to be forwarded to the State of Florida.

Which motion prevailed, and the Chair appointed as such committee Senators Porter, Patterson and Fredrickson.

#### PETITIONS AND COMMUNICATIONS

Communications pertaining to the Anti-Cigarette Law and Child Labor Amendment, were read from the following:

Mrs. Eliza Crawford, Cooperstown, N. D.

W. C. T. U, of Cooperstown, signed by Mrs. Chester C. Piatt.

A communication was read from Ex-Lieutenant Governor Hyland acknowledging letter from the committee appointed by President Maddock to answer his previous communication.

SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT.

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 41. A Bill for an Act Making an Appropriation for the General Expenses of the State Live Stock Sanitary Board and for the Glanders & Dourine and Bovine Tuberculosis Funds.

Also,

Senate Bill No. 38. A Bill for an Act Making an Appropriation of \$35,000.00 for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Also,

Senate Bill No. 16. A Bill for an Act Making an Appropriation of \$885.00 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of 1913 for North Dakota.

Also,

Senate Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Minimum Wage, Health and Morals of Women Workers, for Salary, Postage, Office Supplies, Printing, Traveling Expenses, Hearings, Conferences, Witness Fees, Legal Fees and Office Rent.

And find the same correctly Engrossed.

C. J. OLSON,  
Chairman.

Senator Olson moved the adoption of the report, which motion prevailed.

MESSAGE TO THE HOUSE

Bismarck, North Dakota,  
January 22, 1925.

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

Senate Bills Nos. 20, 25, 28, 29, 31, 32, 34, 35, 36, 49, 39, 55, 54, 13, 16, 22 38 41, 43.

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

Very respectfully,

C. R. VERRY,  
Secretary.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to: Hans S. Kramstad and Martin Larson of Nome, N. D.; J. D. Beakey, Williston, N. D.; A. G. Tverberg and F. H. Goldstone, Grafton, N. D.; E. J. Weiser, Mrs. Fred Wilder and E. C. Geavey of Fargo, N. N.; Ed Pierce, Sheldon, N. D.; H. C. Berry, Dickinson, N. D.; Elmer Sorlie, Edgeley, N. D.; Matheas Dahl, John Otterson and Wm. Fransin of Hazelton, N. D.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Storstad Introduced:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 2093 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 228, Laws of 1917, Relating to the Matter of Listing Property for Taxation Purposes.

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

Senator Storstad introduced:

Senate Bill No. 80. A Bill for an Act Relating to School District Finances; Providing for the Time of Beginning and Ending of the Fiscal Year for School Districts; Providing that School Boards and Boards of Education Shall Annually Prepare a Budget; Providing for the Publicity of Such Budget; Providing for a Public Hearing in Regard to Proposed Expenditures; Providing for Tax Levies and Providing that all Expenditures must Conform to the Budget as Adopted.

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

Senator Stevens introduced:

Senate Bill No. 81. A Bill for an Act to Amend and Re-enact Section 425, Compiled Laws of North Dakota for the Year 1913, Relating to Compulsory Vaccination, and to Repeal Chapter 236, Laws of North Dakota for the Year 1919.

Which was read the first and second time and referred to the Committee on Public Health.

Senator Stevens introduced:

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Section 426, Compiled Laws of North Dakota for the Year 1913, Relating to the Duty of School Officials.

Which was read the first and second time and referred to the Committee on Public Health.

#### ROLL CALL

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses with Improvements and Repairs, Equipment and Miscellaneous Items for the State School for the Blind at Bathgate.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 48; nays, none; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.

Ingerson

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 16. A Bill for an Act Making an Appropriation of \$885.00 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of 1913 for North Dakota.

Was read the third time.



The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 49; nays, none; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Provide for Compensation and Expenses of the Board of Trustees of the State Live Stock Sanitary Board.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 49; nays, none; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Mikelthun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

## ROLL CALL

Senate Bill No. 38. A Bill for an Act Making an Appropriation of \$35,000.00 for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 49; nays, none; absent and not voting, none.

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Mikelthun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

## ROLL CALL

Senate Bill No. 41. A Bill for an Act making an Appropriation for the General Expenses of the State Live Stock Sanitary Board and for the Glanders & Dourine and Bovine Tuberculosis Funds.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 47; nays, one; absent and not voting, 1.

Messrs.	Messrs.	Messrs.
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Mikelthun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward

Messrs.	Messrs.	Messrs.
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	

Those voting in the negative were:

Messrs.  
 Martin  
 Absent and not voting:

Messrs.  
 Atkins

So the bill passed and the title was agreed to.

ROLL CALL.

Senate Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Minimum Wage, Health and Morals of Women Workers, for Salary, Postage, Office Supplies, Printing, Traveling Expenses, Hearings, Conferences, Witness Fees, Legal Fees and Office Rent.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 44; nays, 5; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCroy	Seamands
Eastgate	McLachlin	Steel
Ettestad	Mikelthun	Storstad
Fredrickson	Murphy	Tofsrud
Hamilton	Olson, Barnes	Van Camp
Hart	Olson, Burleigh	Ward
Hjelmstad	Olson, Eddy-Foster	Whitman
Ingerson	Page	Wog
Kaldor	Pathman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Ritchie	Whitmer
Patten	Stevens	

So the bill passed and the title was agreed to.

Senator Storstad moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
 Secretary.

## EIGHTEENTH DAY

Senate Chamber.  
Bismarck, North Dakota,  
January 23, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment the President presiding.

Prayer by the chaplain, Rev. C. J. Fylling.

## ROLL CALL

All members present except Senator Storstad.

## REVISION AND CORRECTION OF THE JOURNAL

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

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

On page 4, line 10 from the bottom, strike out the second "e" in "Frederickson."

On page 10, line 23 from the bottom, change the word "rotll" to "roll."

On page 10, line 22 from the bottom, change the word "aws" to "was."

On page 12, line 15 from the top, change the letter "c" in the word "expenses" to "s."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER.

Chairman.

Sen. Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Communications in regard to Repeal of Anti-Cigarette Law were received from the following:

C. W. Finwall, Fargo; H. A. Moe, Churchs Ferry; Bismarck Grocery Company, Bismarck, N. D., and 18 other wholesale grocery houses in North Dakota; John W. Siebert, Flaxton, N. D. and 60 others; A. G. Bylin, Norton, N. D.; T. A. Simpson, Park River, N. D.; Mrs. Clara W. Hendley, Epping, N. D.; Elizabeth C. Beasley, Fairdale, N. D.

Communications in regard to the Child Labor Amendment were received from the following:

Nonpartisan Club No. 125, Valley City, N. D., signed Mrs. Chas. Moordale, Secy.

Mrs. Amelia Burbridge, Park River, N. D.

Mrs. Chas. Moordale, Valley City, N. D.

W. C. T. U., Makoti, N. D., signed Mrs. A. P. Matson, Pres.

Women's Federation Clubs, of Pembina County, signed Olive A. Buchanan, Secretary.

Women's Federation Clubs of Pembina County, signed Mrs. F. B. Sullivan, Secy.

Mrs. P. O. Laurhammer, President of W. C. T. U., Fairdale. N. D.

N. Olson, Fordville, N. D.

Communication regarding an appropriation for child's welfare from Mrs. Lula Slagg, Garrison, N. D., and 19 others.

Communication from Governor Sorlie transmitting an Act from the Congress of the United States concerning celebration of the 200th anniversary of Geo. Washington's Birthday, was read and the President referred it to the Ways and Means Committee.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
January 22, 1925.

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

Senate Bill No. 11.

Senate Bill No. 10.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

## MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
January 22, 1925.

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

House Bill No. 19. A Bill for an Act to Repeal Section 1626B of the Compiled Laws of North Dakota for the Year 1913, Relating to Milling Experiments.

Also,

House Bill No. 42. A Bill for an Act Making an Appropriation of \$16,200.00 to Provide for the Payment of a Loan Made to the State Normal School at Dickinson, North Dakota.

Also,

House Bill No. 16. A Bill for an Act to Repeal Chapter No. 116 of the Session Laws of 1921.

Also,

A Concurrent Resolution, No. 77.

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

Very respectfully,

J. C. MILLER,  
Chief Clerk.

## REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

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

Senate Bill No. 7. A Bill for an Act Making an Appropriation of \$1,525.48 to Pay an Existing Deficit in the Mine Inspection Department.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 15. A Bill for an Act Making an Appropriation of \$124,000.00 for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

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

On line one of the title of the printed bill strike out the figures "\$124,000.00" and insert in lieu thereof the figures "\$112,000.00."

On line three strike out the figures "\$124,000.00" and insert in lieu thereof the figures "\$112,000.00."

On line seven strike out the figures "\$80,000.00" and insert in lieu thereof the figures "\$70,000.00."

On line eleven strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$4,000.00."

On line thirteen strike out the figures "\$124,000.00" and insert in lieu thereof the figures "\$112,000.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 19. A Bill for an Act Making an Appropriation of \$25,750.00 for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

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

On line one of the title of the printed bill, strike out the figures "\$25,750.00" and insert in lieu thereof the figures "\$21,350.00."

On line three of the printed bill, strike out the figures "\$25,750.00" and insert in lieu thereof the figures "\$21,350.00."

On line seven of the printed bill, strike out the figures "\$6,000.00" and insert in lieu thereof the figures "\$5,000.00."

On line ten of the printed bill, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,400.00."

On line twelve, strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,000.00."

Strike out all of lines thirteen and fourteen.

On line twenty strike out the figures "\$800.00" and insert in lieu thereof the figures "\$400.00."

On line twenty-three strike out the figures "\$1,200.00" and insert in lieu thereof the figures "\$1,000.00."

On line twenty-four strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00."

On line twenty-five correct the spelling of the word "parks."

On line twenty-seven strike out the figures "\$25,750.00" and insert in lieu thereof the figures "\$21,350.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 23. A Bill for an Act Making an Appropriation of \$12,400.00 for the Purpose of Paying the General Expenses of Carrying Out the Provisions of Chapter 168 of the Session Laws of 1919, Relating to Mine Inspection.

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

On line one of the title of the printed bill strike out the figures "\$12,400.00" and insert in lieu thereof the figures "\$10,200.00."

On line three strike out the figures "\$12,400.00" and insert in lieu thereof the figures "\$10,200.00."

On line nine strike out the figures "\$600.00" and insert in lieu thereof the figures "\$300.00".

On line thirteen strike out the figures "\$400.00" and insert in lieu thereof, the figures "\$200.00."

On line fourteen strike out the figures "\$600.00" and insert in lieu thereof the figures "\$400.00".

Strike out all of lines sixteen and seventeen.

On line nineteen strike out the figures "\$12,400." and insert in lieu thereof the figures "\$10,200."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.



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

The committee on Appropriations made the following report:

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

Senate Bill No. 26. A Bill for an Act Making an Appropriation of \$12,000.00 for the Use of the Board of Administration in Administering Child Welfare Laws.

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

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 37. A Bill for an Act to appropriate the sum of \$38,208.34, or so much thereof as may be needed, for the purpose of paying certain revenue warrants issued by the Board of Trustees of the State Industrial School and School for Manual Training at Ellendale for the repayment of \$35,000.00 borrowed and used for the erection of a building at such school; and providing the manner of repayment of same with unpaid interest.

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

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 48. A Bill for an Act to appropriate the sum of six hundred dollars to pay Miss Leila Diesem, LaMoure, North Dakota, for services rendered in connection with the compilation of the Blue Book for North Dakota for the year 1919, under the direction of the Secretary of State.

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

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 24. A Bill for an Act to Appropriate the Sum of \$5,000.00 for the Use and Benefit of the Great Lakes-St. Lawrence Tidewater Association.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

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

Senator Lynch moved that the absent Senator be excused.

Which motion prevailed.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to W. C. Mowery, Andreas Baltzer, J. Arthur Solien and O. F. Bryant of Napoleon, N. D.; Geo. Duemeland, Bismarck, N. D.; Axel McDonald, Glencoe, N. D.; August Benz, Moffit, N. D.; James Austin, Grand Forks, N. D.; W. C. Taylor, LaMoure, N. D.; G. J. Bohle, Forbes, N. D.; P. E. Schley, New Rockford, N. D.; J. C. Severtson, Sheyenne, N. D.; Pres. E. F. Riley, School of Science, Wahpeton, N. D.; F. J. Gronvold, Rugby, N. D.; John Hoag, Fredonia, N. D.

Senator Hjelmstad moved that 1,000 additional copies of Senate Bill No. 61 be printed.

Which motion prevailed.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator C. J. Olson introduced:

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Sections 869 and 983 of the Compiled Laws of 1913, as Amended and Re-enacted by Chapter 119, Session Laws of 1919, as Amended and Re-enacted by Chapter 212, Session Laws of 1923, Relating to the Conduct of Primary and General Elections.

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

Senator Bond introduced:

Senate Bill No. 84. A Bill for an Act to Amend and Re-enact Section 319 of the Compiled Laws of North Dakota for 1913, Relating to Redemption of State and School Lands, on which the Contracts have Been Cancelled.

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

Senator Kaldor introduced:

Senate Bill No. 85. A Bill for an Act to Amend Chapter 312, Laws of 1923, Relating to the State Income Tax Imposed on Incomes of Individuals, Fiduciaries, Corporations, Joint Stock Companies or Associations and Insurance Companies in the State of North Dakota.

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

Senator Kaldor introduced:

Senate Bill No. 86. A Bill for an Act to Amend and Re-enact Section 2094 and Section 2122 of the Compiled Laws of 1913, Relating to the Manner of Listing and Assessing Personal Property; to Repeal Sections 2102 and 2103, Compiled Laws 1913, and Chapter 232, Session Laws of 1915; to Amend and Re-enact Chapter 68, Special Session Laws of 1919 Relating to the Situs of Property for Taxation; to Amend and Re-enact Section 2101, Compiled Laws of 1913, Relating to Time and Place of Listing Taxable Property; and to Repeal All Acts and Parts of Acts in Conflict Therewith.

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

Senator Ployhar introduced:

Senate Bill No. 87. A Bill for an Act to Amend and Re-enact Section 4560 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Manner of Keeping Record of Business Transactions, Stock Book, Publicity, by Corporations.

Which was read the first and second times and referred to the Committee on Corporations other than Municipal.

Senator Ployhar introduced:

Senate Bill No. 88. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota Providing for the Election of County Officials.

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

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 16. A Bill for an Act to Repeal Chapter No. 116 of the Session Laws of 1921.

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

House Bill No. 19. A Bill for an Act to Repeal Section 1626B of the Compiled Laws of North Dakota for the Year 1913, Relating to Milling Experiments.

Was read the first and second time and referred to the Committee on State affairs.

House Bill No. 42. A Bill for an Act Making an Appropriation of \$16,200.00 to Provide for the Payment of a Loan Made to the State Normal School at Dickinson, North Dakota.

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

House Concurrent Resolution No. 77, was read the first and second time.

Senator Rusch moved that the rules be suspended and the Concurrent Resolution No. 77 be placed on final passage.

Which motion prevailed.

Senator Stevens moved that the Senate do concur in the Resolution.

Motion carried.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
January 22, 1925.

Mr. Speaker: I have the honor to return herewith the following:

A House Concurrent Resolution No. 77.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Hamilton requested an extension of time for consideration of Senate Bills Nos. 59, 61 and 62, which request was granted.

Senator Eastgate moved that the Senate do now adjourn.

Which motion prevailed.

The Senate stands adjourned.

C. R. VERRY,  
Secretary.

NINETEENTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 24, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment.

The President presiding.

Prayer by the Chaplain, Rev. C. J. Fylling.

ROLL CALL

All members present, except Senators Kretschmar, Murphy and Storstad.

REVISION AND CORRECTION OF THE JOURNAL

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

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

On line 4 from bottom of page 2 correct spelling of word "unchanged."

On bottom line of page 4 correct spelling of words "the figures." ' ' , ' ,

On line 4 from top of page 5 correct spelling of word "figures."

On line 18 from top of page 7 correct spelling of "Kretschmar."

On line 4 from top of page 8 correct spelling of "redemption."

And when so corrected recommend that the same be approved.

OBERT A. OLSON,  
Acting Chairman.

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

## REPORTS OF STANDIDNG COMMITTEES

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 10. A Bill for an Act Making an Appropriation of \$4,027.76 to Pay an Existing Deficit in the Amount Appropriated for the Eighteenth Legislative Assembly Per Diem and Expenses.

Also,

Senate Bill No. 11. A Bill for an Act to Appropriate \$1,000.00 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 15. A Bill for an Act Making an Appropriation of \$112,000.00 for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Also,

Senate Bill No. 19. A Bill for an Act Making an Appropriation of \$21,350.00 for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Also,

Senate Bill No. 23. A Bill for an Act Making an Appropriation of \$10,200.00 for the Purpose of Paying the General Expenses of Carrying Out the Provisions of Chapter 168 of the Session Laws of 1919, Relating to Mine Inspection.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

## MOTIONS AND RESOLUTIONS

Senator Benson moved that the report on Senate Bill No. 9 be delayed until Tuesday when Senator Kretschmar will have returned.

Which motion prevailed.

Senator Eastgate moved to excuse all absent Senators.

Which motion prevailed.

Senator Patterson moved that a committee of three be appointed to investigate the case of R. G. Dahlman, an inmate of the Penitentiary who has been confined to his cot for five months with a fractured skull received during the period of punishment for violation of rules of the institution.

Which motion prevailed and the Chair appointed as such committee, Senators Patterson, Seamands and Ettestad.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to the following:

A. W. Fowler of Fargo; ex-Sen. John Beck of Sheridan county; ex-Sen. Lynn J. Sperry of Bismarck; County Attorney McDonald, Minnewaukan; ex-Senator Davis, Sheridan county; Hon. John Sherman, Steele; John Colby, Towner.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Carey introduced

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 1165 of the Compiled Laws of North Dakota for the Year 1913. Relating to Bond of Treasurer of Common School District and Approval Thereof, Bond of Treasurer in Case of Failure to Elect a Successor, Vacancies, Duties of County Treasurer in Case a Vacancy Exists and Compensation of County Treasurer when Performing Duties of School District Treasurer.

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

The Committee on Appropriations introduced

Senate Bill No. 90. A Bill for an Act Making an Appropriation of \$76,230.00 For the Completion and Furnishing of the Liberty Memorial Building and for the Installation of a New Generator in the Capital Building Power House.

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

Senator Ingerson introduced

Senate Bill No. 91. A Bill for an Act to Prohibit the Borrowing of Money From State Banks by its Officers or Directors and Declaring Such Borrowing to Be a Larceny.

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

Senator Van Camp introduced

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2486 of the Compiled Laws of the State of

North Dakota for the Year 1913, Relating to Drain Kept Open and in Repair. Cost of.

Which was read the first and second time and referred to the Committee on Irrigation and Drainage.

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Section 1172 of the Compiled Laws of 1913, Relating to the Salary of School Treasurer in Common School Districts.

Which was recalled by Senator Carey, was re-introduced.

### THIRD READING OF SENATE BILLS

#### SENATE ROLL CALL

Senate Bill No. 7. A Bill for an Act Making an Appropriation of \$1,525.48 to Pay an Existing Deficit in the Mine Inspection Department.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 36; nays, 4; absent and not voting 9

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Patterson
Babcock	Kaldor	Pathman
Baird	Lynch	Peck
Bakken	Magnuson	Ployhar
Benson	Marshall	Rusch
Bond	McCoy	Seamands
Eastgate	McCroy	Steel
Ettestad	McLachlin	Stevens
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Whitman
Hjelmstad	Page	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Patten	Ritchie
Miklethun		

Absent and not voting:

Carey	Murphy	Storstad
Kretschmar	Porter	Ward
Martin	Schlosser	Whitmer

So the bill passed and the title was agreed to.

The President declared the emergency clause carried.

#### SENATE ROLL CALL

Senate Bill No. 15. A Bill for an Act Making an Appropriation of \$124,000.00 for the Maintenance of the State



Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 44, nays none, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Seamands
Carey	McCrorry	Steel
Eastgate	McLachlin	Stevens
Ettestad	Miklethun	Tofsrud
Fleckten	Olson, Barnes	Van Camp
Fredrickson	Olson, Burleigh	Ward
Hamilton	Olson, Eddy-Foster	Whitman
Hart	Page	Whitmer
Hjelmstad	Pathman	Wog
Ingerson	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	Porter	Storstad
Murphy	Schlosser	

So the bill passed and the title was agreed to.

#### SENATE ROLL CALL

Senate Bill No. 19. A Bill for an Act Making an Appropriation of \$25,750.00 for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays none, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patterson
Babcock	Magnuson	Peck
Bakken	Marshall	Ployhar
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Eastgate	McCrorry	Seamands
Ettestad	McLachlin	Steel
Fleckten	Miklethun	Stevens
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp

Messrs.	Messrs.	Messrs.
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Baird	Murphy	Schlosser
Carey	Porter	Storstad
Kretschmar		

So the bill passed and the title was agreed to.

#### SENATE ROLL CALL

Senate Bill No. 23. A Bill for an Act Making an Appropriation of \$12,400.00 for the Purpose of Paying the General Expenses of Carrying Out the Provisions of Chapter 168 of the Session Laws of 1919, Relating to Mine Inspection.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 42, nays, none; absent and not voting, 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patten
Babcock	Lynch	Patterson
Bakken	Magnuson	Peck
Benson	Marshall	Ployhar
Bond	Martin	Ritchie
Carey	McCoy	Rusch
Eastgate	McCrary	Seamands
Ettestad	McLachlin	Steel
Fleckten	Miklethun	Stevens
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Whitman
Hjelmstad	Page	Whitmer
Ingerson	Pathman	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Baird	Porter	Storstad
Kretschmar	Schlosser	Ward
Murphy		

So the bill passed and the title was agreed to.

#### SENATE ROLL CALL

Senate Bill No. 26. A Bill for an Act Making an Appropriation of \$12,000.00 for the Use of the Board of Administration in Administering Child Welfare Laws.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 41, nays 1, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Peck
Babcock	Marshall	Ployhar
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fredrickson	Olson, Barnes	Stevens
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog
Lynch	Patterson	

Those voting in the negative were:

Messrs.

Fleckten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Baird	Murphy	Storstad
Carey	Porter	Ward
Kretschmar		

So the bill passed and the title was agreed to..

Senator Fleckten explained his vote on Senate Bill No. 26: "I want to vote 'No' on this bill for the reason that an excessive salary is attached to the director's (salary) of this department. There is a salary of \$6000 and also an item of expense of \$2000 for the biennial. That means this person in charge is being paid as much as \$4000 a year; \$3,000.00 is 'clear velvet;' \$1000 takes care of all expenses. I, therefore, will vote 'No' on this bill."

#### SENATE ROLL CALL

Senate Bill No. 37. A Bill for an Act to Appropriate the Sum of \$38,208.34, or So Much Thereof as May Be Needed, for the Purpose of Paying Certain Revenue Warrants Issued by the Board of Trustees of the State Industrial School and School for Manual Training at Ellendale for the Repayment of \$35,000.00 Borrowed and Used for the Erection of a Building at Such School; and Providing the Manner of Repayment of Same with Unpaid Interest.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 30, nays 10, absent and not voting 9.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Kaldor	Pathman
Babcock	Lynch	Ployhar
Bakken	Magnuson	Rusch
Bond	Marshall	Schlosser
Eastgate	Martin	Seamands
Ettestad	McCoy	Steel
Fredrickson	McCrory	Stevens
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Ingerson	Page	Whitman

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Benson	Olson, Barnes	Peck
Fleckten	Patten	Ritchie
Hjelmstad	Patterson	Wog
Miklethun		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Baird	McLachlin	Storstad
Carey	Murphy	Ward
Kretschmar	Porter	Whitmer

So the bill passed and the title was agreed to..

#### SENATE ROLL CALL

Senate Bill No. 48. A Bill for an Act to appropriate the sum of Six Hundred Dollars to Pay Miss Leila Diesem, LaMoure, North Dakota, for Services Rendered in Connection With the Compilation of the Blue Book for North Dakota for the Year 1919, Under the Direction of the Secretary of State.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 36, nays 4, absent and not voting 9.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Lynch	Pathman
Babcock	Magnuson	Patten
Benson	Marshall	Patterson
Bond	Martin	Peck
Eastgate	McCoy	Ployhar
Ettestad	McCrory	Ritchie
Fredrickson	McLachlin	Rusch

Messrs.	Messrs.	Messrs.
Hamilton	Miklethun	Seamands
Hart	Olson, Barnes	Stevens
Hjelmstad	Olson, Burleigh	Tofsrud
Ingerson	Olson, Eddy-Foster	Van Camp
Kaldor	Page	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Schlosser	Wog
Fleckten		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Baird	Murphy	Storstad
Carey	Porter	Ward
Kretschmar	Steel	Whitmer

So the bill passed and the title was agreed to..

The President announced the emergency clause carried.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
January 24, 1925.

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

Senate Bills Nos. 7, 15, 19, 23, 26, 37, 48.

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

Very respectfully,

C. R. VERRY,  
Secretary.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota.  
January 24, 1925.

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

House Bill No. 1. A Bill for an Act to Amend and Re-enact Section 2185, Compiled Laws of North Dakota, for the Year 1913, as Amended by Chapter 67 of the 1919 Special Session and as Amended by Chapter 320 of the 1923 Session, Relating to Real Estate Taxes Due and Delinquent, and Penalty and Interest Thereon.

Also,

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 2191 of the Compiled Laws of North Dakota for the Year 1913, Relating to Tax Sales.

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

Very respectfully,  
J. C. MILLER,  
Chief Clerk.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 2191 of the Compiled Laws of North Dakota for the Year 1913, Relating to Tax Sales.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 1. A Bill for an Act to Amend and Re-enact Section 2185, Compiled Laws of North Dakota, for the Year 1913, as Amended by Chapter 67 of the 1919 Special Session and as Amended by Chapter 320 of the 1923 Session, Relating to Real Estate Taxes Due and Delinquent, and Penalty and Interest Thereon.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

Senator Hamilton moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

TWENTY-FIRST DAY.

Senate Chamber,  
Bismarck, North Dakota,  
January 26, 1925.

The Senate convened at 2:00 o'clock P. M., Pursuant to adjournment, the President presiding.

Prayer by the chaplain, Rev. S. F. Halfyard.

ROLL CALL

All members present except Senators Carey, Kretschmar, Storstad and Ward.

REVISION AND CORRECTION OF THE JOURNAL

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

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

On line 3 from bottom of page 2, change the figure "11" to "9."

In line 9 from bottom of page 4, strike out words "Olson, Barnes" and insert the same after the word "McLachlin" in line 19.

In line 8 from bottom of page 6, strike out word "Atkins" and insert same after word "Messrs." line 25.

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

## PETITIONS AND COMMUNICATIONS

Communications from the following were received and read:

American Legion, Devils Lake, N. D., commending the Highway Commission in its policy of employing ex-service men, signed by John F. Olson, Adjutant.

A communication favoring the anti-cigarette bill from the board of county commissioners of Burke county, signed by W. C. Mitchell, chairman.

A communication favoring the passage of the Child Labor Amendment from Grand Forks Trades and Labor Assembly, signed by M. D. Eide, Secretary and Treasurer.

A Communication favoring the passage of the Child Labor Amendment from the W. C. T. U. of Hunter, N. D., signed by Mary A. McLachlin, President.

A communication from the Depositors Guaranty Fund Commission offering all information in their possession to the Legislature as to such department, signed by Gilbert Semingson, Secretary.

## REPORTS OF STANDING COMMITTEES

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 6. A Bill for an Act to Amend and Re-enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 176 of the Laws of the Legislative Session for the Year 1915.

Have had the same under consideration and recommend that the same be indefinitely postponed.

RALPH INGERSON,  
Chairman.

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

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 5. A Bill for an Act to Amend and Re-enact Sections 6072 and 6073 of the Compiled Laws of the State of North Dakota for the Year 1913 as Amended by Chapter 176 of the Session Laws of North Dakota for the Year 1915, Relating to the Legal Rate of Interest and Usury.



Have had the same under consideration and recommend that the same be indefinitely postponed.

RALPH INGERTSON,  
Chairman.

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

Senator Steel moved that action on the committee report on Senate Bill No. 3 be deferred till Tuesday's session.

Roll call demanded and granted.

ROLL CALL

The question being on the motion to defer action on Committee report on Senate Bill No. 3, the roll was called, and there were ayes 25, nays 19, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Murphy	Schlosser
Baird	Olson, Burleigh	Seamands
Bond	Page	Steel
Eastgate	Pathman	Stevens
Hart	Peck	Storstad
Kaldor	Ployhar	Van Camp
Lynch	Porter	Whitman
McCoy	Rusch	Wog
McLachlin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Barnes
Bakken	Magnuson	Olson, Eddy-Foster
Benson	Marshall	Patten
Ettestad	Martin	Patterson
Fleckten	McCroery	Ritchie
Fredrickson	Miklethun	Whitmer
Hjelmstad		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Tofsrud	Ward
Kretschmar		

Passed:

Messrs.  
Hamilton

So the motion prevailed.

Senator Steel moved that action on the committee report on Senate Bill No. 2 be deferred till Tuesday's session.

## ROLL CALL

The question being on the motion to defer action on committee report of Senate Bill No. 2, the roll was called and there were ayes 24, nays 21, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Rusch
Baird	McLachlin	Schlosser
Bond	Murphy	Seamands
Eastgate	Olson, Burleigh	Steel
Fleckten	Page	Stevens
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Lynch	Porter	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fredrickson	McCrorry	Ritchie
Hamilton	Miklethun	Whitmer
Hjelmstad	Olson, Barnes	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Storstad	Ward
Kretschmar		

So the motion prevailed.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 62. A Bill for an Act Entitled, An Act Relating to the Sale of Cigarettes, and Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes; Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing of Bond; Providing for the Levy. Assessment. Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof, and Penalty for Violation of This Act; and Defining the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing that Any Person Violating This Act May Be Enjoined and that Any Building or Premises Made Use Of for Purposes in Violation of This Act Shall Be Deemed a Nuisance and Abated by Injunction.

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

In the title of the bill, in line 10 ,after the word "act" strike out the word "may" and substitute in lieu thereof the word "shall."

Also in line 8 of Section 8 after the word "corporation" strike out "may" and substitute in lieu thereof the word "shall."

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted.

Mr. President: A minority of your Committee on State Affairs to whom was referred

Senate Bill No. 62.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN L. MIKLETHUN,  
F. F. BABCOCK.

Seazator Miklethun moved the minority report on Senate Bill No. 62 be substituted for the majority report.

ROLL CALL

The question being on the adoption of the minority committee report on Senate Bill No. 62, the roll was called, and there were ayes 10, nays 33, absent and not voting 5, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Kaldor	McCrary
Bakken	Magnuson	Miklethun
Bond	Marshall	Olson, Barnes
Hjelmstad		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McLachlin	Ritchie
Baird	Murphy	Rusch
Eastgate	Olson, Burleigh	Schlosser
Ettestad	Olson, Eddy-Foster	Seamands
Fredrickson	Page	Steel
Hamilton	Pathman	Stevens
Hart	Patten	Tofsrud
Ingerson	Patterson	Van Camp
Lynch	Peck	Whitman
Martin	Ployhar	Whitmer
McCoy	Porter	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Kretschmar	Ward
Carey	Storstad	

Passed:

Messrs.  
Fleckten

So the motion on adoption of the minority report was lost.

The question being on the adoption of the motion by Senator Hamilton on Senate Bill No. 62, said motion prevailed.

Senator Bond explained his vote: "I vote 'aye' on Senate Bill No. 62 for the reason that I wish to know first what becomes of Senate Bill No. 61."

Senator Benson requested the recall of Senate Bill No. 19 from the House for further action by the Senate. Request granted.

Senator Stevens requested Senate Bill No. 67 be withdrawn. Request granted.

Senator Rusch moved that a committee of three be appointed to devise means for aiding the G. A. R. financially to attend the annual encampment to be held at Fargo, N. D.

Which motion prevailed.

The President appointed the following as such committee: Senators Rusch, Stevens, and Ritchie.

Senator Rusch moved that all absent Senators be excused.

Which motion prevailed.

Senator Benson moved to reconsider the vote by which Senate Bill No. 19 was passed.

Which motion prevailed.

Senator Benson moved that Senate Bill No. 19 be referred to the Committee on Appropriations for further consideration.

Which motion prevailed.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Patten introduced:

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out and Maintaining General Supervision and Regulation of Grain Grading, Elevator Accounting, Bonding, Licensing, and Inspection of Elevators, Warehouses and Flour Mills, in the Handling of All Agricultural Products.

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

Senator Patten introduced:

Senate Bill No. 94. A Bill for an Act to Amend and Re-enact Section 6854, Compiled Laws of 1913, Being an Act Relating to Threshers' Liens.

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

Senator Lynch introduced:

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Chapter 91 of the Session Laws of 1921 of the State of North Dakota Relating to the Taking of Promissory Notes in Renewal of Notes Already Held by Banks, Other Corporations or Individuals and Affecting Their Legality.

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

Senator Magnuson introduced:

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Section 4884 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Contingency Reserves of Life Insurance Companies.

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

Senator Magnuson introduced:

Senate Bill No. 97. A Bill for an Act to Amend and Re-enact Section 6624, Compiled Laws of 1913, Relating to Liability of Fire Insurance Companies.

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

Senator Benson introduced:

Senate Bill No. 98. A Bill for an Act Fixing the Maximum Rate that Railroad Companies May Charge for the Transportation of Lignite Within the State of North Dakota.

Which was read the first and second time and referred to the Committee on Railroads.

Senator Magnuson introduced:

Senate Bill No. 99. A Bill for an Act to Amend and Re-enact Sub-section 3 of Section 6635c of the Compiled Laws of North Dakota for the Year 1913, Relating to the Incontestable Clause to Be Included in the Required Provisions of Life Policies.

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

## MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
January 26, 1925.

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

House Bill No. 46. A Bill for an Act Making an Appropriation of \$262,380.00 to the State Training School, Mandan, North Dakota, for the Current and Contingent Expenses, Maintenance, New Buildings, Equipment and Miscellaneous Items, for the Biennium Beginning July 1st, 1925, and Ending June 30th, 1927.

Also,

House Bill No. 25. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses, Improvements and Repairs and Equipment for the State Normal School at Dickinson.

Also,

House Bill No. 39. A Bill for an Act Making an Appropriation to Pay the Salary, Travel Expenses and Miscellaneous Items of the State Transportation Officer.

Also,

House Bill No. 29. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, Mayville, and for Equipment and Improvements and Repairs.

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

Very respectfully,

J. C. MILLER,  
Chief Clerk.

## FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 25. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses, Improvements and Repairs and Equipment for the State Normal School at Dickinson.

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

House Bill No. 29. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, Mayville, and for Equipment and Improvements and Repairs.

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

House Bill No. 39. A Bill for an Act Making an Appropriation to Pay the Salary, Travel Expenses and Miscellaneous Items of the State Transportation Officer.

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

House Bill No. 46. A Bill for an Act Making an Appropriation of \$262,380.00 to the State Training School, Mandan, North Dakota, for the Current and Contingent Expenses, Maintenance, New Buildings, Equipment and Miscellaneous Items, for the Biennium Beginning July 1st, 1925, and Ending June 30th, 1927.

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

### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 11. A Bill for an Act to appropriate \$1,000.00 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons.

Senate Bill No. 10. A Bill for an Act Making an Appropriation of \$4,027.76 to Pay an Existing Deficit in the Amount Appropriated for the Eighteenth Legislative Assembly Per Diem and Expenses.

And the President signed the same in the presence of the Senate.

### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
January 26, 1925.

Mr. President: I have the honor to return herewith the following bills at your request:

Senate Bill No. 19. A Bill for an Act Making an Appropriation of \$25,750.00 for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to the following: M. A. McDonald, Walhalla, N. D.; Monseigneur Baker, E. H. Briggs, E. J. Pegg and Col. D. S. Ritchie of Valley City, N. D.

Senator Porter moved that the Senate do now adjourn,  
which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.



TWENTY-SECOND DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 27, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President presiding.

Prayer by the chaplain, Rev. S. F. Halfyard.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

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

Strike out the balance of line ten after the comma, and all of lines 11, 12 and 13.

Also all of title of bill after the figures "62" on page 5.

In line 2 on page 5, under "Roll Call" correct spelling of the word "Bill."

On page 3, correct name of J. C. Miller.

An apostrophe should be placed after word "Threshers" on page 7.

After line 21, page 6, insert the following: "The question being on the adoption of the motion by Senator Hamilton on Senate Bill No. 62 said motion prevailed."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which was adopted and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Communications were received and read from the following:

Kiwanis Club of Devils Lake, endorsing the work done in Ramsey county by the Highway Commission of the State of North Dakota, signed Rolf Glerum, Secretary.

One opposing the passage of repeal of the anti-cigarette and anti-snuff laws, and favoring the passage of the Child Labor Amendment from the W. C. T. U. of Ryder, N. D., signed Elsie J. N. Snipper, President, Winifred W. Dwelle, Secretary.

One in opposition to the Child Labor Amendment from Carington, N. D., signed by Emily J. Moore, President of Parent Teachers Association.

Communication in regard to Workmen's Compensation funds in Bank of North Dakota, from R. E. Wenzel, Chairman Pro Tem.

One from the voters of district around Price, N. D., against the proposition of district paying transportation of children to school, signed Pauline Siegel.

One in favor of Child Labor Amendment from Federation of Women's Clubs of Nelson County, signed by Mrs. P. P. Rounsborg, Secretary, Mary Kittleson, President.

One in support of the Child Labor Amendment from Professor of Sociology and Head of the Department of Sociology in the University of North Dakota. signed J. M. Gillette.

Senator Ingerson moved that the communication from the Workmen's Compensation Bureau signed by R. E. Wenzel, chairman Pro Tem, be not printed in the Journal. Motion Carried.

Senator Stevens moved that all communications of this nature be left to the discretion of the Secretary as to reading in full or in part.

Motion prevailed.

## MESSAGE FROM THE GOVERNOR

State of North Dakota,  
Office of the Governor,  
Bismarck, North Dakota,  
January 26, 1925.

To the Senate of the State of North Dakota:

Gentlemen: I have the honor to inform you that I have this day approved and filed with the Secretary of State, Senate Bill No. 10, an Act to provide \$4,027.76 to pay an existing deficit in the amount appropriated for the Eighteenth Legislative Assembly per diem and expenses.

Also Senate Bill No. 11, an Act to appropriate \$1,000.00 to

provide funds for the payment of the per diem and necessary expenses of the members of the State Board of Pardons.

Very truly yours,

A. G. SORLIE,  
Governor.

#### REPORTS OF STANDING COMMITTEES

##### SENATE COMMITTEE ON ENROLLMENT AND EN-GROSSMENT.

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that:

Senate Bill No. 11. A Bill for an Act to Appropriate \$1,000.00 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons.

Also,

Senate Bill No. 10. A Bill for an Act Making an Appropriation of \$4,027.76 to Pay an Existing Deficit in the Amount Appropriated for the Eighteenth Legislative Assembly Per Diem and Expenses.

Were delivered to the governor for his approval at the hour of 3:30 o'clock P. M., Monday, January 26th.

C. J. OLSON,  
Chairman.

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 62. A Bill for an Act Entitled, An Act Relating to the Sale of Cigarettes, and Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes; Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing of Bond; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof, and Penalty for Violation of This Act; and Defining the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing that Any Person Violating This Act Shall Be Enjoined and that Any Building or Premises Made Use Of for Purposes in Violation of This Act Shall Be Deemed a Nuisance and Abated by Injunction.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator Olson of Barnes moved that the report of the Committee on Enrollment and Engrossment be adopted.

Which motion prevailed.

The committee on Public Health made the following report:

Mr. President: Your committee on Public Health to whom was referred: The Joint Congressional Resolution Number 2708, proposing an Amendment to the Constitution of the United States, known as "The Child Labor Amendment"

Have had the same under consideration and recommend that the same be not ratified, and the roll call be had on its ratification or rejection.

L. O. FREDRICKSON,  
Chairman.

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

Moved by Senator Stevens that the portion of the report of the Committee on Public Health on the Child Labor Amendment to the Constitution of the United States, pertaining to "the suspension of the rules" be stricken out.

Which motion prevailed.

Moved by Senator Steel that we amend the Committee report by striking out the words "be not ratified" and insert in lieu thereof "without recommendation."

Which motion was lost.

Roll call demanded on report, and allowed.

### ROLL CALL

The question being on the report of the Public Health Committee on the Child Labor Amendment to the United States Constitution, the roll was called, and there were ayes, 32; nays, 17; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Baird	Martin	Porter
Bond	McCoy	Ritchie
Carey	McLachlin	Rusch
Eastgate	Murphy	Seamands
Ettestad	Olson, Burleigh	Steel
Fleckten	Page	Stevens
Hamilton	Pathman	Storstad
Hart	Patten	Tofsrud
Kaldor	Patterson	Whitman
Kretschmar	Peck	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Schlosser
Bakken	Marshall	Van Camp
Benson	McCrary	Ward
Fredrickson	Miklethun	Whitmer
Hjelmstad	Olson, Barnes	Wog
Ingerson	Olson, Eddy-Foster	

So the report was adopted.

Senator Fredrickson explains his vote:

Mr. President: I arise to explain my vote. Believing that the interests of all the American children would be best preserved by having just and uniform national laws for child labor enacted, and knowing that the ratification of the amendment to the United States Constitution now before this body is the first step in that direction, I am in favor of the ratification. I therefore vote "nay" on this motion.

Senator Hjelmstad explains his vote upon the pending motion:

Mr. President: My reasons for opposing the adoption of the committee report that we do not ratify the amendment are: First, I believe there is a popular demand for this amendment, otherwise Congress would not have passed two statutory laws regulating child labor which were afterwards declared unconstitutional by the United States Supreme Court by a vote of 5 to 4. Now that is the reason for the appearance of this Child Labor Amendment.

Second, this is the only way we can regulate, limit or prohibit migratory child labor; state laws will not reach this class of workers.

Third, illiteracy is a menace to any nation, and especially to a nation like ours that has a republican form of government; it is proven by facts and figures that the cause of illiteracy in our country is due to slack enforcement of child labor laws in mining and industrial states. Why shall we, as a nation, be content with being behind northern Europe when it comes to educating the youth of our land?

Fourth, North Dakota is at the head of the list when it comes to protecting children of tender years from injurious work and giving them an education. Why be content until all our sister states are required to toe the mark. This is not a loose association of states; this is a nation, and education is a national problem.

Fifth, our standard bearers in the last Presidential campaign as well as our state platform adopted at Bismarck last February, urged the adoption of this amendment. For these reasons I vote against the recommendation of the committee that we do not ratify the amendment. Mr. President, I vote "no."

Senator Olson of Barnes explains his vote:

Mr. President: I vote "No" on the committee report of the Child Labor Amendment because Christ said: "Whatsoever thou dost for the poor unfortunate, thou dost for Me." I vote "no" for the reason that the one million children between 8 and 14 years of age now working in mills, mines and factories may receive an education that may possibly make them better citizens and safeguard the future of our state and nation. I wish to vote "no" on this amendment as I have confidence in our congress. If given this power they will do nothing contrary to the best interests and welfare of the American people. I vote "no."

The following Senators spoke at length favoring or objecting to the approval of the proposed Child Labor Amendment to the United States Constitution: Senators Lynch, Whitmer, Ingerson, Steel, Patterson, O. A. Olson, Ward, C. J. Olson, Peck, Ettestad.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
January 27, 1925.

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

House Bill No. 20. A Bill for an Act to Repeal Section 2442 of the Compiled Laws of North Dakota for the Year 1913, Relating to National Guard.

House Bill No. 36. A Bill for an Act Making an Appropriation for Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items for the Institution of the Feeble Minded at Grafton.

House Bill No. 31. A Bill for an Act Making an Appropriation of \$110,000.00 for Maintenance, Improvements and Repairs, Equipment and Miscellaneous for the Tuberculosis Sanatorium at San Haven.

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

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to the following: G. A. Jones of Minot, N. D.; Aug. Krantz, chairman of County Commissioners for Ward County, Minot, N. D.; Ex-Judge F. J. Graham, Ellendale, N. D.

Senator Murphy moved that the Senate do now recess until 1 p. m. Wednesday.

Which motion prevailed.

Senate stands recessed.

C. R. VERRY,  
Secretary.

TWENTY-SECOND DAY AFTER RECESS AND TWENTY-THIRD DAY.

Senate Chamber,  
Bismarck, North Dakota,  
January 28, 1925.

The Senate re-assembled at 1:00 o'clock P. M., pursuant to recess taken, the President presiding.

REPORTS OF STANDING COMMITTEES

A majority of the committee on Banks and Banking made the following report:

Mr. President: A majority of your committee on Banks and Banking to whom was referred:

Senate Bill No. 2. A Bill for an Act to Amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

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

Following the words "introduced by Senator Miklethun" add "Senator Tofsrud and Senator Martin."

In line 7, Section 1 of the printed bill strike out the word "seven" and insert in lieu thereof the word "eight."

In line 8, Section 2, of the printed bill, strike out the word "seven" and insert in lieu thereof the word "eight."

And when so amended recommend the same do pass.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion was lost.

A minority of the committee on Banks and Banking made the following report:

Mr. President: A minority of your committee on Banks and Banking to whom was referred:

Senate Bill No. 2. A Bill for an Act to Amend Sections

6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

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

In line 7, Section one of the printed bill, strike out the word "seven" and insert in lieu thereof the word "nine."

In line 8, Section 2 of the printed bill, strike out the word "seven" and insert in lieu thereof the word "nine."

E. B. PAGE,  
P. T. KRETSCHMAR,  
H. J. RUSCH,  
PETER McLACHLIN,  
M. H. PORTER,  
S. J. ATKINS,  
O. T. TOFSRUD,

Senator Page moved the substitution and adoption of the minority report for the majority report on Senate Bill No. 2.

Senator Kretschmar moved for a call of the Senate.

Call granted.

#### CALL OF THE SENATE

The roll was called and there were absent, 6.

Messrs.	Messrs.	Messrs.
Atkins	Marshall	Peck
Babcock	Martin	Porter
Bakken	McCoy	Ritchie
Benson	McCrory	Rusch
Carey	McLachlin	Schlosser
Eastgate	Miklethun	Seamands
Fleckten	Murphy	Steel
Hamilton	Olson, Barnes	Stevens
Hart	Olson, Burleigh	Storstad
Hjelmstad	Olson, Eddy-Foster	Tofsrud
Ingerson	Page	Van Camp
Kaldor	Pathman	Whitman
Kretschmar	Patten	Whitmer
Lynch	Patterson	Wog
Magnuson		
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Baird	Ettestad	Ployhar
Bond	Fredrickson	Ward

Senator Ingerson moved the call of the Senate be dispensed with, which motion prevailed.

Roll call demanded, and granted on the acceptance of the minority report on Senate Bill No. 2.



## ROLL CALL

The roll was called, and there were ayes, 29; nays, 20; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Rusch
Baird	McCroxy	Schlosser
Bond	McLachlin	Seamands
Carey	Murphy	Steel
Eastgate	Olson, Burleigh	Stevens
Hart	Page	Storstad
Kaldor	Pathman	Tofsrud
Kretschmar	Peck	Van Camp
Lynch	Ployhar	Whitman
Marshall	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Hjelmstad	Patten
Bakken	Ingerson	Patterson
Benson	Magnuson	Ritchie
Ettestad	Martin	Ward
Flechten	Mikelthun	Whitmer
Fredrickson	Olson, Barnes	Wog
Hamilton	Olson, Eddy-Foster	

So the minority report was accepted.

The committee on Banks and Banking made the following report:

Mr. President: A majority of your committee on Banks and Banking to whom was referred:

Senate Bill No. 3. A Bill for an Act Limiting the Rate of Interest to Be paid on Deposits by Any State or National Bank, Trust Company, Savings Bank, Loan Company, Corporation, Firm or Partnership Doing Business Under the Provisions of the Banking Laws of the State of North Dakota.

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

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted.

Senator Stevens moved the amendment of the report to read: "Further consideration of Senate Bill No. 3 and reports relating thereto be indefinitely postponed."

Senator Bond explains his position on Senate Bill No. 3:

Mr. President: I desire to state my position relative to fixing the rate of interest state banks may pay on certificates of deposit, and to call attention especially to depositors

and stockholders of small country banks, most of which are serving their communities without profit.

We are practically all agreed that there are too many small banks in our state. Yet, what farming section twelve miles square would want to be without the accommodation of banking facilities. Farmers' elevators, co-operative creameries, small mercantile houses and farmers are much in need of the country bank, and so much demand for these institutions has been felt that numerous farmer banks have been established, without thought of profit on the stock subscribed, but that the small towns and surrounding country may have banking accommodation.

It is a well known fact that banks in our larger centers are overcrowded with time deposits. The majority of the banks in these larger centers operate under a national charter and this bill cannot limit the rate these banks may pay. Therefore if the situation should arise where money was in great demand, the city banks could pay five or more per cent and thereby draw practically all the time deposits from the country and farmer banks, working not only a great hardship on the stockholder thereof but on borrowers in the rural community; and

Mr. President, although I reside in one of the larger business centers of our state I can see the injustice this law would impose on the small towns, the rural banks and the farming communities and so will vote against the passage of this measure.

Senator Ingerson demands roll call on motion of Senator Stevens.

#### ROLL CALL

The question being on the motion to amend the report "to indefinitely postpone":

Senate Bill No. 3. A Bill for an Act Limiting the Rate of Interest to Be paid on Deposits by Any State or National Bank, Trust Company, Savings Bank, Loan Company, Corporation, Firm or Partnership Doing Business Under the Provisions of the Banking Laws of the State of North Dakota.

The roll was called, and there were ayes, 26; nays, 23; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ritchie
Fleckten	McCrory	Ward
Fredrickson	Miklethun	Whitmer
Hamilton	Olson, Barnes	Wog
Hjelmstad	Olson, Eddy-Foster	

So Senator Stevens' motion prevailed and Senate Bill No. 3 was indefinitely postponed.

The committee on Appropriations made the following report:

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

Senate Bill No. 8. A Bill for an Act Making an Appropriation to Provide for the Payment of an Existing Deficit in the Fund for the Payment of Stenographic Help of the Supreme Court.

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

On line 2 of the title of the printed bill strike out all except the word "stenographic"

On line 3 of the title of the printed bill, after the word "court" insert the words "from January 1st 1925 to July 1st 1925."

On line 3 of the printed bill strike out the words "an existing"

On line 4 of the printed bill strike out the first six words.

On line 5 of the printed bill insert after the word "court" "from January 1st, 1925 to July 1st, 1925."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 14. A Bill for an Act Making an Appropriation of \$28,150.00 for the Purpose of Carrying Out the

Provisions of Chapter 203 of the Session Laws of 1919 and Chapter 115 of the Session Laws of 1921 Relating to Vocational Education and Vocational Rehabilitation.

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

On line 1 of the title of the printed bill strike out the figures "\$28,150.00" and insert in lieu thereof the figures "\$28,950.00."

On line 3 of the printed bill strike out the figures "\$28,150.00" and insert in lieu thereof the figures "\$28,950.00."

On line 9 strike out the figures "\$4,000.00" and insert in lieu thereof the figures "\$4,800.00."

On line 18, strike out the figures "\$28,150.00" and insert the figures "\$28,950.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 19. A Bill for an Act Making an appropriation to the State Historical Society.

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

On line 20 of the engrossed bill strike out the figures "400.00" and insert in lieu thereof the figures "\$600.00"

On line 24 of the engrossed bill strike out the figures "\$1,000.00" and insert in lieu thereof the figures "\$1,300.00."

On line 25 of the engrossed bill strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1000.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 42. A Bill for an Act Making an Appropri-

ation for the General Expenses of the Department of Motor Vehicle Registration.

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

On line 3 of the printed bill, strike out the figures "94,150.00" and insert in lieu thereof the figures "\$92,650.00."

On line 12 strike out the figures "\$2,500.00" and insert in lieu thereof the figures "\$1,500.00."

On line 15 strike out the figures "\$1,500.00" and insert in lieu thereof the figures "\$1,000.00"

On line 20 strike out the figures "\$94,150.00" and insert in lieu thereof the figures "\$92,650.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

Mr. President: A majority of your committee on Appropriations to whom was referred:

Senate Bill No. 9. A Bill for an Act Making an Appropriation of \$19,450.00 to Pay an Existing Deficit in the Depositors' Guaranty Fund Commission Department.

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

P. T. KRETSCHMAR,  
Chairman.

Senator Benson moved that the report be adopted.

The committee on Appropriations made the following report:

Mr. President: A minority of your committee on Appropriations to whom was referred:

Senate Bill No. 9. A Bill for an Act Making an Appropriation of \$19,450.00 to Pay an Existing Deficit in the Depositors' Guaranty Fund Commission Department.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN E. FLECKTEN,  
JOHN L. MIKLETHUN,  
R. W. PATTEN,  
W. E. MARTIN,

Senator Fleckten moved that the report be adopted.

Senator Fleckten moved the minority report be substituted for the majority report, and adopted.

The question being on the adoption of minority report on Senate Bill No. 9:

Senator Rusch moved that Senate Bill No. 9 be re-referred to the committee on Appropriations for further consideration.

Which motion prevailed.

Senator Storstad moved the Senate do now adjourn.

Which motion prevailed. Senate stands adjourned.

C. R. VERRY,  
Secretary.

---

#### TWENTY-THIRD DAY

Senate Chamber.  
Bismarck, North Dakota,  
January 28, 1925.

The Senate convened at 2:00 o'clock P. M. pursuant to adjournment, the President presiding.

Prayer by the chaplain, Rev. S. F. Halfyard.

#### ROLL CALL

All members present.

#### REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-Second day and find the same correct.

WALTER SCHLOSSER,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 44. A Bill for an Act Making an Appropriation of \$5,000.00 Out of the State Bar Funds to Pay for Books and Reports Under the Direction of the State Supreme Court.

## ERATTA

After line "5" from the bottom of page 163 insert the following: "as follows: Strike out everything after the words "a bill" and insert in lieu thereof the following amended Bill No. 61.

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors. Providing Penalties and Repealing Acts in Conflict Herewith.

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

Section 1. Amendment. Section 10184 of the Compiled Laws of North Dakota for 1913 as amended and re-enacted by Chapter 126 of the 1921 Session Laws, is hereby amended and re-enacted to read as follows:

Section 10184. Sale. When Unlawful. It shall be unlawful for any person by himself, clerk, servant, employee or agent, or any clerk, servant, employee or agent of any person, directly or indirectly, upon any pretense or by any device, to sell, exchange, barter, dispose of or give away to, or to furnish to, or buy or procure for, any person under the age of twenty-one years any cigarette, cigarette paper, or cigarette wrapper, prepared or designed to be used for filling with tobacco for smoking.

Section 2. Revocation of Permit. The Attorney General shall revoke the permit of any person, firm or corporation, authorized to sell cigarettes and cigarette papers in this state, who has violated any of the provisions of this act, and no such permit can again be issued to such person, firm or corporation for a period of two years thereafter.

Section 3. Amendment. Section 10185 of the Compiled Laws of North Dakota for 1913, as amended by Chapter 126 of the 1921 Session Laws is hereby amended and re-enacted to read as follows:

Section 10185. Penalty. Any person violating any of the provisions of Section 1 of this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall for the first offense be punished by a fine of not less than \$10.00 nor more than \$25.00; and for the second and each subsequent offense, by a fine of not less than \$25.00 nor more than \$100.00, or by imprisonment in the county jail for not less than ten or more than thirty days, or both such fine and imprisonment.

Section 4. Repeal. All Acts or parts of Acts in Conflict Herewith are hereby repealed.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Irrigation and Drainage made the following report:

Mr. President: Your committee on Irrigation and Drainage to whom was referred:

Senate Bill No. 60. A Bill for an Act Permitting Municipal Corporations to Dam that Portion of the Red River of the North that Forms the Boundary Common to the State of North Dakota, and the State of Minnesota, Subject to Conditions Therein Expressed.

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

On line three of the title of the printed bill correct the spelling of the word "Minnesota."

And when so amended recommend the same do pass.

FRED VAN CAMP,  
Chairman.

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

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

Have had the same under consideration and recommend that the same be amended.

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted.



The committee on State Affairs made the following report:

Mr. President: The Minority members of your committee on State Affairs to whom was referred:

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN L. MIKLETHUN,  
F. F. BABCOCK,

Senator Miklethun moved that the minority report be adopted.

Senator Miklethun moved the substitution of the minority report on Senate Bill No. 61 for the majority report.

Which motion was lost.

Roll call was demanded on majority report of Senate Bill No. 51.

#### ROLL CALL

The question being on the adoption of the majority report on

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

The roll was called, and there were ayes 39, nays 9, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Porter
Baird	McCoy	Ritchie
Bakken	McCrary	Rusch
Bond	McLachlin	Schlosser
Carey	Murphy	Seamands
Eastgate	Olson, Burleigh	Steel
Ettestad	Olson, Eddy-Foster	Stevens
Fleckten	Page	Storstad

Messrs.	Messrs.	Messrs.
Fredrickson	Pathman	Tofsrud
Hamilton	Patten	Van Camp
Ingerson	Patterson	Whitman
Kretschmar	Peck	Whitmer
Lynch	Ployhar	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Kaldor	Mikelthun
Hart	Magnuson	Olson, Barnes
Hjelmstad	Marshall	Ward

Absent and not voting:

Messrs.  
Benson

So the majority report was adopted.

The committee on Irrigation and Drainage made the following report:

Mr. President: Your committee on Irrigation and Drainage to whom was referred:

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Sections 1 and 4 of Chapter 17 of the Session Laws of North Dakota for the Year 1921, Relating to the Control of Artesian Wells.

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

FRED VAN CAMP,  
Chairman.

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

The committee on Federal Relations made the following report:

Mr. President: Your committee on Federal Relations to whom was referred:

Senate Bill No. 70. A Joint Resolution Relating to Interstate Bridges Across Rivers Forming Boundary Lines Between North Dakota, Minnesota, Wisconsin and South Dakota.

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

PETER McLACHLIN,  
Chairman.

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

The committee on Irrigation and Drainage made the following report:

Mr. President: Your committee on Irrigation and Drainage to whom was referred:

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2486 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Drain Kept Open and in Repair. Cost of.

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

FRED VAN CAMP,  
Chairman.

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

The committee on Railroads made the following report:

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

Senate Bill No. 98. A Bill for an Act Fixing the Maximum Rate that Railroad Companies May Charge for the Transportation of Lignite Within the State of North Dakota.

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

Strike out Section 6.

And when so amended recommend the same do pass.

JOHN W. BENSON,  
Chairman.

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

Senator Benson moved that Senate Bill No. 98 be amended as follows:

That Sections 2, 3, 4 and 5 be numbered Sections 3, 4, 5, and 6, and that immediately after Section 1, Section 2 be inserted as follows:

Section 2. The rates herein fixed and established shall apply only to the transportation of lignite, and shall in no manner be construed as applying to rates to be charged for the transportation of coal within the State of North Dakota.

Which motion prevailed.

Senator Carey moved that Senate Bill No. 69 be withdrawn from the committee on Ways and Means and referred to the committee on Education.

Which motion prevailed.

Senator Patten moved to have 500 additional copies of the Journal printed each day.

Which motion prevailed.

Senator Rusch moved that a committee of three be appointed to confer with the State Printer on the size of type used in the Senate Journal Roll call.

Which motion carried.

The president appointed as such committee Senators Ployhar, Rusch and Seamands.

Senator Obert Olson requested an extension of time on Senate Bills No. 74.

Which request was granted.

Senator Frederickson requested an extension of time on Senate Bills Nos. 61, 81 and 82.

Which request was granted.

Senator Lynch moved that Senate Concurrent Resolution No. 100 be indefinitely postponed and not printed in the Journal.

Senator Hamilton offered a substitute motion that "The Resolution be submitted to the Committee on Highways."

Which motion was lost.

Roll call demanded and granted on motion of Senator Martin.

#### ROLL CALL

The roll was called and there were ayes, 25; nays, 24; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrory	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog

So the motion carried.

The following Senators explained their votes:

Senator Hamilton: For the reason that the Chief Engineer of the State Highway Commission has asked this Senate for an investigation of his department, I think it is only a matter of courtesy that this chance be extended to him for his vindication. Therefore I vote "no."

Senator Olson of Burleigh: "I have been in public life for twenty years and always welcome investigations. Therefore I vote 'no.'"

Senator Ward: "In order to give the State Engineer a fair chance to vindicate himself, not knowing the condition of the resolution in the House or what will become of it, I vote 'no.'"

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Martin introduced:

Senate Bill No. 100. A Concurrent Resolution by Senator Martin.

Which was read the first and second time and indefinitely postponed.

Senator Patterson introduced:

Senate Bill No. 101. A Bill for an Act Providing for the Collection of Certain Taxes by the State Treasurer and Providing a Method of Apportionment and Distribution Thereof.

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

Senator Bakken introduced:

Senate Bill No. 102. A Bill for an Act to Confirm Title to Real Estate Sold by Decedents in Their Lifetime Under Contract, Conveyed Pursuant to Article 8 of Chapter 6 of the Probate Code of North Dakota, in Estates Now Closed, and not approved by the County Judge.

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

Senator Ward introduced:

Senate Bill No. 103. A Bill For an Act Relating to the Powers of Stockholders and Management of Co-operative Corporations and Associations.

Which was read the first and second times and referred to the Committee on Corporations other than Municipal.

Senator Ettestad introduced:

Senate Bill No. 104. A Joint Resolution to Amend and Re-enact Section 82 of Article 3 of the Constitution of the State of North Dakota, Providing for the Election of State Officials.

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

Senator Miklethun introduced:

Senate Bill No. 105. A Bill for an Act to Amend and Re-enact Section 5605 of the Compiled Laws of 1913, as Amended by Chapter 229 of the Session Laws of North Dakota for the Year 1913.

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

Senator Miklethun introduced:

Senate Bill No. 106. A Bill for an Act Relating to Additional Alternative Exemptions for Persons Engaged in Farming, Dairying and Stockraising.

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

Senator Miklethun introduced:

Senate Bill No. 107. A Bill for an Act to Provide for the Removal of Buildings, Fences, Windmills, Additions to Buildings and Mechanical Appliances Attached to Buildings Which are Placed Upon Land After the Land Has Been Encumbered, and Repealing All Acts and Parts of Acts in Conflict Herewith.

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

Senator Ritchie introduced:

Senate Bill No. 108. A Bill for an Act Providing for the Redemption of Real Estate from Foreclosure Sale and Prescribing the Time Within Which Such Redemption May be Made.

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

Senator Ritchie introduced:

Senate Bill No. 109. A Bill for an Act to Amend and Re-enact Section 16, Chapter 147, Session Laws of 1919, Being an Act Relating to Real Estate Loans Made by the Bank of North Dakota.

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

Senator Martin introduced:

Senate Bill No. 110. A Bill for an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars for the purpose of Paying Attorneys Fees, incurred by the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in Conducting a Hearing as to the Charges Preferred Against the Library and Those in

Charge of Same and Specifically the Charge that Had Been Made that Certain Books Specified Were in the Circulating Library, as Authorized and Directed by Said House of Representatives.

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

Senator Olson of Burleigh introduced:

Senate Bill No. 111. A Bill for an Act to Amend and Re-enact Section 13, Chapter 159, Session Laws of 1919, Relating to Limitation of Risk Assumed by the State Fire and Tornado Fund.

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

Senators Schlosser and Olson of Burleigh introduced:

Senate Bill No. 112. A Bill for an Act to Amend and Re-enact Sections 2, 5, and 13 of Chapter 159, Session Laws of 1919, Relating to Insurance on Public Buildings, Providing for the Classification of All Public Property, Limiting the Amount of Insurance to Be Carried by the State Fire and Tornado Fund, Providing for the Re-Insurance of Certain Risks, and the Collection of the Premium Therefore.

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

Senator Hamilton offered the following amendment to Senate Bill No. 62 on third reading: In section 7, line 2 of the printed bill, strike out all of the line up to the word "may" and strike out the word "their," before the word "assistance." and substitute the word "his" in lieu thereof.

Which motion prevailed.

#### ROLL CALL.

Senate Bill No. 62. A Bill for an Act Entitled, An Act Relating to the Sale of Cigarettes, and Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes; Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing of Bond; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof, and Penalty for Violation of This Act; and Defining the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing that Any Person Violating This Act May Be Enjoined and that Any Building or Premises Made Use Of for Purposes in Violation of This Act Shall Be Deemed a Nuisance and Abated by Injunction.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 40; nays, 9; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Porter
Baird	McCoy	Ritchie
Bakken	McCroy	Rusch
Bond	McLachlin	Schlosser
Carey	Murphy	Seamands
Eastgate	Olson, Burleigh	Steel
Ettestad	Olson, Eddy-Foster	Stevens
Fleckten	Page	Storstad
Fredrickson	Pathman	Tofsrud
Hamilton	Patten	Van Camp
Hart	Patterson	Whitman
Ingerson	Peck	Whitmer
Kretschmar	Ployhar	Wog
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Kaldor	Mikelthun
Benson	Magnuson	Olson, Barnes
Hjelmstad	Marshall	Ward

So the bill passed and the title was agreed to.

Senator Hamilton moved that the vote by which Senate Bill No. 62 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Ward explained his vote: "Mr. President: Not believing this will be enforced to make our law any better than it is at present, and not believing in the principle of licensing to do those wrongful acts, I vote 'no.'"

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 20. A Bill for an Act to Repeal Section 2442 of the Compiled Laws of North Dakota for the Year 1913, Relating to National Guard.

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

House Bill No. 36. A Bill for an Act Making an Appropriation for Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items for the Institution of the Feeble Minded at Grafton.

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

House Bill No. 31. A Bill for an Act Making an Appropriation of \$110,000.00 for Maintenance, Improvements and Repairs, Equipment and Miscellaneous for the Tuberculosis Sanatorium at San Haven.



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

Senator Hamilton asked to return to the 13th Order of Business, which request was granted.

Senator Hamilton then moved that the rules be suspended and Senate Bill No. 61 be considered engrossed and put on final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 40; nays, 9; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Ritchie
Baird	McCrorry	Rusch
Bakken	McLachlin	Schlosser
Bond	Murphy	Seamands
Carey	Olson, Burleigh	Steel
Eastgate	Olson, Eddy-Foster	Stevens
Ettestad	Page	Storstad
Fleckten	Pathman	Tofsrud
Fredrickson	Patten	Van Camp
Hamilton	Patterson	Ward
Ingerson	Peck	Whitman
Kretschmar	Ployhar	Whitmer
Lynch	Porter	Wog
Martin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Hjelmstad	Marshall
Benson	Kaldor	Miklethun
Hart	Magnuson	Olson, Barnes

So the bill passed and the title was agreed to.

Senator Hamilton moved that the vote by which Senate Bill No. 61 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
January 28, 1925.

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

Senate Bill No. 61.

And

Senate Bill No. 62.

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

Very respectfully,

C. R. VERRY,  
Secretary.

COURTESIES OF THE FLOOR

Courtesies of the floor were extended to Judge Lowe, Ed. Shirley, H. E. Johnson and Harry Montgomery, of Minot, N. D.; Attorney Grimson, Langdon, N. D.; Hon. J. B. Wineman, Ellis Wilkerson and Pres. Kane of the University, Grand Forks, N. D.; I. E. Giedt, Adam Nagel, Jr., of Lehr, N. D.; W. C. McFadden and H. C. Aamoth, Fargo, N. D.; Sam Roseman, Mohall, N. D.; Robt. Thompson, Lisbon, N. D.; Alex Hay, Wanpeton, N. D.; Peter Spliehal, Dickinson, N. D.; E. F. Coyne, LaMoure, N. D.; J. A. Acker, Hillsboro, N. D.; Henry Wilson, S. W. Lyman, New Rockford, N. D.; Fred Roth, Selfridge, N. D.; Wellington Wright, Mott, N. D.; Mr. Ross, Dogden, N. D.; Mrs. J. C. Taylor and Mrs. Obert A Olson, Bismarck, N. D.

Senator Porter moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## TWENTY-FOURTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 29, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment.

The President presiding.

Prayer by the Chaplain, Rev. S. F. Halfyard.

## ROLL CALL

All members present except Senator Hart.

## REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-second Day After Recess and Twenty-third Day and recommend that the same be corrected as follows:

On line 25 on page 5 correct spacing in words "on line."

On line 7 on page 19, strike out all of the title after figures "61."

On line 16 on page 19, strike out all of title after figures "62."

On line 20, page 13, strike out the word "Lynch" and substitute in lieu thereof the word "Martin."

On line 5, page 13, insert comma between words "Ployhar" and "Rusch."

In same line correct spelling of "Rusch."

On line 14, page 16, space words "Olson of" correctly.

On line 21, page 16, space words "of the" correctly.

On line 6, page 18, strike out comma after word "considered."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

## PETITIONS AND COMMUNICATIONS

The following communications were read:

Communication favoring House Bill for the Bee Industry, from the Bee Keepers Association, signed K. W. Green, member of legislation committee, Bee Keepers Association.

Communication from North Dakota Implement Dealers Association approving House Bill No. 16, signed R. A. Lathrop, secretary.

One from taxpayers of the county of McIntosh favoring the reduction of taxes, signed by John Weber, Sr., and 11 others.

Senator Hamilton moved that the resolution from the Texas Legislature be printed in the Journal.

Which motion prevailed.

Senate Chamber  
Thirty-ninth Legislature  
Austin

January 24, 1925.

The President of Senate of North Dakota,  
Bismarck, North Dakota.

Dear Sir: I herewith hand you a copy of Senate Simple Resolution No. 8, as directed by its terms.

Very respectfully,

W. V. HOWERTON,  
Secretary of the Senate.

Simple Resolution

S. R. No. 8.

Whereas, In times past the people of this State and of this Nation believed that the several states and communities were able to provide ways and means of taking care of their own local problems, and such problems were solved in view of the needs and ability of each community; and

Whereas, By this method we established and maintained a government of efficiency and economy; and

Whereas, There have lately grown up among us a number of well organized minorities, who apparently believe that the chief end of government is to engage in, or to furnish finances to further undertakings which are not the primary functions of government; and in order to obtain the financial aid desired they have brought organized pressure to bear upon the Congress of the United States with the suggestion and provision that if the National Congress shall furnish to the several states certain aid or finances from the treasury of the United States that the several states will furnish a like amount; and

Whereas, A number of bills have been presented to the National Congress and some have been enacted into law, making large appropriations out of the Federal Treasury, to be furnished and delivered to certain State authorities on con-

dition that said State authorities make a contribution to or an appropriation for the same purpose, of a like or an equal amount; and

Whereas, Even though the Legislatures of the several states may not approve of or endorse the purpose of the appropriation, said Legislatures in a measure are forced to make an appropriation to meet the conditions imposed by the National Congress, so that the people of the respective states may obtain and receive a pro rata part of the funds going to other states out of moneys raised by taxation of all the people; and

Wheres, This character of Federal appropriations, followed by appropriations made by the Legislature of the states to meet the appropriations from the Government of the United States is now contributing in increasing degree to the high Federal and State taxes; now  
Therefore, Be It Resolved by the Senate of Texas:

That, we deplore and condemn this character of appropriations by the Federal Congress; and the Secretary of the Senate of Texas is directed to send a copy of this resolution to the President of the Senate and to the Speaker of the House of Representatives of each State Legislature in the United States, and also a copy to the President of the United States Senate and to the Speaker of the House of Representatives of the United States at Washington, D. C.; and also a copy to each of the United States Senators from Texas, and a copy to each of the Congressmen from Texas; and

This resolution is not meant to be construed that the Senate of Texas is opposed to Federal aid for public highways; and

It is respectfully suggested that the Legislatures of the several states of the United States adopt a resolution similar to this resolution and forward same to the Congressmen and Senators from said several states, so that the burdens of taxation now being borne by the people of the United States and of the several states may in part be removed.

I hereby certify that the above is a true copy of Simple Resolution No. 8, adopted by the Senate on January 15, 1925, by unanimous vote.

W. V. HOWERTON,  
Secretary of the Senate.

#### REPORTS OF STANDING COMMITTEES

##### SENATE COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 2. A Bill for an Act to Amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Also,

Senate Bill No. 8. A Bill for an Act Making an Appropriation to Provide for the Payment of an Existing Deficit in the Fund for the Payment of Stenographic Help of the Supreme Court, from January 1st, 1925, to July 1st, 1925.

Also,

Senate Bill No. 14. A Bill for an Act Making an Appropriation of \$28,950.00 for the Purpose of Carrying out the Provisions of Chapter 203 of the Session Laws of 1919 and Chapter 115 of the Session Laws of 1921 Relating to Vocational Education and Vocational Rehabilitation.

Also,

Senate Bill No. 19. A Bill for an Act Making an Appropriation of \$21,350.00 for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Also,

Senate Bill No. 42. A Bill for an Act Making an Appropriation for the General Expenses of the Department of Motor Vehicle Registration.

Also,

Senate Bill No. 98. A Bill for an Act Fixing the Maximum Rate that Railroad Companies May Charge for the Transportation of Lignite Within the State of North Dakota.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

The Committee on Elections made the following report:

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

Senate Bill No. 46. A Bill for an Act to Repeal Sections 917, 918 and 919, Compiled Laws of 1913, Relating to Party Registration.

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

SENATOR CAREY,  
Chairman.

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

The Committee on Education made the following report:

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

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Section 1172 of the Compiled Laws of 1913, Relating to the Salary of School Treasurer in Common School Districts.

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

SENATOR MURPHY,  
Chairman.

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

The Committee on Education made the following report:

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

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 4206 of the Compiled Laws of 1913, Relating to the Duties and Compensation of Township Treasurer.

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

SENATOR MURPHY,  
Chairman.

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

The Committee on Education made the following report:

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

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 1165 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bond of Treasurer of Common School District and Approval Thereof, Bond of Treasurer in Case of Failure to Elect a Successor, Vacancies, Duties of County Treasurer in Case a Vacancy Exists and Compensation of County Treasurer When Performing Duties of School District Treasurer.

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

SENATOR MURPHY,  
Chairman.

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

Senator Storstad moved that the absent Senator be excused.

Which motion prevailed:

Senator Ingerson moved that the Senate do recess at the close of this session until 1:00 o'clock Friday, January 30, at which time Senate Bill No. 2 be made the special order of business.

Which motion prevailed.

## MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,

January 29, 1925.

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

Senate Bill No. 55. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$40,981.56 Credited to the Oil Inspection Special Fund to the General Fund of the State of North Dakota.

Senate Bill No. 54. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$10,181.24 Credited to the Hotel Inspection Fund to the General Fund of the State of North Dakota.

Senate Bill No. 35. A Bill for an Act Making an Appropriation of \$10,000.00 for the Florence Crittenden Home at Fargo, North Dakota.

Senate Bill No. 16. A Bill for an Act Making an Appropriation of \$885.00 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Reward and Apprehension of Criminals According to Chapter 200 of the Session Laws of 1917.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,

January 29, 1925.

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

House Bill No. 32. A Bill for an Act Making an Appropriation for the State Hospital for the Insane at Jamestown for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Miscellaneous Items.

House Bill No. 90. A Bill for an Act Making an Appropriation of \$40,000.00 for the Purchase of Land and the Installing of a Waterworks System at the Hospital for the Insane at Jamestown.

House Bill No. 48. A Bill for an Act Providing for the Filing of Reports of School Districts and Township Treasurers in Place of Publication Thereof, Designating Where the Same Shall Be Filed; and Repealing All Acts, and Parts of Acts, in Conflict Herewith.



House Bill No. 73. A Bill for an Act to Amend and Re-enact Section 2464 of the Compiled Laws of North Dakota enact Section 292 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Assignments Thereof, and Conveyance of Interests in Lands Acquired Thereunder.

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 4543 of the Compiled Laws of North Dakota for the Year 1913 and Section 4557 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 46 of the Session Laws of North Dakota for the Year 1921 Relating to the Declaration of Dividends and the Creation of Indebtedness by Directors of Corporations, and Increasing or Diminishing of the Capital Stock of Corporations and the Issuing of Bonds by Corporations and Declaring an Emergency.

House Bill No. 63. A Bill for an Act to Repeal Section 2348 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 187 of the Laws of 1915, and to Repeal Section 2349 of the Compiled Laws of North Dakota for the Year 1913 Relating to Assessors Duties in Connection with Military Enrollment

House Bill No. 67. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 266 of the Session Laws of 1923 Relating to the Possession of Pistols and Revolvers and Declaring an Emergency.

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

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Murphy introduced:

Senate Bill No. 113. For an Act to Amend and Re-enact Subdivision 3 of Section 6637, Compiled Laws of 1913, Relating to Form and Provisions Required in Insurance Policies.

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

Senator Kaldor introduced:

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Section 2212 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 252 of the Session Laws of 1915, Relating to the Duty of the County Auditor and the Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

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

Senators Page and Fleckten introduced:

Senate Bill No. 115. A Bill for an Act Relating to the Collection of Checks, Drafts, Notes or Other Negotiable Instruments by Banks or Trust Companies.

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

Senator Storstad introduced:

Senate Bill No. 116. A Bill for an Act Relating to the Finances of Cities, Towns and Villages; Providing for the Time of Beginning and Ending of the Fiscal Year; Providing that the Council, Commission, Board or Manager of all Cities, Towns and Villages Shall Annually Prepare a Budget; Providing for Publicity of Such Budget; Providing for Public Hearings in Regard to Proposed Expenditures; Providing for Tax Levies; and Providing that All Expenditures Must Conform to the Budget as Adopted.

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

Senator Rusch introduced:

Senate Bill No. 117. A Bill for an Act Relative to Payment of Deposits in Two Names.

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

### THIRD READING OF SENATE BILLS

#### ROLL CALL

Senate Bill No. 8. A Bill for an Act Making an Appropriation to Provide for the Payment of an Existing Deficit in the Fund for the Payment of Stenographic Help of the Supreme Court, from January 1st, 1925, to July 1st, 1925.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes 35, nays 10, absent and not voting 4.

Was read the third time.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Rusch
Babcock	Magnuson	Schlosser
Baird	Marshall	Seamands
Bakken	McCoy	Steel
Benson	McCrary	Stevens
Carey	McLachlin	Storstad
Eastgate	Murphy	Tofsrud
Ettestad	Olson, Burleigh	Van Camp
Fredrickson	Page	Ward
Hjelmstad	Pathman	Whitman
Kaldor	Ployhar	Wog
Kretschmar	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Olson, Barnes	Peck
Ingerson	Olson, Eddy-Foster	Ritchie
Miklethun	Patten	Whitmer
	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Hamilton	Martin
	Hart	

So the bill passed and the title was agreed to, and the emergency declared carried.

Senator Fleckten explained his vote: "This is another deficit bill; it is illegal and unlawful. The Supreme Court spent the money appropriated two years ago and depleted the treasury. They have gone before the Emergency Commission and already received \$1,000. This is an additional appropriation now asked for to carry them over from January 1 to July 1. I refer the Senate to Chapter 22, Session Laws of 1923, which specifically prohibits these deficits from year to year. I vote 'no.'"

#### ROLL CALL

Senate Bill No. 14. A Bill for an Act Making an Appropriation of \$28,950.00 for the Purpose of Carrying out the Provisions of Chapter 203 of the Session Laws of 1919 and Chapter 115 of the Session Laws of 1921 Relating to Vocational Education and Vocational Rehabilitation.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 38, nays 8, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Rusch
Bakken	McCoy	Schlosser
Benson	McCrary	Seamands
Carey	McLachlin	Steel
Eastgate	Mikelthun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Kretschmar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Patterson	Whitmer
Olson, Barnes	Peck	Wog
Patten	Ritchie	

Absent and not voting:  
 Messrs. Bond                      Messrs. Hart                      Messrs. Martin

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 19. A Bill for an Act Making an Appropriation of \$21,350.00 for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 45, nays 2, absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patterson	Wog

Those voting in the negative were:

Messrs.	Messrs.
Patten	Whitmer

Absent and not voting:

Messrs.	Messrs.
Hart	Martin

So the bill passed and the title was agreed to.

ROLL CALL.

Senate Bill No. 42. A Bill for an Act Making an Appropriation for the General Expenses of the Department of Motor Vehicle Registration.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47; nays, none; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	McCoy	Ritchie
Benson	McCroy	Rusch
Bond	McLachlin	Schlosser
Carey	Mikelthun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hjelmstad	Pathman	Ward
Ingerson	Patten	Whitman
Kaldor	Patterson	Whitmer
Kretschmar		Wog

Absent and not voting:

Messrs.	Messrs.
Martin	Hart

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 60. A Bill for an Act Permitting Municipal Corporations to Dam that Portion of the Red River of the North that Forms the Boundary Common to the State of North Dakota, and the State of Minnesota, Subject to Conditions Therein Expressed.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 47; nays, none; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	McCoy	Ritchie
Benson	McCroy	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hjelmstad	Pathman	Ward
Ingerson	Patten	Whitman
Kaldor	Patterson	Whitmer
Kretschmar		Wog

Absent and not voting:

Messrs.	Messrs.
Hart	Martin

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Sections 1 and 4 of Chapter 17 of the Session Laws of North Dakota for the Year 1921, Relating to the Control of Artesian Wells.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, none; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	McCoy	Ritchie
Benson	McCrory	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Seamands
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hjelmstad	Pathman	Ward
Ingerson	Patten	Whitman
Kaldor	Patterson	Whitmer
Kretschmar		Wog

Absent and not voting:

Messrs.	Messrs.
Hart	Martin

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 70. A Joint Resolution Relating to Interstate Bridges Across Rivers Forming Boundary Lines Between North Dakota, Minnesota, Wisconsin and South Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes, 47; nays, none; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	McCoy	Ritchie
Benson	McCrory	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hjelmstad	Pathman	Ward
Ingerson	Patten	Whitman
Kaldor	Patterson	Whitmer
Kretschmar		Wog

Absent and not voting:

Messrs.	Messrs.
Hart	Martin

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2486 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Drain Kept Open and in Repair. Cost of.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, none; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	McCoy	Ritchie
Benson	McCrory	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hjelmstad	Pathman	Ward
Ingerson	Patten	Whitman
Kaldor	Patterson	Whitmer
Kretschmar		Wog

Absent and not voting:

Hart                      Martin

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 98. A Bill for an Act Fixing the Maximum Rate that Railroad Companies May Charge for the Transportation of Lignite Within the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes, 47; nays, none; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	McCoy	Ritchie
Benson	McCrorry	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hjelmstad	Pathman	Ward
Ingerson	Patten	Whitman
Kaldor	Patterson	Whitmer
Kretschmar		Wog

Absent and not voting:

Messrs.                      Messrs.  
Hart                              Martin

So the bill passed and the title was agreed to.

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 32. A Bill for an Act Making an Appropriation for the State Hospital for the Insane at Jamestown for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Miscellaneous Items.

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

House Bill No. 48. A Bill for an Act Providing for the Filing of Reports of School Districts and Township Treasurers in Place of Publication Thereof, Designating Where the Same Shall Be Filed; and Repealing All Acts, and Parts of Acts, in Conflict Herewith.

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



House Bill No. 63. A Bill for an Act to Repeal Section 2348 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 187 of the Laws of 1915, and to Repeal Section 2349 of the Compiled Laws of North Dakota for the Year 1913 Relating to Assessors Duties in Connection with Military Enrollment

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

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 4543 of the Compiled Laws of North Dakota for the Year 1913 and Section 4557 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 46 of the Session Laws of North Dakota for the Year 1921 Relating to the Declaration of Dividends and the Creation of Indebtedness by Directors of Corporations, and Increasing or Diminishing of the Capital Stock of Corporations and the Issuing of Bonds by Corporations and Declaring an Emergency.

Was read the first and second time and referred to the Committee on Corporations.

House Bill No. 67. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 266 of the Session Laws of 1923 Relating to the Possession of Pistols and Revolvers and Declaring an Emergency.

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

House Bill No. 73. A Bill for an Act to Amend and Re-enact Section 2464 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 58 of the Session Laws of 1921, and Amending and Re-enacting Section 2468 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Establishment of Drains and the Assessment of benefits Subject to Review.

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

House Bill No. 90. A Bill for an Act Making an Appropriation of \$40,000.00 for the Purchase of Land and the Installing of a Waterworks System at the Hospital for the Insane at James town.

Was read the first and second time and referred to the committee on Appropriations.

## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota.  
January 29, 1925.

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

Senate Bill No. 8.  
Senate Bill No. 14.  
Senate Bill No. 19.  
Senate Bill No. 42.  
Senate Bill No. 60.  
Senate Bill No. 63.  
Senate Bill No. 70.  
Senate Bill No. 92.  
Senate Bill No. 98.

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

Very respectfully,

C. R. VERRY,  
Secretary.

Courtesies of the floor were extended to the following:

Hon. Walter McDonald, Minnewaukan; Gus Carlson and Mr. Gilbertson of Maddock, N. D.; O. Gunvaldson and C. J. Kopriva of Bowbells, N. D.; C. E. Hovland, Coteau, N. D.; F. T. Cuthbert and S. W. Thompson of Devils Lake, N. D.; J. E. Sorlie, Churchs Ferry; Harold Thompson, Pembina Co.; C. G. Bangert, Enderlin; H. S. Grover and Chas. S. Ego of Lisbon, N. D.; John E. Williams, Washburn, N. D.; ex-Senator John O. Williams, McLean Co., N. D.; A. J. Kavanaugh, Grand Forks, N. D.; J. S. Bronahan and wife, Carrington, N. D.; Peter Lee, Grand Forks, N. D.; Joseph Gackle, Kulm, N. D.; Edgar Mattson, New Rockford, N. D.; President John Lee Coulter, Agricultural College; Dr. Trowbridge and Walter Reid, Fargo, N. D.

TWENTY-FOURTH DAY AFTER RECESS AND  
THE TWENTY-FIFTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 30, 1925.

The Senate re-assembled at 1:00 o'clock P. M. pursuant to recess taken.

The President presiding.

Senator Ingerson asked for a call of the Senate, which call was granted.

Roll call showed Senator Whitman absent.

Senator Kretschmar moved the call be dispensed with.

Which motion prevailed.

Senator Ingerson asked leave to offer amendments to Senate Bill No. 2 after reading of same.

Which request was granted.

Senator Ingerson moved that Senate Bill No. 2 be amended as follows:

In line 7, Section 1, strike out the words "9% per annum" and insert in lieu thereof the words: "9% per annum between the dates July 1st, 1925 and July 1st, 1926, and 8% per annum thereafter;" and in line 8, Section 2, strike out the words "9%" and insert in lieu thereof the words "9 per cent per annum between the dates July 1st, 1925 and July 1st, 1926, and 8 per cent per annum thereafter."

Senator Ingerson demanded a roll call on the amendment offered on Senate Bill No. 2. Roll call granted.

ROLL CALL

The question being on the amendment offered by Senator Ingerson on Senate Bill No. 2, the roll was called, and there were ayes 24, nays 25, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrary	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

So the amendment was defeated.

Senator Ingerson offered a second amendment to Senate Bill No. 2:

In line 7, Section 1, strike out the words "nine per cent per annum" and insert in lieu thereof the words "9 per cent per annum between the dates July 1st, 1925 and January 1st, 1927 and 8 per cent per annum thereafter." And in line 8, Section 2, strike out the words "nine per cent per annum" and insert in lieu thereof the words "9 per cent per annum between the dates July 1st, 1925 and January 1st, 1927 and 8 per cent per annum thereafter."

Senator Patterson demanded a roll call on the second amendment. Roll call granted.

### ROLL CALL

The question being on the second amendment offered by Senator Ingerson on Senate Bill No. 2, the roll was called, and there were ayes 24, nays 25, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrary	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

So the amendment was defeated.

### ROLL CALL

Senate Bill No. 2. A Bill for an Act to Amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays 2, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Wog
Kaldor	Patterson	

Those voting in the negative were:

Messrs.	Messrs.
Martin	Whitmer

So the bill passed and the title was agreed to.

Senator Ployhar moved that the vote by which Senate Bill No. 2 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Martin explained his vote: "Mr. President, my people have demanded an 8 per cent interest rate, and if we can't get an 8 per cent interest rate we are going to take it before the people, and I vote 'no' on the bill."

Senator Stevens moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

---

### TWENTY-FIFTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 30, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment.

The President presiding.

Prayer by the chaplain, Rev. S. F. Halfyard.

### ROLL CALL

All members present.

### REVISION AND CORRECTION OF THE JOURNAL

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

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

In line 6 from bottom of page 6, correct spacing in word "Jamestown."

In line 7 on page 14, correct spelling of word "State."

In line 1 of page 15, correct spelling of word "for."

In line 15 of page 15, correct spacing of words "of indebtedness."

In line 15 from bottom of page 15, correct spelling of word "Subject."

In line 10 on page 16, change word "his" to "has."

In line 3 on page 12, change the name "McCoy" to "Martin."

In line 12 from the bottom of page 11, change the name "Martin" to "McCoy."

In line 24 on page 16, change the name "Buchanan" to "Brosnahan."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

#### PETITIONS AND COMMUNICATIONS

The following communications were received and read:

One against the passage of Senate Bills Nos. 81 and 82, from residents of Park River, N. D., signed by S. B. Eidsmoe and 11 others.

One from the Counsell Film Process & Chemical Co. of New York asking for better films.

#### SENATE COMMITTEE ON ENROLLMENT AND EN- GROSSMENT.

The committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 16. A Bill for an Act Making an Appropriation of \$885.00 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of 1913 for North Dakota.

Also,

Senate Bill No. 55. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$40,981.56 Credited to the Oil Inspection Special Fund to the General Fund of the State of North Dakota.

Also,

Senate Bill No. 35. A Bill for an Act Making an Appropriation of \$10,000.00 for the Florence Crittenden Home at Fargo, North Dakota.

Also,

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Reward and Apprehension of Criminals According to Chapter 200 of the Session Laws of 1917.

Also,

Senate Bill No. 54. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$10,181.24 Credited to the Hotel Inspection Fund to the General Fund of the State of North Dakota.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report.

Which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

The Committee on Federal Relations made the following report:

Mr. President: Your Committee on Federal Relations to whom was referred:

Senate Bill No. 57. A Bill for an Act Providing for the Appointment of Representatives on Behalf of the State of North Dakota to Negotiate a Compact and Agreement Between the States of North Dakota, South Dakota and Minnesota, and Between Said States and the United States of America, Respecting the Use, Control, Utilization and Disposition of the Waters of the Red River of the North and the Rights of Said States and the United States Thereto.

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

PETER McLACHLIN,  
Chairman.

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

The Committee on Corporations Other Than Municipal made the following report:

Mr. President: Your Committee on Corporations Other Than Municipal to whom was referred:

Senate Bill No. 74. A Bill for an Act Relating to the Assessment of Telephone Property, Providing for a Tax on Gross Earnings of Telephone Companies in Lieu of the General Property Tax on the Property of such Companies Used Exclusively in Connection with the Operation of their Telephone Business, and in Lieu of any Franchise or Excise or Income Tax Upon Such Companies; Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OBERT A. OLSON,  
Chairman.

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

A majority of the Committee on Federal Relations made the following report:

Mr. President: Your Committee on Federal Relations to whom was referred:

Senate Bill No. 75. A Joint Resolution memorializing Calvin Coolidge, President, and the Congress of the United States Pertaining to Future Wars.



Have had the same under consideration and recommend that the same be indefinitely postponed.

FRED PATHMANN,  
E. B. PAGE,  
J. L. HART,  
PETER McLACHLIN,  
Chairman.

Senator McLachlin moved that the report be adopted.

A minority of the Committee on Federal Relations made the following report:

Mr. President: Your Committee on Federal Relations to whom was referred:

Senate Bill No. 75. A Joint Resolution Memorializing Calvin Coolidge, President, and the Congress of the United States Pertaining to Future Wars.

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

D. H. HAMILTON,  
R. W. PATTEN,  
PEDER L. HJELMSTAD.

Senator Hamilton moved that the report be adopted.

Senator Hjelmstad moved the substitution of the minority report for the majority report.

Roll call demanded and lost.

The question being on the acceptance of the majority report, a roll call was demanded, and granted.

### ROLL CALL

The question being on the adoption of the majority committee report on Senate Bill No. 75, the roll was called and there were ayes 25, nays 24, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrary	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog

So the report of the majority was adopted.

The Committee on Public Lands made the following report:

Mr. President: Your Committee on Public Lands to whom was referred:

Senate Bill No. 84. A Bill for an Act to Amend and Re-enact Section 319 of the Compiled Laws of North Dakota for 1913, Relating to Redemption of State and School Lands, on which the Contracts have Been Cancelled.

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

C. A. WARD,  
Chairman.

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

The Committee on Corporations Other Than Municipal made the following report:

Mr. President: Your Committee on Corporations Other Than Municipal to whom was referred:

Senate Bill No. 87. A Bill for an Act to Amend and Re-enact Section 4560 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Manner of Keeping Record of Business Transactions, Stock Book, Publicity, by Corporations.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OBERT A. OLSON,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 90. A Bill for an Act Making an Appropriation of \$76,230.00 for the Completion and Furnishing of

the Liberty Memorial Building and for the Installation of a New Generator in the Capitol Building Power House.

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

On line 1 of the title of the printed bill strike out the figures "\$76,230.00" and insert in lieu thereof the figures "\$14,990.00."

On line 2 of the title, after the word "building" place a period and strike out the remainder of the line.

Strike out all of line 3 of the title.

On line 3 of the printed bill strike out the figures "\$76,230.00" and insert the figures "\$14,990.00."

On line 4, after the second word, place a comma, strike out the remainder of the line and insert after the word "building" the words "as follows:"

Strike out all of line 5.

Strike out all of line 6.

On line 7 strike out the figures "\$\$10,000.00" and insert the figures "\$5000.00."

Strike out all of lines 8 and 9.

On line 11 strike out the figures "\$1200.00" and insert the figures "\$500.00."

Strike out all of lines 14, 18 and 20.

On line 22 strike out the figures "\$76,230.00" and insert the figures "\$14,990.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

Senator Atkins requested an extension of time on Senate Bill No. 68, which request was granted.

### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to the following:

John Pollock and Julius Baker of Fargo, N. D.; Emil Nelson, Cooperstown, N. D.; H. T. Peterson, Plaza, N. D.; J. A. Johnson and Mr. Solomonson of Parshall, N. D.; Mr. and Mrs. E. O. Kleve and Mrs. Henry Billigmier of McClusky, N. D.; Daniel Bartel, Merricourt, N. D.; R. Hasz and Mike Hilcher of Bismarck, N. D.; John P. Sundquist and W. J. Lorenz of Aneta, N. D.; O. J. Sorlie, Buxton, N. D.; A. F. Lehr, Gackle, N. D.; L. C. Miller, Bowbells, N. D.; Geo. A. Bangs and F. F.

Burchard of Grand Forks, N. D.; August Berm and W. I. Strubb of LaMoire, N. D.

E. A. Hughes, F. A. Beadley, J. S. Eaton, Aug. Olson, Henry Murphy and Jack McLachlin of Bismarck, N. D.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Senators Benson and Schlosser introduced:

Senate Bill No. 118. A Bill for An Act to Provide an Appropriation for the Eradication of the Barberry Bushes.

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

Senator O. A. Olson introduced:

Senate Bill No. 119. A Bill for an Act and Amend and Re-enact Chapter 42 of the Session Laws of North Dakota for the Year 1921, Relating to Safety Appliances in Construction Work.

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

The Committee on Insurance Introduced:

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 145 of the Session Laws of 1921.

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

The Committee on Insurance introduced:

Senate Bill No. 121. A Bill for an Act Requiring Bonds of Contractors Doing Contract Work for the State or any Political Subdivision Thereof to Carry a Provision Guaranteeing that the Employees of Such Contractor or any of His Sub-Contractors Are Fully Covered Under the Provisions of the Workmen's Compensation Law, Being Chapter 162 of the Session Laws of North Dakota for the Year 1919, and Acts Amendatory Thereof.

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

The Committee on Insurance introduced:

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by Chapter 141 of the Session Laws of North Dakota for the Year 1921.

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

The Committee on Insurance introduced:

Senate Bill No. 123. A Bill for an Act to Amend and Re-

enact Section 7 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

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

The Committee on Insurance introduced:

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by Chapter 144 of the Session Laws of North Dakota for the Year 1921, and as Further Amended by the Session Laws of North Dakota for the Year 1923.

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

The Committee on Insurance introduced:

Senate Bill No. 125. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923, known as the Workmen's Compensation Law.

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

The Committee on Insurance introduced:

Senate Bill No. 126. A Bill for an Act to Repeal Section 27 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law.

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

The Committee on Insurance introduced:

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Chapter 353 of the Session Laws of North Dakota for the Year 1923, Requiring Reporting of Names of School District Clerks to the Workmen's Compensation Bureau.

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

The Committee on Insurance introduced:

Senate Bill No. 128. A Bill for an Act Providing for the Investment of Moneys in the Workmen's Compensation Fund.

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

The Committee on Insurance introduced:

Senate Bill No. 129. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Expenses of Investigating Claims of Persons Injured in the Course of their Employment Whose Employers Have Not Paid Premiums Into the Workmen's Compensation Fund.

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

The Committee on Insurance introduced:

Senate Bill No. 130. A Bill for an Act Fixing the Responsibility for Carrying Workmen's Compensation Insurance for the Employees of Sub-Contractors Upon the General Contractor.

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

The Committee on Insurance introduced:

Senate Bill No. 131. A Bill for an Act to Define "Commercial Threshing" and to Bring Commercial Threshing Under the Operation of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

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

The Committee on Insurance introduced:

Senate Bill No. 132. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

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

Senator Fleckten introduced:

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 142 of the Session Laws of 1921. Defining Certain Words and Phrases Contained in said Chapter.

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

Senator Hamilton introduced:

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 2846 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 104 of the Session Laws of North Dakota for the Year 1917.

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

Senator Martin introduced:

Senate Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1,000 of the Compiled Laws of North Dakota for the Year 1913, Relating to Transmission of Ballots to Election Inspector.

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

Senator Schlosser introduced:

Senate Bill No. 136. A Bill for an Act to Amend Section 8719 of the Compiled Laws of 1913, Relating to the Exemption of the Avails of Life Insurance Payable to the Personal Representatives of a Deceased, his Heirs or Estate.

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

Senator Kaldor introduced:

Senate Bill No. 137. A Bill for an Act Relating to the Deposits of Money by Executors, Administrators and Guardians in Solvent Banks of Trust Companies.

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

Senator Obert Olson introduced:

Senate Bill No. 138. A Bill for an Act Requiring the Publication of Official Proceedings of School Boards in Cities Having a Population of One Thousand or More Inhabitants.

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

Senator Obert Olson introduced:

Senate Bill No. 139. A Bill for an Act Requiring the Publication of Official Proceedings of City Councils or Commissions in Cities Having a Population of One Thousand or More Inhabitants.

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

Senator Ward introduced by request:

Senate Bill No. 140. A Bill for an Act to Amend and Re-enact Section 7417, Compiled Laws of 1913, Relating to the Place of Trial of Civil Actions and Prescribing Conditions Upon Which Judgments May be Entered by Default.

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

### THIRD READING OF SENATE BILLS

#### ROLL CALL

Senate Bill No. 46. A Bill for an Act to Repeal Sections 917, 918 and 919, Compiled Laws of 1913, Relating to Party Registration.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 25; nays, 24; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Baird	McCoy	Schlosser
Bakken	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Olson, Eddy-Foster
Babcock	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrary	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog

So the bill passed and the title was agreed to.

Senator Patterson moved that the vote by which Senate Bill No. 46 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Section 1172 of the Compiled Laws of 1913, Relating to the Salary of School Treasurer in Common School Districts.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 31; nays, 17; absent and not voting, none; passed, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Ployhar
Babcock	Kaldor	Porter
Baird	Lynch	Rusch
Bakken	Marshall	Schlosser
Bond	McCoy	Seamands
Carey	McLachlin	Steel
Eastgate	Murphy	Storstad
Ettestad	Olson, Burleigh	Tofsrud
Fredrickson	Page	Van Camp
Hart	Peck	Whitman
Hjelmstad		



Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	McCrory	Ritchie
Fleckten	Miklethun	Stevens
Hamilton	Olson, Eddy-Foster	Ward
Kretschmar	Pathman	Whitmer
Magnuson	Patten	Wog
Martin	Patterson	

Absent and not voting:

Passed:

Messrs.  
Olson, Barnes

So the bill passed and the title was agreed to..

### ROLL CALL

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 4206 of the Compiled Laws of 1913, Relating to the Duties and Compensation of Township Treasurer.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 43; nays, 5; absent and not voting, 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McLachlin	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Ingerson	Patterson	Whitmer
Kaldor	Peck	Wog
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	McCrory	Patten
Hjelmstad	Miklethun	

Absent and not voting:

Messrs.  
Seamands

So the bill passed and the title was agreed to.

## ROLL CALL

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 1165 of the Compiled Laws of North Dakota for the Year 1913. Relating to Bond of Treasurer of Common School District and Approval Thereof, Bond of Treasurer in Case of Failure to Elect a Successor, Vacancies, Duties of County Treasurer in Case a Vacancy Exists, and Compensation of County Treasurer when Performing Duties of School District Treasurer.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, 2; absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCroy	Seamands
Eastgate	McLachlin	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Wog
Kaldor	Patterson	

Those voting in the negative were:

Messrs.	Messrs.
Miklethun	Whitmer

So the bill passed and the title was agreed to..

## SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 16. A Bill for an Act Making an Appropriation of \$885.00 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of North Dakota for 1913.

Senate Bill No. 55. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$40,981.56 Credited to the Oil Inspection Special Fund to the General Fund of the State of North Dakota.

Senate Bill No. 35. A Bill for an Act Making an Appropriation of \$10,000.00 for the Florence Critenden Home at Fargo, North Dakota.

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Reward and Apprehension of Criminals According to Chapter 200 of the Session Laws of 1917.

Senate Bill No. 54. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$10,181.24 Credited to the Hotel Inspection Fund to the General Fund of the State of North Dakota.

And the President signed the same in the presence of the Senate.

Senator Ployhar moved the request of the House be granted on the return of House Bills Nos. 90 and 65.

Which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 55. A Bill for an Act to appropriate the Sum of \$200,000.00 from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Williams County and McKenzie County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 69. A Bill for an Act to Amend and Re-enact Section 8076 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 250 of the Session Laws of North Dakota for the Year 1923 Relating to Foreclosure of Mortgages by Agent or Attorney, and Legalizing and Validating Sales Heretofore Made Where the Power of Attorney has been Filed for Record at or Prior to the Time Fixed for the Making of the Same.

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

House Bill No. 89. A Bill for an Act to Amend and Re-enact Chapter 86 of the Session Laws for the Year 1921, as Amended by Chapter 146, Session Laws 1923, Relating to Application of the Tuberculin Test and Eradication of Bovine Tuberculosis in Townships in Counties in North Dakota Under the Direction of the State Live Stock Sanitary Board by Petitions of a Majority of Resident Freeholders or Live Stock Owners in Such Townships.

Was read the first and second time and referred to the Committee on Livestock.

To the Secretary of the Senate, Nineteenth Legislative Assembly:

Dear Sir: I desire to tender my resignation as special messenger in the Senate, by reason of obtaining a permanent position elsewhere.

HERB O'HARE,

Senator Rusch moved the acceptance of Herbert O'Hare's resignation.

Which motion prevailed.

### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
January 30, 1925.

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

House Bill No. 89. A Bill for an Act to Amend and Re-enact Chapter 86 of the Session Laws for the Year 1921, as Amended by Chapter 146, Session Laws 1923, Relating to Application of the Tuberculin Test and Eradication of Bovine Tuberculosis in Townships in Counties in North Dakota Under the Direction of the State Livestock Sanitary Board by Petition of a Majority of Resident Freeholders or Livestock Owners in Such Townships.

House Bill No. 55. A Bill for an Act to Appropriate the Sum of \$200,000.00 from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Williams County and McKenzie County, North Dakota, Under the Provisions of Chapter 73, of the Laws of North Dakota for the Year 1919.

House Bill No. 69. A Bill for an Act to Amend and Re-enact Section 8076 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 250 of the Session Laws of North Dakota for the Year 1923 Relating to Foreclosure of Mortgages by Agent or Attorney, and Legalizing and Validating Sales Heretofore Made Where the Power of Attorney Has Been Filed for Record at or Prior to the time Fixed for the Making of the Same.

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

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

Senate Bill No. 23. A Bill for an Act Making an Appropriation of \$12,400.00 for the Purpose of Paying the General Expenses of Carrying Out the Provisions of Chapter 168 of the Session Laws of 1919, Relating to Mine Inspection.

Senate Bill No. 39. A Bill for an Act to Appropriate the Sum of \$99,000.00 for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Senate Bill No. 29. A Bill for an Act to Repeal Sections 2670 and 2671 of the Compiled Laws of North Dakota for the Year 1913 and Chapter 72 of the Session Laws of 1923, Relating to Cruelty to Animals.

Senate Bill No. 31. A Bill for an Act to Repeal Section 335, of Chapter 1 of the Compiled Laws of 1913 for North Dakota,

Relating to the Expenses of Publishing Notices of Sale of University and All Other Public Lands.

Senate Bill No. 32. A Bill for an Act to Repeal Section 362 of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to Expenses of Advertising the Common School Lands for Lease.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
January 30, 1925.

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

Senate Bill No. 2.  
Senate Bill No. 46.  
Senate Bill No. 64.  
Senate Bill No. 69.  
Senate Bill No. 89.

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

Very respectfully,

C. R. VERRY,  
Secretary.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
January 30, 1925.

Mr. President: I have the honor to inform you that the House requests the return of House Bills. Nos. 90 and 65.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
January 30, 1925.

Mr. Speaker: I have the honor to return herewith the following House Bills:

House Bill No. 90.  
House Bill No. 65.  
Which you have requested.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Benson moved that the Senate do recess until 1 P. M., Saturday.

Which motion prevailed.

Senate stands recessed.

C. R. VERRY,  
Secretary.

TWENTY-FIFTH DAY AFTER RECESS AND  
TWENTY-SIXTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 31, 1925.

The Senate re-assembled at 1:00 o'clock P. M., pursuant to recess taken, the President presiding.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Senator Babcock introduced:

Senate Bill No. 141. A Concurrent Resolution for an Amendment to the Constitution, Increasing the Debt Limit, Providing for the Sale of Bonds to Provide Funds to Liquidate the Liabilities of Insolvent Banks, to Levy Taxes to Pay the Principal and Interest of said Bonds, to Provide for the Disbursement of the Moneys Arising Therefrom, and to Protect the State in the Recovery or Recoupment Thereof.

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

Senator Rusch introduced:

Senate Bill No. 142.

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

Senator Whitman introduced:

Senate Bill No. 143.

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

Senator Bond introduced:

Senate Bill No. 144.

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

Senator Martin introduced:

Senate Bill No. 145.

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

Senator Martin introduced:

Senate Bill No. 146. A Bill for an Act to Amend and Re-enact Section 2110 of the Compiled Laws of 1913 as Amended by Chapter 221 of the Session Laws of 1919 and Chapter 119 of the Session Laws of 1921 and Chapter 305 of the Session Laws of 1923, Relating to the Taxation of Corporate Excess Providing that the Tax Commissioner shall Assess Such Corporate Excess Upon the Verified Reports Filed by Each of Such Corporation or Upon Such Other Evidence as May Be by Him Deemed Sufficient.

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

Senator Martin introduced:

Senate Bill No. 147. A Bill for an Act to Amend and Re-enact Section 5238 of the Compiled Laws of 1913, as amended by Chapter 96 of the Laws of 1915 by Adding Thereto Provision Requiring Foreign Corporations Having a Business Domicile Within the State to Apply for a Domestic Corporation Charter; Providing Fees Therefor and Other Regulations Additional to Such Other Regulations as May Be Otherwise Provided.

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

Senator Hamilton introduced:

Senate Bill No. 148. A Bill for an Act to appropriate \$3,000.00 for the Purpose of Removing the Roosevelt Cabin to a Place Near the Liberty Memorial Building on the Capitol Grounds, and for the Protection and Decoration of the Same.

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

Senator Rusch introduced:

Senate Bill No. 149. A Bill for an Act Providing for the Assessment and Taxation of Land Owned by the Bank of North Dakota, the State of North Dakota or any Political Subdivision Within the State of North Dakota When Such Land Is Not Used or Held for Use for Public Purposes; Specifically Except Federal Land Grant Tracts Belonging to the Permanent Endowment Fund of the Common Schools and State Institutions.

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

Senator Tofsrud introduced:

Senate Bill No. 150. A Bill for an Act to Repeal Sections 2147, 2245, 2252 of the Compiled Laws of the State of North Dakota for the Year 1913 Relating to Taxation of Public Utility Property in Unorganized Counties.



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

Senator Tofsrud introduced:

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913, Relating to Delinquent Personal Property Taxes.

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

Senator Rusch introduced:

Senate Bill No. 152. A Bill for an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection with Taxes Assessed and Paid Under the 1919 Income Tax Law for the Years 1919, 1920, 1921 and 1922.

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

Senator Murphy moved that the Senate do now recess, subject to the call of the Chair.

Which motion prevailed.

Senate stands recessed.

The Senate reconvened at 1:55 P. M., pursuant to recess taken.

The President presiding.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Bakken introduced:

Senate Bill No. 153. A Bill for an Act to Amend and Re-enact Section 18, Chapter 199, Session Laws of 1923, Being an Act Providing Punishment for the Unlawful Deposit of Public Funds.

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

Senator Ettestad introduced:

Senate Bill No. 154. A Bill for an Act to Repeal Section 2306 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 232, Laws of 1919 and Sections 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345 and 2346 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Tax Judgment Procedure on Lands Forfeited to the State or County for Taxes.

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

Senator Atkins introduced:

Senate Bill No. 155. A Bill for an Act to Appropriate the Sum of \$30,000.00 for the Purpose of Paying State's Share for the Construction of Pavement on Federal Aid Project No. 100 Under the Provisions of Chapter 73 of the Laws Passed at the Sixteenth Session of the Legislative Assembly of North Dakota, said Project Being part of Missouri River Bridge Project, and that Such Appropriation be Made from the State Highway Fund.

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

The Committee on Insurance introduced:

Senate Bill No. 156. A Bill for an Act to Repeal Section 6624 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Face of Policy to Be Paid in Case of Loss.

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

Senator Wog introduced:

Senate Bill No. 157. A Bill for an Act to Repeal Sections 2228, 2229, 2230 and 2231 of the Compiled Laws of the State of North Dakota for the Year 1913 Legalizing Irregularities in Assessments and Levies of 1895, 1896 and 1897, 1898, 1899 and 1900; and Repealing Sections 2232, 2233, 2234, 2235, 2236 and 2237 of the Compiled Laws of the State of North Dakota for the Year 1913 Validating All Assessments Made Since 1889.

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

Senator Rusch asked permission to withdraw Senate Bill No. 1, and to substitute an amended and rewritten bill bearing the same title, and asked that same be re-printed as Senate Bill No. 1.

Which permission was granted.

Senator Patterson moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

#### TWENTY-SIXTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
January 31, 1925.

The Senate convened at 2:00 o'clock P. M., Pursuant to adjournment, the President presiding.

Prayer by the chaplain, Rev. S. F. Halfyard.

## ROLL CALL

All members present except Senators Kaldor and Wog.

## REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-fourth Day After Recess and the Twenty-fifth Day and recommend that the same be corrected as follows:

In line 7 on page 11, capitalize the word "The," and correct spacing and paragraphing of whole line.

In line 13 on page 12, correct spelling of "operation."

In line 10 from bottom of page 12, correct spacing of words "of the."

In line 27 on page 17, correct spelling of word "where."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

## MESSAGE FROM THE GOVERNOR

State of North Dakota

Office of the Governor

Bismarck

January 31, 1925.

To the Senate of the State of North Dakota:

Gentlemen: I have the honor to inform you that I have this day approved and filed with the Secretary of State the following bills:

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Reward and Apprehension of Criminals According to Chapter 200 of the Session Laws of 1917, in the Sum of \$1000.00.

Senate Bill No. 35. A Bill for an Act Making an Appropriation of \$10,000.00 for the Florence Crittenden Home at Fargo, North Dakota.

Senate Bill No. 16. A Bill for an Act Making an Appropriation of \$885.00 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 54. A Bill for an Act to Authorize the

State Treasurer to Transfer the Sum of \$10,181.24 Credited to the Hotel Inspection Fund to the General Fund of the State of North Dakota.

Senate Bill No. 55. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$40,981.56 Credited to the Oil Inspection Special Fund to the General Fund of the State of North Dakota.

Very truly yours,

A. G. SORLIE,  
Governor.

#### PETITIONS AND COMMUNICATIONS

To the Honorable Lieutenant Governor and Members of the State Senate:

As Warden of your State Penitentiary I wish to thank you for the careful interest shown by your Committee in the investigation of details connected with the charges and insinuations growing out of the Dolman case.

May I further call your attention to the situation in the matter of prison discipline that has directly resulted from these charges and insinuations. Prison discipline is, at the best, a very difficult matter. Criminal minds are keen minds and are continually on the lookout for aid and comfort from the outside. They are quick to take note of anything that appears in the public press suggesting mistreatment of prisoners. In other words, the average inmate of the State Penitentiary looks upon those in authority as his natural enemies and seizes upon an occasion of this kind to enlarge in his own mind the imaginary grievances against society in general and against the authorities at the Penitentiary in particular.

Infractions of discipline by prisoners must receive punishment. The dungeon, about which much has been said in connection with the Dolman case, is not a cruel or inhuman form of punishment. To prove this, I respectfully invite every member of the Senate to come to the institution to inspect this, as well as other regulations governing the treatment of prisoners. I will be glad to furnish transportation at any time suitable to the Senators' convenience.

I aim to be fair and just in the treatment of all prisoners, but I wish to again impress upon your honorable body that I am charged with the responsibility of protecting society from criminals committed to my charge.

Respectfully submitted,

JOHN J. LEE,  
Warden.

#### SENATE COMMITTEE ON ENROLLMENT AND EN- GROSSMENT.

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 23. A Bill for an Act Making an Appropriation of \$10,200.00 for the Purpose of Paying the General Expenses of Carrying Out the Provisions of Chapter 168 of the Session Laws of 1919, Relating to Mine Inspection.

Also,

Senate Bill No. 29. A Bill for an Act to Repeal Sections 2670 and 2671 of the Compiled Laws of North Dakota for the Year 1913 and Chapter 72 of the Session Laws of 1923, Relating to Cruelty to Animals.

Also,

Senate Bill No. 31. A Bill for an Act to Repeal Section 335, of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to the Expenses of Publishing Notices of Sale of University and All Other Public Lands.

Also,

Senate Bill No. 32. A Bill for an Act to Repeal Section 362 of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to Expenses of Advertising the Common School Lands for Lease.

Also,

Senate Bill No. 39. A Bill for an Act to appropriate the Sum of \$90,000.00 for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

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

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 90. A Bill for an Act Making an Appropriation of \$14,990.00 for the Completion and Furnishing of the Liberty Memorial Building.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

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

## REPORTS OF STANDING COMMITTEES

The committee on Appropriations made the following report:

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

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Department of Public Health for the Biennium, Beginning on July 1st, 1925 and Ending on June 30th, 1927.

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

On line 4 of the printed bill strike out the figures "\$47,800.00" and insert in lieu thereof the figures "\$40,150.00"

On line 7 strike out the figures "\$8000.00" and insert the figures "\$7,200.00."

On line 10 strike out the figures "\$4800.00" and insert the figures "\$3600.00."

On line 11 before the word "Clerks" strike out the figure "3" and insert the figure "2"; also strike out the figures "\$7200.00" and insert the figures "\$4,800.00."

Strike out all of lines 12, 13 and 14.

On line 15 strike out the words "1 Sanitary Engineer" and insert in lieu thereof the words "Director of Venereal Diseases."

On line 17 strike out the figures "\$2500.00" and insert the figures "\$1000.00."

On line 18 strike out the figures "\$1000.00" and insert the figures "\$900.00."

On line 22 strike out the figures "\$3000.00" and insert the figures "\$2000.00".

On line 21 strike out the figures "\$3000.00" and insert the figures "\$2,000.00."

On line 27 strike out the figures "\$4800.00" and insert the figures "\$4000.00."

On line 31 strike out the figures "\$47,800.00" and insert the figures "\$40,150.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Insurance made the following report:

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

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Section 4884 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Contingency Reserves of Life Insurance Companies.

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

NELS MAGNUSON,  
Chairman.

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

The Committee on Insurance made the following report:

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

Senate Bill No. 99. A Bill for an Act to Amend and Re-enact Sub-section 3 of Section 6635c of the Compiled Laws of North Dakota for the Year 1913, Relating to the Incontestable Clause to Be Included in the Required Provisions of Life Policies.

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

In line 5 of the printed bill strike out the word "policy" and insert in lieu thereof the word "contract."

And when so amended recommend the same do pass.

NELS MAGNUSON,  
Chairman.

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

The Committee on Corporations Other Than Municipal made the following report:

Mr. President: Your Committee on Corporations Other Than Municipal to whom was referred:

Senate Bill No. 103. A Bill for an Act Relating to the Powers of Stockholders and Management of Co-operative Corporations and Associations.

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

OBERT A. OLSON,  
Chairman.

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

#### REPORTS OF SELECT COMMITTEES

##### Senate Bill No. 158

Introduced by Your Select Committee, Senators Porter, Patterson and Fredrickson.

## A Concurrent Resolution.

Whereas, The Eighteenth Legislative Assembly did on the 26th day of February, 1923, by concurrent resolution memorialize the Legislature of the State of Florida with respect to the death of one Martin Tabert, setting forth facts upon which a conclusion was based that such death was the result of oppression and wrongs perpetrated by minor officers, within, but not of, the State of Florida, acting in conjunction with private parties and without fault on the part of the state or its people; and

Whereas, Such memorial was not intended to be in criticism of the government of the people of our sister commonwealth, the State of Florida, but was intended to be a plea for friendly assistance in obtaining for one of our young citizens a vindication and measure of justice that we were without assistance unable to secure for him; and

Whereas, The hearty response to our call, as evidenced by the combined action of the people, the legislature, the Governor and the legal department of Florida immediately demonstrated that our plea had reached sympathetic hearts and fair minds; and

Whereas, The power of the great State of Florida was exerted in behalf of justice to one of the sons of this far-off state, with a promptness and vigor that commanded the respect and admiration of the whole nation until justice was accomplished and is in course of accomplishment, as far as lies within the power of man; and

Whereas, The Legislature of Florida, in its session for 1923, has by a concurrent resolution, communicated to this legislative session its greetings, and its thoughts with respect to the death of Martin Tabert, and the action of our Eighteenth Legislative Session in respect thereof, and it appears from such communication that the Legislature, the Governor and the people of our esteemed sister state understood the friendly nature of our appeal, and accepted it, as it was intended to be accepted—as a plea from one sincere and liberty-loving citizenship to the warm hearts of another, and it appears that the response has been so complete and full that nothing more could be expected by a fair-minded people; now, therefore,

Be It Resolved by the Senate of the Nineteenth Legislative Assembly, the House Concurring Therein: That we hereby tender to the Commonwealth of Florida the sincere thanks and gratitude of the people of North Dakota for what it has done and is doing to accomplish justice to one of our humble citizens, and we would each meet hand in hand with each of you and now by this resolution extend the collective hand of friendship across the continent to meet in clasp with yours and thus meeting in token of friendship and common kinship ask you to pause in thought for a moment of meditation and reverent memory of him whose misfortune brought about this friendly exchange of greetings—Martin Tabert—and say of him, "God's will, not ours, be done."

Be It Further Resolved, That three copies hereof be en-



rolled, and endorsed by the Governor of North Dakota, and that when so attested and endorsed they be transmitted by the Governor of North Dakota to the Governor of Florida, with the request that one thereof be received by the Governor for the executive office and that the two other copies be transmitted by him, one each, to the respective houses of the Legislature of Florida upon the occasion of their next convening.

W. H. PORTER,  
Chairman.  
G. PATTERSON,  
L. O. FREDRICKSON.

Senator Porter moved the adoption of the Concurrent Resolution No. 158.

Which motion prevailed, and the resolution was adopted.

Senator Ward moved that the absent Senator be excused.

Which motion prevailed.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following: J. T. Mortell, Donnybrook, N. D.; Robt. Bryans, Grano; S. W. Crabbe, Fargo; Dr. Gillette, F. F. Burchard and Geo. A. Bangs of Grand Forks; Henry Thompson, Thompson; O. J. Sorlie, Buxton; K. J. Gronvord and A. Medalen of Nekoma, N. D.; G. L. Spear and Frank Johnson of Bismarck, N. D.; Mrs. John Maddock, Maddock, N. D.; H. T. Peterson, Plaza, N. D.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
January 31, 1925.

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

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 225 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 127 of the Session Laws of North Dakota for the Year 1919, Relating to the Duties of the State Examiner.

House Bill No. 94. A Bill for an Act Re-establishing the North Dakota Mill and Elevator Association, Defining Its Powers and Duties, Providing for the Control, Management, and Operation of State Owned Grain Warehouses, Elevators and Flour Mills and the Conduct of All Business Relating Thereto, Especially as Relates to the State Owned Mill and Elevator at Grand Forks, North Dakota, and Repealing Chapter 295, Laws of North Dakota of 1923.

House Bill No. 53. A Bill for an Act to Amend and Re-enact Section 292 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Assign-

ments Thereof, and Conveyance of Interests in Lands Acquired Thereunder.

House Bill No. 82. A Bill for an Act to Regulate and Better Safeguard the Bonds of Public Officials and Public Depositories.

House Bill No. 90. A Bill for an Act Making an Appropriation of \$40,000.00 for the Purchase of Land and the Installing of a Waterworks System at the Hospital for the Insane at Jamestown.

House Bill No. 30. A Bill for an Act Making an Appropriation of \$323,250.00 for the Current and Contingent Expenses of the State Normal School at Valley City, and Making Permanent Improvements Thereto.

House Bill No. 33. A Bill for an Act Making an Appropriation of \$274,040.00 for the Current and Contingent Expenses of the State Penitentiary and for Making Permanent Improvements and Repairs Thereto.

House Bill No. 34. A Bill for an Act Making an Appropriation to Pay the Current and Contingent Expenses of the School for the Deaf at Devils Lake, Together with Improvements and Repairs, Equipment and Miscellaneous Items.

House Bill No. 71. A Bill for an Act to Amend and Re-enact Sections 2 and 13, and to Add Sections 17 and 18 to Chapter 311, Session Laws of the State of North Dakota for 1923, Being an Act Relating to the Imposition of a Tax on the Gasoline Stored, Shipped, Distributed or Held for Sale Within This State, for the Purpose of Raising Revenue for Defraying the Expenses of the State Government, State Highway Commission, and the Appropriation Thereof, and Providing for the Administration of the Same.

House Bill No. 68. A Bill for an Act to Provide for the Registration of all Marriages with the State Registrar of Vital Statistics, and to Provide Fees for the Same.

House Bill No. 35. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Science at Wahpeton, Together with Improvements and Repairs and New Equipment.

House Bill No. 28. An Act Making an Appropriation for the Current and Contingent Expenses of the State Normal and Industrial School at Ellendale, and for Improvements and Repairs Thereto.

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

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
January 31, 1925.

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

Senate Bill No. 38. A Bill for an Act Making an Appropriation of \$63,000.00 for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses with Improvements and Repairs, Equipment and Miscellaneous Items for the State School for the Blind at Bathgate.

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Senate Bill No. 41. A Bill for an Act making an Appropriation for the General Expenses of the State Live Stock Sanitary Board and for the Glanders & Dourine and Bovine Tuberculosis Funds.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
January 31, 1925.

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

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 4543 of the Compiled Laws of North Dakota for the Year 1913 and Section 4557 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 46 of the Session Laws of North Dakota for the Year 1921 Relating to the Declaration of Dividends and the Creation of Indebtedness by Directors of Corporations, and Increasing or Diminishing of the Capital Stock of Corporations and the Issuing of Bonds by Corporations and Declaring an Emergency.

Which the House has returned re-engrossed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Senator Rusch introduced:

Senate Bill No. 1. A Bill for an Act to Amend and Re-enact Chapter 320, Laws of 1923, also Sections 2191, 2192, 2197, 2202, 2203, 3733, 3735 and 3736 of the Compiled Laws of North Dakota for the Year 1913, Providing for Penalties on Delinquent Real Estate Taxes and Special Assessments; for the Sale of Land for Taxes and Special Assessments; Issuance of Certificates of Sale and Assignments Thereof; for Redemption of Land Sold at Tax Sale; for the Issuance of Tax Deeds on Land Not Redeemed from Sale for Taxes and for the Disposition or Conveyance of Land Bid in by the County and Not Redeemed or Purchased; and to Repeal All Acts in Anywise Contravening the Provisions of This Act.

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

## THIRD READING OF SENATE BILLS

## ROLL CALL

Senate Bill No. 57. A Bill for an Act Providing for the Appointment of Representatives on Behalf of the State of North Dakota to Negotiate a Compact and Agreement Between the States of North Dakota, South Dakota and Minnesota, and Between Said States and the United States of America, Respecting the Use, Control, Utilization and Disposition of the Waters of the Red River of the North and the Rights of Said States and the United States Thereto.

Was read the third time

The question being on the final passage of the bill, the roll was called, and there were ayes, 44; nays, 1; absent and not voting, 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCrorry	Seamands
Eastgate	McLachlin	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	

Those voting in the negative were:

Messrs.  
Patterson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kaldor	Ward	Wog
Miklethun		

So the bill passed and the title was agreed to.

### ROLL CALL

Senate Bill No. 84. A Bill for an Act to Amend and Re-enact Section 319 of the Compiled Laws of North Dakota for 1913, Relating to Redemption of State and School Lands, on which the Contracts have Been Cancelled.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes, 47; nays, none; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kretschmar	Patterson	

Absent and not voting:

Messrs.	Messrs.
Kaldor	Wog

So the bill passed and the title was agreed to.

The President declared the emergency clause carried.

### ROLL CALL

Senate Bill No. 90. A Bill for an Act Making an Appropriation of \$14,990.00 for the Completion and Furnishing of the Liberty Memorial Building.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes, 46; nays, 1; absent and not voting, 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Ployhar
Bakken	Martin	Porter
Benson	McCoy	Ritchie
Bond	McCrory	Rusch
Carey	McLachlin	Schlosser
Eastgate	Miklethun	Seamands
Ettestad	Murphy	Steel
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kretschmar		

Those voting in the negative were:

Messrs.  
Stevens

Absent and not voting:

Messrs.                      Messrs.  
Kaldor                      Wog

So the bill passed and the title was agreed to.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 28. An Act Making an Appropriation for the Current and Contingent Expenses of the State Normal and Industrial School at Ellendale, and for Improvements and Repairs Thereto.

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

House Bill No. 30. A Bill for an Act Making an Appropriation of \$323,250.00 for the Current and Contingent Expenses of the State Normal School at Valley City, and Making Permanent Improvements Thereto.

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

House Bill No. 33. A Bill for an Act Making an Appropriation of \$274,040.00 for the Current and Contingent Expenses of the State Penitentiary and for Making Permanent Improvements and Repairs Thereto.

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

House Bill No. 34. A Bill for an Act Making an Appropriation to Pay the Current and Contingent Expenses of the School for the Deaf at Devils Lake, Together with Improvements and Repairs, Equipment and Miscellaneous Items.

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

House Bill No. 35. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Science at Wahpeton, Together with Improvements and Repairs and New Equipment.

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

House Bill No. 53. A Bill for an Act to Amend and Re-enact Section 292 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Assignments Thereof, and Conveyance of Interests in Lands Acquired Thereunder.

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

House Bill No. 68. A Bill for an Act to Provide for the Registration of all Marriages with the State Registrar of Vital Statistics, and to Provide Fees for the Same.

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

House Bill No. 71. A Bill for an Act to Amend and Re-enact Sections 2 and 13, and to Add Sections 17 and 18 to Chapter 311, Session Laws of the State of North Dakota for 1923, Being an Act Relating to the Imposition of a Tax on the Gasoline Stored, Shipped, Distributed or Held for Sale Within This State, for the Purpose of Raising Revenue for Defraying the Expenses of the State Government, State Highway Commission, and the Appropriation Thereof, and Providing for the Administration of the Same.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 82. A Bill for an Act to Regulate and Better Safeguard the Bonds of Public Officials and Public Depositories.

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

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 225 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 127 of the Session Laws of North Dakota for the Year 1919, Relating to the Duties of the State Examiner.

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

House Bill No. 94. A Bill for an Act Re-establishing the North Dakota Mill and Elevator Association, Defining Its Powers and Duties, Providing for the Control, Management, and Operation of State Owned Grain Warehouses, Elevators and Flour Mills and the Conduct of All Business Relating

Thereto, Especially as Relates to the State Owned Mill and Elevator at Grand Forks, North Dakota, and Repealing Chapter 295, Laws of North Dakota of 1923.

Was read the first and second time and referred to the Committee on State Affairs.

Senator Porter moved that the Senate do now adjourn  
Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.



## TWENTY-EIGHTH DAY.

Senate Chamber,  
Bismarck, North Dakota,  
February 2, 1925.

The Senate convened at 2:00 o'clock P. M. pursuant to adjournment, the President, Walter Maddock, Presiding.

Prayer by the chaplain, Capt. W. E. Jessup.

## ROLL CALL.

All members present, except Senator Wog.

## REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-fifth Day After Recess and Twenty-Sixth Day and recommend that the same be corrected as follows:

On page 2 in line 22 from bottom of page, place figures "\$3,000" all on one line.

On page 3 in line 6 from bottom of page, correct spacing in word and figure "and 2346."

On page 8 in line 11 place figures "\$47,800" all on one line.

On page 11 in line 7 from bottom of page correct spelling of "State."

On page 18 in line 1 correct spelling of word "State."

On page 18 in line 3 from bottom of page add word "Policies" after the word "Life."

On page 8 in line 13 from bottom of page change figures "\$20060.00" to "\$2000.00."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

#### PETITIONS AND COMMUNICATIONS.

Communications were presented and read as follows:

Favoring the abolishing of school transportation of children, signed by C. W. Baker, Pierce, N. D.

One against any law interfering with merchants bringing goods to the door for sale, signed by R. C. Smith and 101 others.

One asking for funds to pay deficit in Hail Insurance Fund of 1923, signed by Chas. W. Griffin, Scranton, N. D., and 211 others.

#### REPORTS OF STANDING COMMITTEES

##### SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Department of Public Health for the Biennium, Beginning on July 1st, 1925 and Ending on June 30th, 1927.

Also,

Senate Bill No. 99. A Bill for an Act to Amend and Re-enact Sub-section 3 of Section 6635c of the Compiled Laws of North Dakota for the Year 1913, Relating to the Incontestable Clause to Be Included in the Required Provisions of Life Policies.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

#### MOTIONS AND RESOLUTIONS

Senator Benson moved that the absent Senator be excused. Which motion prevailed.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to the following:  
Geo. Stomner, Mayville, N. D.; H. A. Hader, Mapleton, N. D.; Robert Bryans, Grano, N. D.; John Strand, Center, N. D.; Olaf Tollefson, Silva, N. D.; M. Fredrickson, Lakota, N. D.; A. Fredrickson, Pekin, N. D.; Hon. N. Olsgaard, Kin-

dred, N. D.; Albert Jacobson, Coteau, N. D.; Louis Endres, Ft. Yates, N. D.

Senator Carey asked an extension of time on committee report of Senate Bills Nos. 77, 83 and 88, which request was granted.

Senator Rusch moved that 2000 extra copies of Senate Bill No. 141 be printed; 1000 copies to be mailed the different State banks, and 1000 copies to various farmers throughout the state.

Which motion prevailed.

Senator Rusch moved that the rules be suspended and that permission be allowed to introduce an appropriation bill.

Which motion prevailed.

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

Senator Ployhar moved that Resolution No. 161 be referred to the Committee on State Affairs.

Which motion prevailed.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Bakken introduced:

Senate Bill No. 159. A Bill for an Act Requiring all Banks and Trust Companies to Furnish Indemnity Bonds for the Protection of Private Deposits.

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

Senator Ward introduced by request:

Senate Bill No. 160. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of such Corporation.

Which was read the first and second times and referred to the Committee on Corporations Other Than Municipal.

Senator Martin introduced:

Senate Bill No. 161. A Senate Resolution.

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

Senator Bakken introduced:

Senate Bill No. 162. A Bill for an Act Authorizing the Conveyance of Certain Lands.

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

Senator Fleckten introduced:

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Sections 2 and 5 of Chapter 38 of the Session Laws of 1921, Relating to Conciliation of Controversies.

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

Senator Ingerson introduced:

Senate Bill No. 164. A Bill For an Act to Amend and Re-enact Section 6915, Compiled Laws of 1913, Relating to the Negotiation of Negotiable Instruments.

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

Senators Ritchie, Stevens and Rusch introduced:

Senate Bill No. 165. A Bill for an Act Providing for an Appropriation of \$1,000.00 for the Purpose of Aiding the Department of North Dakota of the Grand Army of the Republic, in Maintaining the Expense of its Organization, and to Aid in Defraying the Expenses of its Annual Encampment.

Which was read the first and second time and referred to the Committee on Military Affairs.

### THIRD READING OF SENATE BILLS

#### ROLL CALL

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Department of Public Health for the Biennium, Beginning on July 1st, 1925 and Ending on June 30th, 1927.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays none, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp

Messrs.	Messrs.	Messrs.
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	
Messrs.	Messrs.	Messrs.

Absent and not voting:

Messrs.	Messrs.
Fredrickson	Wog

So the bill passed and the title was agreed to.

### ROLL CALL

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Section 4884 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Contingency Reserves of Life Insurance Companies.

Was read the third time.

Senator Baird moved that Senate Bill No. 96 be amended in line 30 by changing the word "or" to "for."

Which motion prevailed.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrorry	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Mikelthun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer

Absent and not voting:

Messrs.
Wog

So the bill passed and the title was agreed to..

### ROLL CALL

Senate Bill No. 99. A Bill for an Act to Amend and Re-

enact Sub-section 3 of Section 6635c of the Compiled Laws of North Dakota for the Year 1913, Relating to the Incontestable Clause to Be Included in the Required Provisions of Life Policies.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays none absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrary	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer

Absent and not voting:

Messrs.  
Wog

So the bill passed and the title was agreed to.

The President announced the emergency clause carried.

### ROLL CALL

Senate Bill No. 103. A Bill for an Act Relating to the Powers of Stockholders and Management of Co-operative Corporations and Associations.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrary	Schlosser

Messrs.	Messrs.	Messrs.
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer

Absent and not voting:

Messrs.

Wog

So the bill passed and the title was agreed to.

The President declared the emergency clause carried.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 23. A Bill for an Act Making an Appropriation of \$12,400.00 for the Purpose of Paying the General Expenses of Carrying Out the Provisions of Chapter 168 of the Session Laws of 1919, Relating to Mine Inspection.

Senate Bill No. 29. A Bill for an Act to Repeal Sections 2670 and 2671 of the Compiled Laws of North Dakota for the Year 1913 and Chapter 72 of the Session Laws of 1923, Relating to Cruelty to Animals.

Senate Bill No. 31. A Bill for an Act to Repeal Section 335, of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to the Expenses of Publishing Notices of Sale of University and All Other Public Lands.

Senate Bill No. 32. A Bill for an Act to Repeal Section 362 of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to Expenses of Advertising the Common School Lands for Lease.

Senate Bill No. 39. A Bill for an Act to appropriate the Sum of \$90,000.00 for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

And the President signed the same in the presence of the Senate.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 2, 1925.

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

Senate Bill No. 17.

Senate Bill No. 96.

Senate Bill No. 99.

Senate Bill No. 103.

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

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 2, 1925.

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

Senate Bill No. 84.

Senate Bill No. 90.

Senate Bill No. 57.

Senate Bill No. 158. A Concurrent Resolution.

Which the Senate has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Hamilton moved that the Senate do now adjourn.

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

Senate stands adjourned.

C. R. VERRY,  
Secretary.



## TWENTY-NINTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 3, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the chaplain, Capt. W. E. Jessup.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of Twenty-Eighth day and recommend that the same be corrected as follows:

In line 12, on page 8, change the word "return" to "transmit."

In line 18, on page 8, strike "indefinitely postponed" and insert in lieu thereof "passed and your favorable consideration is respectfully requested."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

## PETITIONS AND COMMUNICATIONS

Communications were received and read as follows:

For the reduction of taxes to relieve the burden now carried by the taxpayers, signed by Ludwig Thurr, Ashley, N. D., and 26 others.

One for the same purpose, signed by J. C. Goll, Danzig, N. D., and 178 others.

Department of Agriculture,

Washington, D. C.,  
January 30, 1925.

Hon. A. G. Sorlie,  
Governor of North Dakota,  
Bismarck, North Dakota.

Dear Governor Sorlie:

Pursuant to the provisions of Section 10 of the Federal Highway Act, which was approved November 9, 1921, there was submitted by Hon. R. A. Nestos, then Governor of North Dakota, a certificate that the State had met the requirements of said Act and was entitled to have made available for expenditure therein the sum apportioned to it from the Federal appropriations made by the Act to aid the States in road construction work. Careful consideration was given this certificate at that time, in connection with which a review of the North Dakota laws having application thereto was made. As a result, a letter bearing date of December 30, 1922, was addressed to Governor Nestos by Former Secretary Wallace, and in order that you may be fully acquainted with the action taken at that time I am enclosing herewith a copy of that letter.

It will be observed that the Governor was advised by this Department that the State laws then existing did not appear to give the State Highway Department adequate authority with reference to the selection and designation of roads to constitute the State's system of Federal-aid highways; but this objection has been overcome, since there actually has been selected or designated by the State Highway Commission, at least in part, such a system of highways and the same has been approved by this Department. However, it was pointed out also that while Section 4, Chapter 131, Session Laws of 1917, appeared to give the State Highway Commission authority to determine the character and have control and supervision over the construction and maintenance of State roads, Section 5 of said Act provided that whenever the board of county commissioners of any county should decide that any road should be improved with State-aid it should make application in writing to the State Highway Commission, and Section 6 provided that contracts for the construction of State roads should be awarded by the State Engineer subject to the approval of the county commissioners. The State Highway Commission, therefore, appeared to be without authority to act independently of the county boards of commissioners in initiating the improvement of State roads, or in awarding contracts for the construction thereof, or in supervising such construction, by reason of which the counties were left in such position that, if they should so desire, they could block or veto any action which the State Highway Commission might wish to take in any given case.

Reference was made to the fact that the legislature (Chapter 73, Regular Session of 1919; and Chapter 44, Extra Ses-

sion of 1919) had authorized an annual appropriation of \$150,000 from the motor vehicle license fees for the support of the State highway department, including the maintenance of its motor vehicle registration department, and for cooperating with the Federal government under the Federal Aid Road Act, and had authorized a further appropriation of \$130,000 annually from the same funds to aid to the extent of paying one-third the cost of State line bridges or bridges over navigable streams on State roads, and had provided that after deducting the amounts so authorized to be appropriated 50 per cent of the remaining proceeds of the motor vehicle license fees should be returned to the counties wherein collected as a special road maintenance fund and the other 50 per cent should be placed in the State highway fund to be expended by the State Highway Commission in the various counties in the improvement, maintenance and construction of state roads. It was pointed out, however, that of the funds which went into the State highway fund for expenditure by the State Highway Commission only 10 per cent might be spent in the discretion of said Commission, 90 per cent of it being required to be expended in the several counties in proportion to the amounts collected therein, and, further, that the duty of maintaining roads improved with the aid of the State rested first upon the counties in accordance with standards prescribed by the State Highway Commission, and that it was only when a county might fail to perform such duty of maintenance that the state might intervene and have such maintenance work performed and pay the county's share of the cost thereof out of its allotment from the State highway fund for the year in which the work was done.

Accordingly, this Department felt that it could not approve the certificate submitted by Governor Nestos, but that the State should be given the benefit of Section 24 of the Federal Highway Act, as amended by the Post Office Appropriation Act of June 19, 1922, which prescribed a period of five years from November 9, 1921, within which States whose laws did not fully comply with the requirements of the Act might correct the deficiencies if they desired to continue to receive the benefits of said Act thereafter. It, therefore, was suggested to the Governor that steps be taken promptly to have the existing laws of the State changed so as to enable it to meet the requirements of the Federal statute on or before the expiration of the five year period, that is, on or before November 9, 1926.

An investigation of the statutes passed by the Legislature of North Dakota since the date of the communication referred to above, however, reveals that no legislation has been enacted which will enable the State more fully to comply with the requirements of the Federal Highway Act. On the contrary, such legislation as has been passed complies with said requirements to a less degree than did the previously existing statutes. For instance, from an examination of the published 1923 Session Laws it appears that the annual appropriation of \$150,000 referred to above as being authorized from the motor vehicle license fees to defray the expenses of the State Highway Commission in maintaining its motor vehicle department, in carrying out the provisions and purposes

of the State Highway Commission Act, and in cooperating with the Federal government, and, also, the further annual appropriation of \$130,000 authorized from the same funds to aid to the extent of paying one-third the cost of State line bridges or bridges over navigable streams within the State on State roads were not made for the biennial fiscal period to end June 30, 1925; and it would appear that the only enactments made which might be considered as being in lieu thereof are an appropriation of \$86,150 (Chapter 88) for the motor vehicle registration department during such period, appropriations aggregating \$92,500 as aid on three specified bridges (Chapters 25, 26 and 27) and possibly an appropriation of \$18,200 for the office of State Engineer (Chapter 28). The Department, therefore, has felt that it should communicate with you upon this subject and suggest the advisability of the legislature which is now convened in regular session passing such legislation as will be necessary if it is desired that the State shall continue to receive the benefits of cooperation under the Federal Highway Act after November 9, 1926.

It is the view of this Department that the legislation required will involve a general revision of the law pertaining to the powers and duties of the State highway department, with provision for a system of State highways which at least should embrace those highways which have been selected by the State highway department and approved by this Department, in accordance with Section 6 of the Federal Highway Act. The system of highways so selected and approved to date embraces approximately 4,855 miles and may be increased to 7,434 miles. Such legislation should provide also that the system of State highways shall be under the complete control and jurisdiction of the State highway department, which should be empowered to select the roads to be improved; to determine the character of improvement to be made; to make the necessary surveys, plans, specifications and estimates; to advertise for bids and award the contracts; to supervise the construction work; and to maintain the same and regulate traffic thereon, especially as to those roads on the system which may be improved with Federal aid. A State road fund under the sole jurisdiction and control of the highway department and adequate for carrying on both the construction program and the maintenance work which would be required should be provided for use on the system of State highways. The highways department also should be provided with an annual appropriation sufficient to employ, and should be given authority to employ, sufficient personnel to carry on the duties imposed upon it, the provision heretofore made for the State highway department being totally inadequate for that purpose. The Federal funds apportioned to the State, which for the current year amount to \$1,178,708.13 would also be expended on the State highway system.

In this connection, it may be pertinent to refer to the fact that in a number of communications received by this Department there has been some discussion of the question of whether it is necessary to amend the State Constitution before the legislature may pass the legislation necessary to comply fully

with the Federal Highway Act. The information of this Department is that there is considerable difference of opinion among members of the legislature and attorneys in the State as to whether or not it is necessary that the Constitution be amended. If it should be concluded that before the legislature may enact all of the legislation required the Constitution will have to be amended, it is suggested that it would seem imperative that such amendment be initiated at this session of the legislature in order that it may be voted upon at the earliest permissible date, certainly not later than the general election in November, 1926, and in the meantime the legislature should pass as much of the necessary legislation as it now has the power to enact. If, however, it should be concluded that no amendment to the Constitution is necessary, it would seem equally imperative that the legislature should pass at its present session all of the required legislation.

In order that you may be fully advised as to the provisions of the Federal Highway Act, there is enclosed herewith a copy of Circular No. 161, which contains the original act of November 9, 1921, and the amendment of June 19, 1922. These two acts constitute the principal legislation under which cooperation is now carried on with the States. There were some minor amendments in the deficiency appropriation act of January 22, 1923, and in the annual appropriation acts for this Department for the fiscal years ended June 30, 1924, and to end June 30, 1925, but these latter amendments are of such a minor nature that they do not affect in any way the legislation which North Dakota needs to pass.

This Department very much hopes that you may see fit to bring this matter to the attention of the legislature in order that it may take such action as will insure a continuance of Federal cooperation with the State after November 9, 1926, if the State desires to receive the benefits of such continued cooperation.

Sincerely,

HOWARD M. GORE,  
Secretary.

Enclosures.

December 30, 1922.

Hon. R. A. Nestos,  
Governor of North Dakota,  
Bismarck, North Dakota.

Dear Governor Nestos:

The certificate executed by you June 1, 1922, to comply with Section 10 of the Federal Highway Act of November 9, 1921, was duly received by this Department through the State Highway Commission of North Dakota. Section 10 of the Federal Highway Act reads, as follows:

"Sec. 10. That when any State shall have met the requirements of this Act, the Secretary of the Treasury, upon receipt of certification from the governor of such State to such effect, approved by the Secretary of Agriculture, shall immediately make available to such State,

for the purpose set forth in this Act, the sum apportioned to such State as herein provided."

Careful consideration has been given the certificate, in conjunction with the laws cited therein, and it appears to this Department that these laws do not give the State Highway Department adequate authority with reference to the selection of State Roads, that may be selected or designated to constitute the State's seven per cent system of Federal-aid highways, the planning and control of the construction and maintenance of such roads, and the amount and control of "State funds" for the construction and maintenance of Federal-aid highways, as required by the Federal Highway Act.

In this connection, I wish to direct attention to Section 6 of the Federal Highway Act, which reads, in part, as follows:

"Sec. 6. \* \* \* \* Before any projects are approved in any State, such State, through its State Highway Department, shall select or designate a system of highways not to exceed 7 per centum of the total highway mileage of such State as shown by the records of the State highway department at the time of the passage of this Act.

"Upon this system all Federal aid apportionments shall be expended.

"Highways which may receive Federal aid shall be divided into two classes, one of which shall be known as primary or interstate highways, and shall not exceed three-sevenths of the total mileage which may receive Federal aid, and the other which shall connect or correlate therewith and be known as secondary or intercounty highways, and shall consist of the remainder of the mileage which may receive Federal aid.

"The Secretary of Agriculture shall have authority to approve in whole or in part the systems as designated or to require modifications or revisions thereof: Provided, That the States shall submit to the Secretary of Agriculture for his approval any proposed revisions of the designated systems of highways above provided for.

"Not more than 60 per centum of all Federal aid allotted to any State shall be expended upon the primary or interstate highways until provision has been made for the improvement of the entire system of such highways; Provided, that with the approval of any State highway department the Secretary of Agriculture may approve the expenditure of more than 60 per centum of the Federal aid apportioned to such State upon the primary or interstate highways in such state.

"Whenever provision has been made by any State for the completion and maintenance of a system of primary or interstate and secondary or intercounty highways equal to 7 per centum of the total mileage of such State, as required by this Act, said State, through its State highway department, by and with the approval of the Secretary of Agriculture, is hereby authorized to add to the mileage of primary or interstate and secondary of intercounty

systems as funds become available for the construction and maintenance of such additional mileage."

And to Section 12, which reads, as follows:

"Sec. 12. That the construction and reconstruction of the highways or parts of highways under the provisions of this Act, and all contracts, plans, specifications, and estimates relating thereto, shall be undertaken by the state highway departments subject to the approval of the Secretary of Agriculture. The construction and reconstruction work and labor in each State shall be done in accordance with its laws and under the direct supervision of the State highway department, subject to the inspection and approval of the Secretary of Agriculture and in accordance with the rules and regulations pursuant to this Act."

It will be noted from the above quoted provisions that the Federal Statute requires that the State, through its State Highway Department, shall select or designate the system of roads upon which all Federal aid apportionments shall be expended. Under Section 4, Chapter 131, Session Laws of 1917, the State Engineer is required to prepare a map of the main highways of the State which in the judgment of the county commissioners and of the State Highway Commission are of sufficient importance to be designated as State Roads. While this Section of the law appears to give the Commission authority to determine the character and have control and supervision over the construction and maintenance of State Roads, Section 5 of the same Act provides that whenever the board of county commissioners of any county shall decide that any road shall be improved with State aid it must make application in writing to the State Highway Commission. It is further provided by Section 6 that contracts for the construction of State Roads shall be awarded by the State Engineer subject to the approval of the county commissioners. The State Highway Commission apparently is without any authority to initiate the improvement of any road. It will be observed, therefore, that the Highway Commission cannot act independently of the counties in selecting State Roads, or in initiating the improvement of any such roads, or in awarding contracts for the construction thereof, and, therefore, that the counties may, if they so desire, block or veto any action which the State Highway Commission might wish to take in any given case.

As regards the question of "State Funds" for construction and maintenance, attention is directed to Section 7 of the Federal Highway Act, which reads, as follows:

"Sec. 7. That before any project shall be approved by the Secretary of Agriculture for any State such State shall make provisions for State funds required each year of such States by this Act for construction, reconstruction, and maintenance of Federal-aid highways within the State, which funds shall be under the direct control of the State highway Department."

And also to Section 14, which reads, in part, as follows:

"Sec. 14. That should any State fail to maintain any highway within its boundaries after construction or reconstruction under the provisions of this Act, the Secretary of Agriculture shall then serve notice upon the State highway department of that fact, and if within ninety days after receipt of such notice said highway has not been placed in proper condition of maintenance, the Secretary of Agriculture shall proceed immediately to have such highway placed in a proper condition of maintenance and charge the cost thereof against the Federal funds allotted to such State, and shall refuse to approve any other project in such State, except as hereinafter provided.

"Upon the reimbursement by the State of the amount expended by the Federal Government for such maintenance, said amount shall be paid into the Federal highway fund for reapportionment among all the States for the construction of roads under this Act, and the Secretary of Agriculture shall then approve further projects submitted by the State as in this act provided."

Chapter 44, Session Laws of North Dakota, extra session of 1919, provides an annual appropriation of \$150,000 from the motor vehicles license fees to defray the expenses of the State Highway Commission in maintaining its motor vehicle registration department, in carrying out the provisions and purposes of the State Highway Commission Act, and in cooperating with the Federal Government under the Federal Aid Road Act. A further appropriation of \$130,000 annually is authorized from the same funds to aid to the extent of paying one-third the cost of the construction of State line bridges or bridges over navigable streams within the State on State Roads. After deducting the amounts above specified, fifty per cent of the proceeds of the motor vehicle license fees is returned to the counties wherein collected as a special road maintenance fund, and the remaining fifty per cent is placed in the State highway fund to be expended by the State Highway Commission in the various counties in the improvement, maintenance and the construction of State Roads. However, only ten per cent of the State highway fund may be spent in the discretion of the Commission, ninety per cent of it being required to be expended in the several counties in proportion to the amounts collected thereon. Furthermore, it would seem that the duty of maintaining roads improved with aid of the State rests first upon the counties, such maintenance to be in accordance with standards prescribed by the State Highway Commission, and that it is only when a county fails to perform such duty of maintenance that the State may intervene and have such maintenance work performed and pay the county's share of the cost thereof out of its allotment from the State highway funds for the year in which the work is done. It, therefore, is not believed that the State has made sufficient provision for "State Funds" required each year under the direct control of the Highway Commission for either the construction of maintenance of Federal-aid highways within the State. Neither is the State Highway Commission given adequate control over the maintenance of such roads. While Section 8 of Chapter 141, Session laws of North Dakota,



1919, provides that the county funds shall be paid out of the County Treasury only upon the certificates of the Secretary of the State Highway Commission, the control and custody of such funds otherwise remains in the county.

Section 2 (last paragraph) of the Federal Highway Act defines the term "State Funds" as follows:

In view of the foregoing, this Department felt that it could not approve the certificate submitted by you. However, it is believed that Congress contemplated that there might be States whose existing laws would prevent full compliance with the Federal Highway Act in some respects, and, therefore, made provision by the enactment of Section 24 of the Act for Federal cooperation for a limited period with such States in order that they might have an opportunity to change their laws in such particulars as might be necessary. Section 24 was amended by Section 4, paragraph 5, of the Act approved June 19, 1922, making appropriations for the Post Office Department for the fiscal year ending June 30, 1923, and, as amended, reads as follows.

"The term 'State Funds' includes for the purposes of this Act, funds raised under the authority of the State, or any political or other subdivision thereof, and made available for expenditure under the direct control of the State highway department."

"Sec. 24. That in any State where the existing constitution or laws will not permit the State to provide revenues for the construction, reconstruction, or maintenance of highways, the Secretary of Agriculture shall continue to approve projects for said State until five years after November 9, 1921, if he shall find that said State has complied with the provisions of this Act in so far as its existing constitution and laws will permit."

Applying the provisions of the above Section to conditions as they exist in North Dakota, it appeared to this Department that while the certificate, for the reasons given, could not be accepted and approved for transmittal to the Secretary of the Treasury, a finding might be made that the State of North Dakota had complied with the provisions of the Federal Highway Act "in so far as its existing constitution and laws will permit," and that this Department, therefore, might continue to approve projects for the period specified by law from November 9, 1921. Accordingly, on July 11, 1922, such a finding was made and immediately communicated to the Secretary of the Treasury, with request that the Federal aid funds allotted to the State of North Dakota be made available to the State for the statutory period specified.

It is suggested that steps should be taken promptly to have the existing laws of the State changed so as to enable it to meet the requirements of the Federal Highway Act on or before the expiration of the period during which this Department is authorized by law to continue to approve projects,

thus permitting a continuance of Federal aid cooperation thereafter.

Sincerely yours,

(Signed) HENRY G. WALLACE,  
Secretary.

Senator Hamilton moved that the communication from the Department of Agriculture be printed in the Journal.

Which motion prevailed.

Senator Whitman moved that the communication be referred to the Committee on Highways.

Which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

The committee on Appropriations made the following report:

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

House Bill No. 42. A Bill for an Act Making an Appropriation of \$16,200.00 to Provide for the Payment of a Loan Made to the State Normal School at Dickinson, North Dakota.

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

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 33. A Bill for an Act Making an Appropriation of \$1,000.00 for the Benefit of the North Dakota Dairymen's Association, for the Purpose of Promoting and Encouraging the Dairying Interests of the State.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 30. A Bill for an Act to Repeal Section 8 of Chapter 17 of the Session Laws for North Dakota for the Year 1921, Relating to an Annual Appropriation for the Payment of Expenses and Per Diem of Investigating Artesian Waters.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 59. A Bill for an Act Authorizing Cities, Towns and Villages to License and Regulate Shows.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 65. A Bill for an Act to Establish the North Dakota State Corn Show and Making an Appropriation Therefor.

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

On line two of Section five of the printed bill strike out the word "five" and insert in lieu thereof the word "One."

On line three of Section five of the printed bill strike out the word "annually" and insert in lieu thereof the words "for the biennium beginning July 1, 1925 and ending June 30, 1927."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 90. A Bill for an Act Making an Appropriation of \$40,000.00 for the Purchase of Land and the Installing of a Waterworks System at the Hospital for the Insane at Jamestown.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out and Maintaining General Supervision and Regulation of Grain Grading, Elevator Accounting, Bonding, Licensing, and Inspection of Elevators, Warehouses and Flour Mills, in the Handling of All Agricultural Products.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Insurance made the following report:

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

Senate Bill No. 112. A Bill for an Act to Amend and Re-enact Sections 2, 5, and 13 of Chapter 159, Session Laws of 1919, Relating to Insurance on Public Buildings, Providing for the Classification of All Public Property, Limiting the Amount of Insurance to Be Carried by the State Fire and Tornado Fund, Providing for the Re-insurance of Certain Risks, and the Collection of the Premium Therefor.

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

Strike out everything after the words "A Bill" and amend to read as follows:

For an Act to Amend and Re-enact Sections 2, 5, and 13 of Chapter 159, Session Laws of 1919, Relating to Insurance

on Public Buildings, Providing for the Classification of All Public Property, Limiting the Amount of Insurance to be Carried by the State Fire and Tornado Fund, Providing for the Re-insurance of Certain Risks, and the Collection of the Premiums Therefor.

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

Section 1. That Section 2 of Chapter 159 of the Session Laws of North Dakota for the year 1919 be amended and re-enacted to read as follows:

2. Report of State Buildings.) On August 1st of each year, each officer, board of administration, or agents of the State of any kind having in charge any public buildings or property of any kind whatsoever belonging to the state, shall report to the Commissioner of Insurance of the State the sound, depreciated or insurable value of each building or risk and contents therein, and such other information as may be required by the Commissioner of Insurance on forms provided by him.

Section 2. That Section 5 of Chapter 159 of the Session Laws of North Dakota for the year 1919 be amended and re-enacted to read as follows:

5. Report on Other Buildings.) On August 1st of each year, each county auditor, city auditor, town, village and school district clerk, as the case may be, shall report to the Commissioner of Insurance the sound, depreciated or insurable value of each building or risk and contents therein, and such other information as may be required by the Commissioner of Insurance, on forms provided by him.

Section 3. That Section 13 of Chapter 159 of the Session Laws of North Dakota for the year 1919 be amended and re-enacted to read as follows:

13. Classification and Limitation of Risk.) It shall be the duty of the Insurance Commissioner to classify all property reported to him under the provisions of Section 1 and 2 of this Act, into three distinct classifications as hereinafter set forth, and to place re-insurance thereon with some reliable fire and tornado insurance company or companies in accordance with the limitations shown under each classification.

Class I. All of the following described property is hereby designated as Class I, and the entire risk of all insurance carried upon the same shall be by the State Fire and Tornado Fund.

"A" Fire-proof building, with fire-proof roof.

"AX" Fire-proof building, with combustible roof.

Class II. All of the following described property shall be designated as Class II, and fifty per cent (50%) of the insurance to be carried on each risk shall be by the State Fire and Tornado Fund. Provided, that no single risk thereon in an amount greater than One Hundred Thousand Dollars (\$100,000.00) shall be carried by such Fund.

"B" Brick, stone, or concrete building, with gravel, slag, metal, slate, tile or composition, or other approved roof.

"BX" Brick, stone or concrete building, with shingle, board or unapproved composition roof.

Class III. All of the following described property is hereby designated as Class III, and no single risk in an amount greater than Twenty-five Thousand Dollars (\$25,000.00) shall be carried by the State Fire and Tornado Fund. Provided, that no risk of Ten Thousand Dollars (\$10,000.00) or less shall be reinsured, but that the State Fire and Tornado Fund shall carry not to exceed twenty-five per cent (25%) on all risks exceeding Ten Thousand Dollars (\$10,000.00) and up to and including Twenty-five Thousand Dollars (\$25,000.00).

"E" Hollow-concrete-block, concrete block or hollow tile building (with or without 4-inch brick facing), with gravel, slag, metal, slate, tile or approved composition, or other approved roof.

"EX" Hollow-concrete-block, concrete block or hollow tile building (with or without 4-inch facing), with shingle, board or other unapproved composition roof.

"D" Frame building, with gravel, slag, metal, slate, tile or approved composition or other approved roof.

"DX" Frame building, with shingle, board or unapproved composition roof.

"IC" Frame, wood-sheathed, iron-covered building with gravel, slag, metal, slate, tile or approved composition, or other approved roof.

"ICX" Frame, wood-sheathed, iron-covered building, with shingle, board or unapproved composition roof.

"SIC" Skeleton wood frame without wood sheathing, iron covered building with gravel, slag, metal, slate, tile or approved composition, or other approved roof.

"BV" Brick, stone or hollow-block veneered building, with shingle, board or metal, slate, tile or approved composition or other approved roof.

"BVX" Brick, stone, or hollow-block veneered building, with shingle, board or unapproved composition roof.

"P" Frame, plaster or stucco, covered building, with gravel, slag, metal, slate, tile or approved composition or other approved roof.

"PX" Frame, plaster or stucco covered building, with shingle, board or unapproved composition roof.

"S" Skeleton steel (incombustible) construction with incombustible roof.

"SS" Skeleton steel construction with combustible roof covered with gravel, slag, metal, slate, tile, approved composition or other approved roof covering.

“SSX” Skeleton steel construction with combustible roof covered with shingle, board or unapproved composition roof covering.

Section 4. Collection of Premium.) The Insurance Commissioner shall collect from the State or the political subdivision thereof, the entire premium for all the insurance and deposit it in the State Fire and Tornado Fund, as herein provided, and shall draw his warrant upon the State Treasurer against the State Fire and Tornado Fund for the amount of premium due upon that portion of the insurance placed with such reliable fire and tornado insurance company or companies.

Sec. 5. Emergencies.) An emergency existing, this Act shall be in full force and shall take effect immediately upon its passage and approval.

And when so amended recommend the same do pass.

NELS MAGNUSON,  
Chairman.

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

The Committee on Insurance made the following report:

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

Senate Bill No. 113. A Bill for an Act to Amend and Re-enact Sub-division 3 of Section 6637, Compiled Laws of 1913, Relating to Form and Provisions Required in Insurance Policies.

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

In line 6 of the printed bill strike out the word “party” and insert in lieu thereof the word “policy.”

And when so amended recommend the same do pass.

NELS MAGNUSON,  
Chairman.

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

#### REPORTS OF SELECT COMMITTEES

To the Hon. Lieutenant-Governor and Members of the State Senate: Your committee appointed to investigate the reported mistreatment and neglect of one A. G. Dolman, an inmate of the State Penitentiary, beg leave to submit the following report:

We have found no evidence to substantiate the claim set forth by Mr. Dolman that his present physical condition is the result of mistreatment or neglect at the State Penitentiary. We are convinced that Mr. Dolman has attempted to

use his physical ailment as a means to secure a parole or pardon from the sentence which he is now serving.

We find that Warden John J. Lee and Dr. A. M. Fisher are entitled to complete exoneration from any charges or insinuations growing out of the case. We also attach the report of Dr. A. M. Fisher for your consideration.

Respectfully submitted,

G. PATTERSON,  
C. A. SEAMANDS,  
OLE ETTESTAD,  
Committee.

To the Honorable Members of the Senate Investigating Committee, Senator Patterson, Chairman: Gentlemen — I herewith wish to report on the care and treatment which I have given Mr. A. G. Dolman, an inmate in the State Penitentiary. A brief history of this case is as follows:

On August 30, 1924, he fell and was taken to the prison hospital. Soon after this he developed numerous symptoms such as loss of sight in one eye, paralysis in one side, pain in the head, marked hemorrhage from one ear, and passed numerous small particles of bone from his ear. He also stated that he had sustained a fractured skull three years previous. These symptoms led me to believe that he had a fracture at the base of the skull and he was given every possible consideration, yet he would refuse to have an examination.

His condition did not improve and he was taken to the St. Alexius hospital on September 24, 1924, for an X-ray examination and consultation. Following this he was returned to the prison hospital where he continued to receive treatment and nursing. The symptoms continued, at times small pieces of shell bone were removed from the ear. At this time Warden Lee and I insisted that he be returned to a Bismarck hospital for further examinations and consultations. Therefore, the necessary papers were drawn for his transfer but he refused to sign and continued to have care and nursing at the prison hospital. At all times he refused an examination, so on January 13, 1925, Dr. Schipfer was called in consultation and again an examination of his head was refused.

At the request of the Attorney General, Dr. N. O. Ramstad was called in consultation on January 19, 1925, but as he had no co-operation with Mr. Dolman he could not make a satisfactory examination. Dr. Ramstad therefore requested that he be taken to a Bismarck hospital for an X-ray and further observation. At this time Mr. Dolman signed the necessary papers and he was taken to the St. Alexius hospital. An X-ray examination of the head disclosed a foreign body in the right ear which the previous X-ray did not show, and upon a subsequent X-ray the foreign body had been removed, no doubt by Mr. Dolan himself. An examination by Dr. Robinson showed the ear to be normal except where it had been injured by this foreign body and also there was no possible evidence of these small bones coming from the skull.



It is my opinion, therefore, that Mr. Dolman has feigned these symptoms and that he had used this nail or wire to cause a discharge of blood from the ear and that he also put these small particles of bone in the ear to make his case more pronounced.

During Mr. Dolman's confinement in the prison hospital he has had every care that a patient could possibly receive and Warden Lee has co-operated in every way, as have all who are connected with the hospital.

In closing, I wish to state that it is my opinion that Mr. Dolman is a malingerer and has brought all these symptoms upon himself. I trust that I have made this case clear and if there is any way in which I can be of benefit to the investigating committee I should be only too pleased to give them further help in the matter.

Respectfully submitted,

A. M. FISHER,  
Penitentiary Physician.

#### PETITIONS AND COMMUNICATIONS.

To the Honorable Lieutenant Governor and Members of the State Senate:

As Warden of your State Penitentiary I wish to thank you for the careful interest shown by your Committee in the investigation of details connected with the charges and insinuations growing out of the Dolman case.

May I further call your attention to the situation in the matter of prison discipline that has directly resulted from these charges and insinuations. Prison discipline is, at the best, a very difficult matter. Criminal minds are keen minds and are continually on the lookout for aid and comfort from the outside. They are quick to take note of anything that appears in the public press suggesting mistreatment of prisoners. In other words, the average inmate of the State Penitentiary looks upon those in authority as his natural enemies and seize upon an occasion of this kind to enlarge in his own mind the imaginary grievances against society in general and against the authorities at the Penitentiary in particular.

Infractions of discipline by prisoners must receive punishment. The dungeon, about which much has been said in connection with the Dolman case, is not a cruel or inhuman form of punishment. To prove this, I respectfully invite every member of the Senate to come to the institution to inspect this, as well as other regulations governing the treatment of prisoners. I will be glad to furnish transportation at any time suitable to the Senators' convenience.

I aim to be fair and just in the treatment of all prisoners, but I wish to again impress upon your honorable body that

I am charged with the responsibility of protecting society from criminals committed to my charge.

Respectfully submitted,

JOHN J. LEE,  
Warden.

#### MOTIONS AND RESOLUTIONS

Senator Patterson moved that the communication from Warden J. J. Lee in connection with the Dolman investigation be printed in the Journal, to appear in conjunction with other reports on the same matter.

Which motion prevailed.

Senator Rusch moved that the report of the Select Committee in the Dolman investigation be adopted.

Which motion prevailed.

Senator Kretschmar asked the unanimous consent of the Senate to introduce four appropriation bills, which request was granted.

Senator Magnuson asked for an extension of time on Senate Bill No. 97, which was granted.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

C. E. Lounsbury, H. A. Hader, M. Lauder, and Judge Lauder of Wahpeton, N. D.; Mrs. M. M. Borman, Abercrombie, N. D.; Mrs. Hannah Tuneberg, Kindred, N. D.; Prof. Bolley, Agr. College, Fargo, N. D.; J. C. Leum, Mayville, N. D.; Louis Noltmeier, Valley City, N. D.; C. H. Christianson, Ryder, N. D.; A. G. Burgeson, Douglas, N. D.; Ed Soldberg, C. E. Bronson and M. Arfol of Sanish, N. D.; A. N. Winge and E. E. Raum of Van Hook, N. D.; C. P. Kjelstrup, L. O. Londe, David Burtelson and J. W. Jones of Parshall, N. D.; J. E. Price, Garrison, N. D.; Aslak Olsness, Sheyenne, N. D.; Miss C. J. Evenson and W. D. Austin of Fargo, N. D.; Charley Ellingson, Sharon, N. D.; Fred Anderson, Rhame, N. D.; Mrs. F. E. Diehl, Bismarck, N. D.; E. K. Mertz, Supt. of Schools, Richland County; S. J. Boyd, Langdon, N. D.; Geo. H. Olmsted and A. J. Kavanaugh of Grand Forks, N. D.; O. M. Lofgren, Starkweather, N. D.; L. M. Anderson, Rhame, N. D.; W. P. Olmstead, LaMoure, N. D.; C. T. Anderson, W. M. Thomas, V. D. Jones and Dr. E. A. Westervelt, of Bowden, N. D.; John Dockter, Martin, N. D.; Fred Rau, L. Valley, N. D.; Sam Frank, Skegman, N. D.; Fred Baier, Skegmo, N. D.; K. F. Figele, Lincoln Valley, N. D.; Sam Spitzer, Lincoln Valley, N. D.; Mrs. A. C. Wilkinson and Mrs. Paul F. Ryan of Bismarck, N. D.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 3, 1925.

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

Senate Bill No. 15 as amended. A Bill for an Act Making an Appropriation of \$124,000.00 for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Senate Bill No. 26. A Bill for an Act Making an Appropriation of \$12,000.00 for the Use of the Board of Administration in Administering Child Welfare Laws.

Senate Bill No. 36. A Bill for an Act to Appropriate \$60,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of North Dakota, and to Meet Other Requirements Prescribed by Federal Statutes.

Senate Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Minimum Wage, Health and Morals of Women Workers, for Salary, Postage, Office Supplies, Printing, Traveling Expenses, Hearings, Conferences, Witness Fees, Legal Fees and Office Rent.

Which the House has passed amended.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Kretschmar moved that the Senate do not concur in the amendment to Senate Bill No. 15 and that a conference committee be appointed.

Which motion prevailed.

The President appointed as such committee: Senators Kretschmar, Olson of Burleigh and Hamilton.

Senator Ployhar moved that the Senate do concur in the House amendments to Senate Bill No. 26.

Senator Kretschmar moved that the Senate do not concur in the House amendments to Senate Bill No. 26, and that a conference committee be appointed.

Which motion prevailed.

The President appointed as such committee: Senators Benson, Ployhar and Patterson.

Senator Murphy moved that the Senate do not concur in the House amendments to Senate Bill No. 36, and that a conference committee be appointed.

Which motion prevailed.

The President appointed as such committee: Senators Baird, Van Camp and Hamilton.

Senator O. H. Olson moved that the Senate do not concur in the House amendments to Senate Bill No. 43 and that a conference committee be appointed.

Which motion prevailed.

The President appointed as such committee: Senators Olson of Eddy, Murphy and Lynch.

House of Representatives,  
Bismarck, North Dakota,  
February 3, 1925.

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

House Bill No. 96. A Bill for an Act Relating to Abstracting, Providing for the Licensing and Bonding of Such Abstractors, and Examination and Registration Thereof, and to Repeal Sections 3090, 3091, 3092, 3093, 3094, 3095, 3097 and 3098 Compiled Laws of 1913, and all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 187 of the Session Laws of North Dakota for the Year of 1919 as Amended by Chapter 211 of the Session Laws of North Dakota for 1923, Relating to the Qualifications of Official and Legal Newspapers and Providing for the election of such newspapers.

House Bill No. 57. A Bill for an Act to Appropriate the Sum of \$100,000.00 from any Moneys in the State Highway Bridge Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River, at a Point Near the Town of Sanish, Between McKenzie County, North Dakota and Mountrail County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

House Bill No. 40. A Bill for an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

House Bill No. 127. A Bill for an Act Extending the Rights of Eminent Domain as to State Institutions.

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 1, Chapter 204, Session Laws of 1915, Being an Act to Compel Railroad Companies to Maintain Suitable Stock Yards.

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

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator O. H. Olson introduced:

Senate Bill No. 166. A Bill for an Act Providing that the State May Issue Certificates of Indebtedness for the Purpose of Borrowing in Anticipation of Taxes Levied, but Not Collected; Providing that Such Borrowings Shall Be Authorized

by the Emergency Commission; Making an Appropriation to Retire Such Borrowings; and Repealing Section 2305 of the Compiled Laws of 1913.

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

The Committee on Judiciary introduced:

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777, 8780, 8790, 8791, 8909, 8911, 8767, 8769, 8770 of the Compiled Laws of North Dakota, 1913, and All Acts and Parts of Acts Amendatory Thereof.

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

Senator Whitman introduced by request:

Senate Bill No. 168. A Bill for an Act Providing that the Question of Operating and Conducting Picture Shows in Any City, Village or Township in the State of North Dakota on the First Day of the Week Shall Upon Petition of a Certain Percentage of the Electors Therein Be Submitted to the Electors Thereof for Decision; Providing the Form of the Ballot to be Used at Such Election; and Providing that Upon a Favorable Vote of the Electors Voting Upon the Question, It Shall Thereafter Be Lawful to Operate and Conduct Moving Picture Shows Therein on Said Day.

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

The Committee on Judiciary introduced:

Senate Bill No. 169. A Bill for an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

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

Senator Martin introduced:

Senate Bill No. 170. A Bill for an Act to Amend Section 11259 and Section 11260 of Article 13 of Chapter 17 Compiled Laws of 1913 Providing for the Establishment at the State Penitentiary of a Motor Vehicle License Tag Factory and a Coffin and Casket and Undertaking Findings Factory and Such Other Industry as the Governor May from Time to Time Order and Direct in Addition to Such Industries as Are Provided for in Article 13 Chapter 17 of the Compiled Laws of 1913 and Providing for the Employment of the State Prison Industry Efficiency Agent, Defining His Powers and Duties and Fixing His Compensation and Term of Office and Authorizing the Governor to Appoint Such Agent.

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

Senator C. J. Olson introduced by request:

Senate Bill No. 171. A Bill for an Act to Empower Cities and Villages to Levy and Collect a Tax for Purpose of Furnishing Musical Concerts to the Public.

Which was read the first and second time and referred to the Committee on Cities and Municipal Corporations.

The Committee on Appropriations introduced:

Senate Bill No. 172. A Bill for an Act to appropriate the Sum of \$2,000.00 for the Purpose of Paying Premiums on Bonds of State Officials as Provided for by Chapter 175 of the Session Laws of North Dakota for the Year 1917.

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

The Committee on Appropriations introduced:

Senate Bill No. 173. A Bill for an Act Making an Appropriation of \$5,000.00, for the Biennium to Pay the Expenses and Per Diem of Agents in the Arrest and Return of Fugitives from Justice as Prescribed by Section 11162 of the Compiled Laws of 1913 for North Dakota.

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

The Committee on Appropriations introduced:

Senate Bill No. 174. A Bill for an Act to appropriate the Sum of \$2,000.00 for the Purpose of Paying the Per Diem and Expenses of the State Budget Board as Prescribed by Chapter 61 of the Session Laws of North Dakota for the Year 1915.

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

The Committee on Appropriations introduced:

Senate Bill No. 175. A Bill for an Act to appropriate \$40,000.00 to Provide a State Contingent Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapter 26 and 152 of the Session Laws of North Dakota for the Year 1915.

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

Senator Hjelmstad introduced by request:

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Section 336, Compiled Laws of 1913, Relating to the Leasing and Sale of School and Other Public Lands of the State.

Which was read the first and second time and referred to the Committee on School and Public Lands.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 40. A Bill for an Act Making an Appro-

apropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

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

House Bill No. 57. A Bill for an Act to Appropriate the Sum of \$100,000.00 from any Moneys in the State Highway Bridge Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River, at a Point Near the Town of Sanish, Between McKenzie County, North Dakota and Mountrail County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 1, Chapter 204, Session Laws of 1915, Being an Act to Compel Railroad Companies to Maintain Suitable Stock Yards.

Was read the first and second time and referred to the Committee on Railroads.

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 187 of the Session Laws of North Dakota for the Year of 1919 as Amended by Chapter 211 of the Session Laws of North Dakota for 1923, Relating to the Qualifications of Official and Legal Newspapers and Providing for the election of such newspapers.

Was read the first and second time and referred to the Committee on Public Printing.

House Bill No. 96. A Bill for an Act Relating to Abstracting, Providing for the Licensing and Bonding of Such Abstractors, and Examination and Registration Thereof, and to Repeal Sections 3090, 3091, 3092, 3093, 3094, 3095, 3097 and 3098 Compiled Laws of 1913, and all Acts and Parts of Acts in Conflict Herewith.

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

House Bill No. 127. A Bill for an Act Extending the Rights of Eminent Domain as to State Institutions.

Was read the first and second time and referred to the Committee on State Affairs.

Senator Benson moved that an invitation be extended Dr. Stakeman of the Agricultural College, University of Minnesota, to speak to the Senate on the "Black Rust Problem," after the Senate adjourned.

Which motion prevailed.

Senator Van Camp moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## THIRTIETH DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 4, 1925

The Senate convened at 2:00 o'clock P. M., Pursuant to adjournment, the President, Walter Maddock, presiding.  
Prayer by the chaplain, Capt. W. E. Jessup.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President. Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Twenty-ninth day and recommend that the same be corrected as follows:

On page 2, line 13, correct spelling of "requirements."

On page 2, line 15, correct spelling of "should."

On page 3, line 10, correct spelling of "navigable."

On page 3, line 20, correct spelling of word "cent."

On page 14, line 15, insert figure "4" between words "without" and "inch."

On page 15, line 3 from bottom of page strike out entire line.

On page 17 lines 22 and 24, from bottom of page, correct spelling of word "matter."

On page 18, line 8 from bottom of page, correct spelling of word "Lincoln."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER.

Chairman.

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

## PETITIONS AND COMMUNICATIONS

A communication signed by E. R. Fritch, R. C. McGee and E. L. McGee of Valley City, N. D., requesting the introduction of a bill to repeal the county agent law, was read.



## REPORTS OF STANDING COMMITTEES

The committee on Public Health made the following report:

Mr. President: Your committee on Public Health, to whom was referred:

Senate Bill No. 66. A Bill for an Act Regulating the Practice of Chiropody, Providing for the Examination and Licensing of Chiropodists and Penalties for the Violation of this Act.

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

L. O. FREDRICKSON,  
Chairman.

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

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

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

Senate Bill No. 76. A Bill for an Act Providing for a Reduced Rate of Interest Upon Redemption of Real Estate Sold to the County for the Taxes of 1925 or any Prior Year and Still Held by the County, Provided Such Redemption is Made on or Before December 1, 1925.

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

On Page two line fourteen strike out the word "December" and insert in lieu thereof the word "November."

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

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

The committee on Elections made the following report:

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

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 988, of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Section 201 of the Session Laws of 1923, Relating to the Disability of Electors in Marking their Ballots.

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

On line ten after the word "election" strike out the balance of line.

And when so amended recommend the same do pass.

SENATOR CAREY,  
Chairman.

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

The committee on Public Health made the following report:

Mr. President: Your committee on Public Health to whom was referred:

Senate Bill No. 81. A Bill for an Act to Amend and Re-enact Section 425, Compiled Laws of North Dakota for the Year 1913, Relating to Compulsory Vaccination, and to Repeal Chapter 236, Laws of North Dakota for the Year 1919.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. O. FREDRICKSON,  
Chairman.

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

The committee on Public Health made the following report:

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Section 426, Compiled Laws of North Dakota for the Year 1913, Relating to the Duty of School Officials.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. O. FREDRICKSON,  
Chairman.

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

The committee on Elections made the following report:

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

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Sections 869 and 983 of the Compiled Laws of 1913, as Amended and Re-enacted by Chapter 119, Session Laws of 1919, as Amended and Re-enacted by Chapter 212, Session Laws of 1923, Relating to the Conduct of Primary and General Elections.

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

On line eleven after the word "boxes" insert the word "count."

On line twenty-four strike out the word "votes" and insert in lieu thereof the word "ballots."

On line thirty-nine after the word "that" strike out balance of line and also line forty up to the word "thereon" and insert in lieu thereof "the ballots have been counted and the votes canvassed as provided in this act."

Section 2 shall be changed to Section 3 and in lieu of Section 2 insert the following: "Section 2. Any person violating any of the provisions of this Act shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, or by imprisonment in the county jail not less than thirty days nor more than one year, or by both such fine and imprisonment."

And when so amended recommend the same do pass.

C. W. CAREY,  
Chairman.

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

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

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

Senate Bill No. 85. A Bill for an Act to Amend Chapter 312, Laws of 1923, Relating to the State Income Tax Imposed on Incomes of Individuals, Fiduciaries, Corporations, Joint Stock Companies or Associations and Insurance Companies in the State of North Dakota.

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

On Page three, of line eight after the word "State", insert the following: "Or of any State Institution."

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

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

The committee on Elections made the following report:

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

Senate Bill No. 104. A Joint Resolution to Amend and Re-enact Section 82 of Article 3 of the Constitution of the State of North Dakota, Providing for the Election of State Officials.

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

C. W. CAREY,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 156. A Bill for an Act to Repeal Section 6624 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Face of Policy to Be Paid in Case of Loss.

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

NELS MAGNUSON,  
Chairman.

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

#### REPORTS OF STANDING COMMITTEES

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 65. A Bill for an Act to Establish the North Dakota State Corn Show and Making an Appropriation Therefor.

Also,

Senate Bill No. 112. A Bill for an Act to Amend and Re-enact Sections 2, 5, and 13 of Chapter 159, Session Laws of 1919, Relating to Insurance on Public Buildings, Providing for the Classification of All Public Property, Limiting the Amount of Insurance to Be Carried by the State Fire and Tornado Fund, Providing for the Re-Insurance of Certain Risks, and the Collection of the Premium Therefor.

Also,

Senate Bill No. 113. A Bill for an Act to Amend and Re-enact Sub-division 3 of Section 6637, Compiled Laws of 1913, Relating to Form and Provisions Required in Insurance Policies.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

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

#### REPORTS OF SELECT COMMITTEES

The select committee on Lincoln Day Programme made the following report:

Mr. President: Your select committee on Lincoln Day Programme beg leave to report that it has met with a House committee and the joint committee has arranged a suitable programme in commemoration of the anniversary of the birthday of Abraham Lincoln; which programme will be given at a Joint Session of the Senate and House February 12th at 3 o'clock P. M. in the House Chamber with the Lieutenant Governor presiding.

SENATOR STEEL,  
Chairman.

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

Senator Fleckten moved that the rules be suspended and the unanimous consent of the Senate be given to introduce an appropriation bill.

Which motion prevailed.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to the following:

H. J. Oberman, Ellendale, N. D.; Ed Shirley, Noonan, N. D.; John Bisshof, Zeeland, N. D.; M. J. Rummele, Ashley, N. D.; Nels Lindvas, Geo. Hilstad, E. Tine, ex-Senator McNair, Albert Moen, C. C. Swain and S. Dolf of Mayville, N. D.; County Supt. Charlotte A. Jones, Cavalier, N. D.; Edgar Lerne and S. W. Thompson of Devils Lake, N. D.; Miss Emma Smith, Torkner, N. D.; Russell Kelder, Verona, N. D.; W. H. Hutchinson, LaMoure, N. D.; Anton Larson and John Madland, O. E. Anderson, Bismarck, N. D.; Hon. Ferdinand Leutz, New Salem, N. D.; F. R. Strong, Milnor, N. D.; Effie Freeman, Lisbon, N. D.; Judge L. J. Palda, Minot, N. D.; L. B. Lambert, Minot, N. D.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 2, 1925.

Mr. President: I have the honor to request from the Senate the return of the following bills:

Senate Bill No. 13.  
Senate Bill No. 41.  
Senate Bill No. 20.  
Senate Bill No. 38.  
House Bill No. 71.

Very respectfully,  
J. C. MILLER,  
Chief Clerk.

Senator Patterson moved that the request for the return of Senate Bills Nos. 13, 41, 20 and 38, and House Bill No. 71 be granted.

Which motion prevailed.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 4, 1925.

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

Senate Bill No. 8. A Bill for an Act Making an Appropriation to Provide for the Payment of an Existing Deficit in the Fund for the Payment of Stenographic Help of the Supreme Court from January 1, 1925 to July 1, 1925.

Which the House has passed unchanged.

Very respectfully,  
J. C. MILLER,  
Chief Clerk.

## MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 4, 1925.

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

House Bill No. 26. A Bill for an Act Making an Appropriation of \$30,000.00 to Provide for the Payment of an Existing Deficit in the Wolf Bounty Fund.

House Bill No. 24. A Bill for an Act Making an Appropriation of \$28,000.00 to Provide for the Payment of an Existing Deficit in the General Maintenance Fund of the State Training School at Mandan, North Dakota.

House Bill No. 47. A Bill for an Act to appropriate the Sum of \$75,000.00 from Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

House Bill No. 58. A Bill for an Act to appropriate the Sum of Twenty-five Thousand (\$25,000.00) Dollars for the Purpose of Aiding in the Construction of a Bridge and Approaches Across the Des Lacs Lake on the County Line Between Burke and Ward Counties in the State of North Dakota, Under the Provisions of Chapter 73 of the Session Laws of North Dakota for the Year 1919, and that Such Appropriation be Made from the State Highway Fund.

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

Very respectfully,

J. C. MILLER,  
Chief Clerk.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Senator Van Camp introduced:

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of the State of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited and Exceptions.

Which was read the first and second time and referred to the Committee on Railroads.

Senator Whitmer introduced:

Senate Bill No. 178. A Bill for an Act to Impose a Tax Upon Coal Mined, Stored, Shipped, Distributed or Held for Sale Within the State of North Dakota, for the Purpose of Receiving Revenue for Defraying the Expenses of the Common Schools, and Providing for the Collection Thereof.

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

The Committee on Women's and Children's Welfare introduced:

Senate Bill No. 179. A Bill for an Act to Safeguard the Distribution and Sale of Certain Dangerous Caustic or Corrosive Acids, Alkalis and Other Substances in the State of North Dakota.

Which was read the first and second time and referred to the Committee on Women's and Children's Welfare.

Senator Rusch introduced:

Senate Bill No. 180. A Bill for an Act Regulating the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

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

Senator Kretschmar introduced:

Senate Bill No. 181. A Bill for an Act Providing for a Gross earnings Tax upon Common Carriers on Public Highways in the State of North Dakota, Fixing the Amount Thereof, Providing for the Making of Reports of Earnings, Prescribing a method of Levying and Collecting Said Tax, the Time of Payment of said Tax and Penalties for the Non-payment Thereof, Defining Terms, Repealing all Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

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

Senator Ploynar introduced:

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 3523 of the Compiled Laws of North Dakota for 1913, Relating to Deputies.

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

Senator Stevens introduced by request:

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 236 of the Session Laws of North Dakota for the Year 1915, Relating to the Examination, Registration and Regulation of Graduated Nurses.

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

Senator Etestad introduced:

Senate Bill No. 184. A Bill for an Act to Repeal Section 3455 of the Compiled Laws of North Dakota for the Year 1913, Relating to Commissions Allowed County Treasurers Upon Bond Issues.

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

Senator Ploynar introduced:

Senate Bill No. 185. A Bill for an Act Making it Unlawful to Sell or Offer for Sale in This State Motor Fuel Which has Been Mixed or Compounded, Unless the Compound Shall be Colored to Distinguish the Same from Ordinary Motor Fuel; Making Such Prohibited Sale a Misdemeanor and Providing the Penalty Therefor.

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

Senators Miklethun and Benson introduced:

Senate Bill No. 186. A Bill for an Act to Permit of Religious Instruction of Children in the First Eight Grades of Public Schools.

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

Senator Eastgate introduced by request:

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 137 of the Session Laws of 1915, an Act Requiring Fire Drills in the Public Schools, Providing for Fire Guards, and Prescribing Penalties for the Violation Thereof.

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

Senator Patterson introduced:

Senate Bill No. 188. A Bill for an Act to Prohibit the Mortgaging of any Grain Prior to the Threshing Thereof, and any Other Agricultural Crop Prior to its Harvest.

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

Senator Fleckten introduced:

Senate Bill No. 189. A Bill for an Act Authorizing the State Engineer to Cooperate with the Director of the United States Geological Survey in Making Topographic Surveys and Maps to be Used in the Development of Flood Protection, Domestic Water Supply, Restoration of Water Areas, Irrigation and Drainage Projects in the State of North Dakota, and Making an Appropriation Therefor.

Which was read the first and second time and referred to the Committee on Irrigation and Drainage.

### THIRD READING OF SENATE BILLS ROLL CALL

Senate Bill No. 65. A Bill for an Act to Establish the North Dakota State Corn Show and Making an Appropriation Therefor.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 37, nays 11, absent and not voting 1.



Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Porter
Babcock	Marshall	Ritchie
Baird	Martin	Schlosser
Bakken	Murphy	Seamands
Benson	Olson, Barnes	Steel
Bond	Olson, Burleigh	Tofsrud
Eastgate	Olson, Eddy-Foster	Whitman
Fredrickson	Page	Whitmer
Hamilton	Patten	Rusch
Ingerson	Patterson	Van Camp
Kaldor	Peck	Ward
Kretschmar	Ployhar	Wog
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carey	McCoy	Pathman
Ettestad	McCrory	Stevens
Fleckten	McLachlin	Storstad
Hjelmstad	Miklethun	

Absent and not voting:

Messrs.  
Hart

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out and Maintaining General Supervision and Regulation of Grain Grading, Elevator Accounting, Bonding, Licensing, and Inspection of Elevators, Warehouses and Flour Mills, in the Handling of All Agricultural Products.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 47, nays 2, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCrory	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor	Patterson	

Those voting in the negative were:

Messrs.	Messrs.
McLachlin	Stevens

So the bill passed and the title was agreed to.

Senator Schlosser moved that Senate Bill No. 112 be withheld, and action be postponed until the next legislative day.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 113. A Bill for an Act to Amend and Re-enact Sub-division 3 of Section 6637, Compiled Laws of 1913, Relating to Form and Provisions Required in Insurance Policies.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroly	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to..

### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 24. A Bill for an Act Making an Appropriation of \$28,000.00 to Provide for the Payment of an Existing Deficit in the General Maintenance Fund of the State Training School at Mandan, North Dakota.

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

House Bill No. 26. A Bill for an Act Making an Appropriation of \$30,000.00 to Provide for the Payment of an Existing Deficit in the Wolf Bounty Fund.

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

House Bill No. 47. A Bill for an Act to appropriate the Sum of \$75,000.00 from Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 58. A Bill for an Act to appropriate the Sum of Twenty-five Thousand (\$25,000.00) Dollars for the Purpose of Aiding in the Construction of a Bridge and Approaches Across the Des Lacs Lake on the County Line Between Burke and Ward Counties in the State of North Dakota, Under the Provisions of Chapter 73 of the Session Laws of North Dakota for the Year 1919, and that Such Appropriation be Made from the State Highway Fund.

Was read the first and second time and referred to the Committee on State Affairs.

### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 42. A Bill for an Act Making an Appropriation of \$16,200.00 to Provide for the Payment of a Loan Made to the State Normal School at Dickinson, North Dakota.

Was read the third time.

The question being on the final passage of the bill, the was called, and there were ayes 40, nays 9, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Rusch
Bakken	Martin	Schlosser
Benson	McCoy	Seamands
Bond	McCroly	Steel
Carey	McLachlin	Stevens
Eastgate	Murphy	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Page	Van Camp
Hart	Pathman	Ward
Hjelmstad	Patterson	Whitman
Kaldor	Peck	Wog
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Miklethun	Patten
Fleckten	Olson, Barnes	Ritchie
Ingerson	Olson, Eddy-Foster	Whitmer

So the bill passed and the title was agreed to.

The President declared the emergency clause carried.

Senator Hamilton moved that House Bill No. 90 be laid over for two legislative days.

Which motion was defeated.

### ROLL CALL

House Bill No. 90. A Bill for an Act Making an Appropriation of \$40,000.00 for the Purchase of Land and the Installing of a Waterworks System at the Hospital for the Insane at Jamestown.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 38, nays 11, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Porter
Baird	Marshall	Rusch
Bakken	Martin	Schlosser
Benson	McCoy	Seamands
Bond	McLachlin	Steel
Carey	Murphy	Stevens
Eastgate	Olson, Barnes	Storstad
Ettestad	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Kaldor	Pathman	Whitman
Kretschmar	Patterson	Whitmer
Lynch	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babeock	Ingerson	Peck
Fleckten	McCrary	Ritchie
Hamilton	Miklethun	Wog
Hjelmstad	Patten	

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 4, 1925.

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

Senate Bill No. 65.

Senate Bill No. 93.

Senate Bill No. 113.

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

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 4, 1925.

Mr. Speaker: I have the honor to inform you that the Senate refuses to concur in the House amendment to Senate Bill No. 43 and has appointed Senators Olson of Eddy, Murphy and Lynch as a conference committee.

Also Senate Bill No. 15 and has appointed Senators Kretschmar, Olson of Burleigh and Hamilton as a conference committee.

Also Senate Bill No. 26 and has appointed as a conference committee Senators Benson, Ployhar and Patterson.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 4, 1925.

Mr. Speaker: I have the honor to return herewith the following House Bills:

House Bill No. 42. A Bill for an Act Making an Appropriation of \$16,200.00 to Provide for the Payment of a Loan Made to the State Normal School at Dickinson, North Dakota.

House Bill No. 90. A Bill for an Act Making an Appropriation of \$40,000.00 for the Purchase of Land and the Installing of a Waterworks System at the Hospital for the Insane at Jamestown.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Baird requested a return to the Seventh Order of Business, which request was granted.

Senator Baird then moved that the Senate do concur in the House amendment to Senate Bill No. 36.

#### ROLL CALL

Senate Bill No. 36. A Bill for an Act to appropriate \$60,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Un-

der Chapter 35 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, and to Meet Other Requirements Prescribed by Federal Statutes.

The question being on the Senate concurrence to House amendment to Senate Bill No. 36, the roll was called, and there were ayes 47, nays 2, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCroy	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Wog
Kaldor	Patterson	

Those voting in the negative were:

Messrs.	Messrs.
Patten	Whitmer

So the Senate concurred in the amendments.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 4, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 36.

Very respectfully,  
C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 4, 1925.

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

Senate Bill No. 13.  
Senate Bill No. 41.  
Senate Bill No. 20.  
Senate Bill No. 38.  
Which the House has requested.

Very respectfully,  
C. R. VERRY,  
Secretary.

Senator Porter moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## THIRTY-FIRST DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 5, 1925.

The Senate convened at 2:00 o'clock P. M. pursuant to adjournment, the President, Walter Maddock, Presiding.

Prayer by the chaplain, Capt. W. E. Jessup.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

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

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

On page 2, line 19, correct spacing of words "A Bill."

On same line correct spelling of "Providing."

On page 5 line 19, correct spelling of word "Appropriation."

On same page line 8 from bottom of page correct spelling of words "committee" and "suitable." In line 6 from bottom of page correct spelling of word "birthday."

On page 11, line 11, correct spelling of word "Form."

On page 15, line 18, correct spelling of word "Appropriate."

On same page, line 21, after the number "35" insert the words "of the political code." In same line, after the word "Dakota" insert the words "for the year 1913."

After the first line on page 16, insert the words, "Message to the House" and the last nine (9) lines on page 14.

On page 16, line 12, correct spacing of words "A Bill" and spelling of word "Providing."



On same page, line 20, from bottom of page, correct spacing of words "for an." In line 16 from bottom of page correct spacing of words "State of." In line 2, from bottom of page correct spacing of words "Re-Insurance."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

Senator Hamilton moved that the Journal for January 28 be corrected as follows: "On line 5 from the bottom of page 9, after the word "amended" insert the following: "as follows: Strike out everything after the word 'bill' and insert in lieu thereof the following Amended Bill No. 61."

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors. Providing Penalties and Repealing Acts in Conflict Herewith.

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

Section 1. Amendment. Section 10184 of the Compiled Laws of North Dakota for 1913 as amended and re-enacted by Chapter 126 of the 1921 Session Laws, is hereby amended and re-enacted to read as follows:

Section 10184. Sale. When Unlawful. It shall be unlawful for any person by himself, clerk, servant, employee or agent, or any clerk, servant, employee or agent of any person, directly or indirectly, upon any pretense or by any device, to sell, exchange, barter, dispose of or give away to, or to furnish to, or buy or procure for, any person under the age of twenty-one years any cigarette, cigarette paper, or cigarette wrapper, prepared or designed to be used for filling with tobacco for smoking.

Section 2. Revocation of Permit. The Attorney General shall revoke the permit of any person, firm or corporation, authorized to sell cigarettes and cigarette papers in this state, who has violated any of the provisions of this act, and no such permit can again be issued to such person, firm or corporation for a period of two years thereafter.

Section 3. Amendment. Section 10185 of the Compiled Laws of North Dakota for 1913, as amended by Chapter 126 of the 1921 Session Laws is hereby amended and re-enacted to read as follows:

Section 10185. Penalty. Any person violating any of the provisions of Section 1 of this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall for the first offense be punished by a fine of not less than \$10.00 nor

more than \$25.00; and for the second and each subsequent offense, by a fine of not less than \$25.00 nor more than \$100.00, or by imprisonment in the county jail for not less than ten or more than thirty days, or both such fine and imprisonment.

Section 4. Repeal. All Acts or parts of Acts in Conflict Herewith are hereby repealed.

Which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

##### SENATE COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 8. A Bill for an Act Making an Appropriation to Provide for the Payment of an Existing Deficit in the Fund for the Payment of Stenographic Help of the Supreme Court, from January 1, 1925, to July 1, 1925.

Also,

Senate Bill No. 36. A Bill for an Act to appropriate \$60,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, and to Meet Other Requirements Prescribed by Federal Statutes.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

##### SENATE COMMITTEE ON ENROLLMENT AND EN- GROSSMENT.

The committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 76. A Bill for an Act Providing for a Reduced Rate of Interest Upon Redemption of Real Estate Sold to the County for the Taxes of 1925 or any Prior Year and

Still Held by the County, Provided Such Redemption is Made on or Before December 1, 1925.

Also,

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 968, of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Section 201 of the Session Laws of 1923, Relating to the Disability of Electors in Marking their Ballots.

Also,

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Sections 869 and 983 of the Compiled Laws of 1913, as Amended and Re-enacted by Chapter 119, Session Laws of 1919, as Amended and Re-enacted by Chapter 212, Session Laws of 1923, Relating to the Conduct of Primary and General Elections.

Also,

Senate Bill No. 85. A Bill for an Act to Amend Chapter 312, Laws of 1923, Relating to the State Income Tax Imposed on Incomes of Individuals, Fiduciaries, Corporations, Joint Stock Companies or Associations and Insurance Companies in the State of North Dakota.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report.

Which motion prevailed.

The committee on Agriculture made the following report:

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

House Bill No. 17. A Bill for an Act to Repeal Section 2862 of the Compiled Laws of North Dakota for the Year 1913, Relating to Enforcement, Dairy Products Act.

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

OLE ETTESTAD,  
Chairman.

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

The committee on Agriculture made the following report:

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

Senate Bill No. 118. A Bill for an Act to Provide an Appropriation for the Eradication of the Barberry Bushes.

Have had the same under consideration and recommend that

the same be re-referred to the Committee on Appropriations.

OLE ETTESTAD.

Chairman.

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

The committee on Election made the following report:

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

Senate Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1,000 of the Compiled Laws of North Dakota for the Year 1913, Relating to Transmission of Ballots to Election Inspector.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. W. CAREY,

Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 148. A Bill for an Act to Appropriate \$3,000.00 for the Purpose of Removing the Roosevelt Cabin to a Place Near the Liberty Memorial Building on the Capitol Grounds, and for the Protection and Decoration of the Same.

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

P. T. KRETSCHMAR,

Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 172. A Bill for an Act to Appropriate the Sum of \$2,000.00 for the Purpose of Paying Premiums on Bonds of State Officials as Provided for by Chapter 175 of the Laws of North Dakota for the Year 1917.

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

P. T. KRETSCHMAR,

Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 173. A Bill for an Act Making an Appropriation of \$5,000.00, for the Biennium to Pay the Expenses and Per Diem of Agents in the Arrest and Return of Fugitives from Justice as Prescribed by Section 11162 of the Compiled Laws of 1913 for North Dakota.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 174. A Bill for an Act to appropriate the Sum of \$2,000.00 for the Purpose of Paying the Per Diem and Expenses of the State Budget Board as Prescribed by Chapter 61 of the Session Laws of North Dakota for the Year 1915.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

Senate Bill No. 175. A Bill for an Act to appropriate \$40,000.00 to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for the Year 1915.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 2846 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 104 of the Session Laws of North Dakota for the Year 1917.

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

D. H. HAMILTON,  
Chairman.

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

## MOTIONS AND RESOLUTIONS

### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

C. Evingson and Ethel Evingson, of Fargo, N. D.; Adolph Graf, William Willhausen and Chris Ulmer; Miss Wilda Sebastian, Carson, N. D.; Miss Olga Peterson, Mohall, Miss Mary Stannard, Bowbells; Miss Bertha Tweed, Crosby, N. D.; John Vallely and Miss Stella Johnson, Grand Forks; Miss Flora Baker, Forman, N. D.; Henry Wilson and Art Waller Jr., Minot, N. D.; Nell A. Cooper, Valley City, N. D.; W. A. Smith, Mandan, N. D.; Hon. Joseph Renauld, Thorne, N. D.; J. W. Noel, Fonda, N. D.; Mrs. Mathilda Johnson, Coopers-town, N. D.; A. A. Stemhjen, Arnegard, N. D.; Geo. H. Hillier, Williston, N. D.; Mrs. Martha E. Bratcher, Mott, N. D.; Miss Ann Jones, Hettinger, N. D.; Helen I. Irons, Ft. Yates, N. D.

### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Bond introduced by request:

Senate Bill No. 190. A Bill for an Act to Amend Chapter 62 of the Compiled Laws of North Dakota for the Year 1915 and Chapter 158 of the Compiled Laws of North Dakota for the Year 1919 by Extending the Time Within Which Claims May be Filed Against the State Bonding Fund from Sixty Days to One Year, and Providing Ninety Days After Entry of Judgment for Filing Claims in Certain Cases.

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

Senator Whitman introduced:

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 4222 of the Compiled Laws of North Dakota for the Year 1913, Relating to Claims Against Political Subdivisions of the State and Verification Thereof.

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

Senator Lynch introduced by request:

Senate Bill No. 192. A Bill for an Act to Amend and Re-enact Sections 11275, 11276, 11278, 11279, 11280, 11281, 11283, 11289 and 11291 of the Compiled Laws of 1913, and Acts Amendatory Thereof, Relating to the Officers and Employees of the State Training School, Their Duties and Salary. Those who may be Committed to Said School and for what Time, Regulating the Conditions Under Which the Students in Said School May be Paroled, and Fixing Penalty for Violation of Parole or Assisting Escapes from Said School.

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

The Committee on Insurance introduced:

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

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

The Committee on Insurance introduced:

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

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

Senator Fleckten introduced:

Senate Bill No. 195. A Bill for an Act Defining Peddlers and Licensing and Regulating Peddlers and the Peddling of any Goods, Wares and Merchandise and Prescribing the Penalty for Violation Thereof.

Which was read the first and second time and referred to the Committee on State Affairs:

Senators O. H. Olson and Magnuson introduced:

Senate Bill No. 196. A Joint Resolution Requesting Congress to Enact Suitable Legislation to Protect the Farmers' Market and Reduce his Marketing Cost.

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

Senators O. H. Olson and Ployhar introduced:

Senate Bill No. 197. A Bill for an Act to Amend and Re-enact Section 4922 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 165, Session Laws of 1919, Relating to the Revocation of the Certificates of Authority of Insurance and Surety Companies and Providing Against Discrimination.

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

### THIRD READING OF SENATE BILLS

Senate Bill No. 66. A Bill for an Act Regulating the Practice of Chiropody, Providing for the Examination and Licensing of Chiropodists and Penalties for the Violation of this Act.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, the roll was called, and there were ayes 20, nays 28, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	Marshall	Schlosser
Bond	Martin	Van Camp
Ettestad	McCoy	Ward
Fredrickson	McCrary	Whitman
Hamilton	Olson, Burleigh	Whitmer
Hart	Patten	Wog
Hjelmstad	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	McLachlin	Porter
Bakken	Miklethun	Ritchie
Carey	Murphy	Rusch
Eastgate	Olson, Barnes	Seamands
Fleckten	Olson, Eddy-Foster	Stevens
Ingerson	Page	Storstad
Kaldor	Pathman	Tofsrud
Kretschmar		

Absent and not voting:

Messrs.  
Steel

So the bill was defeated.



Senator Ward explained his vote: "Mr. President: I am surprised to see the attitude of some of the members on this measure. Being a stockman, I believe in the old saying, 'No foot, no horse.' This is a mighty important measure. I vote 'aye.'"

#### ROLL CALL

Senate Bill No. 76. A Bill for an Act Providing for a Reduced Rate of Interest Upon Redemption of Real Estate Sold to the County for the Taxes of 1925 or any Prior Year and Still Held by the County, Provided Such Redemption is Made on or Before December 1, 1925.

Was read the third time.

Senator Storstad moved to amend Senate Bill No. 76 by striking out the word "December" in line 4, page 1 of the title, and inserting in lieu thereof the word "November."

Which motion prevailed.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays 1, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog
Kretschmar	Patterson	

Those voting in the negative were:

Messrs.  
Fleckten

Absent and not voting:

Messrs.  
Steel

So the bill passed and the title as amended was agreed to.

The President declared the emergency clause carried.

#### ROLL CALL

Senate Bill No. 77. A Bill for an Act to Amend and Re-

enact Section 968, of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Section 201 of the Session Laws of 1923, Relating to the Disability of Electors in Marking their Ballots.

Was read the third time.

Senator Ward moved that Senate Bill No. 77 be amended as follows: "In Section 1, line 10 of the engrossed bill, after the word "by" strike out the word "the" and in lieu thereof insert the word "both."

Which motion prevailed.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrary	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Absent and not voting:

Messrs.  
Steel

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Sections 869 and 983 of the Compiled Laws of 1913, as Amended and Re-enacted by Chapter 119, Session Laws of 1919, as Amended and Re-enacted by Chapter 212, Session Laws of 1923, Relating to the Conduct of Primary and General Elections.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 44, nays 5, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCrary	Schlosser
Bond	McLachlin	Seamands
Carey	Mikelthun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hjelmstad	Pathman	Ward
Ingerson	Patten	Whitman
Kaldor	Patterson	Whitmer
Kretschmar	Peck	Wog
Lynch	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hart	Page
Eastgate	McCoy	

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 85. A Bill for an Act to Amend Chapter 312, Laws of 1923, Relating to the State Income Tax Imposed on Incomes of Individuals, Fiduciaries, Corporations, Joint Stock Companies or Associations and Insurance Companies in the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to..

### ROLL CALL

Senate Bill No. 104. A Joint Resolution to Amend and Re-enact Section 82 of Article 3 of the Constitution of the State of North Dakota, Providing for the Election of State Officials.

Was read the third time.

Senator C. J. Olson offered the following amendment: In Section 18, after the words "duly qualified" strike out the balance of the line, all of line 19, and the word "terms" in line 20.

Which amendment was defeated.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays none, absent and not voting none, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Carey	McCrory	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Passed:

Messrs.  
Bond

So the bill passed and the title was agreed to..

### ROLL CALL

Senate Bill No. 156. A Bill for an Act to Repeal Section 6624 of the Compiled Laws of North Dakota for the Year 1913. Relating to the Face of Policy to Be Paid in Case of Loss.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog

Absent and not voting:

Messrs.  
Kretschmar

So the bill passed and the title was agreed to.

Senate Bill No. 112. A Bill for an Act to Amend and Re-enact Sections 2, 5, and 13 of Chapter 159, Session Laws of 1919, Relating to Insurance on Public Buildings, Providing for the Classification of All Public Property, Limiting the Amount of Insurance to Be Carried by the State Fire and Tornado Fund, Providing for the Re-Insurance of Certain Risks, and the Collection of the Premium Therefor.

Was read the third time.

Senator Steel offered the following amendments to Senate Bill No. 112:

1. That Section 3 of this Act, amending Section 13 of Chapter 159, Session Laws of North Dakota for the year 1919, be amended by inserting a period after the word "forth" and by striking out everything that follows the word "forth," to-wit:

"And to place reinsurance thereon with some reliable fire and tornado insurance company or companies, in accordance with the limitations shown under each classification."

2. That Section 3, amending said Section 13, of Chapter 159, Session Laws of North Dakota for the year 1919, be amended by adding the following language after the word "fund," in sub-division designated as "Class II":

"All insurance required on property in this class not carried by the State Fire and Tornado Fund under the provisions hereof, shall be placed with some reliable fire and tornado insurance company or companies by the Board of Administration, or the governing board of the political sub-division having charge of and in which said property is located."

3. That Section 3, amending said Section 13, of Chapter 159, Session Laws of North Dakota for the year 1919, be amended by adding the following language after the figures "\$25,000.00," in sub-division designated as "Class III":

"All insurance required on property in this class not carried by the State Fire and Tornado Fund under the provisions hereof, shall be placed with some reliable fire and tornado insurance company or companies by the Board of Administration, or the governing board of the political sub-division having charge of and in which said property is located."

4 That Section 4 be stricken out and in lieu thereof the following inserted:

"Section 4. Collection of Premium.) The Insurance Commissioner shall collect from the state or the political sub-division thereof the premium for all insurance written for the state or the political sub-divisions thereof in the State Fire and Tornado Fund, and shall deposit the same in said Fund."

Senator Patterson moved that further consideration of this amendment be indefinitely postponed.

Senator Rusch moved the call of the Senate.

Which was granted.

#### ROLL CALL

All members being present, Senator Rusch then moved that further proceedings under the call be dispensed with.

Which motion prevailed.

Senator Miklethun demanded a roll call on Senator Patterson's motion for indefinite postponement of further consideration of the amendment to Senate Bill No. 112.

#### ROLL CALL

The question being on Senator Patterson's motion for indefinite postponement of Senator Steel's amendment to Senate Bill No. 112, the roll was called, and there were ayes, 23, nays 26, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	McCrary	Ritchie
Fleckten	Miklethun	Ward
Fredrickson	Olson, Barnes	Whitmer
Hamilton	Olson, Burleigh	Wog
Hjelmstad	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Schlosser
Baird	McCoy	Seamands
Bond	McLachlin	Steel
Carey	Murphy	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

So the motion was defeated.

Senator Ward moved that Senate Bill No. 112 be laid over until the next legislative day.

Which motion prevailed.

Senator Hamilton moved that at least 100 copies of Senate Bill No. 112 as amended be printed for the convenience of the Senators at their desks.

Which motion prevailed.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 5, 1925.

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

Senate Bill No. 60. A Bill for an Act Permitting Municipal Corporations to Dam that Portion of the Red River of the North that Forms the Boundary Common to the State of North Dakota, and the State of Minnesota, Subject to Conditions Therein Expressed.

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2486 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Drain Kept Open and in Repair. Cost of.

Senate Bill No. 158. A Senate Resolution Replying to the Resolution of the Legislature of the State of Florida, touching on the death of Martin Tabert.

Senate Bill No. 57. A Bill for an Act Providing for the Appointment of Representatives on Behalf of the State of North Dakota to Negotiate a Compact and Agreement Between the States of North Dakota, South Dakota and Minnesota, and Between Said States and the United States of America, Respecting the Use, Control, Utilization and Disposition of the Waters of the Red River of the North and the Rights of Said States and the United States Thereto.

Senate Bill No. 84. A Bill for an Act to Amend and Re-enact Section 319 of the Compiled Laws of North Dakota for 1913, Relating to Redemption of State and School Lands, on which the Contracts have Been Cancelled.

Senate Bill No. 70. A Joint Resolution Relating to Interstate Bridges Across Rivers Forming Boundary Lines Between North Dakota, Minnesota, Wisconsin and South Dakota.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 5, 1925.

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

House Bill No. 109. A Bill for an Act to Amend and Re-enact Section 4541, Compiled Laws of North Dakota for the Year 1913, Relating to Number and Power of Directors of Corporations.

House Bill No. 111. A Bill for an Act to Amend and Re-enact Section 8964 of the Compiled Laws of North Dakota for 1913, Providing for Preliminary Examination by Judge of the County Court Having Increased Jurisdiction, Preliminary Examinations and Change of Venue.

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 146 of the Session Laws of 1919 as Amended and Re-enacted and as Purported to be Amended and Re-enacted by Chapter 176 of the Session Laws of 1923; Creating the Office of Commissioner of Immigration, Appointment by the Governor, Term of Office, and Prescribing Salary and Bond.

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 1100. of the Compiled Laws of North Dakota for the Year 1913, Relating to the Compensation of Members of Board of Registry.

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

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 5, 1925.

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

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Provide for Compensation and Expenses of the Board of Trustees of the State Live Stock Sanitary Board.



Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Section 1172 of the Compiled Laws of 1913, Relating to the Salary of School Treasurer in Common School Districts.

Senate Bill No. 7. A Bill for an Act Making an Appropriation of \$1,525.48 to Pay an Existing Deficit in the Mine Inspection Department.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 109. A Bill for an Act to Amend and Re-enact Section 4541, Compiled Laws of North Dakota for the Year 1913, Relating to Number and Power of Directors of Corporations.

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

House Bill No. 111. A Bill for an Act to Amend and Re-enact Section 8964 of the Compiled Laws of North Dakota for 1913, Providing for Preliminary Examination by Judge of the County Court Having Increased Jurisdiction, Preliminary Examinations and Change of Venue.

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

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 146 of the Session Laws of 1919 as Amended and Re-enacted and as Purported to be Amended and Re-enacted by Chapter 176 of the Session Laws of 1923; Creating the Office of Commissioner of Immigration, Appointment by the Governor, Term of Office, and Prescribing Salary and Bond.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 1100. of the Compiled Laws of North Dakota for the Year 1913, Relating to the Compensation of Members of Board of Registry.

Was read the first and second time and referred to the Committee on State Affairs.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 36. A Bill for an Act to Appropriate \$60,000 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Compiled Laws of North Dakota, and to Meet Other Requirements Prescribed by Federal Statutes.

**Senate Bill No. 8. A Bill for an Act Making an Appropriation to Provide for the Payment of an Existing Deficit in the Fund for the Payment of Stenographic Help of the Supreme Court from January 1, 1925 to July 1, 1925.**

And the President signed the same in the presence of the Senate.

Senator Storstad moved that the Senate do now adjourn.

Which motion prevailed, and the Senate adjourned.

**C. R. VERRY,**  
Secretary.

## THIRTY-SECOND DAY

Senate Chamber.  
Bismarck, North Dakota,  
February 6, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the chaplain, Capt. W. E. Jessup.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

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

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

On page 6, line 20 from the bottom of page, correct spelling of word "Dakota." On same page in line 7 from bottom of page correct spelling of "Disposal."

On page 13, transpose lines 2, 3, 4, 5 and 6 to follow line 12.

On page 14, line 28, correct spacing of words "Re-insurance of."

On page 15, line 5, correct spelling of word "this."

On page 18, line 5 from bottom of page, place figures "\$60,000" all on one line.

On page 19, line 19 from bottom of page, correct spacing of words "Per Diem."

In the Journal of February 4, page 15, after line 17 insert the following: "Senator Baird then moved that Senate Bill No. 36 be considered re-engrossed and placed on third reading and final passage. Which motion prevailed."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

#### PETITIONS AND COMMUNICATIONS

A communication signed by T. T. Terglestad of Coopers-town, N. D., in regard to protection from cars on highway was received and read.

#### MESSAGE FROM THE GOVERNOR

State of North Dakota  
Office of the Governor

Bismarck  
February 6, 1925

To the Senate of the State of North Dakota:

Gentlemen: I have the honor to inform you that on February 3, 1925, I approved and filed with the Secretary of State the following bills:

Senate Bill No. 23. A Bill for an Act Making an Appropriation of \$10,200.00 for the Purpose of Paying the General Expenses of Carrying Out the Provisions of Chapter 168 of the Session Laws of 1919, Relating to Mine Inspection.

And,

Senate Bill No. 29. A Bill for an Act to Repeal Sections 2670 and 2671 of the Compiled Laws of North Dakota for the Year 1913, and Chapter 72 of the Session Laws of 1923, Relating to Cruelty to Animals.

And,

Senate Bill No. 32. A Bill for an Act to Repeal Section 362 of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to the Expenses of Advertising the Common School Lands for Lease.

And,

Senate Bill No. 31, an Act to Repeal Section 335 of Chapter 1, of the Compiled Laws of 1913 for North Dakota, Relating to the Expenses of Publishing Notices of Sale of University and All Other Public Lands.

And,

Senate Bill No. 39. A Bill for an Act to Appropriate the Sum of \$90,000.00, for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

Very truly yours,

A. G. SORLIE,  
Governor.

## MESSAGE FROM THE GOVERNOR

State of North Dakota  
Office of the Governor

Bismarck

February 6, 1925

To the Senate of the State of North Dakota:

Gentlemen: I have the honor to inform you that I have this day approved and filed with the Secretary of State the following bills:

Senate Bill No. 36. A Bill for an Act to Appropriate \$60,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, and to Meet the Other Requirements Prescribed by the Federal Statutes.

And,

Senate Bill No. 8. A Bill for an Act Making an Appropriation to Provide for the Payment of an Existing Deficit in the Fund for the Payment of Stenographic Help of the Supreme Court, from January 1st, 1925, to July 1st, 1925 (\$1615.00).

Very truly yours,

A. G. SORLIE,  
Governor.

## ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 968, of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Section 201 of the Session Laws of 1923, Relating to the Disability of Electors in Marking their Ballots.

And find the same correctly Engrossed.

C. J. OLSON,  
Chairman.

Sen. C. J. Olson moved the report be adopted, which motion prevailed.

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 60. A Bill for an Act Permitting Municipal Corporations to Dam that Portion of the Red River of the

North that Forms the Boundary Common to the State of North Dakota, and the State of Minnesota, Subject to Conditions Therein Expressed.

Also,

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2486 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Drain Kept Open and in Repair. Cost of.

Also,

Senate Bill No. 158. A Senate Resolution Replying to the Resolution of the Legislature of the State of Florida, Touching on the Death of Martin Tabert.

Also,

Senate Bill No. 57. A Bill for an Act Providing for the Appointment of Representatives on Behalf of the State of North Dakota to Negotiate a Compact and Agreement Between the States of North Dakota, South Dakota and Minnesota, and Between Said States and the United States of America, Respecting the Use, Control, Utilization and Disposition of the Waters of the Red River of the North and the Rights of Said States and the United States Thereto.

Also,

Senate Bill No. 84. A Bill for an Act to Amend and Re-enact Section 319 of the Compiled Laws of North Dakota for 1913, Relating to Redemption of State and School Lands, on which the Contracts have Been Cancelled.

Also,

Senate Bill No. 70. A Joint Resolution Relating to Interstate Bridges Across Rivers Forming Boundary Lines Between North Dakota, Minnesota, Wisconsin and South Dakota.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

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

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

Senate Bill No. 1. A Bill for an Act to Amend and Re-enact Section 2185 of the Compiled Laws of North Dakota for the Year 1913, as amended by Chapter 320, Laws of 1923, also Sections 2191, 2192, 2197, 2202, 2203, 3733, 3735 and 3736 of the Compiled Laws of North Dakota for the Year 1913, Providing for Penalties on Delinquent Real Estate Taxes and Special Assessments; for

the Sale of Land for Taxes and Special Assessments; Issuance of Certificates of Sale and Assignments Thereof; for Redemption of Land Sold at Tax Sale; for the Issuance of Tax Deeds on Land Not Redeemed from Sale for Taxes and for the Disposition or Conveyance of Land Bid in by the County and Not Redeemed or Purchased; and to Repeal All Acts in Anywise Contravening the Provisions of This Act.

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

In Section 1, page 2, strike out the last two words in line 7 and all of line 8 and insert in lieu thereof the following: "one half of the real estate taxes and all hail insurance taxes both flat and indemnity and all yearly installments of."

In Section 1, page 2, line 15, at the end of the line strike out the word "thereafter."

In Section 4, page 9, line 46, strike out the word "redeemed" and insert the word "redeemed."

In Section 4, page 10, line 53, after the word "years" strike out the balance of the line and strike out line 54 and line 55 as far as the word "in."

In Section 4, page 13, line 125, at the end of the line insert the following: "A partial redemption of real estate taxes covered by a subsequent tax sale certificate may be made in the same manner as partial redemption is made from a tax sale certificate but a partial redemption shall in no case be allowed more than twice as to the same tax sale, once from the tax sale certificate and once from the subsequent tax sale certificate. In case of a partial redemption from a subsequent tax sale certificate, the form of certificate issued may be varied from the foregoing form by appropriate reference to the prior partial redemption."

In Section 5, page 13, line 10, after the word "sale" strike out the comma and insert "or subsequent tax sale certificate."

In Section 5, page 14, line 45, strike out the words "county auditor" and insert "register of deeds."

In Section 5, page 15, line 50, strike out the word "these" at the beginning of the line and insert the word "those."

In Section 5, page 15, line 59, strike out the word "an" in the middle of the line and insert the word "the."

In Section 5, page 17, between lines 116 and 117, insert a blank line and under the blank line insert the following: "County Auditor of.....County, North Dakota."

In Section 5, page 19, line 150, strike out the word "an" and insert the word "the."

In Section 5, page 19, line 170, after the word "taxes" strike out the comma and insert "and hail insurance taxes."

In Section 5, page 20, line 172, strike out the last two words in the line and in line 173 strike out the words "in-

insurance taxes" at the beginning of the line and the words "of the state or."

In Section 5, page 20, line 175, strike out the words "hail insurance taxes and."

In Section 5, page 20, line 178, strike out all of the line as far as the word "if" and insert: "all such delinquent installments of special assessments."

In Section 6, page 21, line 18, strike out the word "become" and insert the word "became."

In Section 6, page 21, line 30, strike out the word "sum" where it appears the second time and insert the word "same."

In Section 6, page 22, line 48, after the words "county auditor" strike out the period and insert "of.....County, N. D."

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

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

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5159 and 5160, Compiled Laws of 1913, Providing that Securities Be Deposited, and Maintained by the Shareholder of State Banks, with the State Treasurer to the Amount of the Par Value of all State Bank Stock held by Persons, Corporations and Associations whatsoever, as a Guarantee for the Payment of Assessments, Providing Authority to Enforce the Collection of Assessments by Proceedings Against the Securities, as Provided by Law for Delinquent Shareholders.

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

Strike out in Section 1, line 20 to 40 inclusive, and substitute the following:

For the purpose of guaranteeing payment of assessments on State Bank Stock, each holder of stock in any state bank hereafter organized, also holders of shares of stock in all existing solvent State Banks shall deposit with the State Treasurer, bonds of the United States, North Dakota State Bonds, County Bonds, School Bonds, City Bonds, Township Bonds (all being political subdivisions of the State of North Dakota), Real Estate Bonds issued by the Farm Loan Department of the Bank of North Dakota, Federal Farm Loan Bonds, Certificates of Deposits in the Bank of North Dakota in amount not to exceed Five Hundred (\$500.00) Dollars of



such certificates, or cash in amount at least equal to the par value of all the shares of stock in any State Bank held by any persons, corporations or association whatsoever; provided, further, that such holders shall be required to deposit such securities with the State Treasurer in installments as follows: 5 per cent of the par value thereof within six months after this Act becomes effective, and thereafter an additional 5 per cent at the end of each year thereafter until there shall be deposited with the State Treasurer such securities of a par value to one hundred per cent of the par value of the shares of State Bank stock so held; provided, that before any such shares may be transferred upon the books of any State Bank, there shall be deposited such securities to the amount sufficient to comply with the provisions of this Act.

In line 59, Section 1, after the word "stock," insert the following: "also any bank renewing its charter."

And when so amended recommend the same do pass.

RALPH INGERSON,  
Chairman.

Senator Rusch made a substitute motion that action on Senate Bill No. 73 be indefinitely postponed.

Roll Call Demanded.

#### ROLL CALL

The question being on Senator Rusch's motion that action on Senate Bill No. 73 be indefinitely postponed, the roll was called, and there were ayes 24, nays 25, absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	Murphy	Seamands
Bond	Olson, Burleigh	Steel
Eastgate	Page	Stevens
Hart	Pathman	Storstad
Kaldor	Ployhar	Tofsrud
Kretschmar	Porter	Van Camp
Lynch	Rusch	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Carey	Martin	Peck
Ettestad	McCrary	Ritchie
Fleckten	McLachlin	Ward
Fredrickson	Miklethun	Whitmer
Hamilton	Olson, Barnes	Wog
Hjelmstad		

So the motion was defeated.

Senator Rusch asked for a verification of the roll call on

Senate Bill No. 73, which was made, and roll call found correct.

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

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

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

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 2093 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 228, Laws of 1917, Relating to the Matter of Listing Property for Taxation Purposes.

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

In Section 1, page 2, line 33, strike out the words "damages covered by insurance or"

In Section 1, page 2, line 34, at the end of the line insert the following: "In case of an abatement by the board of county commissioners and tax commissioner of the valuation of any parcel of real estate as assessed in an odd numbered year pursuant to Chapter 227, Session Laws of 1917 or acts amendatory thereof, the valuation as abated shall be the assessed valuation in the even numbered year next following, except as otherwise herein provided."

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

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

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

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

Senate Bill No. 86. A Bill for an Act to Amend and Re-enact Section 2094 and Section 2122 of the Compiled Laws of 1913, Relating to the Manner of Listing and Assessing Personal Property; to Repeal Sections 2102 and 2103, Compiled Laws 1913, and Chapter 232, Session Laws of 1915; to Amend and Re-enact Chapter 68, Special Session Laws of 1919 Relating to the Situs of Property for Taxation; to Amend and Re-enact Section 2101, Compiled Laws of 1913, Relating to Time and Place of Listing Taxable Property; and to Repeal All Acts and Parts of Acts in Conflict Therewith.

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

In Section 2, page 4, line 25, at the end of the line strike

out the period and insert a comma and insert the following: "and shall not be construed to repeal, amend or in anywise impair the force and effect of Chapter 298, Session Laws of 1923."

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

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

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 91. A Bill for an Act to Prohibit the Borrowing of Money from State Banks by Its Officers or Directors and Declaring Such Borrowing to Be a Larceny.

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

RALPH INGERSON,  
Chairman.

Sen. Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

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

Senate Bill No. 102. A Bill for an Act to Confirm Title to Real Estate Sold by Decedents in Their Lifetime Under Contract, Conveyed Pursuant to Article 8 of Chapter 6 of the Probate Code of North Dakota, in Estates Now Closed, and not approved by the County Judge.

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

FRANK E. PLOYHAR,  
Chairman.

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

The committee on Judiciary made the following report:

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

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Section 2212 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 252 of the Session Laws of 1915, Relating to the Duty of the County Audi-

tor and the Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

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

FRANK E. PLOYHAR,  
Chairman.

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

The Committee on Insurance made the following report:

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

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 145 of the Session Laws of 1921.

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

In line 24 of the printed bill, strike out the word "Three Thousand" and also all of line 25, and insert in lieu thereof the following: "Two Thousand Five Hundred (\$2,500.00) a year."

And when so amended recommend the same do pass.

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 121. A Bill for an Act Requiring Bonds of Contractors Doing Contract Work for the State or any Political Subdivision Thereof to Carry a Provision Guaranteeing that the Employees of Such Contractor or any of His Sub-Contractors Are Fully Covered Under the Provisions of the Workmen's Compensation Law, Being Chapter 162 of the Session Laws of North Dakota for the Year 1919, and Acts Amendatory Thereof.

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

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by Chapter 141 of the Session Laws of North Dakota for the Year 1921.

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

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

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

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by Chapter 144 of the Session Laws of North Dakota for the Year 1921, and as Further Amended by the Session Laws of North Dakota for the Year 1923.

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

In line 75 of the printed bill, strike out the semicolon after the word "statute" and insert in lieu thereof a period. Also strike out the balance of line. Start a new paragraph beginning with the words, "On any action the remedies of"

And when so amended recommend the same do pass.

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 125. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923, known as the Workmen's Compensation Law.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 126. A Bill for an Act to Repeal Section 27 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law.

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

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Chapter 353 of the Session Laws of North Dakota for the Year 1923, Requiring Reporting of Names of School District Clerks to the Workmen's Compensation Bureau.

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

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 128. A Bill for an Act Providing for the Investment of Moneys in the Workmen's Compensation Fund.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 129. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Expenses of Investigating Claims of Persons Injured in the Course of their Employment Whose Employers Have Not Paid Premiums Into the Workmen's Compensation Fund.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Appropriations.

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 130. A Bill for an Act Fixing the Responsibility for Carrying Workmen's Compensation Insurance for the Employees of Sub-Contractors Upon the General Contractor.

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

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 131. A Bill for an Act to Define "Commercial Threshing" and to Bring Commercial Threshing Under the Operation of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

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

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 142 of the Session Laws of 1921. Defining Certain Words and Phrases Contained in said Chapter.

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

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 136. A Bill for an Act to Amend Section 8719 of the Compiled Laws of 1913, Relating to the Exemption of the Avails of Life Insurance Payable to the Personal Representatives of a Deceased, His Heirs or Estate.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Judiciary.

NELS MAGNUSON,  
Chairman.

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

The Committee on Judiciary made the following report:

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

Senate Bill No. 137. A Bill for an Act Relating to the Deposits of Money by Executors, Administrators and Guardians in Solvent Banks of Trust Companies.

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

FRANK E. PLOYHAR,  
Chairman.

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



The committee on Judiciary made the following report:

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

Senate Bill No. 140. A Bill for an Act to Amend and Re-enact Section 7417, Compiled Laws of 1913, Relating to the Place of Trial of Civil Actions and Prescribing Conditions Upon Which Judgments May be Entered by Default.

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

FRANK E. PLOYHAR,  
Chairman.

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

The committee on Irrigation and Drainage made the following report:

Mr. President: Your committee on Irrigation and Drainage to whom was referred:

Senate Bill No. 189. A Bill for an Act Authorizing the State Engineer to Cooperate with the Director of the United States Geological Survey in Making Topographic Surveys and Maps to be Used in the Development of Flood Protection, Domestic Water Supply, Restoration of Water Areas, Irrigation and Drainage Projects in the State of North Dakota, and Making an Appropriation Therefor.

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

And recommend the same be re-referred to the committee on Appropriations.

FRED VAN CAMP,  
Chairman.

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

The committee on Judiciary made the following report:

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

House Bill No. 63. A Bill for an Act to Repeal Section 2348 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 187 of the Laws of 1915, and to Repeal Section 2349 of the Compiled Laws of North Dakota for the Year 1913 Relating to Assessors Duties in Connection with Military Enrollment

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

FRANK E. PLOYHAR,  
Chairman.

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

The committee on Judiciary made the following report:

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

House Bill No. 96. A Bill for an Act Relating to Abstracting, Providing for the Licensing and Bonding of Such Abstractors, and Examination and Registration Thereof, and to Repeal Sections 3090, 3091, 3092, 3093, 3094, 3095, 3097 and 3098 Compiled Laws of 1913, and all Acts and Parts of Acts in Conflict Herewith.

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

FRANK E. PLOYHAR,  
Chairman.

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

#### REPORTS OF SELECT COMMITTEES

Mr. President: Your conference committee to whom was referred:

Senate Bill No. 26. A Bill for an Act Making an Appropriation of \$9,400.00 for the Use of the Board of Administration in Administering Chld Welfare Laws.

Have had the same under consideration and beg leave to inform you that the committee could not agree and ask for dismissal of the committee and that another committee be appointed in its stead.

JOHN W. BENSON,  
Senate Chairman.

Senator Benson moved that the select committee on Senate Bill No. 26 be discharged and a new committee be appointed by the President.

Which motion prevailed.

The President appointed as such committee: Senators Micklethun, Van Camp and Wog.

The Committee on Taxes and Tax Laws asked for an extension of time on Senate Bills Nos. 4, 80 and 101, which request was granted.

The Committee on Insurance asked for an extension of time on Senate Bill No. 111, which request was granted.

Senator Whitman asked for a return to the Seventh Order of Business.

The Secretary read the following communication:

Great Northern Railway Company  
Law Department

Grand Forks, N. D., Feb. 5, 1925.

Hon. W. S. Whitman,  
Bismarck, N. D.

Dear Sir: The Great Northern officials have asked me to call your attention to the bill that has been introduced in the legislature for an appropriation to fight the barberry bush, and to advise you that in their opinion this is a very important work, and that every effort should be made by our legislature to aid in the fight. Undoubtedly you know that the federal government has been doing a lot of work along this line, and so have the railroads operating in North Dakota. If you desire any further information or data to that already in your possession I will be glad to have it furnished to you. It would seem as though this appropriation would be in aid of work that would help the biggest business we have, wheat growing.

I trust that you may find your way clear to do all that you consistently can to have this appropriation passed.

Yours truly,

C. J. MURPHY,

Senator Whitman asked that the communication be printed in the Journal, which request was granted.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

W. W. Felson, County Auditor, Cavalier, N. D.; Henry O'Keefe, Jr., John Turner and John Vallely of Grand Forks, N. D.; J. B. Hagelberger, Beulah, N. D.; Miss Faith Stevens, Ellendale, N. D.; Jennie E. Skrivseth, Lakota, N. D.; Q. L. Aasgaard, Fargo, N. D.; J. A. Lundin, Plaza, N. D.; L. C. Albright, Anamoose, N. D.; Henry Wilson, Minot, N. D.; Mrs. J. B. Smith, Mrs. H. D. Runyon, Mrs. C. M. Emmerson and Mrs. Setzer of Bismarck, N. D.; R. C. Dobson, Minot, N. D.; Hon. Wm. Lemke, Fargo, N. D.

#### THIRD READING OF SENATE BILLS

Senator Carey moved that the Senate do concur in the House amendment to Senate Bill No. 63 and the rules be suspended, the bill considered properly engrossed and put on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Sections 1 and 4 of Chapter 17 of the Session Laws

of North Dakota for the Year 1921, Relating to the Control of Artesian Wells.

Was read the third time.

The question being on the final passage of the bill, as amended by the House, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

Senator Kretschmar moved that the Senate do concur in the House amendment to Senate Bill No. 13 and the rules be suspended, the bill considered properly engrossed and put on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses with Improvements and Repairs, Equipment and Miscellaneous Items for the State School for the Blind at Bathgate.

Was read the third time.

The question being on the final passage of the bill, as amended by the House, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCrary	Seamands

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Absent and not voting:

**Messrs.**  
Ployhar

So the bill passed and the title was agreed to.

Senator Kretschmar moved that the Senate do concur in the House amendments to Senate Bill No. 38 and that the rules be suspended and the bill be considered engrossed and placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 38. A Bill for an Act Making an Appropriation of \$70,000.00 for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Was read the third time.

The question being on the final passage of the bill, as amended by the House, the roll was called, and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Lynch	Peck
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McCrorry	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hart	Olson, Burleigh	Van Camp
Hjelmstad	Olson, Eddy-Foster	Ward
Ingerson	Page	Whitman
Kaldor	Pathman	Whitmer
Kretschmar	Patten	Wog
<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>

Those voting in the negative were:

**Messrs.**  
Fleckten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	Patterson	Ployhar

So the bill passed and the title was agreed to.

Senator Kretschmar moved that the Senate do concur in the House amendments to Senate Bill No. 41, and that the rules be suspended, the bill considered properly engrossed, and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

Senate Bill No. 41. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board and for the Glanders & Dourine and Bovine Tuberculosis Funds.

Was read the third time.

The question being on the final passage of the bill, as amended by the House, the roll was called, and there were ayes 44, nays 4, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hamilton	Whitmer	Wog
McCrary		

Absent and not voting:

Messrs.  
Ployhar

So the bill passed and the title was agreed to..

Senator Kretschmar moved that the Senate do concur in the House amendments to Senate Bill No. 12, and that the rules be suspended, the bill considered properly engrossed, and placed on third reading and final passage.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923, and Magpie Bounty Allowed in Chapter 144 of Session Laws of 1923.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 35, nays 14, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hjelmstad	Pathman
Babcock	Ingerson	Patterson
Baird	Kaldor	Ployhar
Bakken	Kretschmar	Ritchie
Benson	Marshall	Rusch
Bond	Martin	Schlosser
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Tofsrud
Fleckten	Olson, Barnes	Van Camp
Fredrickson	Olson, Burleigh	Whitman
Hart	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hamilton	Page	Storstad
Lynch	Patten	Ward
Magnuson	Peck	Whitmer
McCoy	Porter	Wog
McCrory	Seamands	

So the bill passed and the title was agreed to.

Senator Kretschmar moved that the Senate do not concur in the House amendments to Senate Bill No. 49 and that a conference committee be appointed.

Which motion prevailed.

The President appointed as such committee the following: Senators Eastgate, Ward and Patten.

Senator Kretschmar moved that the Senate do not concur in the House amendments to Senate Bill No. 20 and that a conference committee be appointed.

Which motion prevailed.

The President appointed as such conference committee the following: Senators Rusch, Fleckten and Pathman.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Ingerson introduced:

Senate Bill No. 198. A Bill for an Act to Authorize Bank-

ing Corporations Doing Business in this State to Receive Savings Deposits, Issue Secured Savings Certificates of Deposit Therefor, Providing the Terms and Conditions Thereof, and Providing Penalties.

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

Senator Peck introduced:

Senate Bill No. 199. A Concurrent Resolution Providing for the Amendment of Section 45, Article 2, of the Constitution of the State of North Dakota, Relating to the Compensation and Mileage Allowed Legislative Members.

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

Senator Schlosser introduced by request:

Senate Bill No. 200. A Bill for an Act to Regulate the Practice of the Profession of Engineering and Land Surveying in the State of North Dakota.

Which was read the first and second time and referred to the Committee on Ways and Means.

Senator O. H. Olson introduced:

Senate Bill No. 201. A Bill for an Act Requiring all Audits, Examinations and Investigations of the Books, Records and Accounts for the State of North Dakota, its Political Sub-divisions, or its Utilities or Industries to be made by Public Accountants who are Citizens and Actual Residents of the State of North Dakota.

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

Senator Benson introduced:

Senate Bill No. 202. A Bill for an Act to Amend and Re-enact Section 3116, Compiled Laws 1913.

Which was read the first and second time and referred to the Committee on Warehouses and Grain Grading.

Senator Whitmer introduced:

Senate Bill No. 203. A Bill for an Act to Amend and Re-enact Section 1190, Compiled Laws of 1913, as Amended by Chapter 199, Session Laws of 1919, as Amended by Chapter 53, Special Session Laws of 1919, as Amended by Chapter 113, Session Laws of 1923, Relating to the Consolidation of Schools and the Transportation of Pupils to and From Such Schools.

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



Senator Ingerson introduced:

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Sections 10, 19, 20 and 21 of Chapter 126 of the Session Laws of 1917, as Amended by Chapter 110 of the Session Laws of 1919 as Amended by Chapter 21 of the Session Laws of 1921, as Further Amended by Chapter 200 of the Session Laws of 1923 and Repealing Section 38 Thereof.

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

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 5, 1925.

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

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses with Improvements and Repairs, Equipment and Miscellaneous Items for the State School for the Blind at Bathgate.

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Senate Bill No. 38. A Bill for an Act Making an Appropriation of \$63,000.00 for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Senate Bill No. 41. A Bill for an Act Making an Appropriation for the General Expenses of the State Live Stock Sanitary Board and for the Glanders & Dourine and Bovine Tuberculosis Funds.

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923.

Senate Bill No. 49. A Bill for an Act Making an Appropriation of \$10,000.00 for the Maintenance of the Pure Seed Laboratory and Pure Seed Law Enforcement at the Agricultural College, Fargo, N. D.

Which the House has amended.

Very respectfully,  
J. C. MILLER,  
Chief Clerk.  
House of Representatives,  
Bismarck, North Dakota,  
February 5, 1925.

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

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Which the House has amended as follows:

In line 2 of the engrossed bill strike out the figures "\$3,000.00" and insert in lieu thereof "\$1,500.00."

Also,

Senate Bill No. 49. A Bill for an Act Making an Appropriation of \$10,000.00 for the Maintenance of the Pure Seed Laboratory and Pure Seed Law Enforcement at the Agricultural College, Fargo, N. D.

Which the House has amended as follows:

In line 1 of the title of the printed bill strike out the figures "14,000.00" and insert in lieu thereof the figures "10,000.00."

In line 3, Section 1 of the printed bill, strike out the figures "14,000.00" and insert in lieu thereof the figures "10,000.00."

In line 1 after the word "wages" strike out the figures "12,000.00" and insert in lieu thereof the figures "8,000.00."

In last line of the printed bill, after the word "Total" strike out the figures "14,000.00" and insert the figures "10,000.00."

Also,

Senate Bill No. 12. A Bill for an Act making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923, and Magpie Bounty Allowed in Chapter 144 of Session Laws of 1923.

Which the House has amended as follows:

In line three of the title of the printed bill, strike out the period and insert a comma and add the following: "and magpie bounty allowed in Chapter 144 of S. L. 1923."

In line three of printed bill change figures "90,000.00" and insert "60,000.00."

In line 6 of the body of the printed bill after the comma after "1923" insert "and magpie bounty allowed in Chapter 141 of S. L. of 1923."

Also,

Senate Bill No. 41. A Bill for an Act making an Appropriation for the General Expenses of the State Live Stock Sanitary Board and for the Glanders & Dourine and Bovine Tuberculosis Funds.

Which the House has amended as follows:

In line 1 of the title after the word "the" insert "per diem and."

In line 3, Section 1 of the engrossed bill, strike out the figures "125,650.00" and insert in lieu thereof "126,850.00."

In line 7 of the engrossed bill after the word "to-wit" insert the following: "For compensation and expenses for the Board of Trustees of the Live Stock Sanitary Board—\$1200.00."

In last line of the engrossed bill, strike out "\$125,000.00" and insert in lieu thereof "126,850.00."

Also,

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses with Improvements and Repairs, Equipment and Miscellaneous Items for the State School for the Blind at Bathgate.

Which the House has amended as follows:

In line 10 of the printed bill strike out the figures "10,560.00" and insert in lieu thereof the figures "10,460.00."

Also,

Senate Bill No. 38. A Bill for an Act Making an Appropriation of \$70,000.00 for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Which the House has amended as follows:

In line of the title of the engrossed bill strike out the figures "35,000.00" and insert in lieu thereof the figures "70,000.00."

In line 3 of Section 1 strike out the figures "\$35,000.00" and insert in lieu thereof "\$70,000.00."

Also,

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Sections 1 and 4 of Chapter 17 of the Session Laws of North Dakota for the Year 1921, Relating to the Control of Artesian Wells.

Which the House has amended as follows:

On page 2, line 18, after the word "highways" strike out the period and add the following: "except a regularly established drainage ditch."

On page 2, Section 2, line 10, after the word "road" add the following: "except a regularly established drainage ditch."

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 5, 1925.

Mr. President: I have the honor to inform you that the House refuses to recede from its amendments to Senate Bill No. 15 and the Speaker has appointed as a conference committee Messrs. Vogel, Divet and Hartl.

Also,

The House refuses to recede from its amendments to Senate Bill No. 26 and the Speaker has appointed as a conference committee Rep. Craig, Tschida and Starke.

Also,

The House refuses to recede from its amendments to Senate Bill No. 43 and the Speaker has appointed as a conference committee Messrs. Doyle, Muus and Ferris.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 6, 1925.

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

Senate Bill No. 48. A Bill for an Act to Appropriate the Sum of Six Hundred Dollars to Pay Miss Leila Diesem, LaMoure, North Dakota, for Services Rendered in Connection With the Compilation of the Blue Book for North Dakota for the Year 1919, Under the Direction of the Secretary of State.

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 4206 of the Compiled Laws of 1913, Relating to the Duties and Compensation of Township Treasurer.

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 1165 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bond of Treasurer of Common School District and Approval Thereof, Bond of Treasurer in Case of Failure to Elect a Successor, Vacancies, Duties of County Treasurer in Case a Vacancy Exists and Compensation of County Treasurer When Performing Duties of School District Treasurer.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 6, 1925.

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

Senate Bill No. 76. A Bill for an Act Providing for a Reduced Rate of Interest Upon Redemption of Real Estate Sold to the County for the Taxes of 1925 or any Prior Year and Still Held by the County, Provided Such Redemption is Made on or Before December 1, 1925.

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Sections 869 and 983 of the Compiled Laws of 1913, as Amended and Re-enacted by Chapter 119, Session Laws of 1919, as Amended and Re-enacted by Chapter 212, Session Laws of 1923, Relating to the Conduct of Primary and General Elections.

Senate Bill No. 85. A Bill for an Act to Amend Chapter 312, Laws of 1923, Relating to the State Income Tax Imposed on Incomes of Individuals, Fiduciaries, Corporations, Joint Stock Companies or Associations and Insurance Companies in the State of North Dakota.

Senate Bill No. 104. A Joint Resolution to Amend and Re-enact Section 82 of Article 3 of the Constitution of the State of North Dakota, Providing for the Election of State Officials.

Senate Bill No. 156. A Bill for an Act to Repeal Section 6624 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Face of Policy to Be Paid in Case of Loss.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 968, of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Section 201 of the Session Laws of 1923, Relating to the Disability of Electors in Marking their Ballots.

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

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate refuses to concur in the House amendments to Senate Bill No. 20 and the President has appointed a conference committee consisting of Senators Rusch, Fleckten and Pathman.

Also,

The Senate refuses to concur in the House amendments to Senate Bill No. 49 and the President has appointed as a conference committee Senators Eastgate, Ward and Patten.

The President has also appointed another conference committee on Senate Bill No. 26, consisting of Senators Micklethun, Van Camp and Wog.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 6, 1925.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 17. A Bill for an Act to Repeal Section 2862 of the Compiled Laws of North Dakota for the Year 1913, Relating to Enforcement, Dairy Products Act.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

### THIRD READING OF SENATE BILLS

#### ROLL CALL

Senate Bill No. 112. A Bill for an Act to Amend and Re-enact Sections 2, 5, and 13 of Chapter 159, Session Laws of 1919, Relating to Insurance on Public Buildings, Providing for the Classification of All Public Property, Limiting the Amount of Insurance to Be Carried by the State Fire and Tornado Fund, Providing for the Re-Insurance of Certain Risks, and the Collection of the Premium Therefor.

Was read the third time.

The question being on Senator Steel's amendment to Senate Bill No. 112 on page 14 in Journal of February 5th, the roll was called, and there were ayes 21, nays 28, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Baird	Martin	Seamands
Bond	McCoy	Stee
Carey	McLachlin	Stevens
Eastgate	Murphy	Storstad
Kaldor	Page	Tofsrud
Kretschmar	Pathman	Van Camp
Lynch	Porter	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Patterson
Babcock	Magnuson	Peck
Bakken	Marshall	Ployhar
Benson	McCrary	Ritchie
Ettestad	Miklethun	Rusch
Fleckten	Olson, Barnes	Schlosser
Fredrickson	Olson, Burleigh	Ward
Hamilton	Olson, Eddy-Foster	Whitmer
Hart	Patten	Wog
Hjelmstad		

So the motion was defeated.

#### ROLL CALL

The question being on the final passage of the bill as amended, the roll was called, and there were ayes 43, nays 6, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patten
Babcock	Kretschmar	Patterson
Baird	Lynch	Peck
Bakken	Magnuson	Ployhar
Benson	Marshall	Ritchie
Bond	Martin	Rusch
Carey	McCoy	Schlosser
Eastgate	McCrary	Steel
Ettestad	Miklethun	Tofsrud
Fleckten	Murphy	Van Camp
Fredrickson	Olson, Barnes	Ward
Hamilton	Olson, Burleigh	Whitman
Hart	Olson, Eddy-Foster	Whitmer
Hjelmstad	Pathman	Wog
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
McLachlin	Porter	Stevens
Page	Seamands	Storstad

So the bill passed and the title was agreed to.

The President declared the emergency clause carried.

#### ROLL CALL

Senate Bill No. 148. A Bill for an Act to Appropriate \$3,000.00 for the Purpose of Removing the Roosevelt Cabin to a Place Near the Liberty Memorial Building on the Capitol Grounds, and for the Protection and Decoration of the Same.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 172. A Bill for an Act to Appropriate the Sum of \$2,000.00 for the Purpose of Paying Premiums on Bonds of State Officials as Provided for by Chapter 175 of the Laws of North Dakota for the Year 1917.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 173. A Bill for an Act Making an Appro-



priation of \$5,000.00, for the Biennium to Pay the Expenses and Per Diem of Agents in the Arrest and Return of Fugitives from Justice as Prescribed by Section 11162 of the Compiled Laws of 1913 for North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 1, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCrory	Seamands
Eastgate	McLachlin	Steel
Ettestad	Mikelthun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Those voting in the negative were:

Messrs.  
Peck

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 174. A Bill for an Act to Appropriate the Sum of \$2,000.00 for the Purpose of Paying the Per Diem and Expenses of the State Budget Board as Prescribed by Chapter 61 of the Session Laws of North Dakota for the Year 1915.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Mikelthun	Steel

Messrs.	Messrs.	Messrs.
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 175. A Bill for an Act to Appropriate \$40,000.00 to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for the Year 1915.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 1, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog

Those voting in the negative were:

Messrs.  
McCoy

So the bill passed and the title was agreed to.

Senator Hamilton offered the following amendment to Senate Bill No. 134:

“Provided, however, that the purchase of such commodities at a different price or rate may be made at a particular section, locality, community, village or city to meet legitimate competition in such section, locality, community, village or city, and legitimate as used herein is defined to be the meet-

ing of a price or rate paid for the same commodity by a competitor located in the same section, locality, community, village or city and engaged in the same business under the same conditions and circumstances and operating in the same manner as the person, partnership, firm, corporation or association meeting said price. The meeting of competition as herein defined shall not be a violation of this Act."

Which amendment was adopted.

Senator Benson moved that Senate Bill No. 134 be considered properly engrossed and placed upon third reading and final passage.

#### ROLL CALL

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 2846 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 104 of the Session Laws of North Dakota for the Year 1917.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 44, nays 4, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patten
Babcock	Kretschmar	Patterson
Baird	Lynch	Peck
Bakken	Magnuson	Ployhar
Benson	Marshall	Porter
Bond	Martin	Ritchie
Carey	McCoy	Rusch
Eastgate	McCrorry	Schlosser
Ettestad	Miklethun	Steel
Fleckten	Murphy	Tofsrud
Fredrickson	Olson, Barnes	Ward
Hamilton	Olson, Burleigh	Whitman
Hart	Olson, Eddy-Foster	Whitmer
Hjelmstad	Page	Wog
Ingerson	Pathman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
McLachlin	Stevens	Van Camp
Seamands		
Absent and not voting:		

Messrs.  
Storstad

So the bill passed and the title was agreed to.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2486 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Drain Kept Open and in Repair. Cost of.

Senate Bill No. 57. A Bill for an Act Providing for the Appointment of Representatives on Behalf of the State of North Dakota to Negotiate a Compact and Agreement Between the States of North Dakota, South Dakota and Minnesota, and Between Said States and the United States of America, Respecting the Use, Control, Utilization and Disposition of the Waters of the Red River of the North and the Rights of Said States and the United States Thereto.

Senate Bill No. 60. A Bill for an Act Permitting Municipal Corporations to Dam that Portion of the Red River of the North that Forms the Boundary Common to the State of North Dakota, and the State of Minnesota, Subject to Conditions Therein Expressed.

Senate Bill No. 84. A Bill for an Act to Amend and Re-enact Section 319 of the Compiled Laws of North Dakota for 1913, Relating to Redemption of State and School Lands, on which the Contracts have Been Cancelled.

Senate Bill No. 70. A Joint Resolution Relating to Interstate Bridges Across Rivers Forming Boundary Lines Between North Dakota, Minnesota, Wisconsin and South Dakota.

And the President signed the same in the presence of the Senate.

Senator Ingerson asked a return to the Eleventh Order of Business, which request was granted.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Ingerson introduced:

Senate Bill No. 205. A Bill for an Act to Amend and Re-enact Section 5184, Compiled Laws of 1913 Relating to the Assets and Liabilities of Banks.

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

Senator Kaldor introduced:

Senate Bill No. 206. A Bill for an Act to Impose a Flat Rate Tax of Five Mills on Money and Credits; Providing for the Distribution of the Proceeds of Such Tax and Repealing Chapter 307, Laws of 1923, Relating to the Exemption of Moneys and Credits, and Repealing Chapter 305, Laws of 1923 Relating to the Taxation of Corporate Excess and All Other Acts and Parts of Acts in Conflict with the Provisions of this Act.

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

## THIRD READING OF HOUSE BILLS.

## ROLL CALL

House Bill No. 17. A Bill for an Act to Repeal Section 2862 of the Compiled Laws of North Dakota for the Year 1913, Relating to Enforcement, Dairy Products Act.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrorry	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Absent and not voting:

Messrs.  
Storstad

So the bill passed and the title was agreed to.

Senator Stevens moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## THIRTY-THIRD DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 7, 1925.

The Senate convened at 2:00 o'clock P. M., Pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the chaplain, Capt. W. E. Jessup.

## ROLL CALL

All members present except Senators Hjelmstad and Lynch.

## REVISION AND CORRECTION OF THE JOURNAL

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

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

On page 7, line 9, correct spelling of word "deposited."

On page 12, line 17, correct spelling of word "Insurance."

On page 15, line 2, correct spelling of word "President."

On page 36, line 30, correct spelling of word "be."

On page 14, line 13 from the bottom of the page, correct spelling of the word "prevailed."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Sen. Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

A telegram to Senator Fredrickson asking support to Ab-

stractors' Bill, signed Farmers and Merchants State Bank, Lakota, N. D., was received and read.

Board of Administration,  
Bismarck, North Dakota,  
February 6, 1925.

Honorable Senate,

State of North Dakota,  
Nineteenth Legislative Assembly.

Gentlemen: May we direct your attention to the attached communication and resolution from the City of Bismarck, touching upon the renewal of the Street Trolley line franchise.

May we ask your Honorable Body to decide as to whether the Street Trolley Line shall continue to be operated? If you wish to continue its operation we respectfully suggest that proper provision be made through appropriation for carrying out the terms of the franchise and for operating expense, and that authorization be given our Board to renew the franchise with the City of Bismarck. If it is your judgment that the car line should be discontinued, we respectfully suggest that authority be given our Board to take steps to remove the tracks and dispose of the salvage.

Respectfully submitted,

BOARD OF ADMINISTRATION,

By Ernest G. Wanner,  
Executive Secretary.  
February 3, 1925.

Board of Administration of the State of North Dakota,  
Bismarck, North Dakota.

Dear Sirs:

In accordance with the resolution of the Board of City Commissioners of this city, a certified copy of which is attached, I am directed to notify you that the "Street Car" franchise which the State of North Dakota holds, expired on September 30th, 1923, and to further notify you that if a renewal of the same is desired application must be filed with me not later than the 5th day of February, 1925.

The Board of City Commissioners have also instructed me to call your attention to the following part of Section 3, subdivision "a" of said franchise:

And said grantee shall keep the space between the rails and for a space of one and one-half feet on each side thereof, paved, where the street is, or may hereafter be paved, and in proper repair so as to not interfere with travel over the same, and it shall at all times keep and maintain the same paved as aforesaid and in repair and in condition at its own cost and expense, subject to the approval of the street commissioner or city engineer as the city council may direct, and shall when notified by the street commissioner or city engineer to pave

or repair the same, immediately make such repair as may be necessary.

The Board of City Commissioners request that the State Legislature pass such appropriations as may be necessary to carry out the above terms of this franchise.

Very truly yours,

(Signed) M. H. ATKINSON,  
City Auditor.

### RESOLUTION

of the Board of City Commissioners.

Whereas, the franchise heretofore granted by the City of Bismarck to the State of North Dakota permitting the building on Fourth and Main Streets of the City of Bismarck, of a street railway track, and the erection of the necessary poles and lines to furnish power for the operation of its street-car system, and granting authority to operate its street railway lines within the limits of the City of Bismarck, has expired:

Now Therefore, Be It Resolved by the Board of City Commissioners of the City of Bismarck, North Dakota:

That the City Auditor be, and he is, directed to notify the Board of Administration of the State of North Dakota, that such franchise has expired, and that if application for a renewal thereof is to be made the same shall be filed with the City Auditor not later than the 5th day of February, 1925.

State of North Dakota )  
County of Burleigh )ss  
City of Bismarck )

I, M. H. Atkinson, City Auditor within and for the City of Bismarck, Burleigh County, North Dakota, do hereby certify that the foregoing is a true and correct copy of an original resolution adopted by the Board of City Commissioners of said city at a regular meeting held on the 2nd day of February, 1925. Witness my hand and the seal of the City of Bismarck this 3rd day of February, 1925.

(Seal)

(Signed) M. H. ATKINSON,

Senator Rusch moved that the communication received from the Board of Administration with enclosed letter from the City Commissioners be printed in the Journal, and be referred to State Affairs Committee.

Which motion prevailed.

### REPORTS OF STANDING COMMITTEES

The committee on Appropriations made the following report:

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



**Senate Bill No. 9. A Bill for an Act Making an Appropriation of \$19,450.00 to Pay an Existing Deficit in the Depositors' Guaranty Fund Commission Department.**

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

In the title of the printed bill strike out the last three words of the second line and all of line three, inserting in lieu thereof the words "Reimburse the Depositors' Guaranty Fund for Moneys withdrawn therefrom under Section 34 of Chapter 200 of the Session Laws of 1923.

Strike out all of lines three and four of the printed bill and insert in lieu thereof the words "reimburse the Depositors' Guaranty Fund for Moneys withdrawn therefrom under Section 34 of Chapter 200 of the Session Laws of 1923; to-wit"

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

**Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,254,355.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.**

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

Under subdivision entitled "New Buildings" in the printed bill on line one after the word "Building" insert the word "Complete."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

**Senate Bill No. 118. A Bill for An Act to Provide an Appropriation for the Eradication of the Barberry Bushes.**

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

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 132. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

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

Correct title by striking out everything after the word "law" in the third line.

Also in Section 1, line 3, strike out the following: "as amended by the Session Laws of North Dakota for the years 1921 and 1923."

And when so amended recommend the same do pass.

NELS MAGNUSON,  
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 26. A Bill for an Act Making an Appropriation of \$30,000.00 to Provide for the Payment of an Existing Deficit in the Wolf Bounty Fund.

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

P. T. KRETSCHMAR,  
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 51. A Concurrent Resolution giving Budget Bills Right of Way on the Calendar.

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

P. T. KRETSCHMAR,  
Chairman.

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

Senator Ward moved that the absent Senators be excused, which motion prevailed.

Senator Kretschmar asked the consent of the Senate to introduce a Bill which request was granted.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 7, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a Conference Committee on Senate Bill No. 20, Representatives Watt, Hempel and McGauvren, also the Speaker has appointed as a Conference Committee on Senate Bill No. 49, Representatives Streich, Johnson of Foster and Quade.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 6, 1925.

Mr. President: I have the honor to inform you that the House Conference Committee on Senate Bill No. 26 have reported that they are unable to agree and the Speaker has appointed a new Conference Committee consisting of Representatives Jacobson, Sanderson and Borman.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 7, 1925.

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

House Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Forestry at Bottineau and Making Permanent Improvements and Additions Thereto.

House Bill No. 112. A Bill for an Act to Provide an Appropriation in the Sum of One Thousand Dollars for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of North Dakota for the Year 1923.

House Bill No. 130. A Bill for an Act Appropriating \$10,000.00 out of the State Bar Fund and Transferring the Same to the General Fund of the State.

House Bill No. 87. A Bill for an Act Protecting Insurance Agents Authorized to Do Business Within This State from Discrimination by Any Insurance Company Authorized to Do Business Within This State and Providing Penalty for Such Discrimination.

House Bill No. 131. A Bill for an Act to Provide for the Compilation of a Supplement to the Compiled Laws of 1913, to Comprise the Statutes Enacted by the Regular Sessions of 1915, 1917, 1919, 1921, 1923, 1925 and Two Special Sessions Since 1913, and Authorizing the Secretary of State to Contract with the Lawyers Co-operative Publishing Company of Rochester, New York, to Prepare, Annotate, and Publish Such a Supplement; and Making an Appropriation for the Purchase of Copies for the Use of the State.

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 4926, Compiled Laws of North Dakota for 1913 Relating to Resident and Non-resident Insurance Agents.

House Bill No. 151. A Bill for an Act to Amend and Re-enact Section 3239 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 117 of the Session Laws of North Dakota for 1915 as Amended by Chapter 102 of the Session Laws of 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad and Providing a Primary Election Thereon and Prescribing the Number of Votes Required for Such Removal.

House Bill No. 108. A bill for an Act to Amend and Re-enact Section Two (2) of Chapter 188 of the Session Laws of 1923 of the State of North Dakota, Relating to the Collection of Seed Grain and Feed Accounts Owing to Counties.

House Bill No. 84. A Bill for an Act Empowering the Board of Railroad Commissioners to Order, Authorize and Permit Common Carriers to Publish and Charge Special Freight Rates, Classifications, Rules and Regulations, and Repealing All Acts and Parts of Acts in Conflict Herewith.

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

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
January 7, 1925.

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

Senate Bill No. 103. A Bill for an Act Relating to the Powers of Stockholders and Management of Co-operative Corporations and Associations.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Senator Martin introduced:

Senate Bill No. 207. A Bill for an Act Relating to Primary Elections; Prescribing the Minimum Number of Votes for Nomination.

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

Senator Martin introduced:

Senate Bill No. 208. A Concurrent Resolution Providing for the Amendment of Section 25, Article 2 of the Constitution of the State of North Dakota, Relating to the Legislative Department.

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

Senator O. H. Olson introduced:

Senate Bill No. 209. A Bill for an Act Designating the Commissioner of Insurance as Receiver of Insolvent Domestic Insurance Companies, Outlining the Procedure in Dissolution of Such Companies, and Defining the Commissioner's Powers and Duties as Such Receiver.

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

Senators Ingerson and Page introduced:

Senate Bill No. 210. A Bill for an Act Defining State Associations and Regulating and Limiting the Power of Such Associations to Re-Discount, to Borrow Money, to Pledge Assets, Forbidding Contracts to Re-purchase Assets, Providing Procedure for the Foreclosure of Pledges With Redemption Therefrom, Declaring Void Pledge Contracts in Violation of the Provisions of the Act, Providing a Penalty for Borrowing Money and Pledging Assets in Violation of the Act and Repealing Laws in Conflict.

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

Senator Ployhar introduced:

Senate Bill No. 211. A Bill for an Act Providing that Depositories of Public Funds May With the Consent of Proper Authorities, in Lieu of Furnishing Personal or Corporate Surety Bonds, Deposit as Security for Said Public Funds, in an Amount Equal to the Maximum Deposit with it, United States Government, State of North Dakota Bonds, or the Bonds of Any County, School District, or City Within this State.

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

Senator Whitman introduced:

Senate Bill No. 212. A Bill for an Act to Amend and Re-enact Section 3723 of the Compiled Laws of North Dakota for the Year 1913, Relating to City Improvements.

Which was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

Senator Benson introduced:

Senate Bill No. 213. A Bill for an Act to Empower and Authorize the Board of Administration to Furnish Current from its Lighting Plant at the State Tuberculosis Sanitarium at Dunseith, North Dakota, to the City of Dunseith, North Dakota, and the Inhabitants Thereof.

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

The Minority Members of the Committee on State Affairs introduced:

Senate Bill No. 214. A Bill for an Act Transferring the the Management of the Business and Affairs of the North Dakota Mill and Elevator Association from the Industrial Commission, as Established by Chapter 151 of the Laws of 1919, and Recognized in Chapter 152 of the Laws of 1919, and established by Chapter 295 of the Laws of 1923, and from the Board of Managers Created by Chapter 295 of the Laws of 1923, and Vesting the Same in the Governor of the State of North Dakota; Defining and Prescribing the Authority and Duty of the Governor in the Conducting of the Business of Said Mill and Elevator Association, and Repealing Such Portions of Chapter 151 and Chapter 152 of the Laws of 1919 and Chapter 295 of the Laws of 1923, as Conflict Herewith, and Providing for the Appointment of an Auditor of the Affairs of Such Association.

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

Senator Bond introduced:

Senate Bill No. 215. A Bill for an Act Providing for the Discontinuance of the Depositors Guaranty Fund and Limiting the Time Up to Which Deposits Are Guaranteed by Said Fund and the Laws Relating Thereto.

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

The Committee on Appropriations introduced:

Senate Bill No. 216. A Bill for an Act to Transfer the Sum of \$400.00 From the Fund Appropriated to the War History Commission for Membership in National Association of War History Organizations to said Commission's Fund for Clerk Hire.

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

Senator Benson moved to return to the 6th Order of Business, which motion was carried:

## REPORTS OF STANDING COMMITTEES

The committee on Corporations made the following report:

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

Senate Bill No. 160. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of such Corporation.

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

OBERT A. OLSON,  
Chairman.

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

The committee on Military Affairs made the following report:

Mr. President: Your committee on Military Affairs to whom was referred:

Senate Bill No. 165. A Bill for an Act Providing for an Appropriation of \$1,000.00 for the Purpose of Aiding the Department of North Dakota of the Grand Army of the Republic, in Maintaining the Expense of its Organization, and to Aid in Defraying the Expenses of its Annual Encampment.

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

In the title of the bill before the word "Appropriation" insert the word "annual."

In line 1 of the printed bill after the word "appropriated" insert the word "annually"; in line 2 of the printed bill strike out the words "General Fund of the State of North Dakota" and insert in lieu thereof the words "State Treasury"; in line 8 of the printed bill strike out the words "Assistant Adjutant General" and insert in lieu thereof the following: "Quarter Master General of the Department of North Dakota, Grand Army of the Republic and countersigned by the Department Commander.

And when so amended recommend the same do pass.

L. R. BAIRD,  
Chairman.

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

Senator Whitmer moved that Senate Bill No. 94 be re-referred to the Committee on Judiciary.

Which motion was carried.

## SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5759 and 5160, Compiled Laws of 1913, Providing that Securities Be Deposited, and Maintained by the Shareholder of State Banks, with the State Treasurer to the Amount of the Par Value of all State Bank Stock Held by Persons, Corporations and Associations whatsoever, as a Guarantee for the Payment of Assessments, Providing Authority to Enforce the Collection of Assessments by Proceedings Against the Securities, as Provided by Law for Delinquent Shareholders.

Also,

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 2093 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 228, Laws of 1917, Relating to the Matter of Listing Property for Taxation Purposes.

Also,

Senate Bill No. 86. A Bill for an Act to Amend and Re-enact Section 2094 and Section 2122 of the Compiled Laws of 1913, Relating to the Manner of Listing and Assessing Personal Property; to Repeal Sections 2102 and 2103, Compiled Laws 1913, and Chapter 232, Session Laws of 1915; to Amend and Re-enact Chapter 68, Special Session Laws of 1919 Relating to the Situs of Property for Taxation; to Amend and Re-enact Section 2101, Compiled Laws of 1913, Relating to Time and Place of Listing Taxable Property; and to Repeal All Acts and Parts of Acts in Conflict Therewith.

Also,

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 2846 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 104 of the Session Laws of North Dakota for the Year 1917.

Also,

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by Chapter 144 of the Session Laws of North Dakota for the Year 1921, and as Further Amended by the Session Laws of North Dakota for the Year 1923.

Also,

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the Laws of North Dakota



for the Year 1919, as Amended by Chapter 145 of the Session Laws of 1921.

Also,

Senate Bill No. 1. A Bill for an Act to Amend and Re-enact Chapter 320, Laws of 1923, also Sections 2191, 2192, 2197, 2202, 2203, 3733, 3735 and 3736 of the Compiled Laws of North Dakota for the Year 1913, Providing for Penalties on Delinquent Real Estate Taxes and Special Assessments; for the Sale of Land for Taxes and Special Assessments; Issuance of Certificates of Sale and Assignments Thereof; for Redemption of Land Sold at Tax Sale; for the Issuance of Tax Deeds on Land Not Redeemed from Sale for Taxes and for the Disposition or Conveyance of Land Bid in by the County and Not Redeemed or Purchased; and to Repeal All Acts in Anywise Contravening the Provisions of This Act.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

Senator Rusch moved that Senate Bill No. 1 be amended as follows: After the words "Section 1" insert the word "Amendment" in capital letters.

Which motion was carried.

### ROLL CALL

#### THIRD READING OF SENATE BILLS

Senate Bill No. 1. A Bill for an Act to Amend and Re-enact Chapter 320, Laws of 1923, also Sections 2191, 2192, 2197, 2202, 2203, 3733, 3735 and 3736 of the Compiled Laws of North Dakota for the Year 1913, Providing for Penalties on Delinquent Real Estate Taxes and Special Assessments; for the Sale of Land for Taxes and Special Assessments; Issuance of Certificates of Sale and Assignments Thereof; for Redemption of Land Sold at Tax Sale; for the Issuance of Tax Deeds on Land Not Redeemed from Sale for Taxes and for the Disposition or Conveyance of Land Bid in by the County and Not Redeemed or Purchased; and to Repeal All Acts in Anywise Contravening the Provisions of This Act.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Ployhar
Babcock	Marshall	Porter
Baird	Martin	Ritchie
Bakken	McCoy	Rusch

Messrs.	Messrs.	Messrs.
Benson	McCrorry	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	Lynch	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Ingerson moved that action on Senate Bills Nos. 73 and 91 be deferred until the next legislative day, which motion prevailed.

Senator Storstad moved that Senate Bill No. 79 be re-referred to the committee on Taxes and Tax Laws.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 86. A Bill for an Act to Amend and Re-enact Section 2094 and Section 2122 of the Compiled Laws of 1913, Relating to the Manner of Listing and Assessing Personal Property; to Repeal Sections 2102 and 2103, Compiled Laws 1913, and Chapter 232, Session Laws of 1915; to Amend and Re-enact Chapter 68, Special Session Laws of 1919 Relating to the Situs of Property for Taxation; to Amend and Re-enact Section 2101, Compiled Laws of 1913, Relating to Time and Place of Listing Taxable Property; and to Repeal All Acts and Parts of Acts in Conflict Therewith.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Peck
Babcock	Marshall	Ployhar
Baird	Martin	Porter
Bakken	McCoy	Ritchie
Benson	McCrorry	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel

Messrs.	Messrs.	Messrs.
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Whitman
Hart	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor	Patterson	
Kretschmar		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	Stevens	Ward
Lynch		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

### ROLL CALL

Senate Bill No. 102. A Bill for an Act to Confirm Title to Real Estate Sold by Decedents in Their Lifetime Under Contract, Conveyed Pursuant to Article 8 of Chapter 6 of the Probate Code of North Dakota, in Estates Now Closed, and Not Approved by the County Judge.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Peck
Babcock	Marshall	Ployhar
Baird	Martin	Porter
Bakken	McCoy	Ritchie
Benson	McCrary	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hart	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	Lynch	Ward

So the bill passed and the title was agreed to.

## ROLL CALL

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Section 2212 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 252 of the Session Laws of 1915, Relating to the Duty of the County Auditor and the Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Peck
Babcock	Marshall	Ployhar
Baird	Martin	Porter
Bakken	McCoy	Ritchie
Benson	McCroxy	Rusch
Bond	McLachlin	Schlusser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hart	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	Lynch	Ward

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Baird offered the following amendment to Senate Bill No. 120: After Section 1, insert the word "Amendment" in capital letters with a period following the word.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 145 of the Session Laws of 1921.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 33, nays 11, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Marshall	Patterson
Baird	Martin	Peck
Bakken	McCrorry	Ployhar
Benson	Miklethun	Porter
Fleckten	Murphy	Ritchie
Fredrickson	Olson, Barnes	Seamands
Hamilton	Olson, Burleigh	Steel
Hart	Olson, Eddy-Foster	Tofsrud
Ingerson	Page	Van Camp
Kaldor	Pathman	Whitman
Magnuson	Patten	Whitmer

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Ettestad	Stevens
Bond	Kretschmar	Storstad
Carey	McLachlin	Wog
Eastgate	Schlosser	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	McCoy	Ward
Lynch	Rusch	

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 121. A Bill for an Act Requiring Bonds of Contractors Doing Contract Work for the State or any Political Subdivision Thereof to Carry a Provision Guaranteeing that the Employees of Such Contractor or any of His Sub-Contractors Are Fully Covered Under the Provisions of the Workmen's Compensation Law, Being Chapter 162 of the Session Laws of North Dakota for the Year 1919, and Acts Amendatory Thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 28, nays 15, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Kaldor	Olson, Eddy-Foster
Bakken	Magnuson	Pathman
Benson	Marshall	Patten
Carey	Martin	Patterson
Ettestad	McCrorry	Steel
Fleckten	McLachlin	Tofsrud
Fredrickson	Miklethun	Whitman
Hamilton	Olson, Barnes	Whitmer
Hart	Olson, Burleigh	Wog
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Murphy	Schlosser
Baird	Page	Seamands
Bond	Peck	Stevens
Eastgate	Porter	Storstad
Kretschmar	Ritchie	Van Camp

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	McCoy	Rusch
Lynch	Ployhar	Ward

So the bill passed and the title was agreed to.

### ROLL CALL

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by Chapter 141 of the Session Laws of North Dakota for the Year 1921.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 31, nays 14, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	McCoy	Peck
Bakken	McCrorry	Ritchie
Benson	McLachlin	Rusch
Ettestad	Miklethun	Schlosser
Fleckten	Murphy	Steel
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Whitman
Ingerson	Patten	Whitmer
Magnuson	Patterson	Wog
Marshall		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Porter
Baird	Kretschmar	Seamands
Bond	Martin	Stevens
Carey	Page	Storstad
Eastgate	Pathman	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	Ployhar	Ward
Lynch		

So the bill passed and the title was agreed to.

## ROLL CALL

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 43, nays 1, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Whitman
Hart	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Those voting in the negative were:

Messrs.  
Stevens

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	McCrorry	Ward
Lynch	Ployhar	

So the bill passed and the title was agreed to.

Senator Magnuson offered the following amendment to Senate Bill No. 124: On page 2, line 17, after the word "100" insert the word "dollars"; also, after Section 1 insert the word "Amendment" in capitals.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by Chapter 144 of the Session Laws of North Dakota for the Year 1921, and as Further Amended by the Session Laws of North Dakota for the Year 1923.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 43, nays 1, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patten
Babcock	Magnuson	Patterson
Baird	Marshall	Peck
Bakken	Martin	Porter
Benson	McCoy	Ritchie
Bond	McCrary	Rusch
Carey	McLachlin	Schlosser
Eastgate	Miklethun	Seamands
Ettestad	Murphy	Steel
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Whitman
Hart	Page	Whitmer
Ingerson	Pathman	Wog
Kaldor		

Those voting in the negative were:

Messrs.  
Stevens

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	Ployhar	Ward
Lynch	Van Camp	

So the bill passed and the title was agreed to.

### ROLL CALL

Senate Bill No. 126. A Bill for an Act to Repeal Section 27 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 41, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Peck
Babcock	Marshall	Porter
Baird	Martin	Ritchie
Bakken	McLachlin	Rusch
Benson	McCoy	Schlosser
Carey	McCrary	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens



Messrs.	Messrs.	Messrs.
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Whitman
Ingerson	Page	Whitmer
Kaldor	Patten	Wog
Kretschmar	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Lynch	Van Camp
Hamilton	Pathman	Ward
Hjelmstad	Ployhar	

So the bill passed and the title was agreed to.

Senator Magnuson offered the following amendment to Senate Bill No. 127: After the words Section 1, insert in capitals the word "Amendment."

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Chapter 353 of the Session Laws of North Dakota for the Year 1923, Requiring Reporting of Names of School District Clerks to the Workmen's Compensation Bureau.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 34, nays 7, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Patten
Babcock	Marshall	Patterson
Baird	Martin	Peck
Bakken	McCroly	Porter
Benson	McLachlin	Ritchie
Carey	Miklethun	Schlosser
Ettestad	Olson, Barnes	Steel
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Whitman
Ingerson	Page	Whitmer
Kaldor	Pathman	Wog
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Eastgate	Murphy	Stevens
Hart	Seamands	Storstad
McCoy		

**Absent and not voting:**

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bond	Lynch	Van Camp
Hamilton	Ployhar	Ward
Hjelmstad	Rusch	

So the bill passed and the title was agreed to.

**ROLL CALL**

Senate Bill No. 130. A Bill for an Act Fixing the Responsibility for Carrying Workmen's Compensation Insurance for the Employes of Sub-contractors Upon the General Contractor.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 25, nays 19, absent and not voting 5.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	Marshall	Patterson
Bakken	Martin	Peck
Benson	McCoy	Ritchie
Ettestad	McCroy	Rusch
Fleckten	Miklethun	Tofsrud
Fredrickson	Olson, Barnes	Whitman
Hamilton	Olson, Edly-Foster	Whitmer
Ingerson	Patten	Wog
Magnuson		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	McLachlin	Schlosser
Baird	Murphy	Seamands
Carey	Olson, Burleigh	Steel
Eastgate	Page	Stevens
Hart	Pathman	Storstad
Kaldor	Porter	Van Camp
Kretschmar		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bond	Lynch	Ward
Hjelmstad	Ployhar	

So the bill passed and the title was agreed to.

Senator Stevens offered the following amendments to Senate Bill No. 131:

In line 2 of the printed bill, after the word "shall" strike out the word "not"

"In line 4, strike out the word "solely"

After the word "crops" in line 4, change the period to a comma, and add the words "or for profit."

Which amendments carried.

Senator C. J. Olson moved that action on Senate Bill No. 131 be indefinitely postponed.

Roll call demanded and granted.

### ROLL CALL

The question being on the motion to indefinitely postpone Senate Bill No. 131, the roll was called, and there were ayes 27, nays 19, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patterson
Babcock	Kretschmar	Peck
Baird	McCrory	Ritchie
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Olson, Barnes	Stevens
Ettestad	Olson, Burleigh	Tofsrud
Fleckten	Page	Van Camp
Hart	Pathman	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Martin	Porter
Benson	McCoy	Rusch
Fredrickson	Murphy	Schlosser
Hamilton	Olson, Eddy-Foster	Storstad
Ingerson	Patten	Whitmer
Magnuson	Ployhar	Wog
Marshall		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	Lynch	Ward

So Senate Bill No. 131 was indefinitely postponed.

### ROLL CALL

Senate Bill No. 132. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 28, nays 14, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Baird	Magnuson	Patten
Bakken	Marshall	Peck
Benson	Martin	Schlosser
Bond	McCoy	Steel
Carey	McCrorry	Van Camp
Eastgate	Miklethun	Whitman
Fleckten	Murphy	Whitmer
Fredrickson	Olson, Barnes	Wog
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Page	Seamands
Ettestad	Pathman	Stevens
Hart	Patterson	Storstad
Kaldor	Porter	Tofsrud
McLachlin	Ritchie	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	Oison, Burleigh	Rusch
Kretschmar	Ployhar	Ward
Lynch		

So the bill passed and the title was agreed to.

### ROLL CALL

Senate Bill No. 137. A Bill for an Act Relating to the Deposits of Money by Executors, Administrators and Guardians in Solvent Banks of Trust Companies.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 39, nays 4, absent and not voting 6.

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patten
Babcock	Kretschmar	Patterson
Baird	Magnuson	Peck
Bakken	Marshall	Porter
Bond	McCoy	Ritchie
Carey	McCrorry	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Eddy-Foster	Tofsrud
Hart	Page	Van Camp
Ingerson	Pathman	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Whitmer	Wog
Martin		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	Olson, Burleigh	Rusch
Lynch	Ployhar	Ward

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Miklethun moved that Senate Bill No. 140 be re-referred to the committee on Judiciary.

Which motion carried.

Senator Kaldor moved that the vote by which Senate Bill No. 114 was passed be reconsidered.

Which motion prevailed.

Senator Kaldor then moved that Senate Bill No. 114 be amended by inserting before the word "Taxes" in line 18, the word "Delinquent."

Which motion carried.

Senator Kaldor moved that the rules be suspended and Senate Bill No. 114 be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Section 2212 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 252 of the Session Laws of 1915, Relating to the Duty of the County Auditor and the Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

Was read the third time.

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

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Ettestad	Patterson
Babcock	Kretschmar	Peck
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Bond	Martin	Schlosser
Carey	McCoy	Seamands
Eastgate	McCroy	Steel
Miklethun	McLachlin	Stevens

Messrs.	Messrs.	Messrs.
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Whitman
Ingerson	Page	Whitmer
Kaldor	Pathman	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Patten	Rusch
Hjelmstad	Ployhar	Ward
Lynch		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 6, 1925.

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

Senate Bill No. 175. A Bill for an Act to Appropriate \$40,000.00 to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for the Year 1915.

Senate Bill No. 174. A Bill for an Act to Appropriate the Sum of \$2,000.00 for the Purpose of Paying the Per Diem and Expenses of the State Budget Board as Prescribed by Chapter 61 of the Session Laws of North Dakota for the Year 1915.

Senate Bill No. 173. A Bill for an Act Making an Appropriation of \$5,000.00, for the Biennium to Pay the Expenses and Per Diem of Agents in the Arrest and Return of Fugitives from Justice as Prescribed by Section 11162 of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 112. A Bill for an Act to Amend and Re-enact Sections 2, 5, and 13 of Chapter 159, Session Laws of 1919, Relating to Insurance on Public Buildings, Providing for the Classification of All Public Property, Limiting the Amount of Insurance to Be Carried by the State Fire and Tornado Fund, Providing for the Re-insurance of Certain Risks, and the Collection of the Premium Therefor.

Senate Bill No. 172. A Bill for an Act to Appropriate the Sum of \$2,000.00 for the Purpose of Paying Premiums on Bonds of State Officials as Provided for by Chapter 175 of the Laws of North Dakota for the Year 1917.

Senate Bill No. 148. A Bill for an Act to Appropriate \$3,000.00 for the Purpose of Removing the Roosevelt Cabin to a Place Near the Liberty Memorial Building on the Capitol Grounds, and for the Protection and Decoration of the Same.

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

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 7, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to

Senate Bill No. 41. A Bill for an Act Making an Appropriation for the General Expenses of the State Live Stock Sanitary Board and for the Glanders and Dourine and Bovine Tuberculosis Funds.

Also,

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923.

Also,

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses with Improvements and Repairs, Equipment and Miscellaneous Items for the State School for the Blind at Bathgate.

Also,

Senate Bill No. 38. A Bill for an Act Making an Appropriation of \$35,000.00 for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Also,

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Sections 1 and 4 of Chapter 17 of the Session Laws of North Dakota for the Year 1921, Relating to the Control of Artesian Wells.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Miklethun asked to return to the Seventh Order of Business, which request was granted.

Senator Miklethun then asked for the reading of the Conference Committee report on Senate Bill No. 26.

Which request was granted.

Mr. President: Your Conference Committee on Senate Bill No. 26 wishes to report that we have conferred with the Con-

ference Committee appointed by the House and that we have unanimously agreed as follows:

In line 3 of the printed bill, strike out the amount "\$12000.00" and insert in lieu thereof "\$11000.00." In line 9 of the printed bill strike out the figures "\$3000.00" and insert in lieu thereof the figures "\$2500.00." In line 15 of the printed bill strike out the figures "\$2000.00" and insert in lieu thereof "\$1500.00." In line 17 of the printed bill strike out the figures "\$12000.00" and insert in lieu thereof "\$11000.00."

JOHN L. MIKLETHUN,  
FRED VAN CAMP,  
GUST WOG,  
M. M. BOWMAN  
LAURA B. SANDERSON,  
JOHN JACOBSON.

Senator Miklethun moved the adoption of the report on Senate Bill No. 26.

Senator Ployhar moved that the report of the Conference Committee be not accepted, that the committee be discharged and a new committee appointed.

Senator Ployhar moved the call of the Senate. The call was granted and all members were present except Senators Lynch, Hjelmstad and Ward.

Senator Ployhar then moved that further business under the call be dispensed with.

Which motion prevailed.

Roll call demanded on Senator Ployhar's motion.

#### ROLL CALL

The question being on the motion of Senator Ployhar that the Senate do not concur in the Conference Committee report on Senate Bill No. 26, the roll was called, and there were ayes 19, nays 27, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Porter
Baird	Kretschmar	Rusch
Carey	Olson, Burleigh	Schlosser
Eastgate	Page	Storstad
Fleckten	Pathman	Tofsrud
Hamilton	Peck	Whitman
Hart	Ployhar	Whitmer

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Martin	Patten
Bakken	McCoy	Patterson
Benson	McCrorry	Ritchie



Messrs.	Messrs.	Messrs.
Bond	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fredrickson	Murphy	Stevens
Ingerson	Olson, Barnes	Van Camp
Magnuson	Olson, Eddy-Foster	Wog
Marshall		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	Lynch	Ward

So the motion was defeated.

### ROLL CALL

Senate Bill No. 26. A Bill for an Act Making an Appropriation of \$12,000.00 for the Use of the Board of Administration in Administering Child Welfare Laws.

Was read the third time.

The question being on the acceptance of the report of the committee to confer with House Committee on House Amendments to Senate Bill No. 26, the roll was called and there were ayes 41, nays 5, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Patterson
Babcock	Marshall	Peck
Baird	Martin	Ritchie
Bakken	McCoy	Rusch
Benson	McCrorry	Seamands
Bond	McLachlin	Steel
Carey	Miklethun	Stevens
Eastgate	Murphy	Storstad
Ettestad	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Whitman
Hart	Page	Whitmer
Ingerson	Pathman	Wog
Kaldor	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Ployhar	Schlosser
Kretschmar	Porter	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	Lynch	Ward

So the report of the committee was accepted and the bill passed and the title was agreed to.

## FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Forestry at Bottineau and Making Permanent Improvements and Additions Thereto.

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

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 4926, Compiled Laws of North Dakota for 1913 Relating to Resident and Non-resident Insurance Agents.

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

House Bill No. 84. A Bill for an Act Empowering the Board of Railroad Commissioners to Order, Authorize and Permit Common Carriers to Publish and Charge Special Freight Rates, Classifications, Rules and Regulations, and Repealing All Acts and Parts of Acts in Conflict Herewith.

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

House Bill No. 87. A Bill for an Act Protecting Insurance Agents Authorized to Do Business Within this State from Discrimination by Any Insurance Authorized to Do Business Within this State and Providing Penalty for Such Discrimination.

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

House Bill No. 108. A bill for an Act to Amend and Re-enact Section Two (2) of Chapter 188 of the Session Laws of 1923 of the State of North Dakota, Relating to the Collection of Seed Grain and Feed Accounts Owing to Counties.

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

House Bill No. 112. A Bill for an Act to Provide an Appropriation in the Sum of One Thousand Dollars for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of North Dakota for the Year 1923.

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

House Bill No. 130. A Bill for an Act Appropriating \$10,000.00 out of the State Bar Fund and Transferring the Same to the General Fund of the State.

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

House Bill No. 131. A Bill for an Act to Provide for the Compilation of a Supplement to the Compiled Laws of 1913, to Comprise the Statutes Enacted by the Regular Sessions of

1915, 1917, 1919, 1921, 1923, 1925 and Two Special Sessions Since 1913, and Authorizing the Secretary of State to Contract with the Lawyers Co-operative Publishing Company of Rochester, New York, to Prepare, Annotate, and Publish Such a Supplement; and Making an Appropriation for the Purchase of Copies for the Use of the State.

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

House Bill No. 151. A Bill for an Act to Amend and Re-enact Section 3239 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 117 of the Session Laws of North Dakota for 1915 as Amended by Chapter 102 of the Session Laws of 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad and Providing a Primary Election Thereon and Prescribing the Number of Votes Required for Such Removal.

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

#### SIGNING OF BILLS.

The Secretary announced that the President was about to sign:

House Bill No. 90. A Bill for an Act Making an Appropriation of \$40,000.00 for the Purchase of Land and the Installation of a Waterworks System at the Hospital for the Insane at Jamestown.

House Bill No. 42. A Bill for an Act Making an Appropriation of \$16,200.00 to Provide for the Payment of a Loan Made to the State Normal School at Dickinson, North Dakota.

Senate Bill No. 158. A Senate Resolution Replying to the Resolution of the Legislature of the State of Florida, Touching on the Death of Martin Tabert.

And the President signed the same in the presence of the Senate.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following: J. H. Carrigan, Ft. Yates; M. Duff, Dazey, N. D.

Senator Steel moved that the third reading of the House Bills be deferred until the next Legislative day.

Which motion carried.

Senator Storstad moved that the Senate do now adjourn. Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

THIRTY-FIFTH DAY.

Senate Chamber,  
Bismarck, North Dakota,  
February 9, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President, Walter Maddock, presiding.  
Prayer by the Chaplain, Rev. Clement Dimpfl.

ROLL CALL

All members present except Senators Hjelmstad and Lynch.

REVISION AND CORRECTION OF THE JOURNAL

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

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

On page 5, line 6, strike out everything after words "Senate Bill" and insert the following: "132. For an Act to Amend and Re-enact Section 11 of Chapter 162, Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923."

On page 8, line 28, correct spelling of word "Re-purchase."

On page 21 line 10, correct spelling of word "Sub-contractors."

On page 22, line 9 from bottom of page, strike out everything after words "Senate Bill" and insert the following: "132. For an Act to Amend and Re-enact Section 11 of Chapter 162, Session Laws of North Dakota for the Year 1919, Known as The Workmen's Compensation Law, as

Amended by the Session Laws of North Dakota for the Years 1921 and 1923."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

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

#### SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Chapter 353 of the Session Laws of North Dakota for the Year 1923, Requiring Reporting of Names of School District Clerks to the Workmen's Compensation Bureau.

Also,

Senate Bill No. 126. A Bill for an Act to Repeal Section 27 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law.

Also,

Senate Bill No. 165. A Bill for an Act Making an Annual Appropriation of \$1,000.00 for the Purpose of Aiding the Department of North Dakota of the Grand Army of the Republic, in Maintaining the Expense of its Organization, and to Aid in Defraying the Expenses of its Annual Encampment.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

#### ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 1. A Bill for an Act to Amend and Re-enact Chapter 320, Laws of 1923, also Sections 2191, 2192,

2197, 2202, 2203, 3733, 3735 and 3736 of the Compiled Laws of North Dakota for the Year 1913, Providing for Penalties on Delinquent Real Estate Taxes and Special Assessments; for the Sale of Land for Taxes and Special Assessments; Issuance of Certificates of Sale and Assignments Thereof; for Redemption of Land Sold at Tax Sale; for the Issuance of Tax Deeds on Land Not Redeemed from Sale for Taxes and for the Disposition or Conveyance of Land Bid in by the County and Not Redeemed or Purchased; and to Repeal All Acts in Anywise Contravening the Provisions of This Act.

Also,

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 145 of the Session Laws of 1921.

Also,

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by Chapter 144 of the Session Laws of North Dakota for the Year 1921, and as Further Amended by the Session Laws of North Dakota for the Year 1923.

And find the same correctly re-engrossed.

C. J. OLSON,  
Chairman.

Sen. C. J. Olson moved the report be adopted, which motion prevailed.

#### SENATE COMMITTEE ON ENROLLMENT AND EN-GROSSMENT.

The committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 103. A Bill For an Act Relating to the Powers of Stockholders and Management of Co-operative Corporations and Associations.

Also,

Senate Bill No. 38. A Bill for an Act Making an Appropriation of \$70,000.00 for the Care of Insane Patients Whose Residence Can Not be Determined and Whose Care Must be Borne by the State.

Also,

Senate Bill No. 41. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State

Live Stock Sanitary Board and for the Glanders & Dourine and Bovine Tuberculosis Funds.

Also,

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Sections 1 and 4 of Chapter 17 of the Session Laws of North Dakota for the Year 1921, Relating to the Control of Artesian Wells.

Also,

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923, and Magpie Bounty Allowed in Chapter 144 of Session Laws of 1923.

Also,

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses with Improvements and Repairs, Equipment and Miscellaneous Items for the State School for the Blind at Bathgate.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

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

#### REPORTS OF STANDING COMMITTEES

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Chapter 6, Session Laws of 1919, as Amended by Special Session Laws of 1919, as Amended by Chapter 84 Session Laws of 1921, Chapter 239 of the Session Laws 1923, Relating to the Licensing, Regulating and Supervising the Licensing and Inspection of Pool and Billiard Rooms, Ball and Pin Alleys, Dance Halls, Theaters, Moving Picture Shows, Taxicab or Auto Liveries, Places Where Soft Drinks are Retailled or Where Cigars and Tobacco are Sold, or Public Halls, Owned Privately and Used for Public Purposes; Providing Fees Therefore, Inspectors, Defining Powers and Duties and Repealing all Acts and Parts of Acts Inconsistent Therewith.

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

In line 8 of the title of the bill, after the word "owned" strike out the word "by."

In Section 2, line 13, after the word "attorney" insert a comma.

In Section 2, line 19, after the word "liquors" insert "nor the smoking of cigarettes by minors."

In Section 3, line 29, after the word "vehicle" insert "for hire."

In Section 4, line 8, change the word "seventy" and insert "eighty" in lieu thereof.

In line 9 strike out the word "thirty" after the word "remaining" and insert "twenty" in lieu thereof.

In line 12 strike out the word "thirty" and insert "twenty" in lieu thereof.

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 105. A Bill for an Act to Amend and Re-enact Section 5605 of the Compiled Laws of 1913, as Amended by Chapter 229 of the Session Laws of North Dakota for the Year 1913.

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

In the title of the bill in line three after the word "year" strike out figures "1913" and insert in lieu thereof the figures "1923."

In Section 5605, line 14, after the word "situated" insert "also all other improvements on said land."

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

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

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 106. A Bill for an Act Relating to Additional Alternative Exemptions for Persons Engaged in Farming, Dairying and Stockraising.

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

D. H. HAMILTON,  
Chairman.



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

The Committee on Appropriations made the following report:

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

House Bill No. 39. A Bill for an Act Making an Appropriation to Pay the Salary, Travel Expenses and Miscellaneous Items of the State Transportation Officer.

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

P. T. KRETSCHMAR,  
Chairman.

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

#### REPORTS OF SELECT COMMITTEES

The Select Committee on conference on Senate Bill No. 15 made the following report:

Mr. President: Your select committee on conference to whom was referred:

Senate Bill No. 15. A Bill for an Act Making an Appropriation of \$112,000.00 for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Have had the same under consideration and respectfully report that they have met with the conferees appointed by the House and the conference committee thus constituted have agreed that the bill should be amended as follows and passed as thus amended, to-wit:

In the engrossed bill as passed by the Senate the following changes should be made:

In the title strike out "\$112,000.00" and insert "\$104,500.00."

Change the item "General Maintenance" from \$70,000.00" to "\$66,836.00."

Change the item "Improvements and Repairs" from "\$20,000.00" to "\$15,000.00."

Change the item "Rent on Down Town Offices" from "\$2,000.00" to "\$2,664.00."

Change the footing "\$112,000.00" to "\$104,500.00."

Change item "\$112,000.00" in Sec. 1 to "\$104,500.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
D. H. HAMILTON,  
OBERT A. OLSON,

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

Senator Kretschmar moved that the rules be suspended and that Senate Bill No. 15 as amended by the conference committee be considered properly engrossed and placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

Senate Bill No. 15. A Bill for an Act Making an Appropriation of \$124,000.00 for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays none, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Ployhar
Babcock	Marshall	Porter
Baird	Martin	Ritchie
Bakken	McCoy	Rusch
Benson	McCrory	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Flechten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	

Absent and not voting:

Messrs.	Messrs.
Hjelmstad	Lynch

So the bill passed and the title was agreed to.

The select committee on conference made the following report:

Mr. President: Your select committee on conference to whom was referred:

Senate Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Minimum Wage, Health and Morals of Women Workers, for Salary, Postage, Office Supplies, Printing, Traveling Ex-

penses, Hearings, Conferences, Witness Fees, Legal Fees and Office Rent.

Have had the same under consideration and beg leave to inform you that the committee could not agree and ask for dismissal of the committee and that another committee be appointed.

O. H. OLSON,  
Chairman.  
P. J. MURPHY.

Senator O. H. Olson moved that the report be adopted, which motion prevailed and the report was adopted.

### MOTIONS AND RESOLUTIONS

Senator Olson of Eddy moved that the conference committee report on Senate Bill No. 43 be adopted.

The President appointed as new conference committee: Senators O. H. Olson, Baird and Tofsrud.

Senator O. H. Olson asked the unanimous consent of the Senate to introduce an appropriation bill.

Which motion prevailed.

Senator Magnuson asked the unanimous consent of the Senate to introduce an appropriation bill.

Which motion prevailed.

Senator Stevens moved that the Senate do recess until 1:00 o'clock P. M. Tuesday, after the completion of this day's work.

Which motion prevailed.

Senator McLachlin asked the unanimous consent of the Senate to introduce an appropriation bill. Which consent was granted.

Senator Ward moved that the absent Senators be excused. Which motion prevailed.

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

Senator Hamilton then moved that House Bill No. 19 be taken from the State Affairs Committee and be re-referred to the Committee on Appropriations.

Which motion prevailed.

### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Bakken introduced:

Senate Bill No. 217. A Bill for an Act to Amend and Re-

enact Sections 7, 9, and 10 of Chapter 147 of the Laws of the State of North Dakota for the Year 1919, as Amended Relating to the Deposit of Funds in the Bank of North Dakota, and Relating to Interest paid thereon.

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

Senator Schlosser introduced:

Senate Bill No. 218. A Bill for an Act to Permit Cemetery Associations and Corporations to Vacate and Terminate the Title to any Lots and Graves for Which Payment has Not been Made or for the Care of Which Payment Has Not Been Made for Ten Years or More, and Providing for the Disinterment of Bodies Buried in Such Lots or Graves.

Which was read the first and second time and referred to the Committee on Corporations other than Municipal.

Senator Schlosser introduced:

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 3275 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Powers of County Commissioners.

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

Senator Rusch introduced:

Senate Bill No. 220. A Bill for an Act Authorizing and Directing the Board of Administration to Discontinue the State Trolley Line of Railway Operated in Bismarck, North Dakota, to Remove and dispose of the equipment, and Repealing Sections 1804, 1805 and 1806 of the Compiled Laws of North Dakota for the Year 1913.

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

Senator Porter introduced by request.

Senate Bill No. 221. A Bill for an Act Entitled an Act to Require all Public School Buildings, Seminaries and College Buildings, More than One Story in Height to Be Provided With Chemical Fire Extinguishers, and Providing for a Penalty for the Violation Thereof.

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

Senator Martin introduced:

Senate Bill No. 222. A Bill for an Act Limiting General Tax Levies on Personal Property to Two Per Cent of its Fair Market Value.

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

Senator Martin introduced:

Senate Bill No. 223. A Bill for an Act Limiting General Tax Levies on Real Estate to One and a Half Per Cent of its Fair Market Value.

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

Senator Martin introduced:

Senate Bill No. 224. For an Act Declaring Crop and Chattel Mortgages to Be Against Public Policy.

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

Senator Ettestad introduced, by request:

Senate Bill No. 225. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, and Section 2 of Chapter 209 of the Laws of 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

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

Senator Ettestad introduced:

Senate Bill No. 226. A Bill for an Act to Amend and Re-enact Section 6815 of the Compiled Laws of the State of North Dakota for 1913, and Section 1 of Chapter 209 of the Laws of North Dakota for 1913, Relating to the Notice Required to be Filed by Claimants of a Mechanic's Lien for Material, and Fixing Priorities Therefor.

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

Senator Bakken introduced:

Senate Bill No. 227. A Bill for an Act to Provide Funds to Pay the Depositors in Closed and Insolvent Banks, Whose Deposits Were Guaranteed by Law.

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

Senator Patterson introduced:

Senate Bill No. 228. A Bill For an Act to Amend and Re-enact Section 5889, Compiled Laws of 1913, Relating to Written Contracts.

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

Senator Van Camp introduced:

Senate Bill No. 229. A Bill for an Act to Prohibit the Adulteration of Milk and Dairy Products by the Introducing Therein of any Fat or Oil Other Than Milk Fat; and to Prohibit the Sale of Any Substitutes for Dairy Products or the Exposing for Sale of such Products Through the Use

of Any Advertisement, or Other Means, Suggesting the Words: "Butter," "Creamery," or "Dairy," or Suggesting the Name of any Breed of Cattle; and Prescribing Penalties for Violation.

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

Senator Schlosser introduced:

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 1400 of Article 22 of the Laws of the State of North Dakota, Relating to Consolidated, Graded, and Rural Schools May Receive State Aid.

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

Senator O. H. Olson introduced:

Senate Bill No. 231. A Bill for an Act Appropriating the Sum of \$1,500.00 Out of the State Highway Fund for the Purpose of Re-imbursing Certain Mechanics for Losses Sustained in the Destruction of the Highway Commission Shops by Fire.

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

Senator Magnuson introduced:

Senate Bill No. 232. A Bill for an Act Authorizing the Board of Trustees of the Teachers' Insurance and Retirement Fund to Employ an Actuary and Clerical Assistance and Making an Appropriation Therefor.

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

Senator McLachlin introduced:

Senate Bill No. 233. A Bill for an Act Making an Appropriation of Six Hundred Dollars (\$600.00) to the North Dakota Poultry Association.

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

Senator Ingerson introduced:

Senate Bill No. 234. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 137 of the Session Laws of North Dakota for the Year 1913.

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

Senator Carey introduced:

Senate Bill No. 235. A Bill For an Act to Amend and Re-enact Section 959 Compiled Laws of 1913, as Amended by Chapter 203, Session Laws of 1923, Relating to Election Ballots.

Which was read the first and second time and referred to the Committee on Elections and Election Privileges.

Senator McLachlin introduced:

Senate Bill No. 236. A Bill for an Act to Prescribe the Legal Reserve Fund of all Banking Associations and Corporations, on and After July 1st, 1926.

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

Senator Patterson introduced:

Senate Bill No. 237. A Bill for an Act to Amend and Re-enact Section 2078, Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 223 Session Laws of 1919 and as Amended by Chapter 308 Session Laws of 1923, Relating to the Exemption of Property from Taxation.

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

Senator Seamands introduced by request:

Senate Bill No. 238. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 107 of the Session Laws for the Year 1921 Relating to Payment of Non-resident Tuition Fee in High School Departments Within the State and High Schools Outside of the State Near the Border Line.

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

### THIRD READING OF SENATE BILLS

Senator Kretschmar moved that Senate Bill No. 9 be referred to the Committee on Appropriations.

Which motion prevailed.

Senator Whitman demanded a Call of the Senate, which was granted.

### ROLL CALL.

All members present except Senators Hjelmstad and Lynch.

Senator Whitman moved that further proceedings under the Call be dispensed with.

Which motion prevailed.

Senator Kretschmar offered the following amendments to Senate Bill No. 40:

In the title of the bill strike out the figures "\$1,254,355.00" and insert in lieu thereof the figures "\$1,239,255.00."

On page 2 of the printed bill, line 20, strike out the figures "\$14,000.00" and insert in lieu thereof the figures "\$7,500.00."

In line "Total Maintenance" strike out the figures "\$1,116,600.00" and insert in lieu thereof the figures "\$1,109,100.00."

In line "Total Net Maintenance" strike out the figures "\$859,600.00" and insert in lieu thereof the figures "\$852,100.00."

On page 4 strike out line 1.

In line "Total" strike out the figures "\$51,100.00" and insert in lieu thereof the figures "\$42,500.00."

In line "Total for Public Service" strike out the figures "\$45,100.00" and insert in lieu thereof "\$36,500.00."

In last line on page 4 strike out the figures "\$1,254,355.00" and insert in lieu thereof the figures "\$1,239,255.00."

Which motion prevailed.

Senator Kretschmar then moved that Senate Bill No. 40 be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,239,255.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 44, nays 3, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patterson	



Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Patten	Whitmer	Wog

Absent and not voting:

Messrs.	Messrs.
Hjelmstad	Lynch

So the bill passed and the title was agreed to.

### ROLL CALL

Senate Bill No. 118. A Bill for an Act to Provide an Appropriation for the Eradication of the Barberry Bushes.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 38, nays 9, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Rusch
Benson	McCrory	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Ingerson	Page	Whitman
Kaldor	Pathman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Patten	Stevens
Fleckten	Peck	Whitmer
McCoy	Ritchie	Wog

Absent and not voting:

Messrs.	Messrs.
Hjelmstad	Lynch

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

Senator Magnuson offered the following amendment to Senate Bill No. 132:

After the words "Section 1" insert the word "Amendment" in capitals.

Which motion prevailed.

Senator Magnuson then moved that the rules be suspended, Senate Bill No. 132 be considered properly engrossed and put on third reading and final passage.

Which motion prevailed.

ROLL CALL

Senate Bill No. 132. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 27, nays 20, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patterson
Bakken	Marshall	Peck
Benson	Martin	Rusch
Ettestad	McCroy	Steel
Fleckten	Miklethun	Tofsrud
Fredrickson	Murphy	Van Camp
Hamilton	Olson, Barnes	Ward
Hart	Olson, Eddy-Foster	Whitmer
Ingerson	Patten	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Ritchie
Baird	McLachlin	Schlosser
Bond	Olson, Burleigh	Seamands
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Kaldor	Ployhar	Whitman
Kretschmar	Porter	

Absent and not voting:

Messrs.	Messrs.
Hjelmstad	Lynch

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 160. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration has Expired Without the Renewal Thereof and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the

Expiration of the Original Period of Existence of Such Corporation.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 46, nays none, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Marshall	Ployhar
Babcock	Martin	Porter
Baird	McCoy	Ritchie
Bakken	McCrory	Rusch
Benson	McLachlin	Schlosser
Bond	Miklethun	Steel
Carey	Murphy	Stevens
Eastgate	Olson, Barnes	Storstad
Ettestad	Olson, Burleigh	Seamands
Fleckten	Olson, Eddy-Foster	Tofsrud
Fredrickson	Page	Van Camp
Hamilton	Pathman	Ward
Hart	Patten	Whitman
Ingerson	Patterson	Whitmer
Kaldor	Peck	Wog
Magnuson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	Kretschmar	Lynch

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 165. A Bill for an Act Making an Annual Appropriation of \$1,000.00 for the Purpose of Aiding the Department of North Dakota of the Grand Army of the Republic, in Maintaining the Expense of its Organization, and to Aid in Defraying the Expenses of its Annual Encampment.

Was read the third time.

Senator Hamilton moved that as the roll is called on Senate Bill No. 165, each member stand as he votes and remains standing during the roll call, in respect to the members of the Grand Army of the Republic.

Which motion prevailed.

The question being on the final passage of the bill, the roll was called, and there were ayes 47, nays none, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Ployhar
Babcock	Marshall	Porter
Baird	Martin	Ritchie
Bakken	McCoy	Rusch
Benson	McCroory	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	

Absent and not voting:

Messrs.	Messrs.
Hjelmstad	Lynch

So the bill passed and the title was agreed to.

Senator Ingerson moved that Senate Bills Nos. 73 and 91 be laid over for one legislative day.  
Which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 9, 1925.

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

House Bill No. 61. A Bill for an Act Relating to Real Estate Tax Sales.

Also,

House Bill No. 142. A Bill for an Act to Repeal Sections 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289 and 2290 of the Compiled Laws of North Dakota for the Year 1913 Relating to Bond Issues Authorized by the Legislative Assembly of the State of North Dakota Which Have Been Retired.

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

Very respectfully,

J. C. MILLER,  
Chief Clerk.

**House of Representatives,  
Bismarck, North Dakota,  
February 9, 1925.**

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

Senate Bill No. 42. A Bill for an Act Making an Appropriation for the General Expenses of the Department of Motor Vehicle Registration.

Also,

Senate Bill No. 19. A Bill for an Act Making an Appropriation of \$25,750.00 for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Also,

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Department of Public Health for the Biennium, Beginning on July 1st, 1925 and Ending on June 30th, 1927.

Which the House has passed unchanged.

Very respectfully,

**J. C. MILLER,  
Chief Clerk.**

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 7, 1925.

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

Senate Bill No. 134.

Senate Bill No. 123.

Senate Bill No. 137.

Senate Bill No. 102.

Senate Bill No. 121.

Senate Bill No. 122.

Senate Bill No. 114.

Senate Bill No. 86.

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

Very respectfully,

**C. R. VERRY,  
Secretary.**

FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 61. A Bill for an Act Relating to Real Estate Tax Sales.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

THIRD READING OF HOUSE BILLS

ROLL CALL

House Bill No. 51. A Concurrent Resolution by Mr. Burkhardt.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 44, nays none, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Ployhar
Babcock	Marshall	Porter
Baird	McCoy	Ritchie
Bakken	McCrary	Rusch
Bond	McLachlin	Schlosser
Carey	Mikelthun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hart	Pathman	Ward
Ingerson	Patten	Whitman
Kaldor	Patterson	Whitmer
Kretschmar	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Lynch	Wog
Hjelmstad	Martin	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 63. A Bill for an Act to Repeal Section 2348 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 187 of the Laws of 1915, and to Repeal Section 2349 of the Compiled Laws of North Dakota for the Year 1913 Relating to Assessors Duties in Connection with Military Enrollment

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 46 ,nays none, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Peck
Babcock	Marshall	Ployhar
Baird	Martin	Porter
Bakken	McCoy	Ritchie
Benson	McCrorry	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hart	Pathman	Ward
Ingerson	Patten	Whitman
Kaldor	Patterson	Whitmer
Kretschmar		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hjelmstad	Lynch	Wog

So the bill passed and the title was agreed to.

### ROLL CALL

House Bill No. 96. A Bill for an Act Relating to Abstracting, Providing for the Licensing and Bonding of Such Abstractors, and Examination and Registration Thereof, and to Repeal Sections 3090, 3091, 3092, 3093, 3094, 3095, 3097 and 3098 Compiled Laws of 1913, and all Acts and Parts of Acts in Conflict Herewith.

Was read the third time

Senator Ingerson moved that further action on House Bill No. 96 be indefinitely postponed.

The question being on the indefinite postponement of House Bill No. 96, the roll was called, and there were ayes, 8, nays 39, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	McCoy	Patterson
Carey	McCrorry	Ritchie
Ingerson	Olson, Eddy-Foster	Whitmer
Martin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Porter
Babcock	Marshall	Rusch
Baird	McLachlin	Schlosser
Bakken	Mikelthun	Seamands
Bond	Murphy	Steel
Eastgate	Olson, Barnes	Stevens
Ettestad	Olson, Burleigh	Storstad
Fleckten	Page	Tofsrud
Fredrickson	Pathman	Van Camp
Hamilton	Patten	Ward
Hart	Peck	Whitman
Kaldor	Ployhar	Wog
Kretschmar		

Absent and not voting:

Messrs.	Messrs.
Hjelmstad	Lynch

So the motion was defeated.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 39, nays 8, absent and not voting 2, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Porter
Babcock	Marshall	Rusch
Baird	McLachlin	Schlosser
Bakken	Miklethun	Seamands
Bond	Murphy	Stevens
Eastgate	Olson, Barnes	Storstad
Ettestad	Olson, Burleigh	Tofsrud
Fleckten	Page	Van Camp
Fredrickson	Pathman	Ward
Hamilton	Patten	Whitman
Hart	Patterson	Whitmer
Kaldor	Peck	Wog
Kretschmar	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Martin	Olson, Eddy-Foster
Carey	McCoy	Ritchie
Ingerson	McCroy	

Absent and not voting:

Messrs.	Messrs.
Hjelmstad	Lynch

Passed:

Messrs.  
Steel



So the bill passed and the title was agreed to.

The President declared the emergency clause carried.

Senator Whitman asked a return to the Eighth Order of Business.

#### MOTIONS AND RESOLUTIONS

Senator Whitman then moved that the vote by which Senate Bill No. 130 passed the Senate be reconsidered.

Which motion prevailed.

Senator Whitman further moved that action on Senate Bill No. 130 be indefinitely postponed and demanded a roll call.

Roll call granted.

#### ROLL CALL

The question being on the indefinite postponement as moved by Senator Whitman, the roll was called, and there were ayes 22, nays 25, absent and not voting 2.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Murphy	Seamands
Baird	Olson, Burleigh	Steel
Bond	Page	Stevens
Carey	Pathman	Storstad
Eastgate	Ployhar	Tofsrud
Hart	Porter	Van Camp
Kaldor	Schlosser	Whitman
Kretschmar		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	Marshall	Patten
Bakken	Martin	Patterson
Benson	McCoy	Peck
Ettestad	McCrary	Ritchie
Fleckten	McLachlin	Rusch
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Ingerson	Olson, Eddy-Foster	Wog
Magnuson		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>
Hjelmstad	Lynch

So the motion was defeated.

Senator Ployhar moved that Senate Bill No. 130 be re-referred to the Committee on Insurance.

Which motion prevailed.

Senator Atkins moved that action on House Bill No. 26 be deferred one legislative day.

Which motion prevailed.

Senator Ingerson requested a return to the Eleventh Order of Business. Which request was granted.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Ingerson introduced:

Senate Bill No. 239. A Bill for an Act Providing that the Bank Examiner Notify the Guaranty Fund Commission of Violations of Sections 5172, 5175, 5189 and 5192 of the Compiled Laws of North Dakota for the Year 1913, and Providing that a Failure so to do Shall be Deemed a Misdemeanor.

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

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 38. A Bill for an Act Making an Appropriation of \$70,000.00 for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Also,

Senate Bill No. 41. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board and for the Glanders & Dourine and Bovine Tuberculosis Funds.

Also,

Senate Bill No. 103. A Bill for an Act Relating to the Powers of Stockholders and Management of Co-operative Corporations and Associations.

Also,

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Sections 1 and 4 of Chapter 17 of the Session Laws of North Dakota for the Year 1921, Relating to the Control of Artesian Wells.

Also,

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses with Improvements and Repairs, Equipment and Miscellaneous Items for the State School for the Blind at Bathgate.

Also,

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923, and Magpie Bounty Allowed in Chapter 144 of Session Laws of 1923.

Also,

House Bill No. 17. A Bill for an Act to Repeal Section 2862 of the Compiled Laws of North Dakota for the Year 1913, Relating to Enforcement, Dairy Products Act.

Also,

Senate Bill No. 70. A Joint Resolution Relating to Interstate Bridges Across Rivers Forming Boundary Lines Between North Dakota, Minnesota, Wisconsin and South Dakota.

And the President signed the same in the presence of the Senate.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

Hon. Geo. Lakie, Williston, A. Benson and Dr. G. A. Durmin of Bottineau, N. D.; R. W. Ward, Minnewaukan, N. D.; H. P. Halvorson, Sheyenne, N. D.; J. F. Bacon, Grand Forks, N. D.; W. H. Shure, Fargo, N. D.; Anton Gilles, Wahpeton, N. D.; Mrs. Mary Zelterberg, Valley City, N. D.; B. A. Piatt, Minot, N. D.; Wm. Page, Hamilton, N. D.; Thos. Maloney, Webster, N. D.

Senator Porter moved that the Senate do now recess until 1:00 o'clock P. M. Tuesday.

Which motion prevailed.

Senate stands recessed.

C. R. VERRY.  
Secretary.

THIRTY-FIFTH DAY AFTER RECESS, AND THIRTY-  
SIXTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
February, 10, 1925.

The Senate re-assembled at 1:00 o'clock P. M., pursuant to recess taken, the President, Walter Maddock, presiding.

MOTIONS AND RESOLUTIONS

Senator Eastgate asked the unanimous consent of the Senate to introduce an Appropriation bill, which consent was given.

MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February, 10, 1925.

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

Senate Bill No. 165. A Bill for an Act Providing for an Appropriation of \$1,000.00 for the Purpose of Aiding the Department of North Dakota of the Grand Army of the Republic, in Maintaining the Expense of its Organization, and to Aid in Defraying the Expenses of its Annual Encampment.

Senate Bill No. 118. A Bill for An Act to Provide an Appropriation for the Eradication of the Barberry Bushes.

Senate Bill No. 1. A Bill for an Act to Amend and Re-enact Chapter 320, Laws of 1923, also Sections 2191, 2192, 2197, 2202, 2203, 3733, 3735 and 3736 of the Compiled Laws of North Dakota for the Year 1913, Providing for Penalties on Delinquent Real Estate Taxes and Special Assessments; for the Sale of Land for Taxes and Special Assessments; Issuance of Certificates of Sale and Assignments Thereof; for Redemption of Land Sold at Tax Sale; for the Issuance of Tax Deeds on Land Not Redeemed from Sale for Taxes and for the Disposition or Conveyance of Land Bid in by the County and Not Redeemed or Purchased; and to Repeal All

Acts in Anywise Contravening the Provisions of This Act.

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 145 of the Session Laws of 1921.

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by Chapter 144 of the Session Laws of North Dakota for the Year 1921, and as Further Amended by the Session Laws of North Dakota for the Year 1923.

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Chapter 353 of the Session Laws of North Dakota for the Year 1923, Requiring Reporting of Names of School District Clerks to the Workmen's Compensation Bureau.

Senate Bill No. 126. A Bill for an Act to Repeal Section 27 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law.

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 142 of the Session Laws of 1921 Defining Certain Words and Phrases Contained in said Chapter.

Senate Bill No. 160. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration has Expired Without the Renewal Thereof and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporation.

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,254,355.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

Senate Bill No. 132. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

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

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February, 10, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 63. A Bill for an Act to Repeal Section 2348 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 187 of the Laws of 1915, and to Repeal Section 2349 of the Compiled Laws of North Dakota for the Year 1913 Relating to Assessors Duties in Connection with Military Enrollment

House Bill No. 96. A Bill for an Act Relating to Abstracting, Providing for the Licensing and Bonding of Such Abstractors, and Examination and Registration Thereof, and to Repeal Sections 3090, 3091, 3092, 3093, 3094, 3095, 3097 and 3098 Compiled Laws of 1913, and all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 51

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February, 10, 1925.

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

House Bill No. 128. A Bill for an Act to Amend and Re-enact Sections 8125 and 8133 of the Compiled Laws of North Dakota for 1913, Relating to Chattel Mortgage Sales.

House Bill No. 117. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations, and Providing That This Act Shall Take Effect Immediately Upon its Passage and Approval.

House Bill No. 38. A Bill for an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

House Bill No. 98. A Bill for an Act to Repeal Section 2263 Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of the Session Laws for the Year 1917, as Amended by Chapter 191 of the Session Laws of the Year 1923, Relating to County Agents.

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

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February, 10, 1925.

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

Senate Bill No. 90. A Bill for an Act Making an Appropriation of \$76,230.00 for the Completion and Furnishing of the Liberty Memorial Building and for the Installation of a New Generator in the Capitol Building Power House.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Bond introduced:

Senate Bill No. 240. A Bill for an Act to Repeal Sections 910 to 916, both inclusive, Compiled Laws of 1913, Relating to the Presidential Primary Election.

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

Senator Carey introduced:

Senate Bill No. 241. A Bill for an Act to Permit the Use of Guide Cards in Elections, to Assist in Enabling Elector to Vote for the Candidate of His or Her Choice.

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

Senator Carey introduced:

Senate Bill No. 242. A Bill for an Act to Safeguard the Initiative, Referendum and Recall Provisions of the Constitution by Prohibiting Illegal and Fraudulent Signatures to Petitions, Prescribing Form and Manner of Signing and Penalties for Violations.

Which was read the first and second time and referred to the committee on Elections.

Senator Whitman introduced:

Senate Bill No. 243. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 160 of the Session Laws of North Dakota for the Year 1919, as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota, as Amended by Chapter 77 of the Session Laws of North Dakota for the Year 1921, as Amended and Re-enacted by Chapter 232 of the 1923 Session Laws, Relating to State Hail Insurance.

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

Senator C. J. Olson introduced by request:

Senate Bill No. 244. A Bill for an Act Relating to the Attachment of Isolated Land to an Adjoining School District and Providing the Manner of Such Attachment.

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

Senator Fleckten introduced:

Senate Bill No. 245. A Bill for an Act to Amend and Re-enact Section 236a of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 4 of the Laws of 1919, and by Chapter 241 of the Laws of 1923, Relating to the Salary and Expenses of Adjutant General.

Which was read the first and second time and referred to the committee on Military Affairs.

Senator Fleckten introduced:

Senate Bill No. 246. A Bill for an Act to Amend and Re-enact Section 2373 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 5 of the Session Laws of 1919, Relating to the Term of Office and Qualifications of the Adjutant-General.

Which was read the first and second time and referred to the committee on Military Affairs.

Senator Miklethun introduced:

Senate Bill No. 247. A Bill for an Act to Limit the Applications of Pardons and Paroles to Persons Convicted of Bank Robbery or Embezzlement or Larceny of the Assets.

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

Senator Miklethun introduced:

Senate Bill No. 248. A Bill for an Act Requiring the State Highway Commission or Other Persons in Charge of State Highways to place Warning Signs on Public Highways where Same Passes Through Farm Yards Which Have Buildings on Both Sides of the Road.

Which was read the first and second time and referred to the committee on Highways.

Senator Miklethun introduced:

Senate Bill No. 249. A Bill for an Act Defining the Crime of Bank Robbery from the Inside and Prescribing a Penalty Therefor.

Which was read the first and second time and referred to the committee on Banks and Banking.



Senator Stevens introduced:

Senate Bill No. 250. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 117, Session Laws of 1919, Relating to Nonpartisan Nomination and Election of all Elective County Officers, Judges of the Supreme and District Court, State Superintendent of Public Instruction and County Superintendent of Schools.

Which was read the first and second time and referred to the committee on Elections.

Senator Stevens introduced:

Senate Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 145, Session Laws of North Dakota for the Year 1923, Relating to State Bounty on Wolves and Coyotes.

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

Senator Page introduced:

Senate Bill No. 252. A Bill for an Act Providing for an Authorization by the State Banking Board for the Organization or Removal of State Banks, Prescribing a Hearing Therefore, and Defining the Duties of the State Banking Board and the State Examiner in Respect Thereto.

Which was read the first and second time and referred to the committee on Banks and Banking.

Senator Fredrickson introduced:

Senate Bill No. 253. A Bill for an Act to Amend and Re-enact Section 994, Compiled Laws of 1913, as Amended by Chapter 32, Special Session Laws of 1919, Relating to Absent Voters' Ballots.

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

Senator Atkins introduced:

Senate Bill No. 254. A Bill for an Act to Amend Chapter 66 of the Special Session Laws of North Dakota for the Year 1919, by Providing that Collections from the County Tuition Tax Shall Constitute a High School Tuition Fund and be Used Exclusively for the Purpose of Paying the Tuition of High School Pupils Attending High Schools in Districts in Which They Do not Reside; Prescribing Rates of Tuition and the Procedure for Paying the Same; and Repealing Chapter 107 of the Session Laws of 1921 and all Acts and Parts of Acts in Conflict Herewith.

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

Senator Van Camp introduced:

Senate Bill No. 255. A Bill for an Act Amending Section

1 and Section 5 of Chapter 326 of the Session Laws of 1923 Pertaining to Certificates of Indebtedness.

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

Senator C. J. Olson introduced:

Senate Bill No. 256. A Bill for an Act to Provide for Additional Justices of the Peace in Counties Containing Cities of More than Five Thousand Population.

Which was read the first and second times and referred to the committee on Cities and Municipal Corporations.

Senator Kaldor introduced:

Senate Bill No. 257. A Bill for an Act to Amend Chapter 131 of the Session Laws of 1919 as Amended by Chapter 66 of the Session Laws of 1921, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

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

Senators Ettestad and Storstad introduced:

Senate Bill No. 258. A Bill for an Act to Provide for the Conveyance of Pupils in Consolidated School Districts and in School Districts Where Consolidated Schools Have Not Been Established, and Providing for Compensation Thereof, and Repealing Acts and All Parts of Acts in Conflict Herewith.

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

Senator Storstad introduced:

Senate Bill No. 259. A Bill for an Act Declaring the Purpose of the State of North Dakota to Supervise and Regulate the Marketing of Agricultural Products; Preventing Unjust Discrimination, Fraud and Extortion in the Marketing of Same; Establishing a System of Grading, Weighing and Measuring Farm Products; Defining the Scope and Manner of Such Supervision and the Powers and Duties of the Persons Charged With Same; Providing for Licensing Buyers, Solicitors and Warehouses Handling Such Farm Products, and Making an Appropriation Therefor.

Which was read the first and second times and referred to the committee on Warehouse and Grain Grading.

Senator Ingerson introduced:

Senate Bill No. 260. A Bill for an Act to Repeal Section 10 of Chapter 236 Session Laws of North Dakota for the Year 1923.

Which was read the first and second time and referred to the committee on Insurance.

Senator Ingerson introduced:

Senate Bill No. 261. A Bill for an Act to Amend and Re-enact Section 5062 of the Compiled Laws of North Dakota for the Year 1913, Relating to Fraternal Insurance Policies.

Which was read the first and second time and referred to the committee on Insurance.

Senator Whitman introduced:

Senate Bill No. 262. A Bill for an Act Amending and Re-enacting Section 1342 of the Compiled Laws of the State of North Dakota ofr 1913, as Amended by Chapter 141 of the Session Laws of the State of North Dakota for 1915, As Amended by Chapter 206 of the Sesssion Laws of North Dakota for 1917, Relating to Compulsory Attendance School Age and the Transportation of Pupils.

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

Senator Bond introduced:

Senate Bill No. 263. A Bill for an Act to Provide a System of Registering Titles to Motor Vehicles for the Protection of Owners of Motor Vehicles and to Facilitate the Recovery of Motor Vehicles Stolen or Unlawfully Taken to Regulate the Certification of Such Titles, the Purchase, Sale and Transfer of Motor Vehicles and Their Registration; to Provide for the Collection of Fees for the Certification of Titles; and for Disposition Thereof; to Forbid the destruction, Removal, Alteration, covering or Defacement of Any Engine, Manufacturer's or Other Distinguishing Number or Identification Mark on Motor Vehicles; and to Provide for the Assignment of Special Numbers in Certain Cases; to Impose Duties on Sheriffs, Constables, Police Officers, and Other Peace Officers; and Providing Penalties.

Which was read the first and second time and referred to the committee on State Affairs.

The Committee on Elections introduced:

Senate Bill No. 264. A Bill for an Act Relating to Elections; Providing for a Recount in Case of a Tie Vote.

Which was read the first and second time and referred to the committee on Elections.

Senator Page introduced:

Senate Bill No. 265. A Bill for an Act to Amend and Re-enact Sections 6854, 6855 and 6856, Compiled Laws of 1913, Relating to Threshing Lien.

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

Senators Stevens, Kaldor and Murphy introduced:

Senate Bill No. 266. A Bill for an Act Designating the Sheriff of the Different Counties in the State as Inspectors and Sealers of Weights and Measures, and Giving Him Power

to Appoint a Deputy Inspector; Prescribing His Powers and Duties; Defining the Standard of Weights and Measures; Prescribing Fees to be Charged for Inspection; Providing for Inspector's Compensation; Naming Custodian of State Standards and Prescribing His Duties; and Repealing Sections 2999, 3000, 3003, 3004, 3005, of the Compiled Laws of North Dakota for 1913 and Chapter 241 of the Session Laws of North Dakota for the Year 1919.

Which was read the first and second time and referred to the committee on Ways and Means.

Senator Schlosser introduced by request:

Senate Bill No. 267. A Bill for an Act to Amend and Re-enact Sections 1, 2, 4, 5 and 7 of Chapter 123 of the Session Laws of 1919, An Act to Create a State Board of Electricians and Prescribing the Duties Thereof. Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers. Prescribing Fees for Such Examination and License, and Providing for Inspection of Electrical Work Through the State Fire Marshal Under the Direction of the State Board.

Which was read the first and second time and referred to the committee on State Affairs.

Senator Eastgate introduced:

Senate Bill No. 268. A Bill for an Act Making an Appropriation of Two Thousand (\$2000.00) Dollars to the North Dakota Live Stock Association and the North Dakota Dairy-men's Association, Jointly.

Which was read the first and second time and referred to the committee on Appropriations.

Senator Storstad introduced, by request:

Senate Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3704 of the Compiled Laws of North Dakota for 1913 Providing for a Resolution Declaring Improvement Work to be Done by Special Assessment Necessary and Permitting Protests Against Said Improvements to be Filed by Property Owners.

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

Senator McLachlin introduced:

Senate Bill No. 270. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North Dakota for the year 1919, Relating to Teachers' Certificates Issued on High School Diplomas.

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

Senator Ettestad introduced:

Senate Bill No. 271. A Bill for an Act Providing for Notice

Before Default Judgment is Entered to Attorneys in All Cases Where an Answer Has Been Interposed to the Complaint or Appearance Made.

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

Senator Ettestad introduced:

Senate Bill No. 272. A Bill for an Act to Amend and Re-enact Sections 6913 and 6914 of the Compiled Laws of North Dakota of 1913, Relating to Consideration and Conditional Delivery of Negotiable Instruments and Other Contracts and Accommodation Paper.

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

Senator Ettestad introduced:

Senate Bill No. 273. A Bill for an Act to Repeal Sections 8 and 9 of Chapter 199, Session Laws of 1923, Relating to Depositories of Public Funds.

Which was read the first and second time and referred to the committee on Banks and Banking.

Senator Benson introduced:

Senate Bill No. 274. A Bill for an Act Providing for the Auditing of Expenditures of Funds for County Agent Work by County Boards of Commissioners; the Supervision of the Work and the Employment and Dismissal of the Agent.

Which was read the first and second time and referred to the committee on Counties.

Senator Benson introduced:

Senate Bill No. 275. A Bill for an Act to Amend and Re-enact Section 2263 Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of the Session Laws for 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923.

Which was read the first and second time and referred to the committee on Counties.

Senatorf Storstad introduced:

Senate Bill No. 276. A Bill for an Act to Amend Chapter 327 of the Session Laws of 1923, Relating to Advertising for Bids for Bonds or for Certificates of Indebtedness, and Providing that it Shall be Unlawful for Certain Public Officials to Accept Commissions from Bidders Upon Sales of Bonds or Certificates of Indebtedness.

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

Senator Marshall introduced:

Senate Bill No. 277. A Bill for an Act to Amend and Re-

enact Section 1725 of the Compiled Laws of North Dakota for the Year 1913, Relative to the Industrial School at Ellendale, North Dakota.

Which was read the first and second time and referred to the committee on State Affairs.

Senator Ettestad introduced:

Senate Bill No. 278. A Bill for an Act to Amend and Re-enact Sections 7 and 15 of Chapter 199, Session Laws of 1923, Relating to Depositories of Public Funds.

Which was read the first and second time and referred to the committee on Banks and Banking.

Senator Ettestad introduced:

Senate Bill No. 279. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 139, Session Laws of 1923, Relating to Deposits in Banks and Trust Companies and Providing a Penalty for Making an Unlawful Charge Against Deposits Without the Consent of the Depositor.

Which was read the first and second time and referred to the committee on Banks and Banking.

Senator Ingerson introduced:

Senate Bill No. 280. A Bill for an Act Amending and Re-enacting Section 2263 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 1 of the Session Laws of 1917, as Further Amended and Re-enacted by Chapter 191 of the Session Laws of 1923.

Which was read the first and second time and referred to the committee on Counties.

Senator Patterson introduced:

Senate Bill No. 281. A Bill for an Act to Require Insurance Companies to Make Prompt Settlement of Loss.

Which was read the first and second time and referred to the committee on Insurance.

Senator Whitman introduced:

Senate Bill No. 282. A Bill for an Act to Permit State Fair Associations to Borrow Money and Mortgage Property.

Which was read the first and second time and referred to the committee on State Affairs.

Senator Patterson introduced:

Senate Bill No. 283. A Bill for an Act to Amend and Re-enact Section 7608 Compiled Laws 1913 Relating to the Trial of Issuance of Law and Fact in District Courts. ....

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

The Senate returned to the Ninth Order of Business.

INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS

Senator Van Camp introduced:

Senate Bill No. 284. A Bill for an Act to Amend Section 25 of Chapter 77 of the Session Laws of 1921 Relating to the Abatement of Hail Insurance Taxes.

Which was read the first and second time and referred to the committee on Insurance.

Senator Ettestad introduced:

Senate Bill No. 285. A Bill for an Act to Limit the Rate in Mills Which May Be Levied in Taxing Districts, Providing a Method of Suspending Such Limitations in Certain Cases; Prescribing Penalties for Violations of this Act by County Auditors, and Repealing Chapter 318, Laws of 1923, and All Acts and Parts of Acts in Conflict With this Act.

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

Senator Stevens moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

THIRTY-SIXTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
February, 10, 1925.

The Senate convened at 2:00 o'clock P. M., Pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the chaplain, Rev. Clement Dimpfl.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

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

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-fifth day and recommend that the same be corrected as follows:

In page 1, line 8 from bottom of page, correct spelling of word "purchase."

On page 8, line 24, change time from 10:00 o'clock P. M. to 1:00 o'clock P. M.

On page 8, lines 16 and 17, change name O. H. Olson to O. A. Olson.

On page 11 line 14 change name Senator O. H. Olson to Senator O. A. Olson.

In line 25 page 5 change the word "two" to "three."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Sen. Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

### PETITIONS AND COMMUNICATIONS

About 500 petitions were received asking for passage of laws to allow Sunday Movies and signed by citizens of different parts of the state.

State of North Dakota,  
Office of the Governor,  
February 9, 1925.

To the Senate of the State of North Dakota:

Gentlemen: I have the honor to inform you that I have this day approved and filed with the Secretary of State the following bills:

Senate Bill No. 60. A Bill for an Act Permitting Municipal Corporations to Dam that Portion of the Red River of the North that Forms the Boundary Common to the State of North Dakota, and the State of Minnesota, Subject to Conditions Therein Expressed.

Also,

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2486 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Drain Kept Open and in Repair. Cost of.

Also,

Senate Bill No. 57. A Bill for an Act Providing for the Appointment of Representatives on Behalf of the State of North Dakota to Negotiate a Compact and Agreement Between the States of North Dakota, South Dakota and Minnesota, and Between Said States and the United States of America, Respecting the Use, Control, Utilization and Disposition of the Waters of the Red River of the North and the Rights of Said States and the United States Thereto.

Also,

Senate Bill No. 84. A Bill for an Act to Amend and Re-enact Section 319 of the Compiled Laws of North Dakota for



1913, Relating to Redemption of State and School Lands, on which the Contracts have Been Cancelled.

Very truly Yours,

A. G. SORLIE,  
Governor.

Department of State.  
Bismarck, North Dakota,  
February 9, 1925.

The Nineteenth Legislative Assembly,  
Bismarck, North Dakota.

Gentlemen: I have the honor to transmit herewith Concurrent Resolution adopted by the Legislative Assembly of the State of South Dakota.

Yours very truly,

ROBERT BYRNE,  
Secretary of State.

#### A CONCURRENT RESOLUTION

Whereas, Congress has, through special legislation, in the form of protective tariff, protected the product of labor and industry from the competition of foreign peoples and has so, saved the American market for the products of American labor and American industry, and made possible the American standard of prices, which is far in excess of the standard of world markets; and

Whereas, Congress has, through special legislation, known as restricted immigration, protected the American laborer from the disastrous competition of foreign peoples and has so, saved the American job for the American laborer, and made possible the maintenance of the American standard of wages: and

Whereas, the said special classes of legislation have afforded such ample and effective protection to the American laborer and the American manufacturer as to, quoting our president in his message to Congress, "enable them to live according to a better standard and receive a better rate of compensation than any people any time any where on earth have even enjoyed;"

Whereas, the protection so afforded to American labor and American manufacturer, supporting for them an American standard of prices for their products, has forced upon the American farmer an American standard of prices for the things he must buy, the taxes he must pay and the labor he must hire,

Whereas, Protective tariffs for agricultural products are almost wholly ineffective, where the product is produced in excess of demand for home consumption,

Whereas, American Agriculture does produce an exportable

surplus of all the major products of agriculture and the American farmer, therefore, finds himself almost wholly unprotected from that disastrous competition of foreign peoples,

Whereas, the American farmer is, therefore, forced to sell his product on the low standard of world prices in open competition with the South American Indian, the peon of India, the peasant of Russia, whose overhead represents the lowest standards of living in the world, and is at the same time forced to buy his necessities from a protected market, at an American standard of prices, bolstered up and sustained behind the protective tariff and restricted immigration walls.

Whereas, this unbalanced condition is chiefly responsible for the distressed condition of Agriculture, a condition which has now continued for over four years, and has brought actual bankruptcy upon thousands of farmers and upon business enterprises, wholly dependent upon the farmers' prosperity, having in countless instances swept away the accumulated savings of a lifetime.

Whereas, the present better prices of some farm commodities represent only a temporary and local condition, and the fundamental cause of the distress has not been removed,

Whereas, the direct cause of this unbalanced condition was, and is, the effect of the two protective measures above referred to, in that they have protected and made possible the maintenance of the high American standard of prices, of the products of American Labor, and of the American manufacturer, which constitute the necessities the farmer must buy, while he is afforded no effective protection from foreign competition and, therefore, must accept the low world standard of prices for the things he has to sell,

Whereas, this condition is unwarranted, unfair, and un-American, wherein two of the basic branches of American industry have and maintain, through the direct effect of legislation an advantage over the third,

Whereas, we believe the protective policy is sound in principle and if fairly administered, destined to greatly increase the public welfare,

Whereas, the farmer is forced, for the preservation of his home and his inalienable right to justice as an American citizen, to demand the abandonment of the policy or its adaptation to existing conditions.

Be It Resolved, by the House of Representatives, the Senate concurring:

That( we respectfully urge that Congress, during its present Session, pass and place upon our Statute books, such legislation as will effectively give to agriculture the same protection as is now afforded to industry and labor; and

Whereas, the protective tariff does not protect Agricultural

products because of the exportable surplus, that Congress devise some effective method of segregating the exportable surplus, or some means whereby the Agricultural industry may itself segregate its surplus, to the end that the protection may be made effective on, and that the American market be saved, the product of the American farmer, and an American standard of agricultural commodity prices made possible.

That, the Secretary of State transmit this Memorial to the President of the United States, to both Houses of Congress and to the South Dakota Senators and Representatives therein, and to the Legislatures of all of the agricultural states, and to the Agricultural Commission appointed by President Coolidge to investigate agricultural problems in the United States.

A. C. FORNEY,  
President of the Senate.  
A. B. BLAKE,  
Secretary of the Senate.  
CHAS. S. McDONALD,  
Speaker of the House.  
WRIGHT TARBELL,  
Chief Clerk of the House.

#### SENATE COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

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

Senate Bill No. 132. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law.

And find the same correctly Engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 42. A Bill for an Act Making an Appropriation for the General Expenses of the Department of Motor Vehicle Registration.

Also,

**Senate Bill No. 19. A Bill for an Act Making an Appropriation of \$25,750.00 for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.**

Also,

**Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Department of Public Health for the Biennium, Beginning on July 1st, 1925 and Ending on June 30th, 1927.**

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

The committee on Appropriations made the following report.

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

**Senate Bill No. 50. A Bill for an Act Making an Appropriation of \$278,200.00 to Pay the Maintenance, Improvements and Repairs, New Buildings and Miscellaneous for the Experiment Station at the Agricultural College, Fargo, North Dakota.**

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

On line one of the title of the printed bill strike out the figures "\$278,200.00" and insert the figures "\$266,900.00."

On line three of section one of the printed bill strike out the figures "\$278,200.00" and insert the figures "\$266,900.00."

On line eleven of subdivision "Maintenance" strike out the figures "\$25,000.00" and insert the figures "\$15,000.00."

On line thirteen of subdivision "Maintenance" strike out the figures "\$31,300.00" and insert the figures "\$30,000.00".

In total of the bill strike out the figures "\$278,200.00" and insert the figures "\$266,900.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Appropriations made the following report:

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

Senate Bill No. 53. A Bill for an Act Making an Appropriation of \$565,600.00 to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

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

On line one of the title of the printed bill strike out the figures "\$565,600.00" and insert in lieu thereof the figures "\$548,600.00."

On line three of Section 1 strike out the figures "\$565,600.00" and insert in lieu thereof the figures "\$548,600.00."

On line sixteen of subdivision "Education" strike out the figures "\$5,000.00" and insert the figures "\$4,000.00."

On line seventeen of subdivision "Education" strike out the figures "\$14,000.00" and insert the figures "\$7,500.00."

On line two of subdivision "Physical Plant" strike out the figures "\$9,500.00" and insert the figures "\$25,000.00."

After the words "Total Maintenance" strike out the figures "\$827,400.00" and insert the figures "\$835,400.00."

After the words "Total Net Maintenance" strike out the figures "\$447,400.00" and insert the figures "\$455,400.00."

Strike out all of line one under subdivision "Equipment."

After the words "Total, Improvements and Repairs, Equipment Miscellaneous and Public Service" strike out the figures "\$118,200.00" and insert the figures "\$93,200.00."

Change the total for the biennium for all purposes from "\$565,600.00" to "\$548,600.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Judiciary made the following report:

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

Senate Bill No. 94. A Bill for an Act to Amend and Re-enact Section 6854, Compiled Laws of 1913, Being an Act Relating to Threshers' Liens.

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

Strike out everything after the enacting clause and insert the following:

Section 1. Amendment.) That Section 6854, Compiled Laws of 1913, is hereby amended and re-enacted so as to read as follows:

Sec. 6854. Who May Have.) Any owner or lessee of a threshing machine who threshes grain for another therewith shall, upon filing the statement provided for in the next section, have a lien upon such grain for the value of his services in threshing the same from the date of the commencement of the threshing. Provided, that any owner or lessee of a threshing machine who threshes grain for another may serve written notice upon any person, corporation, co-partnership or association engaged in the business of buying, selling or handling grain, that he intends to claim and file a lien upon any grain threshed by him, stating the name of the owner of the grain, the date when the threshing will commence and the approximate cost of threshing such grain, in which event the person so notified shall, if he buys said grain, after receiving such notice retain from the purchase price thereof a sufficient sum to pay for such threshing. Upon the payment or satisfaction of the claim for such threshing the purchaser shall pay to the owner the amount so retained as aforesaid. Provided, that any person engaged in the business of buying and selling grain who shall purchase any grain, in the usual and ordinary course of business, and without having received the notice above provided, shall not be liable on account of any lien or claim for threshing.

Section 2. All Acts and parts of Acts in conflict herewith are hereby repealed.

And when so amended recommend the same do pass.

FRANK E. PLOYHAR,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 111. A Bill for an Act to Amend and Re-enact Section 13, Chapter 159, Session Laws of 1919, Relating to Limitation of Risk Assumed by the State Fire and Tornado Fund.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 119. A Bill for an Act and Amend and Re-enact Chapter 42 of the Session Laws of North Dakota for the Year 1921, Relating to Safety Appliances in Construction Work.

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

NELS MAGNUSON,  
Chairman.

Senato Magnuson moved that the report be adopted.

A division of the House on the adoption of the committee report on Senate Bill No. 119 was called for and granted. The division showed the question to be lost.

Senator Rusch moved that further consideration of Senate Bill No. 119 be indefinitely postponed.

Which motion was lost.

Roll call demanded and granted.

Senator Rusch moved a call of the House, which was granted.

All members were present except Senator Carey.

Senator Rusch then moved that further business under the call be dispensed with.

#### ROLL CALL

The question being on the motion to indefinitely postpone action on Senate Bill No. 119, the roll was called, and there were ayes 25, nays 24, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McLachlin	Schlosser
Baird	Murphy	Seamands
Bond	Olson, Barnes	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Peck	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Ployhar
Fleckten	McCoy	Ritchie
Fredrickson	McCroy	Ward
Hamilton	Miklethun	Whitmer
Hjelmstad	Olson, Burleigh	Wog

So the motion was sustained.

The Committee on Judiciary made the following report:

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

Senate Bill No. 138. A Bill for an Act Requiring the Publication of Official Proceedings of School Boards in Cities Having a Population of One Thousand or More Inhabitants.

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

Strike out everything after the enacting clause and insert the following:

Section 1. The clerk of the school board in all school districts in incorporated cities and villages shall, within forty-eight hours, after the close of each session of such school board, prepare and cause to be delivered to all newspapers published in said city, a copy of the proceedings of such school board.

Section 2. All Acts and parts of Acts in conflict herewith are hereby repealed.

And when so amended recommend the same do pass.

FRANK E. PLOYHAR,  
Chairman.

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

The committee on Judiciary made the following report:

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

Senate Bill No. 139. A Bill for an Act Requiring the Publication of Official Proceedings of City Councils or Commissions in Cities Having a Population of One Thousand or More Inhabitants.

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

FRANK E. PLOYHAR,  
Chairman.

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

The committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 168. A Bill for an Act Providing that the Question of Operating and Conducting Picture Shows in Any City, Village or Township in the State of North Dakota on the First Day of the Week Shall Upon Petition of a Certain Percentage of the Electors Therein Be Submitted to the Electors Thereof for Decision; Providing the Form of the Ballot to be Used at Such Election; and Providing that Upon a



Favorable Vote of the Electors Voting Upon the Question, It Shall Thereafter Be Lawful to Operate and Conduct Moving Picture Shows Therein on Said Day.

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

In Section one, line one, after the word "than," strike out the word "five" and insert in lieu thereof the word "forty."

In Section one, line nine, strike out words "or special."

In Section three, in line five, after the word "week" insert the following: "Between the hours of one o'clock P. M. and five o'clock P. M."

At end of Section three add the following: "Except as herein otherwise provided." Also add the following: "Provided, however, that whenever an election has been held as provided in this Act, the question shall not be voted upon again for a period of two years."

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted.

A minority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 168. A Bill for an Act Providing that the Question of Operating and Conducting Picture Shows in Any City, Village or Township in the State of North Dakota on the First Day of the Week Shall Upon Petition of a Certain Percentage of the Electors Therein Be Submitted to the Electors Thereof for Decision; Providing the Form of the Ballot to be Used at Such Election; and Providing that Upon a Favorable Vote of the Electors Voting Upon the Question, It Shall Thereafter Be Lawful to Operate and Conduct Moving Picture Shows Therein on Said Day.

Have had the same under consideration and recommend that the same be indefinitely postponed.

JOHN L. MIKLETHUN,  
F. F. BABCOCK,  
G. PATTERSON,  
L. O. FREDRICKSON.

Senator Miklethun moved the substitution and adoption of the minority report instead of the majority report.

Senator Patterson:

Mr. President: There are 294 cities and villages in the state of North Dakota and by opening up on Sunday, if they

are given the same consideration as the bunch appearing before that committee claim they would have, they would have an attendance of 200 each Sunday or 58,800 people in the 294 towns. At 25c admission this would mean an expenditure of \$14,700 per Sunday, or \$764,400 in 52 Sundays. Now then, we have been confronted with everything else on God's earth. We have been told to milk more cows. Let us go into statistics for a few minutes. Today we are milking 317,200 cows. Dividing \$764,400, the amount paid to the movies for the Sunday shows, by 317,200, we find the annual tax on each cow or her cream can is \$2.09. This is too much of a burden for the cow on the farm.

### ROLL CALL

The question being on the adoption of the minority report on Senate Bill No. 168, the roll was called, and there were ayes 24, nays 25, absent and not voting none.

So the motion was defeated.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Marshall	Peck
Bakken	McLachlin	Ritchie
Benson	Miklethun	Seamands
Eastgate	Olson, Barnes	Stevens
Ettestad	Page	Storstad
Fredrickson	Pathman	Tofsrud
Kaldor	Patten	Van Camp
Magnuson	Patterson	Ward

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Olson, Eddy-Foster
Baird	Kretschmar	Ployhar
Bond	Lynch	Porter
Carey	Martin	Rusch
Fleckten	McCoy	Schlosser
Hamilton	McCrorry	Steel
Hart	Murphy	Whitmer
Hjelmstad	Olson, Burleigh	Wog

Passed:

Messrs.  
Whitman

Roll call demanded on the majority report and granted.

### ROLL CALL

The question being on the adoption of the majority committee report on Senate Bill No. 168, the roll was called, and there were ayes 25, nays 24, absent and not voting none.

So the committee report was adopted.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Ployhar
Baird	Lynch	Porter
Bond	Martin	Rusch
Carey	McCoy	Schlosser
Fleckten	McCrorry	Steel
Hamilton	Murphy	Whitman
Hart	Olson, Burleigh	Whitmer
Hjelmstad	Olson, Eddy-Foster	Wog
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Marshall	Peck
Bakken	McLachlin	Ritchie
Benson	Miklethun	Seamands
Eastgate	Olson, Barnes	Stevens
Ettestad	Page	Storstad
Fredrickson	Pathman	Tofsrud
Kaldor	Patten	Van Camp
Magnuson	Patterson	Ward

So the committee report was adopted.

The committee on Insurance made the following report:

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

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Have had the same under consideration and recommend that the same be referred to the Committee on Judiciary.

NELS MAGNUSON,  
Chairman.

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

The committee on Insurance made the following report:

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

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Judiciary.

NELS MAGNUSON,  
Chairman.

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

The committee on Agriculture made the following report:

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

Senate Bill No. 196. A Joint Resolution Requesting Congress to Enact Suitable Legislation to Protect the Farmers' Market and Reduce his Marketing Cost.

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

OLE ETTESTAD,  
Chairman.

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

The Committee on Appropriations made the following report:

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

House Bill No. 20. A Bill for an Act to Repeal Section 2442 of the Compiled Laws of North Dakota for the Year 1913, Relating to National Guard.

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

P. T. KRETSCHMAR,  
Chairman.

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

The committee on Judiciary made the following report:

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

House Bill No. 16. A Bill for an Act to Repeal Chapter No. 116 of the Session Laws of 1921.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLAYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 25. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses, Improvements and Repairs and Equipment for the State Normal School at Dickinson, North Dakota.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 28. An Act Making an Appropriation for the Current and Contingent Expenses of the State Normal and Industrial School at Ellendale, and for Improvements and Repairs Thereto.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 35. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Science at Wahpeton, Together with Improvements and Repairs and New Equipment.

Have had the same under consideration and recommend that the same be amended as follows:

On line three of Section 1 of the re-engrossed bill, strike out the figures "\$86,970.00" and insert the figures "\$86,720.00."

On line eleven of subdivision "Operating Expense" strike out the figures "\$1,000.00" and insert the figures "\$750.00."

In the total of the bill strike out the figures "\$86,970.00" and insert the figures "\$86,720.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

House Bill No. 48. A Bill for an Act Providing for the Filing of Reports of School Districts and Township Treasurers in Place of Publication Thereof, Designating Where the Same Shall Be Filed; and Repealing All Acts, and Parts of Acts, in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 151. A Bill for an Act to Amend and Re-enact Section 3239 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 117 of the Session Laws of North Dakota for 1915 as Amended by Chapter 102 of the Session Laws of 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad and Providing a Primary Election Thereon and Prescribing the Number of Votes Required for Such Removal.

Have had the same under consideration and recommend that the same be referred to the Committee on Counties.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The following bills were messaged to the Governor for his approval:

Senate Bill No. 158.

House Bill No. 17.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

C. D. Aaker, R. D. Baassen and Carl Davidson of Minot, N. D.; Aug. Isaac, Expansion, N. D.; Rev. Black, Hunter, N. D.; Anton Olson, Balfour, N. D.; I. L. Knudson, Harlowton, Mont.; Karl Wiest and John V. Boschie, Zeeland, N. D.; Jacob Brosy, Wishek, N. D.; Pres. R. M. Black and Mrs. Mary Flemington Strand, Ellendale, N. D.; Hon. T. J. Kelsh, Fullerton, N. D.; A. E. Dunphy, Ellendale, N. D.

Senator McCoy moved that the Senate do now recess subject to the call of the Chair.

Which motion prevailed.

Senate stands recessed.

The Senate reassembled at 4:00 P. M., pursuant to recess taken and upon motion of Senator Porter the Senate stands recessed until 1:00 P. M. Wednesday.

C. R. VERRY,  
Secretary.

THIRTYSIXTH DAY AFTER RECESS AND THIRTY-  
SEVENTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 11, 1925.

The Senate re-assembled at 1:00 o'clock P. M. pursuant to recess taken.

MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 9, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed a new Conference Committee on Senate Bill No. 43, consisting of Representatives Anderson of Divide, Boyd and Arduser.

Also,

The Speaker has appointed as a new Conference Committee on Senate Bill No. 26, Representatives Sagen, Shurr and Morton.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 9, 1925.

Mr. President: I have the honor to return:

Senate Bill No. 14. A Bill for an Act Making an Appropriation of \$28,950.00 for the Purpose of Carrying out the Provisions of Chapter 203 of the Session Laws of 1919 and Chapter 115 of the Session Laws of 1921 Relating to Vocational Education and Vocational Rehabilitation.

Which the House has amended as follows:

In line 9 of the engrossed bill after the word "Salary" strike out "\$4,800.00" and insert "\$3,000.00."



Line 1 of title strike out the figures "\$28,950.00" and insert in lieu thereof the figures "\$27,150.00."

In line 18 of the printed bill strike out the figures "\$28,950.00" and insert in lieu thereof the figures "\$27,150.00"

In line 3 of the printed bill strike out the figures "\$28,950.00" and insert in lieu thereof the figures "27,150.00"

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Kretschmar moved that the Senate do concur in the House Amendments to Senate Bill No. 14.

Which motion prevailed.

Senator Kretschmar moved that Senate Bill No. 14 be considered properly engrossed, the rules be suspended, and the bill placd on third reading and final passage.

#### ROLL CALL

Senate Bill No. 14. A Bill for an Act Making an Appropriation of \$28,150.00 for the Purpose of Carrying Out the Provisions of Chapter 203 of the Session Laws of 1919 and Chapter 115 of the Session Laws of 1921 Relating to Vocational Education and Vocational Rehabilitation.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 42, nays 0, absent and not voting 7. \*

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Marshall	Porter
Babcock	Martin	Ritchie
Bakken	McCoy	Rusch
Benson	McLachlin	Schlosser
Eastgate	Miklethun	Seamands
Ettestad	Murphy	Steel
Fleckten	Olson, Barnes	Stevens
Fredrickson	Olson, Burleigh	Storstad
Hamilton	Olson, Eddy-Foster	Tofsrud
Hart	Page	Van Camp
Hjelmstad	Pathman	Ward
Ingerson	Patten	Whitman
Kaldor	Patterson	Whitmer
Kretschmar	Peck	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Baird	Lynch	McCroy
Bond	Magnuson	Poyhar
Carey		

So the bill passed and the title was agreed to..

## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 11, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 14.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 11, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

Senate Bill No. 50. A Bill for an Act Making an Appropriation of \$178,200.00 to Pay the Maintenance, Improvements and Repairs, New Buildings and Miscellaneous for the Experiment Station at the Agricultural College, Fargo, North Dakota.

Senate Bill No. 53. A Bill for an Act Making an Appropriation of \$565,600.00 to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Senate Bill No. 196. A Joint Resolution Requesting Congress to Enact Suitable Legislation to Protect the Farmers' Market and Reduce his Marketing Cost.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 11, 1925.

Mr. President: I have the honor to return herewith the following bills:

House Bill No. 20. A Bill for an Act to Repeal Section 2442 of the Compiled Laws of North Dakota for the Year 1913, Relating to National Guard.

House Bill No. 16. A Bill for an Act to Repeal Chapter No. 116 of the Session Laws of 1921.

House Bill No. 25. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses, Improvements and Repairs and Equipment for the State Normal School at Dickinson.

House Bill No. 28. An Act Making an Appropriation for the Current and Contingent Expenses of the State Normal and Industrial School at Ellendale, and for Improvements and Repairs Thereto.

House Bill No. 39. A Bill for an Act Making an Appropriation to Pay the Salary, Travel Expenses and Miscellaneous Items of the State Transportation Officer.

House Bill No. 26. A Bill for an Act Making an Appropriation of \$30,000.00 to Provide for the Payment of an Existing Deficit in the Wolf Bounty Fund.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 38. A Bill for an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 98. A Bill for an Act to Repeal Section 2263 Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of the Session Laws for the Year 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923, Relating to County Agents.

Was read the first and second times and referred to the Committee on Agriculture.

House Bill No. 117. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations, and Providing That This Act Shall Take Effect Immediately Upon its Passage and Approval.

Was read the first and second time and referred to the Committee on Corporations Other than Municipal.

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 8133 of the Compiled Laws of North Dakota for 1913, Relating to Chattel Mortgage Sales.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 142. A Bill for an Act to Repeal Sections 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289 and 2290 of the Compiled Laws of North Dakota for the Year 1913 Relating to Bond Issues

Authorized by the Legislative Assembly of the State of North Dakota Which Have Been Retired.

Was read the first and second time and referred to the Committee on Judiciary.

Senator Whitman moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 11, 1925.

---

### THIRTY-SEVENTH DAY

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the Chaplain, Rev. Clement Dimpfl.

### ROLL CALL

All members present except Senators Carey and Porter.

### REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of thirty-fifth day after recess and thirty-sixth day and recommend that the same be corrected as follows:

On page 8, line 23, correct spelling of word "titles."

On same page, line 3, correct spelling of word "Fraternal."

On page 9, line 6, from bottom of page, place apostrophe after the letter "s" in word "Teachers."

On page 12, line 16, correct spelling of word "first."

On page 20, lines 12 and 19, change word "House" to Senate."

On same page line 2, from bottom of page change word "Burleigh" to "Barnes." In line 31, change word "Barnes" to "Burleigh."

On page 23, line 9, correct spelling of word "Dividing."

On page 23, strike out lines 7, 8 and 9, and after the name "Steel" in Roll Call insert the word "Whitman" between lines 11 and 12 from bottom of page.

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

Communications were received and read as follows:

A letter was read from the Jamestown Chapter Order of DeMolay, asking the support of the Legislature for a Department of Education in the cabinet Signed Summen Buck, Scribe State Assn.

Also a communication asking for the chance to use dogs in hunting, signed by R. W. Pence, M. D.; and 17 others.

Also one of the same nature signed by H. F. Lettign and 16 others.

Several petitions for local option of motion pictures signed by Sam E. Wizer and 260 others.

Department of State,  
Madison, Wisconsin.  
February 4, 1925.

President of the Senate,  
State Capitol,  
Bismarck, N. D.

My Dear Sir:

By direction of the Legislature of Wisconsin I am sending you a copy of Joint Resolution No. 1 protesting to the Congress and to the Secretary of War of the United States against the continuation of the illegal taking of water from the Great Lakes through the Chicago Drainage Canal.

Very truly yours,

FRED R ZIMMERMAN,  
Secretary of State.

No. 1, 1925.

#### JOINT RESOLUTION

Protesting to the congress and to the secretary of war of the United States against the continuation of the illegal taking of water from the Great Lakes through the Chicago Drainage Canal.

Whereas, Actions were instituted by the United States in 1908 and 1913 against the Sanitary District of Chicago praying an injunction to restrain the diversion of water from the Great Lakes through the Chicago Drainage Canal in excess of four thousand one hundred sixty-seven cubic feet per second, and over the protest of the government a decision was

delayed until, after the resignation of Judge Landis, on June 18, 1923, Judge Carpenter decided the case in favor of the government and ordered that the injunction be granted;

Whereas, The states of Wisconsin, Minnesota, Michigan, Indiana, Ohio, Pennsylvania and New York joined in appearing as amici curiae with the United States against the Sanitary District of Chicago in said action on appeal before the supreme court of the United States;

Whereas, the United States supreme court on January 5, 1925, affirmed the decision of Judge Carpenter, holding that the Sanitary District of Chicago has violated the laws of the United States, that its action is in violation of our treaty with Great Britain and enjoining any abstraction of water in excess of four thousand one hundred and sixty-seven cubic feet per second;

Whereas, The legislature of Wisconsin in 1921 ordered and directed the beginning of a suit in the supreme court of the United States by the state of Wisconsin against the state of Illinois and the Sanitary District of Chicago to restrain the taking of water from the Great Lakes by the Sanitary District of Chicago and such action has begun and is still pending, no proceedings therein having been had awaiting the final decision in the case just decided;

Whereas, The present illegal abstraction of water from the Great Lakes now, and for many years past, has reached the enormous amount of upwards of ten thousand cubic feet per second and has seriously lowered the levels of the Great Lakes and the St. Clair, Detroit, Niagara and St. Lawrence rivers, and has greatly restricted and interfered with navigation thereon;

Whereas, the Great Lakes constitutes the greatest waterway in the world, carrying at the present time a tonnage equal to one-fourth of all the railroad tonnage of the United States at a cost of less than one-fifth that of railroad freight rates, and the diversion by the Sanitary District of Chicago has already increased lake freight rates by not less than three million dollars annually and has damaged lake harbors and other works fully twelve million dollars;

The enormous diversion has created currents in the Chicago harbor which have destroyed Chicago as a lake port to its own great loss and to the great loss of all other ports thereby deprived of economical lake transportation to and from this great center of the middle west;

In calculable damage has been done to farm and other property along the Illinois river and its fishing and pearl industry has been destroyed by the dumping of Chicago sewage into the stream;

The action of the Sanitary District in abstracting nearly ten thousand cubic second feet where less than one thousand cubic second feet is necessary or desirable for navigation has rendered futile all projects for a lake to the gulf waterway by way of the drainage canal and the Desplaines, Illinois and

Mississippi rivers, and if continued will forever prevent the development of such waterway.

The Chicago Sanitary District is deriving a revenue of more than one million dollars annually from electric power produced by the water so taken, and by this diversion is preventing the United States from obtaining its fair share of water for power purposes at Niagara Falls and along the St. Lawrence river, where the same quantity of water will produce at least ten times the amount of power produced by the Sanitary District;

The controversy over the diversion by the Sanitary District stands in the way of the immediate undertaking of the St. Lawrence waterway to give to ocean going vessels access to the Great Lakes and to give to the middle and the northwestern part of the United States the advantages of ocean going ports and the enormous development of power possible through such improvement of the St. Lawrence river; and

Whereas, The Sanitary District of Chicago has repeatedly asked Congress to enact legislation permitting such diversion and Congress has refused to enact such legislation, and bills are now pending in Congress for such permission, and the Sanitary District has repeatedly petitioned Secretaries of War for permits authorizing such diversion, and Secretary of War Stimson, in 1913, refused any permission in excess of four thousand one hundred sixty-seven cubic feet per second, and the Sanitary District now gives out that it will make application for a permit to increase said amount and is carrying on a propaganda and gives out that it must continue to take not less than ten thousand cubic feet per second until the year 1945, with the implication that it intends to continue to abstract this amount of waer or more during this period and all time thereafter and will not erect sewage disposal plants other than to take care of sewage from the growth of population and industries during this time, and the Sanitary District is not now making provisions for the immediate practical disposal of sewage by modern methods as is being done in other large lake cities; and,

Whereas, The states appearing with the government in the recent case take the position that the waters and the right to have these waters flow down the natural watershed of the Great Lakes is a property right of these states within their respective boundaries, and that there has been delegated to the government of the United States no power to divert these waters for any purpose except possibly so far as needed for the protection and improvement of navigation for which purpose there will at no time be needed more than one thousand cubic feet per second along the Chicago, Desplaines and Illinois rivers.

Resolved, by the Assembly, the Senate Concurring, That the state of Wisconsin hereby respectfully protests to the Congress of the United States and to the Secretary of War against any action by either recognizing or continuing any permit to the Sanitary District of Chicago to divert water from the Great Lakes through the Chicago Drainage Canal

for any purpose other than the protection and improvement of navigation;

Resolved, That a copy of this resolution, properly attested by the presiding officers and chief clerks of both houses, be sent to the President of the United States, the Secretary of War, the presiding officers of the senate and the house of representatives, and to each United States senator and member of Congress from Wisconsin;

Resolved, That a copy of this resolution so attested be sent to the governor and the presiding officers of both houses of the legislature in each of the states of the union, inviting the cooperation of the states in like protest to the Congress and to the Secretary of War.

HENRY O. HIEBER,  
President of the Senate.

L. W. SCHOENFELL,  
Chief Clerk of the Senate.

H. W. SACHTZEN,  
Speaker of the Assembly.

C. E. SHAFFER,  
Chief Clerk of the Assembly

#### SENATE COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 50. A Bill for an Act Making an Appropriation of \$266,900.00 to Pay the Maintenance, Improvements and Repairs, New Buildings and Miscellaneous for the Experiment Station at the Agricultural College, Fargo, North Dakota.

Also,

Senate Bill No. 53. A Bill for an Act Making an Appropriation of \$548,600.00 to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

Senate Bill No. 94. A Bill for an Act to Amend and Re-enact Section 6854, Compiled Laws of 1915, Being an Act Relating to Threshers Liens.

Also,

Senate Bill No. 138. A Bill for an Act Requiring the Publication of Official Proceedings of School Boards in Cities Having a Population of One Thousand or More Inhabitants.



Also,

Senate Bill No. 168. A Bill for an Act Providing that the Question of Operating and Conducting Picture Shows in Any City, Village or Township in the State of North Dakota on the First Day of the Week Shall Upon Petition of a Certain Percentage of the Electors Therein Be Submitted to the Electors Thereof for Decision; Providing the Form of the Ballot to be Used at Such Election; and Providing that Upon a Favorable Vote of the Electors Voting Upon the Question, it Shall Hereafter Be Lawful to Operate and Conduct Moving Picture Shows Therein on Said Day.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed and the report was adopted.

#### REPORTS OF STANDING COMMITTEES

A majority of the Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 94. A Bill for an Act Re-establishing the North Dakota Mill and Elevator Association, Defining Its Powers and Duties, Providing for the Control, Management, and Operation of State Owned Grain Warehouses, Elevators and Flour Mills and the Conduct of All Business Relating Thereto, Especially as Relates to the State Owned Mill and Elevator at Grand Forks, North Dakota, and Repealing Chapter 295, Laws of North Dakota of 1923.

Have had the same under consideration and recommend that the same do pass.

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted.

A minority of the Committee on State Affairs made the following report:

Mr. President: The undersigned members of the Committee on State Affairs to whom was referred:

House Bill No. 94. A Bill for an Act Re-establishing the North Dakota Mill and Elevator Association, Defining Its Powers and Duties, Providing for the Control, Management, and Operation of State Owned Grain Warehouses, Elevators and Flour Mills and the Conduct of All Business Relating Thereto, Especially as Relates to the State Owned Mill and Elevator at Grand Forks, North Dakota, and Repealing Chapter 295, Laws of North Dakota of 1923.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the word "A Bill" and in lieu thereof insert the following:

For an Act Re-establishing the North Dakota Mill and Elevator Association, Defining Its Duties and Powers, Providing for the Control, Management, and Operation of State Owned Grain Warehouses, Elevators and Flour Mills and the Conduct of All Business Relating Thereto, Especially as Relates to the State Owned Mill and Elevator at Grand Forks, North Dakota, and Repealing Chapter 295, Laws of North Dakota of 1923, and Other Statutes in Conflict Herewith.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. Establishing North Dakota Mill and Elevator Association.) For the purpose of encouraging and promoting agriculture, the State of North Dakota shall engage in the handling of grain and in the manufacture and sale of flour and its by-products, and for that purpose shall operate and conduct the system of state owned elevators and flour mills now established and heretofore created by law under the name of "North Dakota Mill and Elevator Association," hereinafter for convenience called the Association.

Section 2. Contracts Recognized.) All valid contracts entered into by the North Dakota Mill and Elevator Association, as provided for in Chapter 152 of the Session Laws of North Dakota for the Year 1919, and Chapter 295 of the Session Laws of North Dakota for the year 1923, known as the North Dakota Mill and Elevator Association Act, are hereby expressly recognized, and any rights or liabilities accrued in favor of, or against, said North Dakota Mill and Elevator Association, as provided for in Chapter 152 of the Laws of 1919; and Chapter 295 of the Laws of 1923, aforesaid, shall be deemed the Acts of the North Dakota Mill and Elevator Association, as created by this Act, and the title to all property acquired in the name of the State of North Dakota, doing business as the North Dakota Mill and Elevator Association, as provided for in Chapter 152 of the Laws of 1919 and Chapter 295 of the Laws of 1923, aforesaid, shall remain vested in the State of North Dakota, doing business as the North Dakota Mill and Elevator Association under this Act.

Section 3. Powers and Duties.) Except as otherwise provided by law, the Association, acting by and through the Governor, as hereinafter provided, shall have the power to make contracts, to sue and be sued, to purchase, sell and convey real and personal property as may be necessary to carry out the purpose of this Act; to locate and maintain the places of business of the Association; and to make and enforce orders, rules and regulations and by-laws, for the transaction of its business. The business of the Association, in addition to other matters herein specified, may include anything that any

private individual or corporation may lawfully do in conducting a similar business, except as herein restricted.

The Association may by purchase, lease or the exercise of the right of eminent domain, as provided by Chapter 36 of the Code of Civil Procedure, Compiled Laws of 1913, acquire all necessary property and property rights, and may purchase, lease or repair all necessary buildings or other structures and may purchase, lease, construct or otherwise acquire offices, machinery, equipment and all things necessary, convenient or incidental to the manufacture of flour, and its by-products, and for the storage, sale and disposal of grains, flour and its by-products, and may dispose of the same; Provided, that, until otherwise provided by law, the Association shall not lease, sell or convey to any person or persons the Mill and Elevator now located near the City of Grand Forks, North Dakota.

The Association shall have power to purchase grain and to resell such part thereof as may not be needed in the operation of the mill, and to act as agent for any party who buys or sells grain or farm products; Provided, it shall purchase grain from outside the state only when such grain can be purchased, milled and marketed at a cost less than grain of like quality available within the state may be purchased, milled and marketed; and Provided, further, that the Association shall not import grain from any foreign country, in bond for milling purposes, or mill any grain so imported, in bond, or any grain from any foreign country for the purpose of milling and exporting the products thereof under the drawback provision of the United States Tariff Act, except when necessary, in the opinion of the Governor, to insure the efficient operation of its mill.

All grain, flour, feed millstuffs and produce belonging to the Association, or for which the Association is responsible to the owners, and all buildings, and machinery belonging to the Association, shall be fully insured against loss by fire in the Fire and Tornado Fund of the State of North Dakota, or in Fire Insurance companies authorized to do business in this state.

Except as hereinafter provided, the business of the Association shall be limited to the operation and management of the Mill and Elevator now owned by said Association and located at the City of Grand Forks, North Dakota, but it shall have power to establish and maintain purchasing and selling agencies in this and other states, and in Canada and in foreign countries.

Section 4. Sale of Drake Mill and Other Property.) It shall be the duty of the Industrial Commission to take steps upon taking office to obtain bids in response to ninety days' public notice of intention to sell the Drake Mill and Elevator. Such property shall be sold as soon thereafter as is consistent with proper prices and terms. No sale of any such property shall be made without the written approval of the Governor. Power is hereby expressly granted to the Industrial Commission to execute and deliver any conveyances necessary to carry out the purposes of this section. Such

conveyances shall be made in the name of the North Dakota Mill and Elevator Association by the Industrial Commission, and must bear the signature of the Governor, signifying his approval. All funds derived from such sales shall be paid forthwith to the State Treasurer, to be credited by him to the Sinking Fund for the payment of interest upon and the retirement of outstanding bonds of the North Dakota Mill and Elevator series, or shall be retained for use as working capital as may be determined by the Governor. Until said Mill and Elevator located at Drake, is disposed of, the Industrial Commission shall exercise its discretion with reference to operating the same.

Section 5. Manner of Conducting Business.) All business of the Association shall be conducted under the name of the North Dakota Mill and Elevator Association. Title to property pertaining to the operation of the Association shall be obtained and conveyed in the name of the State of North Dakota, doing business as the North Dakota Mill and Elevator Association. Deeds and other instruments conveying or affecting real property shall be executed under the authority of the Industrial Commission and shall be signed by two members of the Industrial Commission, of whom the Governor shall be one, and the seal of the Association shall be affixed thereto. The Governor may delegate to any managing agent he shall see fit, the authority to execute all other classes of instruments.

Section 6. Active Management, Employees, Duties, Compensation, Bonds.) From and after the taking effect of this act, the Industrial Commission, as established and existing under the laws of the State, and the Board of Managers of the North Dakota Mill and Elevator Association, as created and provided for in Chapter 295 of the Laws of 1923, shall be dispossessed of all power and authority to manage or control the mill and elevator of the Association, at Grand Forks, and of all authority over the management and operation of the Association's business affairs in connection therewith, and of all authority over the management and operation thereof. Such authority heretofore possessed by the said Industrial Commission and the said Board of Managers, or both, is hereby divested and the same and all thereof is hereby transferred to and vested in the Governor of the State of North Dakota. The Governor shall have the sole authority to manage and operate the said Mill and Elevator and to manage, direct and control its business affairs. He shall have authority to make and enforce orders, rules and regulations for the transaction of the business of such Association, and to employ or appoint, at his sole discretion, such person or persons as he shall see fit, to assist him in exercising the power and authority hereby vested in him, and shall have full authority to fix the compensation of, and discharge or dismiss any and all agents, managers or employees now or hereafter engaged, with or without cause, and shall have full authority to delegate such power or any part thereof to any agent or employee he shall see fit.

A. It is hereby declared to be the purpose and intention of this Act, to make and constitute the Governor of the State

of North Dakota, the absolute and sole manager and director of the business affairs of the said Mill and Elevator Association, as far as relates to the management, operation and conduct of the business of the mill and elevator at Grand Forks, with all the power and authority of both the Board of Directors and the general managing officer of a business corporation, and this Act shall be liberally construed to effectuate that purpose.

B. Provided, however, notwithstanding the foregoing grant of authority to the Governor, the Industrial Commission shall have, and it is hereby expressly given authority, and it is made its duty, to employ an Auditor for such Mill and Elevator Association, who shall, at all times, keep himself possessed of and be ready to give to the Governor, the Legislature or its Committees, or the Industrial Commission or its Members, any data pertaining to the affairs of the Association, and it shall be his duty, whenever called upon by any such authority, to furnish an audit of such affairs, disclosing the true financial and business condition of such Association. And without demand, it shall be the duty of such Auditor, immediately following the last day of each month, to furnish to the Governor, and to the Industrial Commission, a summary of the business condition of the affairs of such Association.

C. For the purpose of enabling such Auditor to perform his duties, he shall have free access to and the use of any and every record and file of the Association. He shall have an office in the accounting department of the Association, and devote his entire time to the duties of his office, and shall be paid a salary of \$3000.00 per year, payable monthly.

D. Until the employment of the present Auditor of the Mill and Elevator Association shall cease, under the terms of his present contract, or his office shall, for any cause, become vacant, he shall continue in such employment, and hold the position of Auditor, under this Act. Such Auditor shall have no authority with reference to the conduct or management of the affairs of the Association, or the business conducted by or for the Mill and Elevator, but shall be an auditing officer only. It shall be his duty, at any time he may be called upon, to render to the Governor or the members of the Industrial Commission, friendly advice and counsel with regard to the affairs of the Association.

E. All officers and employees of the Association, charged with the performance of any duties in connection with its financial affairs, shall, before entering upon the performance of their duties, each respectively, furnish a sufficient bond to the State, in such amount and upon such conditions as the Governor may require and approve, such bonds to be approved, as to form, by the Attorney General, and when so approved, to be filed with the Secretary of State. Provided, however, the bond of the general managing officer or agent in connection with the financial affairs of the Mill and Elevator shall be not less than \$50,000.00 in amount.

Section 7. Books, Records, Statements.) All books, records, files, receipts, contracts, bills payable, bills receivable, papers and property of every kind and description belonging

to the said Association, and in possession of the Board of Managers or members thereof, appointed under the provisions of Chapter 295 of the Laws of 1923, or in the possession of any other person, shall be immediately delivered by such parties to the Governor, or such employee or agent as he shall direct.

The Governor, as Manager of the affairs of the Association, shall cause a complete record to be kept of all its transactions, and such records shall show, at all times, all the liabilities and assets of such Association, and the current value of all land and other property owned. It shall also show purchases made for the plant account, or money received from the sale of plant equipment and property, all disbursements for expenses and for the purchase of supplies of every kind, and all receipts from sales. An inventory, showing current costs and values shall be taken during June and December of each year, and on the first day of July and January each year, a statement shall be prepared, under the direction of the Governor, and filed with the Industrial Commission, showing in a detailed and itemized manner, the condition of the business and the results of operation during the preceding six months period, and in the making and procuring of such statement, the Governor may demand the services of the Auditor, or may entirely disregard him, and cause such statement to be otherwise made. The Governor, as Manager of the Association, shall also make a detailed report of its transactions, with inventories as of December 31st of each year, and shall file the same with the Industrial Commission not later than the first day of the following February, which report shall be printed and copies thereof be delivered to the State Board of Audit and all Members of the Legislature.

Section 8. Actions May Be Brought.) Civil actions may be brought against the State of North Dakota, on account of any cause of action claimed to have arisen out of transactions connected with the operation of the Association, upon condition that the provisions of this section are complied with. In such actions, the State, as Plaintiff, shall be designated as "The State of North Dakota doing business as the North Dakota Mill and Elevator Association" and the service of process therein shall be made upon the Governor or the Attorney General, or in case of their absence from the State, upon the managing agent in charge of the operation of the Mill and Elevator. Such actions may be brought in the same manner and shall be subject to the same provisions of law as other civil actions brought pursuant to the Code of Civil Procedure. Such actions shall be brought, however, in the county where the Association shall have its principal place of business, except as provided in Sections 7415, 7416 and 7418 Compiled Laws of North Dakota of 1913. The provisions of Sections 375 and 657, of the Compiled Laws of 1913 shall not apply to claims against the state affected by the provisions of this Act.

Section 9. Deposit of Funds.) All funds of the Association shall be deposited in the Bank of North Dakota.

Section 10. Examination by State Examiner.) The State

Examiner shall, personally, or through a deputy examiner, visit the Association at least twice annually, and shall inspect and verify the various assets in its possession and under its control, and shall ascertain its liabilities with sufficient thoroughness of investigation, to ascertain whether such assets and liabilities are correctly carried on the books. He shall investigate its method of operation and accounting, and shall have access to all audits made by the Auditor of the Association. He shall report the result of such examination and investigation to the Industrial Commission and the Governor within 30 days thereafter, and shall, in such report, make recommendations as he may deem proper as to changes in the method of accounting. A copy of such report shall also be filed with the State Auditor, the Manager of the Bank of North Dakota, the Auditor of the Association, and the General Managing Agent of the Mill.

Section 11. Repeal.) Chapter 295 of the Session Laws of the State of North Dakota for the year 1923, and all other acts and parts of acts in conflict herewith, are hereby repealed.

Section 12. Emergency.) This Act is hereby declared to be an emergency measure, and shall be in full force and effect from and after its passage and approval.

And when so amended recommend the same do pass.

THEO. KALDOR,  
P. J. MURPHY,  
S. J. ATKINS,  
A. G. STORSTAD,  
W. H. PORTER,  
W. D. LYNCH,  
WALTER BOND,  
FRANK E. PLOYHAR.

#### MOTIONS AND RESOLUTIONS

Senator Kaldor moved that the report on Senate Bill No. 94 be printed in the Journal and that action thereon be deferred one legislative day.

Which motion prevailed.

Senator Magnuson asked an extension of time on Senate Bill No. 97.

Which request was granted.

Senator Benson moved that the absent Senators be excused.

Which motion prevailed.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

Gerald P. Nye, Cooperstown, N. D.; Mrs. L. Lindgren, Mrs. E. J. Pepke, Mrs Ben Fisher, Mrs. Seed of Minot, N. D.; Mrs. Schultz, Donnybrook, N. D.; Mrs. Aug. Baumgartner, Mrs.

Wiser and Mrs. Don Birdsell, Berthold, N. D.; M. J. Lee, Anea, N. D.; Louise Hjerke, Sheyenne, N. D.; Mrs. Alex Johnson, New Rockford, N. D.; Margaret Duffy, Esmond, N. D.; Mrs. Hunter, Knox, N. D.; Lyold Child and Arthur Kaufman of Minneapolis, Minn.; Ed Herr and Jacob Vossler, Wishek, N. D.; Hon. Thos. Maloney, Webster, N. D.; Ignatius Ironwood, Francis Bullhead and Jen Grey Bear of Fort Yates, N. D.; J. P. Tenneson and J. B. Belk of Minot, N. D.

THIRD READING OF SENATE BILLS

ROLL CALL

Senate Bill No. 50. A Bill for an Act Making an Appropriation of \$266,900.00 to Pay the Maintenance, Improvements and Repairs, New Buildings and Miscellaneous for the Experiment Station at the Agricultural College, Fargo, North Dakota.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 41, nays 6, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McCrory	Seamands
Eastgate	McLachlin	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Miklethun	Whitmer
Lynch	Patten	Wog

Absent and not voting:

Messrs.	Messrs.
Carey	Porter

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 53. A Bill for an Act Making an Appropriation of \$548,600.00 to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.



Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 42, nays 4, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Ployhar
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Eastgate	McCrary	Schlosser
Ettestad	McLachlin	Seamands
Fleckten	Miklethun	Steel
Fredrickson	Murphy	Stevens
Hamilton	Olson, Barnes	Storstad
Hart	Olson, Burleigh	Tofsrud
Hjelmstad	Olson, Eddy-Foster	Van Camp
Ingerson	Page	Ward
Kaldor	Pathman	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Lynch	Whitmer	Wog
Patten		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bakken	Carey	Porter

So the bill passed and the title was agreed to.

### ROLL CALL

Senate Bill No. 94. A Bill for an Act to Amend and Re-enact Section 6854, Compiled Laws of 1915, Being an Act Relating to Threshers Liens.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 24, nays 23, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ritchie
Fleckten	McCrary	Stevens
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog

**Those voting in the negative were:**

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Eastgate	Olson, Eddy-Foster	Storstad
Hart	Page	Tofsrud
Kaldor	Pathman	Van Camp
Kretschmar	Ployhar	Whitman
Lynch	Rusch	

**Absent and not voting:**

Messrs.	Messrs.
Carey	Porter

So the bill was defeated.

Senator Kretschmar moved that action on Senate Bills Nos. 138 and 139 be deferred one legislative day.

Which motion prevailed.

Senator Whitman moved that action on Senate Bill No. 168 be deferred one legislative day.

Which motion prevailed.

**ROLL CALL**

Senate Bill No. 196. A Joint Resolution Requesting Congress to Enact Suitable Legislation to Protect the Farmers' Market and Reduce his Marketing Cost.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 45, nays 1, absent and not voting 3.

**Those voting in the affirmative were:**

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patten
Babcock	Lynch	Patterson
Baird	Magnuson	Peck
Bakken	Marshall	Ployhar
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Eastgate	McCrory	Schlosser
Ettestad	McLachlin	Seamands
Flecken	Miklethun	Steel
Fredrickson	Murphy	Storstad
Hamilton	Olson, Barnes	Tofsrud
Hart	Olson, Burleigh	Van Camp
Hjelmstad	Olson, Eddy-Foster	Wog
Ingerson	Page	Ward
Kaldor	Pathman	Whitmer

**Those voting in the negative were:**

Messrs.
Stevens

Absent and not voting:

Messrs.  
Carey

Messrs.  
Porter

Messrs.  
Whitman

So the bill passed and the title was agreed to..

Senator Stevens offered the following amendments to Senate Bill No. 72: "On page 3 of the printed bill strike out the last two words of line 19, and all of lines 20, 21 and 22."

Which motion carried.

Senator Hamilton offered the following amendment to Senate Bill No. 72; "In Section 7, line 3, strike out '\$100' and insert '\$200.' In line 5 strike out the word 'may' and insert 'shall.'" z

Which amendment carried.

Senator Kaldor offered the following amendment to Senate Bill No. 72: "In line 4, section 7, strike out the last three words, also the first word in line 5 and insert in lieu thereof 'and for each succeeding'"

Which motion prevailed.

Senator Hamilton moved that Senate Bill No. 72 be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage. Which motion prevailed.

Senator Stevens moved that the title to Senate Bill No. 72 be amended to conform to the amendments in the bill.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Chapter 6, Session Laws of 1919, as Amended by Special Session Laws of 1919, as Amended by Chapter 84 Session Laws of 1921, Chapter 239 of the Session Laws 1923, Relating to the Licensing, Regulating and Supervising the Licensing and Inspection of Pool and Billiard Rooms, Ball and Pin Alleys, Dance Halls, Theaters, Moving Picture Shows, Taxicab or Auto Liveries, Places Where Soft Drinks are Retailed or Where Cigars and Tobacco are Sold, or Public Halls, Owned Privately and Used for Public Purposes; Providing Fees Therefore, Inspectors, Defining Powers and Duties and Repealing all Acts and Parts of Acts Inconsistent Therewith.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.  
Atkins  
Babcock

Messrs.  
Lynch  
Magnuson

Messrs.  
Peck  
Ployhar

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Baird	Marshall	Rusch
Bakken	Martin	Ritchie
Benson	McCoy	Schlosser
Bond	McCrary	Seamands
Eastgate	McLachlin	Storstad
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog
Kretschmar	Patterson	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>
Carey	Porter

So the bill passed and the title was agreed to.

Senator Martin moved that the vote by which Senate Bill No. 72 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Page moved that action on Senate Bill No. 105 be deferred one legislative day.

Which motion prevailed.

Senator Kaldor moved that Action on Senate Bill No. 106 be deferred one legislative day.

Which motion prevailed.

Senator Ingerson moved that action on Senate Bills Nos. 73 and 91 be deferred one legislative day.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 20. A Bill for an Act to Repeal Section 2442 of the Compiled Laws of North Dakota for the Year 1913, Relating to National Guard.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Ritchie

Messrs.	Messrs.	Messrs.
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McCrorry	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog
Kretschmar	Patterson	

Absent and not voting:

Messrs.	Messrs.
Carey	Porter

So the bill passed and the title was agreed to.

Senator Ward moved that House Bill No. 16 be re-referred to the committee on Agriculture.

Which motion was defeated.

### ROLL CALL

House Bill No. 16. A Bill for an Act to Repeal Chapter No. 116 of the Session Laws of 1921.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 30, nays 16, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Ployhar
Baird	Kretschmar	Ritchie
Bakken	Lynch	Rusch
Bond	McCoy	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Murphy	Steel
Fredrickson	Olson, Burleigh	Stevens
Hart	Pathman	Tofsrud
Hjelmstad	Patten	Van Camp
Ingerson	Peck	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Martin	Page
Benson	McCrorry	Patterson
Fleckten	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Magnuson	Olson, Eddy-Foster	Wog
Marshall		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Porter	Storstad

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 25. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses, Improvements and Repairs and Equipment for the State Normal School at Dickinson.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 44, nays 2, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Eastgate	McCrorry	Seamands
Ettestad	McLachlin	Steel
Fleckten	Miklethun	Stevens
Fredrickson	Murphy	Tofsrud
Hamilton	Olson, Barnes	Van Camp
Hart	Olson, Burleigh	Ward
Hjelmstad	Olson, Eddy-Foster	Whitman
Kaldor	Page	Wog
Ingerson	Pathman	

Those voting in the negative were:

Messrs.	Messrs.
Patten	Whitmer

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Porter	Storstad

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 28. An Act Making an Appropriation for the Current and Contingent Expenses of the State Normal and Industrial School at Ellendale, and for Improvements and Repairs Thereto.

Was read the third time

The question being on the final passage of the bill, the roll was called, and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Ployhar
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog
Kretschmar		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Porter	Storstad

So the bill passed and the title was agreed to.

#### ROLL CALL.

House Bill No. 35. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Science at Wahpeton, Together with Improvements and Repairs and New Equipment.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 41, nays 5, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Pathman
Babcock	Lynch	Patterson
Baird	Magnuson	Peck
Bakken	Marshall	Ployhar
Benson	Martin	Rusch
Bond	McCrory	Schlosser
Eastgate	McCoy	Seamands
Ettestad	McLachlin	Steel
Fleckten	Miklethun	Stevens
Fredrickson	Murphy	Tofsrud
Hamilton	Olson, Barnes	Van Camp
Hjelmstad	Olson, Burleigh	Ward
Ingerson	Olson, Eddy-Foster	Whitman
Kaldor	Page	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hart	Ritchie	Wog
Patten	Whitmer	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Porter	Storstad

So the bill passed and the title was agreed to.

Senator Ingerson moved that House Bill No. 48 be indefinitely postponed.

Which motion carried.

Senator Ward moved that the vote by which House Bill No. 48 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

ROLL CALL

House Bill No. 39. A Bill for an Act Making an Appropriation to Pay the Salary, Travel Expenses and Miscellaneous Items of the State Transportation Officer.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Eastgate	McCroy	Seamands
Ettestad	McLachlin	Steel
Fleckten	Miklethun	Stevens
Fredrickson	Murphy	Tofsrud
Hamilton	Olson, Barnes	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitmer
Ingerson	Pathman	Wog
Kaldor	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Porter	Whitman
Olson, Burleigh	Storstad	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 26. A Bill for an Act Making an Appropriation of \$30,000.00 to Provide for the Payment of an Existing Deficit in the Wolf Bounty Fund.



Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 39, nays 6, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Peck
Babcock	Kretschmar	Ployhar
Baird	Lynch	Ritchie
Benson	Magnuson	Rusch
Bond	Marshall	Schlosser
Eastgate	Martin	Seamands
Ettestad	McCrory	Steel
Fleckten	McLachlin	Tofsrud
Fredrickson	Murphy	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Miklethun	Pathman
McCoy	Olson, Barnes	Stevens

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Porter	Storstad
Olson, Burleigh		

So the bill passed and the title was agreed to.

The President appointed as new conference committee on Senate Bill 43, Senators Carey, Miklethun and Ployhar, and on Senate Bill No. 26 Senators Olson of Eddy, Murphy and Benson.

### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 11, 1925.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 35. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Science at Wahpeton, Together with Improvements and Repairs and New Equipment.

Which the Senate has amended.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 11, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 48. A Bill for an Act Providing for the Filing of Reports of School Districts and Township Treasurers in Place of Publication Thereof, Designating Where the Same Shall Be Filed; and Repealing All Acts, and Parts of Acts, in Conflict Herewith.

Which the Senate has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Hamilton moved that the Senate do now adjourn until 2:30 P. M., Wednesday.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## THIRTY-EIGHTH DAY.

Senate Chamber,  
Bismarck, North Dakota,  
February 12, 1925.

The Senate convened at 2:30 o'clock P. M., pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the Chaplain, Rev. Clement Dimpfl.

## ROLL CALL

All members present except Senators Atkins, Carey, Kretschmar, Martin, McCoy, McLachlin, Porter, Rusch, Schlosser, Storstad, Van Camp, Ward, Whitman and Whitmer.

## REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-sixth Day after Recess and Thirty-seventh day and recommend that the same be corrected as follows:

On page 5, line 13, change word "thirty-sixth" to "thirty-seventh."

On same page line 12, from bottom of page correct spelling of word "apostrophe."

On page 9, line 15, correct spelling of word "president."

On page 1, line 13, correct spelling of word "conference."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

The following bills were messaged to the governor: Senate Bills Nos. 103, 41, 63, 13, 12, and 38.

The President appointed as members of the Joint Committee on Senate Bill No. 70, relating to interstate bridges between North Dakota, South Dakota, Minnesota and Wisconsin, Senators Lynch and Marshall.

Senator Miklethun moved that the absent Senators be excused.

Which motion prevailed.

Senator Ployhar moved that the Senate do now recess until 1 p. m. Friday.

Which motion prevailed.

Senate stands recessed.

C. R. VERRY,  
Secretary.

**THIRTY-EIGHTH DAY AFTER RECESS AND  
THIRTY-NINTH DAY**

**Senate Chamber,  
Bismarck, North Dakota,  
February 13, 1925.**

The Senate convened at 1:00 o'clock P. M., pursuant to recess taken.

The President, Walter Maddock, presiding.

Senator Olson of Eddy asked a return to the Eighth Order of Business, which request was granted.

Senator Olson then moved that the vote by which Senate Bill No. 94 was lost be reconsidered.

Which motion prevailed.

Senator Olson further moved that Senate Bill No. 94 be placed on the calendar of following day.

Which motion prevailed.

**THIRD READING OF SENATE BILLS**

**ROLL CALL**

Senate Bill No. 138. A Bill for an Act Requiring the Publication of Official Proceedings of School Boards in Cities Having a Population of One Thousand or More Inhabitants.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 18, nays 27, absent and not voting 4.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Baird	Marshall	Steel
Benson	Murphy	Stevens
Bond	Olson, Burleigh	Storstad
Hart	Page	Ward
Kaldor	Patten	Whitman
Kretschmar	Patterson	Whitmer

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Magnuson	Peck
Babcock	Martin	Porter
Bakken	McCoy	Ritchie
Eastgate	McCroy	Rusch
Ettestad	McLachlin	Schlosser
Hamilton	Miklethun	Seamands
Hjelmstad	Olson, Barnes	Tofsrud
Ingerson	Olson, Eddy-Foster	Van Camp
Lynch	Pathman	Wog

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Carey	Fredrickson	Ployhar
Fleckten		

So the bill was defeated.

### ROLL CALL

Senate Bill No. 139. A Bill for an Act Requiring the Publication of Official Proceedings of City Councils or Commissions in Cities Having a Population of One Thousand or More Inhabitants.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 28, nays 19, absent and not voting 2.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Kretschmar	Patten
Baird	Magnuson	Patterson
Bakken	Marshall	Schlosser
Benson	Martin	Seamands
Bond	Miklethun	Van Camp
Fredrickson	Olson, Barnes	Ward
Hamilton	Olson, Burleigh	Whitman
Hart	Olson, Eddy-Foster	Whitmer
Hjelmstad	Page	Wog
Ingerson		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	McCroy	Ritchie
Eastgate	McLachlin	Rusch
Ettestad	Murphy	Steel
Fleckten	Pathman	Stevens
Kaldor	Peck	Storstad
Lynch	Porter	Tofsrud
McCoy		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>
Carey	Ployhar

So the bill passed and the title was agreed to.

Senator Whitman demanded a call of the Senate.

The roll was called and showed Senator Carey to be absent.

Senator Whitman then moved that further business under the call be dispensed with.

Senator Whitman offered the following amendment to Senate Bill No. 168:

Beginning with the word "the" at the end of line 8, Section 1, page 2 of the printed bill, strike out the balance of Section 1 and insert in lieu thereof the following: "A special or any election other than that to which the officials of such city, village or township to which they are elected."

Which amendment carried.

Senator Stevens offered the following amendment to Senate Bill No. 168:

In line 2 of the title, after the word "any" insert the word "incorporated" and in same line, strike out the words "village or township."

In line 9 of title, after the word "therein" insert the word "only."

In line 2 of Section 1, after the word "any" insert the word "incorporated."

And in same line strike out the word "village or township."

Line 5 of Section 1, strike out the word "village or township" and insert in lieu thereof the word "only."

Line 2 of Section 2, after the word "show" insert the word "only."

Line 5 after the word "permitted" insert the word "only."

Line 5 of Section 3, after the word "operated" insert the word "only."

Line 10 of Section 3, after the words "North Dakota" strike out the word "on week days."

Section 4 after the word "measure" in line 1, insert the word "and in the interests of public economy and for the welfare of the people of the state," then renumber the lines of Section 4 accordingly.

Section 1, line 9, strike out the words "village or township."

Which amendment was defeated.

Senator Ward offered the following amendment to Senate Bill No. 168:

In Section 1, page 1, line 1, change the word "40" to "50."

Which motion was defeated.

## ROLL CALL

Senate Bill No. 168. A Bill for an Act Providing that the Question of Operating and Conducting Picture Shows in Any City, Village or Township in the State of North Dakota on the First Day of the Week Shall Upon Petition of a Certain Percentage of the Electors Therein Be Submitted to the Electors Thereof for Decision; Providing the Form of the Ballot to be Used at Such Election; and Providing that Upon a Favorable Vote of the Electors Voting Upon the Question, It Shall Thereafter Be Lawful to Operate and Conduct Moving Picture Shows Therein on Said Day.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 18, nays 30, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Baird	McCoy	Rusch
Fleckten	McCrorry	Whitman
Hamilton	Olson, Burleigh	Whitmer
Hart	Olson, Eddy-Foster	Wog
Ingerson	Page	Ployhar
Martin	Peck	Porter

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patten
Babcock	Patterson	Ritchie
Bakken	Lynch	Schlosser
Benson	Magnuson	Seamands
Bond	Marshall	Steel
Eastgate	McLachlin	Stevens
Ettestad	Miklethun	Storstad
Fredrickson	Murphy	Tofsrud
Hjelmstad	Olson, Barnes	Van Camp
Kaldor	Pathman	Ward

Absent and not voting:

Messrs.  
Carey

So the bill was defeated.

Senator Miklethun moved that the vote by which Senate Bill No. 168 was defeated be reconsidered and the motion to reconsider be laid on the table.

Senator Bakken explained his vote: "I hold in my hand a bunch of telegrams from my constituents. I find they are from business men, merchants and professional men. Those men are depending upon their earnings in dollars and cents from the working people of the state or community. They are all asking me to support the bill. I have not heard anything from the farmers and workers concerning this so I



don't think the farmers and workers have heard anything about it. I am sure if they had known about this we would have had more communications from them than from professional men. There are hundreds and thousands of mothers in the villages and cities of the state that have an awful time to support themselves and their children, let alone trying to contribute further to picture shows on Sunday. If we pass this bill there will be continual strife between the factions—those who favor and those opposed to Sunday shows. I vote 'no.'

Senator Ward explained his vote: "I believe that the majority of the people should rule. I do not believe that a smaller body of people should be allowed to force their ideas upon the larger body. If my amendment putting the vote of the community at 50 per cent had passed I would have supported the bill. I vote 'no.'"

Roll call demanded and granted on the clincher motion to Senate Bill No. 168.

### ROLL CALL

The question being on the clincher motion to Senate Bill No. 168, the roll was called, and there were ayes 25, nays 23, absent and not voting 1.

So the clincher motion carried.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Magnuson	Seamands
Bakken	Marshall	Steel
Benson	McLachlin	Stevens
Bond	Miklethun	Storstad
Eastgate	Murphy	Tofsrud
Fredrickson	Olson, Barnes	Van Camp
Hjelmstad	Pathman	Ward
Kaldor		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Baird	McCoy	Porter
Ettestad	McCrorry	Ritchie
Fleckten	Olson, Burleigh	Rusch
Hamilton	Olson, Eddy-Foster	Schlosser
Hart	Page	Whitman
Ingerson	Patten	Whitmer
Lynch	Peck	Wog
Martin	Ployhar	

Absent and not voting:

Messrs.  
Carey

So the clincher motion carried.

Senator Baird moved that Senate Bill No. 105 be laid over for one legislative day. Which motion carried.

## ROLL CALL

Senate Bill No. 106. A Bill for an Act Relating to Additional Alternative Exemptions for Persons Engaged in Farming, Dairying and Stockraising.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 19, nays 29, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bakken	Martin	Patterson
Benson	McCroroy	Peck
Ettestad	Miklethun	Ritchie
Fleckten	Olson, Barnes	Ward
Hjelmstad	Olson, Eddy-Foster	Whitmer
Ingerson	Patten	Wog
Magnuson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Rusch
Babcock	Marshall	Schlosser
Baird	McCoy	Seamands
Bond	McLachlin	Steel
Eastgate	Murphy	Stevens
Fredrickson	Olson, Burleigh	Storstad
Hamilton	Page	Tofsrud
Hart	Pathman	Van Camp
Kaldor	Ployhar	Whitman
Kretschmar	Porter	

Absent and not voting:

Messrs.  
Carey

So the bill was defeated.

Senator Whitman moved that the vote by which Senate Bill No. 106 was defeated be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Baird moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## THIRTY-NINTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 13, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the chaplain, Rev. Clement Dimpfl.

## ROLL CALL

All members present except Senator Carey.

## REVISION AND CORRECTION OF THE JOURNAL

The committee on Revision and Correction of the Journal made the following report:

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-eighth day and recommend that the same be corrected as follows:

On page 1, line 10, correct spelling of word "McCoy."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

A communication was received and read in regard to meeting of Joint Committee on Interstate Bridges, signed by A. A. Haaginson, St. Paul, Minn.

SENATE COMMITTEE ON ENROLLMENT AND EN-  
GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 14. A Bill for an Act Making an Appropriation of \$27,150.00 for the Purpose of Carrying Out the Provisions of Chapter 203 of the Session Laws of 1919 and

Chapter 115 of the Session Laws of 1921 Relating to Vocational Education and Vocational Rehabilitation.

Also,

Senate Bill No. 15 as amended. A Bill for an Act Making an Appropriation of \$104,500.00 for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

#### SENATE COMMITTEE ON ENROLLMENT AND EN-GROSSMENT.

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Chapter 6, Session Laws of 1919, as Amended by Special Session Laws of 1919, as Amended by Chapter 84 Session Laws of 1921, Chapter 239 of the Session Laws 1923, Relating to the Licensing, Regulating and Supervising the Licensing and Inspection of Pool and Billiard Rooms, Ball and Pin Alleys, Dance Halls, Theaters, Moving Picture Shows, Taxicab or Auto Liveries, Places Where Soft Drinks are Retailed or Where Cigars and Tobacco are Sold; Providing Fees Therefore, Inspectors, Defining Powers and Duties and Repealing all Acts and Parts of Acts Inconsistent Therewith.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator Olson of Barnes moved the adoption of the report, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$129,061.98 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, N. Dak.

Have had the same under consideration and recommend that the same be amended as follows:

On line one of the title of the printed bill, strike out the figures "\$129,061.98" and insert in lieu thereof the figures "\$100,000.00"

On line three of the printed bill strike out the figures "\$129,061.98" and insert the figures "\$100,000.00"

On line nine of the printed bill strike out the comma after the figure "5" and strike out the word "to-wit" and place a period after the figure "5."

Strike out all the remainder of the bill.

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 150. A Bill for an Act to Repeal Sections 2147, 2245, 2252 of the Compiled Laws of the State of North Dakota for the Year 1913 Relating to Taxation of Public Utility Property in Unorganized Counties.

Have had the same under consideration and recommend that the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913, Relating to Delinquent Personal Property Taxes.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 1, insert the word "Amendment" after "Section 1."

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Insurance made the following report:

Mr. President: Your committee on Insurance to whom was referred:

Senate Bill No. 97. A Bill for an Act to Amend and Re-enact Section 6624, Compiled Laws of 1913, Relating to Liability of Fire Insurance Companies.

Have had the same under consideration and recommend that the same be amended as follows:

Line 9 of the printed bill after the word "insured," strike out the balance of the line. All of line 10 and line 11 to and including the word "only" and insert in lieu thereof, the following: "provided that a farmers Mutual Company organized and operating under Chapter 172 of the Session Laws of 1915."

And when so amended recommend the same do pass.

NELS MAGNUSON,  
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Women's and Children's Welfare made the following report:

Mr. President: Your committee on Women's and Children's Welfare to whom was referred:

Senate Bill No. 179. A Bill for an Act to Safeguard the Distribution and Sale of Certain Dangerous Caustic or Corrosive Acids, Alkalis and Other Substances in the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

E. B. PAGE,  
Chairman.

Senator Page moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 180. A Bill for an Act Regulating the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Public Health made the following report:

Mr. President: Your committee on Public Health, to whom was referred:

**Senate Bill No. 183.** A Bill for an Act to Amend and Re-enact Section 9 of Chapter 236 of the Session Laws of North Dakota for the Year 1915, Relating to the Examination, Registration and Regulation of Graduated Nurses.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,  
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

**Senate Bill No. 186.** A Bill for an Act to Permit of Religious Instruction of Children in the First Eight Grades of Public Schools.

Have had the same under consideration and recommend that the same do pass.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

**Senate Bill No. 187.** A Bill for an Act to Amend and Re-enact Section 1 of Chapter 137 of the Session Laws of 1915, an Act Requiring Fire Drills in the Public Schools, Providing for Fire Guards, and Prescribing Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 213. A Bill for an Act to Empower and Authorize the Board of Administration to Furnish Current from its Lighting Plant at the State Tuberculosis Sanitarium at Dunseith, North Dakota, to the City of Dunseith, North Dakota, and the Inhabitants Thereof.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 221. A Bill for an Act Entitled an Act to Require all Public School Buildings, Seminaries and College Buildings, More than One Story in Height to Be Provided With Chemical Fire Extinguishers, and Providing for a Penalty for the Violation Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

At the end of the first paragraph of Section 1 add the following: "Provided, further, that said fire extinguishers shall be recharged at least once a year."

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Education made the following report:

Mr. President: Your committee on Education to whom was referred:

House Bill No. 18. A Bill for an Act to Repeal Section 1454 of the Compiled Laws of North Dakota for 1913, Relating to Educational Library.

Have had the same under consideration and recommend that the same do pass.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Education made the following report:



Mr. President: Your committee on Education to whom was referred:

House Bill No. 21. A Bill for an Act to Repeal Section 1538 of the Compiled Laws of North Dakota for 1913, Relating to Library Commission.

Have had the same under consideration and recommend that the same do pass.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 4926, Compiled Laws of North Dakota for 1913 Relating to Resident and Non-resident Insurance Agents.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,  
Chairman.

Senator Magnuson moved that the report be adopted.

A minority of the committee on Insurance made the following report:

Mr. President: A minority of your committee on Insurance to whom was referred:

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 4926, Compiled Laws of North Dakota for 1913 Relating to Resident and Non-resident Insurance Agents.

Have had the same under consideration and recommend that the same do pass.

OBERT A. OLSON,  
ALFRED STEEL,

#### ROLL CALL

Senator Benson moved the substitution and adoption of the minority report instead of the majority report on House Bill No. 62.

Roll call demanded and granted.

The question being on the report of the Minority of the Committee on Insurance, the roll was called and there were ayes 39, nays 7, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Porter
Babcock	McCoy	Ployhar
Baird	McCrorry	Ritchie
Bakken	McLachlin	Schlosser
Benson	Miklethun	Seamands
Bond	Murphy	Steel
Eastgate	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Hart	Page	Tofsrud
Hjelmstad	Pathman	Van Camp
Kaldor	Patten	Ward
Kretschmar	Patterson	Whitman
Lynch	Peck	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fredrickson	Magnuson	Olson, Eddy-Foster
Hamilton	Marshall	Rusch
Ingerson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Ettestad	Whitmer

So the report was adopted.

Senator Kaldor moved that action on House Bill No. 94 be deferred one legislative day.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 1100, of the Compiled Laws of North Dakota for the Year 1913, Relating to the Compensation of Members of Board of Registry.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted.

Senator Rusch moved that action on House Bill No. 123 be placed on third reading for Saturday.

Which motion prevailed.

Senator Ployhar moved that a committee of three be appointed to act on delayed bills.

Which motion carried.

The President appointed as such committee Senators Ployhar, Benson and Bakken.

Senator McCoy moved that the absent Senator be excused. Which motion prevailed.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 13, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a committee to consider and report on legislation which should be enacted touching interstate bridges, Representatives Morton, Boyd and Eckert.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 13, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 46. A Bill for an Act to Repeal Sections 917, 918 and 919, Compiled Laws of 1913, Relating to Party Registration.

Senate Bill No. 65. A Bill for an Act to Establish the North Dakota State Corn Show and Making an Appropriation Therefor.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 13, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 110. A Bill for an Act to Amend and Re-enact Section 2214 of the Compiled Laws of North Dakota for 1913, Relating to Irregularities of Land to Be Platted Into Lots if Required.

House Bill No. 115. A Bill for an Act to Amend and Re-

enact Section 3081, Compiled Laws of North Dakota for 1913, Being an Act to License Operation of Coal Mines.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 8774 of the Compiled Laws of North Dakota for the Year 1913, Providing for the Sale of Real Estate by the County Court and For the Advertising of the Same and How Made.

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 3082, Compiled Laws of North Dakota for 1913, Being an Act to Provide for Set Statistics to be Kept by the Mine Operators for Public Inspection.

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 4503 of the Compiled Laws of North Dakota for the Year 1913; limiting the value of Property to be Held by Religious and Charitable Corporations and Associations.

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2180 of the Compiled Laws of 1913.

House Bill No. 166. A Bill for an Act Defining and Establishing the State Mill and Elevator, Located at or Near the City of Grand Forks, North Dakota, as a Public Terminal Grain Elevator.

House Bill No. 192. A Bill for an Act to Amend and Re-enact Section 2166, Compiled Laws of 1913, Relating to Delinquent Personal Taxes and Providing for the Collection of the Same.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 13, 1925.

Mr. President: I have the honor to return herewith the following bill:

House Bill No. 35. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Science at Wahpeton, Together with Improvements and Repairs and New Equipment.

Which the Senate has amended. This bill is returned for correction of totals in lines 26 and 29 of the printed bill.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 13, 1925.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 98. A Bill for an Act Fixing the Maximum Rate that Railroad Companies May Charge for Transportation of Lignite Within the State of North Dakota.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 13, 1925.

Mr. President: I have the honor to return:

Senate Bill No. 62. A Bill for an Act Entitled, An Act Relating to the Sale of Cigarettes, and Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes; Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing of Bond; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof, and Penalty for Violation of This Act; and Defining the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing that Any Person Violating This Act Shall Be Enjoined and that Any Building or Premises Made Use Of for Purposes in Violation of This Act Shall Be Deemed a Nuisance and Abated by Injunction.

Which the House has amended as follows:

On page 3, line 8, strike out the words "one mill" and insert in lieu thereof the words "one and one-half mill."

Further amend by adding at the end of the engrossed bill, as amended:

"Section 9. Emergency.) An emergency is hereby declared to exist and this act shall take effect and be in force from and after April first. A. D. 1925."

Further amend as follows:

In Section 3, after the words "State Treasurer" strike out the period and add the following: "and such funds shall be turned into the general fund of the State."

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Whitman moved that the Senate do concur in the House amendments to Senate Bill No. 62; the bill be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 62. A Bill for an Act Entitled, An Act Relating to the Sale of Cigarettes, and Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes; Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing of Bond; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof, and Penalty for Violation of This Act; and Defining the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing that Any Person Violating This Act May Be Enjoined and that Any Building or Premises Made Use Of for Purposes in Violation of This Act Shall Be Deemed a Nuisance and Abated by Injunction.

Was read the third time.

The question being on the final passage of the bill, as amended by the House, the roll was called, and there were ayes 41, nays 6, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Porter
Babcock	Martin	Ritchie
Baird	McCoy	Rusch
Bakken	McCroy	Schlosser
Benson	McLachlin	Seamands
Bond	Murphy	Steel
Eastgate	Olson, Burleigh	Stevens
Ettestad	Olson, Eddy-Foster	Storstad
Fleckten	Page	Tofsrud
Fredrickson	Pathman	Van Camp
Hamilton	Patten	Ward
Hart	Patterson	Whitman
Ingerson	Peck	Whitmer
Kretschmar	Ployhar	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hjelmstad	Magnuson	Miklethun
Kaldor	Marshall	Olson, Barnes

Absent and not voting:

Messrs.  
Carey

So the bill passed and the title was agreed to.

The President declared the emergency clause carried.

House of Representatives,  
Bismarck, North Dakota,  
February 10, 1925.

Mr. President: I have the honor to return:

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

Which the House has amended as follows:

In line 11, page 2 of printed bill, insert the following and number it Sec. 4:

Sec. 4. Any person, firm or corporation, violating any of the provisions of this Act, or maintaining a place where cigarette or cigarette papers are sold or kept with intent to sell in violation of the provisions of this Act, shall be deemed guilty of keeping and maintaining a nuisance, and the building or place so used for the sale or keeping for sale of cigarettes or cigarette papers or wrappers in violation of the provisions of this Act shall be deemed to be a nuisance, and such person, firm or corporation may be enjoined and such building or place abated as a nuisance, and the procedure for the actions to enjoin and abate such nuisance, or for contempt in violating an order of injunction, shall be, so far as applicable, the same as those now provided by laws of this State for enjoining and abating intoxicating liquors.

And that Sec. 4, page 2, be re-numbered Sec. 5.

Amend Senate Bill 61 by striking out "\$10.00" in line 4, Section 3, page 2 of the engrossed bill, and inserting in lieu thereof "\$50.00," and in the next line of the engrossed bill strike out the figures "\$25.00" and insert in lieu thereof "\$100.00"; in line 6, Section 3, page 2 of the engrossed bill, strike out the figures "\$25.00" and insert in lieu thereof the figures "\$100.00" and in the same line strike out the figures "\$100.00" and insert in lieu thereof "\$300.00"; in line 7, Section 3, page 2 of the printed bill, strike out the word "thirty" and insert in lieu thereof "ninety."

After the period following the word "imprisonment" in line 8, Section 3, page 2 of the engrossed bill, add the following: "The enforcement of the penal provisions of this act is enjoined upon every officer and official whose duty it is to enforce the laws of this state and any such officer failing to

enforce the penal provisions hereof, shall be subject to removal from office in manner by law provided."

Further amend by adding as Section 6:

"Section 6. Emergency,) This Act is hereby declared an emergency measure and shall be in full force and effect on and after April 1st, 1925."

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Hamilton moved that the Senate do concur in the House amendments to Senate Bill No. 61, that the bill be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Which motion prevailed.

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

Was read the third time.

### ROLL CALL

The question being on the final passage of the bill, as amended by the House, the roll was called, and there were ayes 42, nays 6, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Porter
Babcock	Martin	Ritchie
Baird	McCoy	Rusch
Bakken	McCrorry	Schlosser
Benson	McLachlin	Seamands
Bond	Murphy	Steel
Eastgate	Olson, Burleigh	Stevens
Ettestad	Olson, Eddy-Foster	Storstad
Fleckten	Page	Tofsrud
Fredrickson	Pathman	Van Camp
Hamilton	Patten	Ward
Hart	Patterson	Whitman
Ingerson	Peck	Whitmer
Kretschmar	Ployhar	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hjelmstad	Magnuson	Miklethun
Kaldor	Marshall	Olson, Barnes



Absent and not voting:

Messrs.

Carey

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

### THIRD READING OF SENATE BILLS

Senator Ingerson moved that further action on Senate Bills Nos. 73 and 91 be deferred one legislative day.

Which motion prevailed.

### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 13, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 62 and Senate Bill No. 61.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 13, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Chapter 6, Session Laws of 1919, as Amended by Special Session Laws of 1919, as Amended by Chapter 84 Session Laws of 1921, Chapter 239 of the Session Laws 1923, Relating to the Licensing, Regulating and Supervising the Licensing and Inspection of Pool and Billiard Rooms, Ball and Pin Alleys, Dance Halls, Theaters, Moving Picture Shows, Taxicab or Auto Liveries, Places Where Soft Drinks are Retailled or Where Cigars and Tobacco are Sold, or Public Halls, Owned Privately and Used for Public Purposes; Providing Fees Therefore, Inspectors, Defining Powers and Duties and Repealing all Acts and Parts of Acts Inconsistent Therewith.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

## FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 110. A Bill for an Act to Amend and Re-enact Section 2214 of the Compiled Laws of North Dakota for 1913, Relating to Irregularities of Land to Be Platted Into Lots If Required.

Was read the first and second times and referred to the Committee on Cities and Municipal Corporations.

House Bill No. 115. A Bill for an Act to Amend and Re-enact Section 3081, Compiled Laws of North Dakota for 1913, Being an Act to License Operation of Coal Mines.

Was read the first and second time and referred to the Committee on Mines and Mining.

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 8774 of the Compiled Laws of North Dakota for the Year 1913, Providing for the Sale of Real Estate by the County Court and For the Advertising of the Same and How Made.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 3082, Compiled Laws of North Dakota for 1913, Being an Act to Provide for Set Statistics to be Kept by the Mine Operators for Public Inspection.

Was read the first and second time and referred to the Committee on Mines and Mining.

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 4503 of the Compiled Laws of North Dakota for the Year 1913; Limiting the Value of Property to be Held by Religious and Charitable Corporations and Associations.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2180 of the Compiled Laws of 1913.

Which was read the first and second time and referred to Committee on Judiciary.

House Bill No. 166. A Bill for an Act Defining and Establishing the State Mill and Elevator, Located at or Near the City of Grand Forks, North Dakota, as a Public Terminal Grain Elevator.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 192. A Bill for an Act to Amend and Re-enact Section 2166, Compiled Laws of 1913, Relating to Delinquent Personal Taxes and Providing for the Collection of the Same.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

## COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

Mr. Lee, Grand Forks, N. D.; Mrs. E. A. Durey and Mrs. H. E. Jury of Fullerton, N. D.; W. A. Bicholz, Minot, N. D.; Thos. Berge, Grand Forks, N. D.; D. J. Meyer, Bowman, N. D.; Ex-Sen. Jas. Winstrom, Dover, N. D.; A. W. Youngquist, J. W. Hansa and M. J. Pavlik, Stanley, N. D.; S. D. Adams, Lisbon, N. D.; Mrs. Frank E. Ployhar and Paula M. Kittal, Valley City, N. D.; Ole Semingaard, Devils Lake, N. D.; Dr. Arthur Bratrud, Minneapolis, Minn.; W. C. Taylor, LaMoure, N. D.; Ernest Francis, Williston, N. D.; G. W. Conn, Amidon, N. D.; W. S. Jones, New England, N. D.; J. C. Eaton, Towner, N. D.; Frank Mutz and H. Rankey, Price, N. D.; G. D. Colcord, Minot, N. D.; A. G. Buckholz, Minot, N. D.

Senator Ward asked an extension of time on Senate Bill No. 176, which request was granted.

Senator Murphy moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## FORTIETH DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 14, 1925.

The Senate convened at 2:00 o'clock P. M., Pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the Chaplain, Rev. Clement Dimpfl.

## ROLL CALL

All members present except Senator Fredrickson.

## REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Thirty-eighth Day After Recess and Thirty-ninth Day and recommend that the same be corrected as follows:

On page 3, line 14, correct spelling of word "amendment."

On page 4, line 8, correct spacing of words "of the."

On page 7 strike out line 9.

On same page, line 21, strike out letters "mo."

On page 15, line 12, strike out comma after word "Representatives."

On page 16, line 23, strike out letters "fi" after figure "2166."

On page 6, line 5 from bottom of page, correct spelling of word "now."

On page 10, line 14, after word "Mutual" insert the word "Company."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

MESSAGE FROM THE GOVERNOR

State of North Dakota  
Office of the Governor  
Bismarck  
February 13, 1925

To the Senate of the State of North Dakota:

Gentlemen: I have the honor to inform you that I have this day approved and filed with the Secretary of State the following bills:

Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses with Improvements and Repairs, Equipment and Miscellaneous Items for the State School for the Blind at Bathgate (\$34,000.00).

And,

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Sections 1 and 4 of Chapter 17 of the Session Laws of North Dakota for the Year 1921, Relating to the Control of Artesian Wells.

And,

Senate Bill No. 103. A Bill for an Act Relating to the Powers of Stockholders and Management of Co-operative Corporations and Associations.

And.

Senate Bill No. 41. A Bill for an Act Making an Appropriation for the General Expenses of the State Live Stock Sanitary Board and for the Glanders and Dourine and Bovine Tuberculosis Funds (\$126,850.00).

And,

Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923, and Magpie Bounty Allowed in Chapter 144 of Session Laws of 1923 (\$60,000.00).

And,

Senate Bill No. 38. A Bill for an Act Making an Appropriation of \$70,000.00 for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

Very truly yours,

A. G. SORLIE,  
Governor.

PETITIONS AND COMMUNICATIONS.

A petition asking the support to Senate Bill No. 73, signed by Tom McGrath, Donnybrook, N. D., and 9 others.

A petition in opposition to the passage of House Bill No. 153, signed by M. M. Hallderson, Elev. Agt., Granville, N. D., and four others.

Also one for the same purpose signed Lippman Elev. Co., Granville, N. D., and three others.

Also a petition remonstrating against the raising of peddlers' licenses in North Dakota, signed C. Vix, Jr., Sawyer, N. D., and 26 others.

Senator Patterson moved that the President appoint a committee to make arrangements for the official photograph.

The President appointed as such committee Senators Patterson, Murphy and Van Camp.

#### ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$100,000.00 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, N. Dak.

Also,

Senate Bill No. 97. A Bill for an Act to Amend and Re-enact Section 6624, Compiled Laws of 1913, Relating to Liability of Fire Insurance Companies.

Also,

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913, Relating to Delinquent Personal Property Taxes.

Also,

Senate Bill No. 221. A Bill for an Act Entitled an Act to Require all Public School Buildings, Seminaries and College Buildings, More than One Story in Height to Be Provided With Chemical Fire Extinguishers and Providing for a Penalty for the Violation Thereof.

And find the same correctly Engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

Senator C. J. Olson moved the adoption of the report.

Which motion prevailed.

SENATE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 62. A Bill for an Act Entitled, An Act Relating to the Sale of Cigarettes, and Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes; Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing of Bond; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof, and Penalty for Violation of This Act; and Defining the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing that Any Person Violating This Act May Be Enjoined and that Any Building or Premises Made Use of for Purposes in Violation of This Act, Shall be Deemed a Nuisance and Abated by Injunction.

Also,

Senate Bill No. 98. A Bill for an Act Fixing the Maximum Rate that Railroad Companies May Charge for the Transportation of Lignite Within the State of North Dakota.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

REPORTS OF STANDIDNG COMMITTEES

The committee on Appropriations made the following report.

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 9. A Bill for an Act Making an Appropriation of \$19,450.00 to Pay an Existing Deficit in the Depositors' Guaranty Fund Commission Department.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of line one of the title of the printed bill, the last three words of line two, and all of line three.

Beginning with the word "to" in the second line of the title

insert the following: "Reimburse the Depositors Guaranty Fund for Monies Withdrawn Therefrom Under Authority of Section 34 of Chapter 200 of the Session Laws of 1923."

Strike out all of lines four and five of the printed bill and insert the following in lieu thereof: "reimburse the Depositors Guaranty Fund for monies withdrawn therefrom under authority of Section 34 of Chapter 200 of the Session Laws of 1923, to-wit:."

And when so amended reported in without recommendation.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 115. A Bill for an Act Relating to the Collection of Checks, Drafts, Notes or Other Negotiable Instruments by Banks or Trust Companies.

Have had the same under consideration and recommend that the same do pass.

RALPH INGERSON,  
Chairman.

Sen. Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 159. A Bill for an Act Requiring all Banks and Trust Companies to Furnish Indemnity Bonds for the Protection of Private Deposits.

Have had the same under consideration and recommend that the same be indefinitely postponed.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 164. A Bill For an Act to Amend and Re-enact Section 6915, Compiled Laws of 1913, Relating to the Negotiation of Negotiable Instruments.



Have had the same under consideration and recommend that the same do pass.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

Senate Bill No. 166. A Bill for an Act Providing that the State May Issue Certificates of Indebtedness for the Purpose of Borrowing in Anticipation of Taxes Levied, but Not Collected; Providing that Such Borrowings Shall Be Authorized by the Emergency Commission; Making an Appropriation to Retire Such Borrowings; and Repealing Section 2305 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

Senate Bill No. 169. A Bill for an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

Senate Bill No. 184. A Bill for an Act to Repeal Section 3455 of the Compiled Laws of North Dakota for the Year 1913, Relating to Commissions Allowed County Treasurers Upon Bond Issues.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 3523 of the Compiled Laws of North Dakota for 1913, Relating to Deputies.

Have had the same under consideration and recommend that the same be amended as follows:

On line 11 of the printed bill, strike out the period after the word "Sheriff" and insert in lieu thereof a comma and add the following: "which compensation shall in no case exceed \$125.00 per month."

And when so amended recommend the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mrs. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 4222 of the Compiled Laws of North Dakota for the Year 1913, Relating to Claims Against Political Subdivisions of the State and Verification Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Insurance made the following report:

Mr. President: Your committee on Insurance to whom was referred:

Senate Bill No. 209. A Bill for an Act Designating the Commissioner of Insurance as Receiver of Insolvent Domestic Insurance Companies, Outlining the Procedure in Dissolution of Such Companies, and Defining the Commissioner's Powers and Duties as Such Receiver.

Have had the same under consideration and recommend that the same be re-referred to the Committee on Judiciary.

NELS MAGNUSON,  
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 211. A Bill for an Act Providing that Depositories of Public Funds May With the Consent of Proper Authorities, in Lieu of Furnishing Personal or Corporate Surety Bonds, Deposit as Security for Said Public Funds, in an Amount Equal to the Maximum Deposit with it, United States Government, State of North Dakota Bonds, or the Bonds of Any County, School District, or City Within this State.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 216. A Bill for an Act to Transfer the Sum of \$400.00 From the Fund Appropriated to the War History Commission for Membership in National Association of War History Organizations to said Commission's Fund for Clerk Hire.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 7, 9, and 10 of Chapter 147 of the Laws of the State of North Dakota for the Year 1919, as Amended Relating to the Deposit of Funds in the Bank of North Dakota, and Relating to Interest paid thereon.

Have had the same under consideration and recommend that the same do pass.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:  
Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 3275 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Powers of County Commissioners.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 227. A Bill for an Act to Provide Funds to Pay the Depositors in Closed and Insolvent Banks, Whose Deposits Were Guaranteed by Law.

Have had the same under consideration and recommend that the same do pass.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 257. A Bill for an Act to Amend Chapter 131 of the Session Laws of 1919 as Amended by Chapter 66 of the Session Laws of 1921, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:  
Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 53. A Bill for an Act to Amend and Re-enact Section 292 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Foreclosure of Mortgages.

Held by the Board of University and School Lands, Assignments Thereof, and Conveyance of Interests in Lands Acquired Thereunder.

Have had the same under consideration and recommend that the same be amended as follows:

In line 4 of the Engrossed bill, after the words and figures "Section 292" strike out the words "Mortgages, Land Foreclosure, assignments, re-sale and conveyance to mortgagors," and insert in lieu thereof the following: "Mortgage Loans. Foreclosure. Assignments. Re-Sale and Conveyance to Mortgagors."

And when so amended recommend the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Corporations made the following report:  
Mr. President: Your committee on Corporations to whom was referred:

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 4543 of the Compiled Laws of North Dakota for the Year 1913 and Section 4557 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 46 of the Session Laws of North Dakota for the Year 1921 Relating to the Declaration of Dividends and the Creation of Indebtedness by Directors of Corporations, and Increasing or Diminishing of the Capital Stock of Corporations and the Issuing of Bonds by Corporations and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2 of the printed bill, line 20, after the word "debentures" insert the following: "provided further that the limitation as to the value of property conveyed by trust, deed or mortgage shall not apply to the bonds or debentures of public utility corporations."

And when so amended recommend the same do pass.

OBERT A. OLSON,  
Chairman.

Senator Olson of Burleigh moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 67. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 266 of the Session Laws of 1923 Relating to the Possession of Pistols and Revolvers and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

At the end of Section 2, after the word "crime" strike out the period and insert in lieu thereof a semi-colon and add these words: "such imprisonment, if not exceeding one year, to be in the county jail, and if exceeding one year to be in the state penitentiary."

And when so amended recommend the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 69. A Bill for an Act to Amend and Re-enact Section 8076 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 250 of the Session Laws of North Dakota for the Year 1923 Relating to Foreclosure of Mortgages by Agent or Attorney, and Legalizing and Validating Sales Heretofore Made Where the Power of Attorney Has Been Filed for Record at or Prior to the time Fixed for the Making of the Same.

Have had the same under consideration and recommend that the same be amended as follows:

In line 5 of the engrossed bill, after the words: "procured and" strike out the words: "filed for record" and insert in lieu thereof the word: "recorded."

And when so amended recommend the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Insurance made the following report:

Mr. President: Your committee on Insurance to whom was referred:

House Bill No. 87. A Bill for an Act Protecting Insurance Agents Authorized to Do Business Within This State from Discrimination by Any Insurance Company Authorized to Do Business Within This State and Providing Penalty for Such Discrimination.

Have had the same under consideration and recommend that the same do pass.

NELS MAGNUSON,  
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:  
Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 225 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 127 of the Session Laws of North Dakota for the Year 1919, Relating to the Duties of the State Examiner.

Have had the same under consideration and recommend that the same be amended as follows:

In line 8 of Section 225 of the Engrossed bill after the word "Guard" insert the words "Board of Administration."

And when so amended recommend the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Kaldor moved the substitution and adoption of the minority report instead of the majority report on Senate Bill No. 94.

Roll call demanded and granted on Senate Bill No. 94.

Senator Ingerson demanded a call of the Senate. The call was granted and Senator Fredrickson was shown to be absent.

Senator Kaldor moved that the call be dispensed with, which motion prevailed.

#### ROLL CALL

The question being on the adoption of the minority report on House Bill No. 94, the roll was called, and there were ayes 25, nays 23, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patten
Bakken	Marshall	Patterson
Benson	Martin	Peck
Ettestad	McCrory	Ritchie
Fleckten	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog
Ingerson	Olson, Eddy-Foster	

Absent and not voting:

Messrs.

Fredrickson

So the minority report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 109. A Bill for an Act to Amend and Re-enact Section 4541, Compiled Laws of North Dakota for the Year 1913, Relating to Number and Power of Directors of Corporations.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

#### MOTIONS AND RESOLUTIONS

Senator Ployhar moved that the Senate defer action on the Select Committee report on Senate Bill 43, which motion prevailed.

Senator Kretschmar moved that Senate Bill No. 40 be recalled from the House, which motion prevailed.

Senator Kretschmar then moved that the vote by which House Bill No. 35 was passed be reconsidered. Which motion prevailed.

Senator Kretschmar further moved that House Bill No. 35 be re-referred to the Committee on Appropriations. Which motion prevailed.

Senator Whitman moved that the vote by which Senate Bill No. 61 was passed be reconsidered, for the purpose of correcting errors made in the amendments. Which motion carried.

Senator Whitman then moved that the Senate do not concur in the House Amendments to Senate Bill No. 61, and that a conference committee be appointed for the purpose of making the correct amendments. Which motion prevailed.

The President appointed as such committee Senators Whitman, Hamilton and Lynch.

Senator Magnuson moved that the absent Senator be excused. Which motion prevailed.

Senator Etestad requested that House Bill No. 98 be withdrawn from the committee on Agriculture and re-referred to the Committee on Counties. Which motion prevailed.



## MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 14, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 25. A Bill for an Act to appropriate the sum of \$15,000.00 to the Board of Auditors as provided for in Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920.

Which the House has amended.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 11, 1925.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 25. A Bill for an Act to appropriate the sum of \$15,000.00 to the Board of Auditors as provided for in Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920.

Which the House has amended as follows:

In line 1 of the title strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$15,000.00."

In line 2 of Section 1 strike out the figures "\$10,000.00" and insert in lieu thereof the figures "\$15,000.00."

At the end of the engrossed bill add the following:

This amount to be budgeted as follows:

Salary, Accountant .....	\$ 8,000.00
Salary, Asst. Accountant .....	4,000.00
Travel Expense .....	2,500.00
Stationery, Office Supplies, etc. ....	500.00
Total.....	<u>\$15,000.00</u>

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 14, 1925.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,239,255.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

Which the Senate has asked be returned.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 14, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 104. A Joint Resolution to Amend and Re-enact Section 82 of Article 3 of the Constitution of the State of North Dakota, Providing for the Election of State Officials.

Senate Bill No. 172. A Bill for an Act to appropriate the Sum of \$2,000.00 for the Purpose of Paying Premiums on Bonds of State Officials as Provided for by Chapter 175 of the Laws of North Dakota for the Year 1917.

Senate Bill No. 173. A Bill for an Act Making an Appropriation of \$5,000.00, for the Biennium to Pay the Expenses and Per Diem of Agents in the Arrest and Return of Fugitives from Justice as Prescribed by Section 11162 of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 174. A Bill for an Act to appropriate the Sum of \$2,000.00 for the Purpose of Paying the Per Diem and Expenses of the State Budget Board as Prescribed by Chapter 61 of the Session Laws of North Dakota for the Year 1915.

Senate Bill No. 175. A Bill for an Act to appropriate \$40,000.00 to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for the Year 1915.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 14, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 125. A Bill for an Act to Amend and Re-enact Sections 2005, 2906, 2910 Compiled Laws of the State

of North Dakota for 1913, Relating to the Analysis and Testing of Seeds by the Agricultural College Experiment Station, and the Certification Thereof, and Repealing Section 2910 and All Acts in Conflict Herewith.

House Bill No. 159. A Bill for an Act to Amend and Re-enact Section 2664 of the Compiled Laws of North Dakota for the Year 1913, Having to Do With Estrays and the Sale Thereof.

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 185 of the Session Laws of North Dakota for 1915, as Amended and Re-enacted by Chapter 156 of the Session Laws of North Dakota of 1923; Relating to the Support of Needy Women who are the Mothers of and Who are Compelled to Support One or More Children.

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 9917 of the Compiled Laws of North Dakota for the Year 1913, Relating to Punishment of Grand Larceny.

House Bill No. 173. A Bill for an Act to Amend and Re-enact Section 10141 of the Compiled Laws of North Dakota for the Year 1913, Relating to Being Intoxicated in a Public Place.

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 10523 of the Compiled Laws of North Dakota for the Year 1913, Relating to the time of Commencing Criminal Actions, and Providing Exceptions Therefor.

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 11113, and 11114 and 11115 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bail.

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 10994 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Time for Appeal to the Supreme Court in Criminal Cases.

House Bill No. 182. A Bill for an Act to Regulate and Restrict Advertising Signs and Devices on Public Highways and on Private Property Where they Obstruct the View of Grade Highway Railroad Crossings.

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 10248 of the Compiled Laws of North Dakota for the Year 1913, Forbidding the Injury, Destruction or Removal of Encumbered Chattel Property from the State, and Prescribing Penalties Therefor.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Kretschmar moved that the Senate do not concur in the House amendment to Senate Bill No. 25 and that a conference committee be appointed.

Which motion prevailed.

The President appointed as a new conference committee: Senators Ingerson, Ward and Atkins.

Senator Ingerson moved that further action on Senate Bill No. 73 be deferred one legislative day.

Which motion prevailed.

### THIRD READING OF SENATE BILLS

#### ROLL CALL

Senate Bill No. 91. A Bill for an Act to Prohibit the Borrowing of Money from State Banks by Its Officers or Directors and Declaring Such Borrowing to Be a Larceny.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 18, nays 30, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Hjelmstad	Olson, Eddy-Foster
Bakken	Ingerson	Patten
Benson	Magnuson	Patterson
Ettestad	Marshall	Ritchie
Fleckten	Martin	Whitmer
Hamilton	McCrory	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McLachlin	Rusch
Baird	Miklethun	Schlosser
Bond	Murphy	Seamands
Carey	Olson, Barnes	Steel
Eastgate	Olson, Burleigh	Stevens
Hart	Page	Storstad
Kaldor	Pathman	Tofsrud
Kretschmar	Peck	Van Camp
Lynch	Ployhar	Ward
McCoy	Porter	Whitman

Absent and not voting:

Messrs.  
Fredrickson

So the bill was defeated.

#### ROLL CALL

Senate Bill No. 94. A Bill for an Act to Amend and Re-enact Section 6854, Compiled Laws of 1913, Being an Act Relating to Threshers' Liens.

Was read the third time.

The question being on the final passage of the bill, the roll

was called, and there were ayes 28, nays 20, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Marshall	Peck
Bakken	McCroroy	Ployhar
Benson	Miklethun	Ritchie
Bond	Olson, Barnes	Schlosser
Ettestad	Olson, Burleigh	Seamands
Fleckten	Olson, Eddy-Foster	Van Camp
Hamilton	Pathman	Ward
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog
Magnuson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Rusch
Baird	Martin	Steel
Carey	McCoy	Stevens
Eastgate	McLachlin	Storstad
Hart	Murphy	Tofsrud
Kaldor	Page	Whitman
Kretschmar	Porter	

Absent and not voting:

Messrs.  
Fredrickson

So the bill passed and the title was agreed to.

Senator Baird offered the following amendment to Senate Bill No. 105: On page 1, line 8, of the printed bill, strike out the word "five" and insert the word "eight" in lieu thereof.

#### ROLL CALL

Senate Bill No. 105. A Bill for an Act to Amend and Re-enact Section 5605 of the Compiled Laws of 1913, as Amended by Chapter 229 of the Session Laws of North Dakota for the Year 1923.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 40, nays 8, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patten
Babcock	Magnuson	Patterson
Baird	Marshall	Peck
Bakken	Martin	Ployhar
Benson	McCoy	Porter
Carey	McCroroy	Ritchie
Ettestad	Miklethun	Schlosser
Fleckten	Murphy	Seamands

Messrs.	Messrs.	Messrs.
Hamilton	Olson, Barnes	Tofsrud
Hart	Olson, Burleigh	Van Camp
Hjelmstad	Olson, Eddy-Foster	Whitman
Ingerson	Page	Whitmer
Kaldor	Pathman	Wog
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Rusch	Storstad
Eastgate	Steel	Ward
McLachlin	Stevens	

Absent and not voting:

Messrs.  
Fredrickson

So the bill passed and the title was agreed to.

Senator Ingerson offered the following amendment to Senate Bill No. 51: In line 1 of the title change the figures "\$100,000" to "\$80,000" and in line 3 of the printed bill change the figures "100,000" to "80,00."

Division of the Senate called for and granted. The division showed the amendment to be carried.

### ROLL CALL

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$80,000.00 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, N. Dak.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 41, nays 7, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Pathman
Babcock	Kretschmar	Patten
Baird	Lynch	Patterson
Bakken	Magnuson	Ployhar
Benson	Marshall	Porter
Bond	Martin	Ritchie
Carey	McCoy	Seamands
Eastgate	McCrorry	Steel
Ettestad	Mikelthun	Tofsrud
Fleckten	Murphy	Van Camp
Hamilton	Olson, Barnes	Ward
Hart	Olson, Burleigh	Whitmer
Hjelmstad	Olson, Eddy-Foster	Wog
Ingerson	Page	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
McLachlin	Schlosser	Storstad
Peck	Stevens	Whitman
Rusch		

Absent and not voting:

Messrs.  
Fredrickson

So the bill passed and the title was agreed to..

#### ROLL CALL

Senate Bill No. 150. A Bill for an Act to Repeal Sections 2147, 2245, 2252 of the Compiled Laws of the State of North Dakota for the Year 1913 Relating to Taxation of Public Utility Property in Unorganized Counties.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.  
Fredrickson

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913, Relating to Delinquent Personal Property Taxes.

Was read the third time.

The question being on the final passage of the bill, as

amended, the roll was called, and there were ayes 45, nays none, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fredrickson	Patterson	Whitmer
Kretschmar		

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 97. A Bill for an Act to Amend and Re-enact Section 6624, Compiled Laws of 1913, Relating to Liability of Fire Insurance Companies.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes 29, nays 18, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	McLachlin	Porter
Bakken	Murphy	Ritchie
Benson	Olson, Barnes	Rusch
Fleckten	Oison, Burleigh	Storstad
Hamilton	Olson, Eddy-Foster	Tofsrud
Hjelmstad	Pathman	Van Camp
Ingerson	Patten	Ward
Magnuson	Patterson	Whitmer
Marshall	Peck	Wog
McCroory	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hart	Miklethun
Baird	Kaldor	Page
Bond	Kretschmar	Schlosser
Carey	Lynch	Seamands
Eastgate	Martin	Stevens
Ettestad	McCoy	Whitman



Absent and not voting:

Messrs.	Messrs.
Fredrickson	Steel

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 179. A Bill for an Act to Safeguard the Distribution and Sale of Certain Dangerous Caustic of Corrosive Acids, Alkalis and Other Substances in the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 46 ,nays 2, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Peck
Babcock	Marshall	Ployhar
Baird	Martin	Porter
Bakken	McCoy	Ritchie
Benson	McCroxy	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Hamilton	Olson, Burleigh	Storstad
Hart	Olson, Eddy-Foster	Tofsrud
Hjelmstad	Page	Van Camp
Ingerson	Pathman	Ward
Kaldor	Patten	Whitman
Kretschmar	Patterson	Whitmer
Lynch		

Those voting in the negative were:

Messrs.	Messrs.
Fleckten	Wog

Absent and not voting:

Messrs.
Fredrickson

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 180. A Bill for an Act Regulating the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 47, nays none, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Ployhar
Babcock	Marshall	Porter
Baird	Martin	Ritchie
Bakken	McCoy	Rusch
Benson	McCrory	Schlosser
Bond	McLachlin	Seamands
Carey	Mikelthun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog
Lynch	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fredrickson	Hamilton	

So the bill passed and the title was agreed to.

### ROLL CALL

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 236 of the Session Laws of North Dakota for the Year 1915, Relating to the Examination, Registration and Regulation of Graduated Nurses.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 36, nays 12, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Ployhar
Babcock	Lynch	Porter
Baird	Magnuson	Rusch
Bakken	Marshall	Schlosser
Bond	McCoy	Seamands
Carey	McCrory	Steel
Eastgate	McLachlin	Stevens
Fleckten	Murphy	Storstad
Hart	Olson, Burleigh	Tofsrud
Hjelmstad	Olson, Eddy-Foster	Van Camp
Ingerson	Page	Ward
Kaldor	Pathman	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Miklethun	Peck
Ettestad	Olson, Barnes	Ritchie
Hamilton	Patten	Whitmer
Martin	Patterson	Wog

Absent and not voting:

Messrs.  
Fredrickson

So the bill passed and the title was agreed to.

Senator Ward offered the following amendment to Senate Bill No. 186:

Strike out the last three words in line 6, and all of line 7, and insert in lieu thereof: "from 3 o'clock P. M. until 4 o'clock P. M., on Friday of each week."

Senator Whitmer offered as substitute motion to Senate Bill No. 186, that Senate Bill No. 186 be indefinitely postponed.

Roll call demanded on Senator Whitmer's amendment to Senate Bill No. 186.

#### ROLL CALL

The question being on Senator Whitmer's amendment to Senate Bill No. 186, the roll was called, and there were ayes 22, nays 25, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Patten
Bakken	Lynch	Patterson
Bond	Martin	Peck
Eastgate	McCoy	Rusch
Ettestad	McCrary	Seamands
Fleckten	Olson, Burleigh	Whitmer
Hamilton	Page	Wog
Hart		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Miklethun	Schlosser
Baird	Murphy	Steel
Benson	Olson, Barnes	Stevens
Carey	Olson, Eddy-Foster	Storstad
Hjelmstad	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Magnuson	Porter	Ward
Marshall	Ritchie	Whitman
McLachlin		

Absent and not voting:

Messrs.	Messrs.
Fredrickson	Kretschmar

So the amendment was defeated.

Roll call demanded on Senator Ward's amendment to Senate Bill No. 186.

### ROLL CALL

The question being on Senator Ward's amendment to Senate Bill No. 186, the roll was called, and there were ayes 25, nays 28, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Murphy	Stevens
Babcock	Olson, Burleigh	Storstad
Baird	Ployhar	Tofsrud
Benson	Porter	Van Camp
Carey	Ritchie	Ward
Hjelmstad	Schlosser	Whitman
Kretschmar	Seamands	Whitmer
Marshall	Steel	Wog
McLachlin		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Kaldor	Olson, Eddy-Foster
Bond	Lynch	Page
Eastgate	Magnuson	Pathman
Ettestad	Martin	Patten
Fleckten	McCoy	Patterson
Hamilton	McCrary	Peck
Hart	Mikelthun	Rusch
Ingerson	Olson, Barnes	

Absent and not voting:

Messrs.  
Fredrickson

So the amendment was adopted.

Senator Whitmer explained his vote:

Mr. President: I shall vote "aye" for this amendment for the reason that I believe it will cripple our schools less to have this hour taken off on Friday afternoon if this bill must pass.

### ROLL CALL

Senate Bill No. 186. A Bill for an Act to Permit of Religious Instruction of Children in the First Eight Grades of Public Schools.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 18, nays 30, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Benson	McLachlin	Steel
Carey	Miklethun	Stevens
Hjelmstad	Olson, Barnes	Storstad
Kaldor	Olson, Eddy-Foster	Tofsrud
Magnuson	Ployhar	Van Camp
Marshall	Ritchie	Ward

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Patten
Babcock	Kretschmar	Patterson
Baird	Lynch	Peck
Bakken	Martin	Porter
Bond	McCoy	Rusch
Eastgate	McCrorry	Schlosser
Ettestad	Murphy	Seamands
Fleckten	Olson, Burleigh	Whitman
Hamilton	Page	Whitmer
Hart	Pathman	Wog

Absent and not voting:

Messrs.  
Fredrickson

So the bill was defeated.

Senator Ingerson explained his vote:

Mr. President: I vote "no" on Senate Bill No. 186 because I believe it will be an evil day when we permit any union of Church and State in this country. In the Constitution of the United States and of the several States we guarantee to all religious denominations freedom of religious belief and worship and protect them in those rights. We compel, by law, all parents to educate their children and all taxpayers to support the public schools and to my mind it would be manifestly unfair to require those taxpayers to give up part of the time of teachers and have the classes disrupted during the time that pupils might be excused from school under this Act. I am opposed to this bill because I consider introducing the subject of religion into the public schools as a disrupting influence that would bring about endless controversy in many communities. I am also opposed to it because it is needless; the churches have all day Saturday and Sunday and every day after 4 o'clock when the public schools are in session and our compulsory school law will allow church people to educate their children in their own schools, and it seems to me that their thousands of Sunday school teachers and teachers in church schools together with their ministers and the churches, protected under most generous laws, that exempt their institutions from taxation, they are not justified in asking that we give them more privileges by letting them use the time of our public schools. I am opposed to it because only one-third of the population of the country belong to any church at all. Non-church members have the same rights under the law as church members. I am opposed to it be-

cause where the churches have tried to impose their influence into the public schools it has led to litigation in the courts and has resulted in bitter feeling in communities affected.

Senator Lynch explained his vote:

Mr. President: With malice towards none and charity towards all, and because I think the hour can be better taken from the picture show time than school time, with more advantage to the interests of the State, I vote "no."

#### ROLL CALL

Senate Bill No. 213. A Bill for an Act to Empower and Authorize the Board of Administration to Furnish Current from its Lighting Plant at the State Tuberculosis Sanitarium at Dunseith, North Dakota, to the City of Dunseith, North Dakota, and the Inhabitants Thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 45, nays 3, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Peck
Babcock	Marshall	Ployhar
Baird	Martin	Ritchie
Bakken	McCoy	Rusch
Benson	McCroy	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Flecken	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Lynch	Patterson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hart	Kretschmar	Porter

Absent and not voting:

Messrs.  
Fredrickson

So the bill passed and the title was agreed to.

#### ROLL CALL.

Senate Bill No. 221. A Bill for an Act Entitled an Act to Require all Public School Buildings, Seminaries and College Buildings, More than One Story in Height to Be Provided With Chemical Fire Extinguishers, and Providing for a Penalty for the Volation Thereof.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays 1, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	McCoy	Rusch
Benson	McCrary	Schlosser
Bond	McLachlin	Seamands
Carey	Mikelthun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	

Those voting in the negative were:

Messrs.  
Martin  
Absent and not voting:

Messrs.  
Fredrickson

So the bill passed and the title was agreed to..

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 14, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 139. A Bill for an Act Requiring the Publication of Official Proceedings of City Councils or Commissions in Cities Having a Population of One Thousand or More Inhabitants.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 14, 1925.

Mr. Speaker: I have the honor to inform you that the Senate desires the return of Senate Bill Number 40.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 14, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered the vote by which it concurred in the House amendments to Senate Bill No. 61 and that it refuses to concur in said amendments and has appointed as a conference committee Senators Whitman, Hamilton and Lynch.

Very respectfully,

C. R. VERRY,  
Secretary.

### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 14. A Bill for an Act Making an Appropriation of \$28,950.00 for the Purpose of Carrying out the Provisions of Chapter 203 of the Session Laws of 1919 and Chapter 115 of the Session Laws of 1921 Relating to Vocational Education and Vocational Rehabilitation.

Senate Bill No. 15. A Bill for an Act Making an Appropriation of \$124,000.00 for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Department of Public Health for the Biennium, Beginning on July 1st, 1925 and Ending on June 30th, 1927.

Senate Bill No. 42. A Bill for an Act Making an Appropriation for the General Expenses of the Department of Motor Vehicle Registration.

Senate Bill No. 19. A Bill for an Act Making an Appropriation of \$25,750.00 for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Senate Bill No. 62. A Bill for an Act Entitled, An Act Relating to the Sale of Cigarettes and Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes, Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing of Bond; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof, and Penalty for Violation of This Act; and Defining the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing that Any Person Violating This Act May Be Enjoined and that Any Building or Premises Made Use Of for Purposes in Violation of This Act Shall Be Deemed a Nuisance and Abated by Injunction.

Senate Bill No. 98. A Bill for an Act Fixing the Maximum Rate that Railroad Companies May Charge for the Transportation of Lignite Within the State of North Dakota.



And the President signed the same in the presence of the Senate.

Senator Storstad moved that the Senate do now adjourn.

Which motion was defeated.

Senator Ingerson moved that House Bills Nos. 18, 21, 62 and 123, be laid over one legislative day. Which motion prevailed.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

Ex-Senator Porter, LaMoure, N. D.; A. A. Stor, Fargo, N. D.; Former Speaker of the House Roy Johnson, Casselton, N. D.; Andrew Robbie, Cavalier, N. D.; W. J. Husa, Belden, N. D.; Judge Youngquist, Stanley, N. D.; Sheriff Hoffland, Stanley, N. D.; Ex-Senator Haggart, Fargo, N. D.

Senator Storstad moved that the Senate do now adjourn.

Which motion prevailed.

C. R. VERRY,  
Secretary.

## FORTY-SECOND DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 16, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the Chaplain, Rev. C. J. Fylling.

## ROLL CALL

All members present except Senator Fredrickson.

## REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fortieth Day and recommend that the same be corrected as follows:

On page 3, lines 8, 9 and 11, correct spelling of words "violation," "extinguishers," "providing," "college," school" and "buildings."

On page 4, strike out first three lines.

On page 5, transpose lines 33, 34 and 35 to follow line 30.

On page 10, line 6, correct spelling of word "after."

On same page, line 33, correct spelling of word "provided."

On page 11, line 8, correct spelling of word "providing."

On page 12 correct spelling of word "granted" in line 21.

On page 13, place hyphen in word "re-referred" in line 28.

On page 16, line 13, correct spacing in words "of and."

On page 17, correct spelling of word "be" in line 10.

On page 25, line 6 from bottom of page, correct spelling of word "first."

On page 27, correct spelling of words "school," "buildings," "college," "extinguishers," "providing" and "violating" in lines 1, 2 and 4 from bottom of page.

Correction for Permanent Journal of February 9: Strike out all of lines 15 and 16 on page 8.

On roll call on February 14, page 17, change total vote on Bill No. 91 to 30 nays and 18 ayes; also place Olson of Burleigh as voting in negative in place of affirmative.

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

Grand Forks, N. D.,  
February 12, 1925.

Sen. P. J. Murphy,  
Bismarck, N. D.

Dear Sir: Please convey to the members of committee my sincere thanks for the beautiful resolution in memory of my dear husband and also for kind sympathy extended me and my children.

Sincerely,

MRS. P. O. THORSON AND CHILDREN.

A communication was read asking for support for the extension department of the Agricultural College, Fargo, signed by Dan Rudman, J. R. Anderson and J. H. Bundy of Grace Township Farmers Club.

One against the co-operative marketing amendment bill before the Legislature, signed Frank Rodgers, Parshall and 14 others.

Also one signed by M. A. Buechler, Elgin, and 14 others.

One against, signed by M. A. Lampson, Nortonville, N. D., and 15 others.

Three more petitions from LaMoure County against the above bill, signed by Fred Kvaengler, Alfred, N. D., and 144 others.

One for same purpose from Mountrail and McLean Counties, signed by C. O. Havey, Parshall, N. D., and 23 others.

Two petitions were also read from Richland County opposing the passage of same bill, signed by J. J. Turbak, Fairmount, N. D., and 28 others.

Also one petition favoring the passage of the co-operative

marketing act, signed by Ole Tykese, Hampton, and 12 others.

A telegram also was read from Philadelphia Press in regard to the Sesquicentennial Exhibition, signed by W. Freeman Kendrick, Mayor of Philadelphia.

#### SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 9. A Bill for an Act Making an Appropriation of \$19,450.00 to Reimburse the Depositors Guaranty Fund for Monies Withdrawn Therefrom Under Authority of Section 34 of Chapter 200 of the Session Laws of 1923.

Also,

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 3523 of the Compiled Laws of North Dakota for 1913, Relating to Deputies.

Also,

Senate Bill No. 105. A Bill for an Act to Amend and Re-enact Section 5605 of the Compiled Laws of 1913, as Amended by Chapter 229 of the Session Laws of North Dakota for the Year 1923.

Also,

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,239,255.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report.

Which motion prevailed.

#### SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 104. A Joint Resolution to Amend and Re-enact Section 82 of Article 3 of the Constitution of the State of North Dakota, Providing for the Election of State Officials.

Also,

Senate Bill No. 172. A Bill for an Act to Appropriate the Sum of \$2,000.00 for the Purpose of Paying Premiums on Bonds of State Officials as Provided for by Chapter 175 of the Laws of North Dakota for the Year 1917.

Also,

Senate Bill No. 173. A Bill for an Act Making an Appropriation of \$5,000.00, for the Biennium to Pay the Expenses and Per Diem of Agents in the Arrest and Return of Fugitives from Justice as Prescribed by Section 11162 of the Compiled Laws of 1913 for North Dakota.

Also,

Senate Bill No. 174. A Bill for an Act to Appropriate the Sum of \$2,000.00 for the Purpose of Paying the Per Diem and Expenses of the State Budget Board as Prescribed by Chapter 61 of the Session Laws of North Dakota for the Year 1915.

Also,

Senate Bill No. 175. A Bill for an Act to Appropriate \$40,000.00 to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for the Year 1915.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 8 and 12 of Chapter 326 of the Session Laws of North Dakota for the Year 1923, Relating to Placing Taxing Districts Upon a Cash Basis, and Classing Park Districts Having Population Over Four Thousand with Cities and School Districts of Like Size.

Have had the same under consideration and recommend that the same do pass.

WALTER BOND,  
Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 2093 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 228, Laws of 1917, Relating to the Matter of Listing Property for Taxation Purposes.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 14, of the engrossed bill, after the word "damages," insert the following: "covered by insurance, or damages."

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 147. A Bill for an Act to Amend and Re-enact Section 5238 of the Compiled Laws of 1913, as amended by Chapter 96 of the Laws of 1915 by Adding Thereto Provision Requiring Foreign Corporations Having a Business Domicile Within the State to Apply for a Domestic Corporation Charter; Providing Fees Therefor and Other Regulations Additional to Such Other Regulations as May Be Otherwise Provided.

Have had the same under consideration and recommend that the same be amended as follows:

Page 2, line 28, strike out the word "January" and insert the word "March" in lieu thereof, and also insert after the word "March," as amended, the following: "in addition to such other reports as may now or hereafter be required by law."

In line 32, after the word "state" insert "for the previous calendar year."

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion was defeated.

Roll call demanded and granted.

### ROLL CALL

The question being on the adoption of the committee report on Senate Bill No. 147, the roll was called, and there were ayes 22, nays 26, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patten
Bakken	Marshall	Patterson
Benson	Martin	Peck
Ettestad	McCrory	Ritchie
Fleckten	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Eddy-Foster	Wog
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

Absent and not voting:

Messrs.  
Fredrickson

So the report was defeated.

Senator Porter moved that further consideration of Senate Bill No. 147 be indefinitely postponed.

Roll call demanded and granted.

### ROLL CALL

The question being on the indefinite postponement of Senate Bill No. 147, the roll was called, and there were ayes 26, nays 22, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patten
Bakken	Marshall	Patterson
Benson	Martin	Peck
Ettestad	McCrary	Ritchie
Fleckten	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Eddy-Foster	Wog
Ingerson		

Absent and not voting:

Messrs.  
Fredrickson

So the motion was carried.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 146. A Bill for an Act to Amend and Re-enact Section 2110 of the Compiled Laws of 1913 as Amended by Chapter 221 of the Session Laws of 1919 and Chapter 119 of the Session Laws of 1921 and Chapter 305 of the Session Laws of 1923, Relating to the Taxation of Corporate Excess Providing that the Tax Commissioner shall Assess Such Corporate Excess Upon the Verified Reports Filed by Each of Such Corporation or Upon Such Other Evidence as May Be by Him Deemed Sufficient.

Have had the same under consideration and recommend that the same be amended as follows:

In line four of the title of the bill after the figures 1923 insert the following "and repealing acts in conflict herewith."

In section one, line three, after the figures 1921 insert the following: "and Chapter 305 of the Session Laws of 1923."

At end of the Bill add "Section 4. Repeal. "All Acts or parts of Acts in Conflict herewith are hereby repealed."

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted.

Roll call demanded and granted.

#### ROLL CALL

The question being on the adoption of the committee report on Senate Bill 146, the roll was called, and there were ayes 20, nays 28, absent and not voting 1.



Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patten
Bakken	Marshall	Patterson
Benson	Martin	Peck
Fleckten	McCroory	Ritchie
Hamilton	Miklethun	Ward
Hjelmstad	Olson, Barnes	Whitmer
Ingerson	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Ettestad	Pathman	Tofsrud
Hart	Ployhar	Van Camp
Kaldor	Porter	Whitman
Kretschmar	Rusch	Wog
Lynch		

Absent and not voting:

Messrs.  
Fredrickson

So the bill was defeated.

Senator Porter moved that further action on Senate Bill No. 146 be indefinitely postponed.

Which action prevailed.

The committee on Cities and Municipal Corporations made the following report:

Mr. President: Your committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 171. A Bill for an Act to Empower Cities and Villages to Levy and Collect a Tax for Purpose of Furnishing Musical Concerts to the Public.

Have had the same under consideration and recommend that the same be amended as follows:

On line 4 of the printed bill after the word "villages" insert the following: "with a population under twenty thousand."

And when so amended recommend the same do pass.

WALTER BOND,  
Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Education made the following report:

Mr. President: Your committee on Education to whom was referred:

Senate Bill No. 258. A Bill for an Act to Provide for the Conveyance of Pupils in Consolidated School Districts and in School Districts Where Consolidated Schools Have Not Been Established, and Providing for Compensation Thereof, and Repealing Acts and All Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, line 10, strike out the word "may" and insert the word "shall."

On page 2, line 18, strike out the word "three" and insert the words "two and three-quarters."

And when so amended recommend the same do pass.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Education made the following report:

Mr. President: Your committee on Education to whom was referred:

Senate Bill No. 277. A Bill for an Act to Amend and Re-enact Section 1725 of the Compiled Laws of North Dakota for the Year 1913, Relative to the Industrial School at Ellendale, North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 16, printed bill, strike out the word "shall" and insert in lieu thereof the word "may."

On page 2, line 16, capitalize the words "BACHELOR OF SCIENCE DEGREE IN INDUSTRIAL EDUCATION."

And when so amended recommend the same do pass.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 35. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Science at Wahpeton, Together with Improvements and Repairs and New Equipment.

Have had the same under consideration and recommend that the same be amended as follows:

On line three of section one of the re-engrossed bill strike out the figures "\$86,970.00" and insert the figures "\$86,720.00"

On line eleven of subdivision "Operating Expense" strike out the figures "\$1,000.00" and insert the figures "\$750.00."

In the item "Total Maintenance" strike out the figures "\$108,620.00" and insert the figures "\$108,370.00."

In the item "Net Maintenance" strike out the figures "\$68,620.00" and insert the figures "\$68,370.00."

In the total of the bill strike out the figures "\$86,970.00" and insert the figures "86,720.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORTS OF SELECT COMMITTEES

The Conference Committee made the following report:

Mr. President: Your Conference Committee to whom was referred:

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Have had the same under consideration and recommend that the same be amended as follows:

In line 3 of the printed bill strike out the figures "\$3,000.00" and insert in lieu thereof the figures "\$2,000.00."

H. J. RUSCH,  
FRED PATHMAN,  
WM. WATT,  
G. W. HEMPEL,  
JOSEPH McGAUVREN,

Senator Rusch moved that the report be adopted, which motion was defeated.

Senator Ingerson moved that the committee be discharged and that a new conference committee be appointed to act on Senate Bill No. 20.

Which motion prevailed and the President appointed Sen-

ators Page, Bakken, and Seamands to act with the joint committee from the House.

The committee on Conference made the following report:

Mr. President: Your committee on Conference to whom was referred:

Senate Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Minimum Wage, Health and Morals of Women Workers, for Salary, Postage, Office Supplies, Printing, Traveling Expenses, Hearings, Conferences, Witness Fees, Legal Fees and Office Rent.

Have had the same under consideration and recommend that the same be amended as follows:

In line fourteen of the Engrossed bill strike out the figures "\$2,000.00" and insert in lieu thereof the figures "\$1,500.00."

In line three of the engrossed bill strike out the figures "\$7,360.00" and insert in lieu thereof the figures "\$6,500.00."

In line sixteen of the engrossed bill strike out the figures "\$7,360.00" and insert in lieu thereof the figures "\$6,500.00"

And when so amended recommend the same do pass.

Senate Committee.

L. R. BAIRD,  
O. F. TOFSRUD,  
OBERT A. OLSON,  
Chairman.

Senator Olson of Burleigh moved that the report be adopted which motion prevailed and the report was adopted.

Senator Kretschmar moved that Senate Bill No. 43 be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Minimum Wage, Health and Morals of Women Workers, for Salary, Postage, Office Supplies, Printing, Traveling Expenses, Hearings, Conferences, Witness Fees, Legal Fees and Office Rent.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 44, nays 1, absent and not voting 2, passed 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bond	McCrary	Rusch
Bakken	McLachlin	Schlosser
Benson	Miklethun	Seamands
Carey	Murphy	Steel
Eastgate	Olson, Barnes	Storstad
Ettestad	Olson, Burleigh	Tofsrud
Fleckten	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	

Those voting in the negative were:

Messrs.  
Martin

Absent and not voting:

Messrs.	Messrs.
Fredrickson	Stevens
Passed:	
Messrs.	Messrs.
Ingerson	McCoy

So the bill passed and the title was agreed to.

Senator Olson of Eddy requested an extension of time on Senate Bill No. 202, which request was granted.

Senator Page requested a return to the Eighth Order of Business, which request was granted.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following: D. W. Clark, John D. Gray, Dr. S. A. Zimmerman, Fred Fredrickson, all of Valley City, N. D.; Misses Birdie and Dorothy Atkin, Cando, N. D.; Harry McLachlin, Hunter, N. D.; J. D. Taylor, Grand Forks, N. D.; Hon. J. F. T O'Connor, Grand Forks, N. D.; Supt. of City Schools Suvain, Devils Lake, N. D.; J. O. Fykin, Minot, N. D.; Miss Marion Burke, Bismarck, N. Dak.

#### THIRD READING OF SENATE BILLS

##### ROLL CALL

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5159 and 5160, Compiled Laws of 1913, Providing that Securities Be Deposited, and Maintained by the Shareholder of State Banks, with the State Treasurer to the Amount of the Par Value of all State Bank Stock held by Persons, Corporations and Associations whatsoever, as a Guarantee for the Payment of Assessments, Providing Auth-

**ority to Enforce the Collection of Assessments by Proceedings Against the Securities, as Provided by Law for Delinquent Shareholders.**

Was read the third time

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 21, nays 26, absent and not voting 1, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bakken	Ingerson	Olson, Eddy-Foster
Benson	Magnuson	Patten
Carey	Marshall	Patterson
Ettestad	Martin	Ritchie
Fleckten	McCrary	Ward
Hamilton	Miklethun	Whitmer
Hjelmstad	Olson, Barnes	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McLachlin	Schlosser
Babcock	Murphy	Seamands
Baird	Olson, Burleigh	Steel
Bond	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Peck	Tofsrud
Kaldor	Ployhar	Van Camp
Lynch	Porter	Whitman
McCoy	Rusch	

Absent and not voting:

Messrs.  
Fredrickson

Passed:

Messrs.  
Kretschmar

So the bill was defeated.

**ROLL CALL**

Senate Bill No. 9. A Bill for an Act Making an Appropriation of \$19,450.00 to Reimburse the Depositors Guaranty Fund for Monies Withdrawn Therefrom Under Authority of Section 34 of Chapter 200 of the Session Laws of 1923.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 30, nays 18, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Porter
Babcock	Magnuson	Rusch
Baird	Marshall	Schlosser
Benson	McCoy	Seamands
Bond	McLachlin	Steel
Carey	Murphy	Stevens
Eastgate	Olson, Barnes	Storstad
Hart	Page	Tofsrud
Kaldor	Pathman	Van Camp
Kretschmar	Ployhar	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Martin	Patterson
Ettestad	McCrary	Peck
Fleckten	Miklethun	Ritchie
Hamilton	Olson, Burleigh	Ward
Hjelmstad	Olson, Eddy-Foster	Whitmer
Ingerson	Patten	Wog

Absent and not voting:

Messrs.  
Fredrickson

So the bill passed and the title was agreed to.

Roll call demanded on the emergency clause to Senate Bill No. 9.

#### ROLL CALL

The question being on the emergency clause to Senate Bill No. 9, the roll was called, and there were ayes 37, nays 11, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Porter
Babcock	Marshall	Ritchie
Baird	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McLachlin	Seamands
Carey	Murphy	Steel
Eastgate	Olson, Barnes	Stevens
Ettestad	Olson, Burleigh	Storstad
Hamilton	Olson, Eddy-Foster	Tofsrud
Hart	Page	Van Camp
Kaldor	Pathman	Ward
Kretschmar	Ployhar	Whitman
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	McCrary	Peck
Fleckten	Miklethun	Whitmer
Hjelmstad	Patten	Wog
Ingerson	Patterson	

Absent and not voting:

Messrs.

Fredrickson

So the emergency clause was declared carried.

ROLL CALL

Senate Bill No. 115. A Bill for an Act Relating to the Collection of Checks, Drafts, Notes or Other Negotiable Instruments by Banks or Trust Companies.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 43, nays 5, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Ployhar
Babcock	Marshall	Porter
Baird	McCoy	Ritchie
Bakken	McCrorry	Rusch
Benson	McLachlin	Schlosser
Bond	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patterson	Whitmer
Kretschmar	Peck	Wog
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carey	Martin	Stevens
Hamilton	Patten	

Absent and not voting:

Messrs.

Fredrickson

So the bill passed and the title was agreed to.

The President declared the emergency clause carried.

Senator Lynch offered the following amendments to Senate Bill No. 164:

After the words "Section 1," in line 1 of the printed bill, insert the word "amendment" in capital letters.

In line 10, Section 1, strike out the words "24 hours" and insert in lieu thereof "ten days."

Which motion was lost.

Senator Ingerson offered the following amendment to Senate Bill No. 164:



After the word "Section 1," in line 1 of the printed bill insert the word "amendment" in capital letters.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 164. A Bill for an Act to Amend and Re-enact Section 6915, Compiled Laws of 1913, Relating to the Negotiation of Negotiable Instruments.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 22, nays 26, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patten
Bakken	Marshall	Patterson
Benson	Martin	Peck
Ettestad	McCroory	Ritchie
Fleckten	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Eddy-Foster	Wog
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

Absent and not voting:

Messrs.  
Fredrickson

So the bill was defeated.

### ROLL CALL

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 3523 of the Compiled Laws of North Dakota for 1913, Relating to Deputies.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 33, nays 14, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Marshall	Ritchie
Baird	Martin	Rusch
Bakken	McCoy	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Hjelmstad	Olson, Burleigh	Tofsrud
Ingerson	Page	Van Camp
Kaldor	Ployhar	Whitman
Lynch	Porter	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patterson
Benson	McCrary	Peck
Fleckten	Olson, Eddy-Foster	Ward
Hamilton	Pathman	Whitmer
Hart	Patten	

Absent and not voting:

Messrs.	Messrs.
Fredrickson	Kretschmar

So the bill passed and the title was agreed to.

Senator Ployhar explained his vote:

Mr. President: I am going to vote "aye" on this bill for the reason that it was handed to me by the chairman of the Board of County Commissioners of Barnes County. Under the present law the deputy sheriff draws \$60 a month and this will allow them to pay the deputy sheriff not to exceed \$125 a month. At the present time the deputy sheriff is drawing \$110 a month. This is absolutely contrary to law and the County Commissioners wanted the bill introduced to legalize their rights. I vote "aye."

ROLL CALL

Senate Bill No. 184. A Bill for an Act to Repeal Section 1913, Relating to Commissions Allowed County Treasurers Upon Bond Issues.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 46, nays none, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Ployhar
Babcock	Marshall	Porter
Baird	Martin	Ritchie
Bakken	McCoy	Rusch
Bond	McCrary	Schlosser

Messrs.	Messrs.	Messrs.
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Hamilton	Olson, Eddy-Foster	Tofsrud
Hart	Page	Van Camp
Hjelmstad	Pathman	Ward
Ingerson	Patterson	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Peck	Wog
Lynch		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Fredrickson	Olson, Burleigh

So the bill passed and the title was agreed to.

Senator Eastgate asked a return to the Eighth Order of Business.

Which motion prevailed.

Senator Rusch moved that action on Senate Bill No. 211 be deferred one legislative day.

Which motion prevailed.

Senator Stevens moved that the absent Senator be excused.

Which motion prevailed.

Senator Eastgate then moved that the Senate recess for 10 minutes.

Senate called to order by the President, pursuant to recess taken.

#### ROLL CALL

Senate Bill No. 216. A Bill for an Act to Transfer the Sum of \$400.00 From the Fund Appropriated to the War History Commission for Membership in National Association of War History Organizations to said Commission's Fund for Clerk Hire.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Rusch
Benson	Martin	Ritchie
Bond	McCoy	Schlosser

Carey	McCrary	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
McLachlin	Patten	Whitmer
Kaldor	Patterson	Wog

Absent and not voting:

Messrs.

Fredrickson

So the bill passed and the title was agreed to.

The President declared the emergency clause carried.

Senator Bakken moved that action on Senate Bills Nos. 217 and 227 be deferred one legislative day.

Which motion prevailed.

ROLL CALL.

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 3275 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Powers of County Commissioners.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.

Fredrickson

So the bill passed and the title was agreed to..

The President declared the emergency clause had carried.

#### ROLL CALL

Senate Bill No. 257. A Bill for an Act to Amend Chapter 131 of the Session Laws of 1919 as Amended by Chapter 66 of the Session Laws of 1921, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.  
Fredrickson

So the bill passed and the title was agreed to.

Senator Ployhar moved that the Senate proceed with the calendar.

Which motion prevailed.

#### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 18. A Bill for an Act to Repeal Section 1454 of the Compiled Laws of North Dakota for 1913, Relating to Educational Library.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroory	Schlosser
Carey	Miklethun	Seamands
Eastgate	McLachlin	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson; Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.

Fredrickson

So the bill passed and the title was agreed to..

ROLL CALL

House Bill No. 21. A Bill for an Act to Repeal Section 1538 of the Compiled Laws of North Dakota for 1913, Relating to Library Commission.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.

Fredrickson

So the bill passed and the title was agreed to.

Senator Kretschmar offered the following amendment to House Bill No. 62:

In line 1 of the printed bill, after Section 1, insert the word "amendment" in capitals.

Which motion prevailed.

Senator Kretschmar then moved that House Bill No. 62 be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 4926, Compiled Laws of North Dakota for 1913, Relating to Resident and Non-resident Insurance Agents.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 25, nays 23, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Benson	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patterson
Bakken	Marshall	Peck
Bond	Martin	Ritchie
Ettestad	McCrory	Rusch
Fleckten	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Eddy-Foster	Wog
Ingerson	Patten	

Absent and not voting:

Messrs.  
Fredrickson

So the bill passed and the title was agreed to.

Senator Whitman moved that the vote by which House Bill No. 62 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hamilton moved that the Senate do now recess until 1:00 P. M. Tuesday.

Which motion was defeated.

**ROLL CALL**

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 1100, of the Compiled Laws of North Dakota for the Year 1913, Relating to the Compensation of Members of Board of Registry.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 23, nays 25, absent and not voting 1.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Hart	Schlosser
Baird	McCroy	Seamands
Bakken	McLachlin	Steel
Benson	Murphy	Stevens
Bond	Olson, Burleigh	Storstad
Carey	Page	Van Camp
Eastgate	Ployhar	Whitman
Ettestad	Rusch	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	Marshall	Patterson
Fleckten	Martin	Peck
Hamilton	McCoy	Porter
Hjelmstad	Miklethun	Ritchie
Ingerson	Olson, Barnes	Tofsrud
Kaldor	Olson, Eddy-Foster	Ward
Kretschmar	Pathman	Whitmer
Lynch	Patten	Wog
Magnuson		

Absent and not voting:

**Messrs.**  
Fredrickson

So the bill was defeated.

**ROLL CALL**

House Bill No. 53. A Bill for an Act to Amend and Re-enact Section 292 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Assignments Thereof, and Conveyance of Interests in Lands Acquired Thereunder.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays none, absent and not voting 1.



Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.  
Fredrickson

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 4543 of the Compiled Laws of North Dakota for the Year 1913 and Section 4557 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 46 of the Session Laws of North Dakota for the Year 1921 Relating to the Declaration of Dividends and the Creation of Indebtedness by Directors of Corporations, and Increasing or Diminishing of the Capital Stock of Corporations and the Issuing of Bonds by Corporations and Declaring an Emergency.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays none, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Wog
Kretschmar	Patterson	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>
Fredrickson	Whitmer

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

ROLL CALL

House Bill No. 67. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 266 of the Session Laws of 1923 Relating to the Possession of Pistols and Revolvers and Declaring an Emergency.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 41, nays 7, absent and not voting 1.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Kretschmar	Porter
Babcock	Lynch	Ritchie
Baird	Magnuson	Rusch
Bakken	Marshall	Schlosser
Benson	McCoy	Seamands
Bond	McLachlin	Steel
Carey	Miklethun	Stevens
Eastgate	Murnhy	Storstad
Ettestad	Olson, Barnes	Tofsrud
Fleckten	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Wog
Kaldor	Ployhar	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Ingerson	Patten	Peck
Martin	Patterson	Whitmer
McCroory		

Absent and not voting:

**Messrs.**  
Fredrickson

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

Senator Martin explained his vote: I think we are fixing things so that when a man now-a-days who is a law abiding citizen steps out on the street the outlaw knows he isn't armed. I think every law-abiding citizen should have the

right to carry a gun to protect himself, and I vote "no" on this bill.

### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 25. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses, Improvements and Repairs and Equipment for the State Normal School at Dickinson.

House Bill No. 39. A Bill for an Act Making an Appropriation to Pay the Salary, Travel Expenses and Miscellaneous Items of the State Transportation Officer.

House Bill No. 16. A Bill for an Act to Repeal Chapter No. 116 of the Session Laws of 1921.

House Bill No. 20. A Bill for an Act to Repeal Section 2442 of the Compiled Laws of North Dakota for the Year 1913, Relating to National Guard.

House Bill No. 28. An Act Making an Appropriation for the Current and Contingent Expenses of the State Normal and Industrial School at Ellendale, and for Improvements and Repairs Thereto.

House Bill No. 26. A Bill for an Act Making an Appropriation of \$30,000.00 to Provide for the Payment of an Existing Deficit in the Wolf Bounty Fund.

Senate Bill No. 104. A Joint Resolution to Amend and Re-enact Section 82 of Article 3 of the Constitution of the State of North Dakota, Providing for the Election of State Officials.

Senate Bill No. 172. A Bill for an Act to appropriate the Sum of \$2,000.00 for the Purpose of Paying Premiums on Bonds of State Officials as Provided for by Chapter 175 of the Session Laws of North Dakota for the Year 1917.

Senate Bill No. 173. A Bill for an Act Making an Appropriation of \$5,000.00, for the Biennium to Pay the Expenses and Per Diem of Agents in the Arrest and Return of Fugitives from Justice as Prescribed by Section 11162 of the Compiled Laws of 1913 for North Dakota.

Senate Bill No. 174. A Bill for an Act to appropriate the Sum of \$2,000.00 for the Purpose of Paying the Per Diem and Expenses of the State Budget Board as Prescribed by Chapter 61 of the Session Laws of North Dakota for the Year 1915.

Senate Bill No. 175. A Bill for an Act to appropriate \$40,000.00 to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for the Year 1915.

And the President signed the same in the presence of the Senate.

MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 16, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee on Senate Bill No. 61, Reps. Halcrow, Twichell and Vogel.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 16, 1925.

Mr. President: I have the honor to inform you that the House has adopted the conference committee amendment to Senate Bill No. 20.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 16, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 113. A Bill for an Act to Amend and Re-enact Sub-division 3 of Section 6637, Compiled Laws of 1913, Relating to Form and Provisions Required in Insurance Policies.

Senate Bill No. 156. A Bill for an Act to Repeal Section 6624 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Face of Policy to Be Paid in Case of Loss.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 16, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 101. A Bill for an Act to Provide for the Correction of Errors in the Assessment of Property; for the Placing of Omitted Property or Property Which has Escaped Taxation Upon the Tax Lists; for the Reassessment of Property which has been Undervalued and to Repeal Sections 2137,

2216, 2217, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304 of the Compiled Laws of the State of North Dakota for the Year 1913.

House Bill No. 216. A Bill for an Act Amending Sections 4, 9 and 12, Chapter 292, Session Laws of 1923, Relating to the Bonds of North Dakota, Real Estate Series.

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3532, Article 13, Chapter 43 of the Compiled Laws of 1913, Relating to the Fees of County Surveyors.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 19. A Bill for an Act Making an Appropriation of \$21,350.00 for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

Also,

Senate Bill No. 42. A Bill for an Act Making an Appropriation for the General Expenses of the Department of Motor Vehicle Registration.

Also,

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Department of Public Health for the Biennium, Beginning on July 1st, 1925 and Ending on June 30th, 1927.

Were delivered to the governor for his approval at the hour of 9:30 o'clock, A. M., February 16.

C. J. OLSON,  
Chairman.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 16, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 105. A Bill for an Act to Amend and Re-

enact Section 5605 of the Compiled Laws of 1913, as Amended by Chapter 229 of the Session Laws of North Dakota for the Year 1923.

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,239,255.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 16, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 236 of the Session Laws of North Dakota for the Year 1915, Relating to the Examination, Registration and Regulation of Graduated Nurses.

Senate Bill No. 180. A Bill for an Act Regulating the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

Senate Bill No. 179. A Bill for an Act to Safeguard the Distribution and Sale of Certain Dangerous Caustic or Corrosive Acids, Alkalis and Other Substances in the State of North Dakota.

Senate Bill No. 97. A Bill for an Act to Amend and Re-enact Section 6624, Compiled Laws of 1913, Relating to Liability of Fire Insurance Companies.

Senate Bill No. 91. A Bill for an Act to Prohibit the Borrowing of Money from State Banks by Its Officers or Directors and Declaring Such Borrowing to Be a Larceny.

Senate Bill No. 150. A Bill for an Act to Repeal Sections 2147, 2245, 2252 of the Compiled Laws of the State of North Dakota for the Year 1913 Relating to Taxation of Public Utility Property in Unorganized Counties.

Senate Bill No. 94. A Bill for an Act to Amend and Re-enact Section 6854, Compiled Laws of 1915, Being an Act Relating to Threshers Liens.

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913 Relating to Delinquent Personal Property Taxes.

Senate Bill No. 213. A Bill for an Act to Empower and Authorize the Board of Administration to Furnish Current from its Lighting Plant at the State Tuberculosis Sanitarium at Dunseith, North Dakota, to the City of Dunseith, North Dakota, and the Inhabitants Thereof.

Senate Bill No. 221. A Bill for an Act Entitled an Act to Require All Public School Buildings, Seminaries and College Buildings, More Than One Story in Height to be Provided with Chemical Fire Extinguishers, and Providing for a Penalty for the Violation Thereof.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 16, 1925.

Mr. Speaker: I have the honor to inform you that the Senate does not agree to the Conference Committee Report on Senate Bill No. 20, and has appointed as another committee, Senators Page, Bakken and Seamands.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Ployhar moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

FORTY-THIRD DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 17, 1925.

The Senate convened at 2:00 o'clock P. M., Pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the chaplain, Capt. W. E. Jessup.

ROLL CALL

All members present.

REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-second Day and recommend that the same be corrected as follows:

On page 4, line 13, correct spacing of words "per diem."

On page 11, line 31, correct spelling of word "prevailed."

On page 13, line 6 from bottom of page, correct spelling of word "under."

On page 18, transpose lines 19 and 20 to follow line 26.

On page 29, line 12, correct spelling of word "be."

On page 30, transpose lines 25 to 31 inclusive to follow the last line on page 25.

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.



**PETITIONS AND COMMUNICATIONS**

A communication was received and read protesting the cutting of the salary of Adjutant General of State of North Dakota, signed Thos. J. Thomson, Major 154th Inf., and 4 other officers National Guard.

Also several opposing the passage of House Bill No. 153, signed by Shelhi Gronlock, Lignite, N. D., and 23 others.

One also signed by J. H. Mikkelson, Warwick, N. D., and 35 others.

One also for same purpose, signed Fred Waubell, Grand Rapids, N. D., and 14 others.

One signed V. W. Steele, Jud, N. D., and 6 others.

One signed H. J. Hartstad, Woods, N. D., and 8 others.

One signed F. W. Bosworth, Raleigh, N. D., and 11 others.

Also one for same purpose signed J. S. Metz, Raleigh, N. D., and 43 others.

One signed by A. J. Heal, Perth, N. D., and 14 others.

One signed by Jens Rensby, Fingal, N. D., and 21 others.

**MESSAGE FROM THE GOVERNOR**

State of North Dakota

Office of the Governor  
Bismarck

February 16, 1925.

To the Senate of the State of North Dakota:

Gentlemen: I have the honor to inform you that I have this day approved and filed with the Secretary of State the following bills:

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Department of Public Health for the Biennium, Beginning on July 1st, 1925, and Ending on June 30th, 1927, in the Sum of \$40,150.00.

And,

Senate Bill No. 19. A Bill for An Act Making an Appropriation of \$21,350.00, for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

And,

Senate Bill No. 42. A Bill for an Act Making an Appropriation for the General Expenses of the Department of Motor Vehicle Registration, in the Sum of \$92,650.00.

Very truly yours,

A. G. SORLIE,  
Governor.

**SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT.**

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 2093 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 228, Laws of 1917, Relating to the Matter of Listing Property for Taxation Purposes.

Also,

Senate Bill No. 171. A Bill for an Act to Empower Cities and Villages to Levy and Collect a Tax for Purpose of Furnishing Musical Concerts to the Public.

Also,

Senate Bill No. 258. A Bill for an Act to Provide for the Conveyance of Pupils in Consolidated School Districts and in School Districts Where Consolidated Schools Have Not Been Established, and Providing for Compensation Thereof, and Repealing Acts and All Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 277. A Bill for an Act to Amend and Re-enact Section 1725 of the Compiled Laws of North Dakota for the Year 1913, Relative to the Industrial School at Ellendale, North Dakota.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator Olson of Barnes moved the adoption of the report, which motion prevailed.

**SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT**

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 98. A Bill for an Act Fixing the Maximum Rate that Railroad Companies May Charge for the Transportation of Lignite Within the State of North Dakota.

Also,

Senate Bill No. 14. A Bill for an Act Making an Appropriation of \$27,150.00 for the Purpose of Carrying Out the Provisions of Chapter 203 of the Session Laws of 1919 and Chapter 115 of the Session Laws of 1921 Relating to Vocational Education and Vocational Rehabilitation.

Also,

Senate Bill No. 15. A Bill for an Act Making an Appropriation of \$104,500.00 for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

Also,

Senate Bill No. 62. A Bill for an Act Entitled, An Act Relating to the Sale of Cigarettes, and Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes; Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing of Bond; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof, and Penalty for Violation of This Act; and Defining the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing that Any Person Violating This Act May Be Enjoined and that Any Building or Premises Made Use Of for Purposes in Violation of This Act Shall Be Deemed a Nuisance and Abated by Injunction.

Were delivered to the Governor for his approval at the hour of 12:30 o'clock P. M., February 17, 1925.

C. J. OLSON,  
Chairman.

#### REPORTS OF STANDIDNG COMMITTEES

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 203. A Bill for an Act to Amend and Re-enact Section 1190, Compiled Laws of 1913, as Amended by Chapter 199, Session Laws of 1919, as Amended by Chapter 53, Special Session Laws of 1919, as Amended by Chapter 113, Session Laws of 1923, Relating to the Consolidation of Schools and the Transportation of Pupils to and From Such Schools.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 244. A Bill for an Act Relating to the Attachment of Isolated Land to an Adjoining School District and Providing the Manner of Such Attachment.

Have had the same under consideration and recommend that the same do pass.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Education made the following report:

Mr. President: Your committee on Education to whom was referred:

Senate Bill No. 270. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North Dakota for the year 1919, Relating to Teachers' Certificates Issued on High School Diplomas.

Have had the same under consideration and recommend that the same be amended as follows:

In line 2 of the title of the printed bill strike out the figures "1919" and insert in lieu thereof the figures "1913" and the following: "as amended by Chapter 130 of the Session Laws of 1915."

In line 2 strike out the word "school."

In line 2 strike out the figures "1919" and insert in lieu thereof the figures "1913" and the following "as amended by Chapter 130 of the Session Laws of 1915."

In line 9 strike out the word "twelve" and insert in lieu thereof the word "six."

In line 12 strike out the word "sixteen" and insert in lieu thereof the word "eight."

In line 14 strike out the word "only."

In line 15 strike out the word "issued" and insert in lieu thereof the word "only."

And when so amended recommend the same do pass.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 55. A Bill for an Act to Appropriate the

Sum of \$200,000.00 from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Williams County and McKenzie County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted.

Senator Kretschmar moved that House Bill No. 55 be referred to the Committee on Appropriations.

Division of the Senate demanded and granted.

Motion carried.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 57. A Bill for an Act to appropriate the Sum of \$100,000.00 from any Moneys in the State Highway Bridge Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River, at a Point Near the Town of Sanish, Between McKenzie County, North Dakota and Mountrail County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted.

Senator Kretschmar moved that House Bill No. 57, be referred to the Committee on Appropriations.

Which motion prevailed.

The committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 58. A Bill for an Act to appropriate the Sum of Thirty-five Thousand (\$35,000.00) Dollars for the Purpose of Aiding in the Construction of a Bridge and Approaches Across the Des Lacs Lake on the County Line Between Burke and Ward Counties in the State of North Dakota, Under the Provisions of Chapter 73 of the Session Laws of North Dakota for the Year 1919, and that Such Appropriation be Made from the State Highway Fund.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted.

Senator Kretschmar moved that House Bill No. 58 be referred to the committee on Appropriations.

Which motion prevailed.

The Committee on State Affairs made the following report:

Mr. Speaker: Your Committee on State Affairs to whom was referred:

House Bill No. 47. A Bill for an Act to appropriate the Sum of \$75,000.00 from Any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted.

Senator Kretschmar moved that House Bill No. 47 be referred to the Committee on Appropriations.

Which motion prevailed.

The committee on Insurance made the following report:

Mr. President: Your committee on Insurance to whom was referred:

Senate Bill No. 284. A Bill for an Act to Amend Section 25 of Chapter 77 of the Session Laws of 1921 Relating to the Abatement of Hail Insurance Taxes.

Have had the same under consideration and recommend that the same do pass.

NELS MAGNUSON,  
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Insurance made the following report:

Mr. President: Your committee on Insurance to whom was referred:

Senate Bill No. 281. A Bill for an Act to Require Insurance Companies to Make Prompt Settlement of Loss.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,  
Chairman.

Senator Magnuson moved that the report be adopted.

#### MOTIONS AND RESOLUTIONS

Senator Patterson moved that Senate Bill No. 281 do pass.

Which motion was defeated.

Senator Bond moved that action on Senate Bill No. 281 be deferred one legislative day.

Which motion prevailed.

Senator Kaldor moved that House Bill No. 94 be placed first on today's calendar.

Which motion prevailed.

Senator Lynch moved that the vote by which House Bill No. 123 was lost be reconsidered.

Which motion prevailed.

Senator Lynch moved that House Bill No. 123 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion carried.

#### ROLL CALL

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 1100. of the Compiled Laws of North Dakota for the Year 1913, Relating to the Compensation of Members of Board of Registry.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 38, nays 11, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynce	Rusch
Babcock	Magnuson	Seamands
Baird	Marshall	Schlosser
Bakken	Martin	Steel
Benson	McCrory	Stevens
Bond	McLachlin	Storstad
Eastgate	Murphy	Tofsrud
Ettestad	Olson, Burieigh	Van Camp

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Fredrickson	Page	Ward
Hart	Pathman	Whitman
Ingerson	Patterson	Whitmer
Kaldor	Ployhar	Wog
Kretschmar	Porter	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Carey	McCoy	Patten
Fleckten	Miklethun	Peck
Hamilton	Olson, Barnes	Ritchie
Hjelmstad	Olson, Eddy-Foster	

So the bill passed and the title was agreed to.

### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senate Bill No. 286. A Bill for an Act to Repeal Chapter 6 of the Session Laws of North Dakota for the Year 1915, Relating to Aid to the Grand Army of the Republic from the Soldiers Home of North Dakota.

Which was read the first and second time and referred to the Committee on Judiciary.

### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 17, 1925.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 165. A Bill for an Act Making an Annual Appropriation of \$1,000.00 for the Purpose of Aiding the Department of North Dakota of the Grand Army of the Republic, in Maintaining the Expense of its Organization, and to Aid in Defraying the Expenses of its Annual Encampment.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 17, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 3. A Bill for an Act to Amend and Re-enact Sections 6, 11, 12 16 and 17 of Chapter 44 of the



Special Session Laws of North Dakota, for the Year 1919, Relating to the Registration and Licensing of Motor Vehicles, the Creation of a State Highway Fund, the Distribution of Such Fund, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 149. A Bill for an Act to Create a State Board of Accountancy and Prescribing its Duties and Powers; to Provide for the Examinations of and Issuance of Certificates to Qualified Accountants, with the Designation of Certified Public Accountants; to Provide the Penalty for Violations of the Provisions Thereof; and to Repeal Sections 549, 550, 551, 552, 553, 554, 555, 556 and 557 of the Compiled Laws of North Dakota for the Year 1913 and All Other Acts or Parts of Acts in Conflict Therewith.

House Bill No. 191. A Bill for an Act Repealing Sections 1192, 1193 and 1194 of the Compiled Laws of North Dakota for the Year 1913, Relating to District High Schools.

House Bill No. 206. A Bill for an Act to Harmonize Appointments, Salaries, and Expenses of Appointees of the Different State Departments.

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 61 of the 1915 Session Laws, Relating to the Filing of Itemized Statements Required by the State Budget Board.

House Bill No. 188. A Concurrent Resolution Introduced in the House of Representatives of the State of North Dakota by G. W. Morton.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 17, 1925.

M. President: I have the honor to inform you that the Speaker has appointed as a new conference committee on Senate Bill No. 20, Reps. Streich, Bubel and Craig.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 17, 1925.

Mr. President: I have the honor to inform you that the House has adopted the conference committee's amendments to Senate Bill No. 61.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 17, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 18. A Bill for an Act to Repeal Section 1454 of the Compiled Laws of North Dakota for 1913, Relating to Educational Library.

House Bill No. 21. A Bill for an Act to Repeal Section 1538 of the Compiled Laws of North Dakota for 1913, Relating to Library Commission.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 17, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 9. A Bill for an Act Making an Appropriation of \$19,450.00 to Reimburse the Depositors Guaranty Fund for Monies Withdrawn Therefrom Under Authority of Section 34 of Chapter 200 of the Session Laws of 1923.

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 3523 of the Compiled Laws of North Dakota for 1913, Relating to Deputies.

Senate Bill No. 184. A Bill for an Act to Repeal Section 1913, Relating to Commissions Allowed County Treasurers Upon Bond Issues.

Senate Bill No. 115. A Bill for an Act Relating to the Collection of Checks, Drafts, Notes or Other Negotiable Instruments by Banks or Trust Companies.

Senate Bill No. 216. A Bill for an Act to Transfer the Sum of \$400.00 From the Fund Appropriated to the War History Commission for Membership in National Association of War History Organizations to said Commission's Fund for Clerk Hire.

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 3275 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Powers of County Commissioners.

Senate Bill No. 257. A Bill for an Act to Amend Chapter 131 of the Session Laws of 1919 as Amended by Chapter 66

of the Session Laws of 1921, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 17, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 4926, Compiled Laws of North Dakota for 1913 Relating to Resident and Non-resident Insurance Agents.

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 4543 of the Compiled Laws of North Dakota for the Year 1913 and Section 4557 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 46 of the Session Laws of North Dakota for the Year 1921 Relating to the Declaration of Dividends and the Creation of Indebtedness by Directors of Corporations, and Increasing or Diminishing of the Capital Stock of Corporations and the Issuing of Bonds by Corporations and Declaring an Emergency.

House Bill No. 53. A Bill for an Act to Amend and Re-enact Section 292 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Assignments Thereof, and Conveyance of Interests in Lands Acquired Thereunder.

House Bill No. 67. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 266 of the Session Laws of 1923 Relating to the Possession of Pistols and Revolvers and Declaring an Emergency.

Which the Senate has amended.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 17, 1925.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 1100, of the Compiled Laws of North Dakota for

the Year 1913, Relating to the Compensation of Members of Board of Registry.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 3. A Bill for an Act to Amend and Re-enact Sections 6, 11, 12 16 and 17 of Chapter 44 of the Special Session Laws of North Dakota, for the Year 1919, Relating to the Registration and Licensing of Motor Vehicles the Creation of a State Highway Fund, the Distribution of Such Fund, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the first and second times and referred to the Committee on Highways.

House Bill No. 149. A Bill for an Act to Create a State Board of Accountancy and Prescribing Its Duties and Powers; to Provide for the Examination of and Issuance of Certificates to Qualified Accountants, with the Designation of Certified Public Accountants; to Provide the Penalty for Violations of the Provisions Thereof; and to Repeal Sections 549, 550, 551, 552, 553, 554, 555, 556 and 557 of the Compiled Laws of North Dakota for the Year 1913 and All Other Acts or Parts of Acts in Conflict Therewith.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 191. A Bill for an Act Repealing Sections 1192, 1193 and 1194 of the Compiled Laws of North Dakota for the Year 1913, Relating to District High Schools.

Was read the first and second time and referred to the Committee on Education.

House Bill No. 206. A Bill for an Act to Harmonize Appointments, Salaries, and Expenses of Appointees of the Different State Departments.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 61 of the 1915 Session Laws, Relating to the Filing of Itemized Statements Required by the State Budget Board.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 188. A Concurrent Resolution Introduced in the House of Representatives of the State of North Dakota by G. W. Morton.

Was read the first and second time and referred to the Committee on Highways and Bridges.

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 10523 of the Compiled Laws of North Dakota for the Year 1913, Relating to the time of Commencing Criminal Actions, and Providing Exceptions Therefor.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 11113, and 11114 and 11115 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bail.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 10994 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Time for Appeal to the Supreme Court in Criminal Cases.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 182. A Bill for an Act to Regulate and Restrict Advertising Signs and Devices on Public Highways and on Private Property Where they Obstruct the View of Grade Highway Railroad Crossings.

Was read the first and second time and referred to the Committee on Highways and Bridges.

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 10248 of the Compiled Laws of North Dakota for the Year 1913, Forbidding the Injury, Destruction or Removal of Encumbered Chattel Property from the State and Prescribing Penalties Therefor.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 125. A Bill for an Act to Amend and Re-enact Sections 2905, 2906, 2910 Compiled Laws of the State of North Dakota for 1913, Relating to the Analysis and Testing of Seeds by the Agricultural College Experiment Station, and the Certification Thereof, and Repealing Section 2910 and All Acts in Conflict Herewith.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 159. A Bill for an Act to Amend and Re-enact Section 2664 of the Compiled Laws of North Dakota for the Year 1913, Having to Do With Estrays and the Sale Thereof.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 185 of the Session Laws of North Dakota for

1915, as Amended and Re-enacted by Chapter 156 of the Session Laws of North Dakota of 1923; Relating to the Support of Needy Women who are the Mothers of and Who are Compelled to Support One or More Children.

Was read the first and second time and referred to the Committee on Women's and Children's Welfare.

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 9917 of the Compiled Laws of North Dakota for the Year 1913, Relating to Punishment of Grand Larceny.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 173. A Bill for an Act to Amend and Re-enact Section 10141 of the Compiled Laws of North Dakota for the Year 1913, Relating to Being Intoxicated in a Public Place.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 101.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 216. A Bill for an Act Amending Sections 4, 9 and 12, Chapter 292, Session Laws of 1923, Relating to the Bonds of North Dakota, Real Estate Series.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3532, Article 13, Chapter 43 of the Compiled Laws of 1913, Relating to the Fees of County Surveyors.

Was read the first and second time and referred to the Committee on State Affairs.

#### REPORTS OF SELECT COMMITTEES

Mr. President: The conference committee of the House and Senate appointed to consider:

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

Have had the same under consideration and said conference committee has unanimously agreed to the following amendments and changes in the amendments heretofore adopted by the House:

That the word "printed" shown in the House amendments

and as the same appears in line 1, page 3, of the House Journal of February 7th, be changed to the word "engrossed."

That the new "Section 4" adopted by the House in its amendments to the bill as shown on page 2 of the House Journal of February 7th, be inserted in the bill immediately following Section 3, as amended by the House amendments thereto;

That with such amendment and change in the amendments as adopted by the House, your conference committee recommend the bill do pass.

Respectfully submitted,

W. S. WHITMAN,  
D. H. HAMILTON,  
W. D. LYNCH,  
Members for Senate.

JOHN HALCROW,  
L. L. TWICHELL,  
F. A. VOGEL,  
Members for House.

Senator Whitman moved that the select committee's report be adopted, which motion prevailed and the report was adopted.

A return to the Eighth Order of Business was made.

Senator Hamilton moved that the Senate do concur in the House amendments to Senate Bill No. 61.

Which motion prevailed.

Senator Hamilton then moved that the bill be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 41, nays 7, absent and not voting none, passed 1.

**Those voting in the affirmative were:**

Messrs.	Messrs.	Messrs.
Atkins	Martin	Ritchie
Babcock	McCoy	Rusch
Baird	McCrorry	Schlosser
Bakken	McLaculin	Seamands
Carey	Murphy	Steel
Eastgate	Olson, Burleigh	Stevens
Ettestad	Olson, Eddy-Fcster	Storstad
Fleckten	Page	Tofsrud
Fredrickson	Pathman	Van Camp
Hamilton	Patten	Ward
Hart	Patterson	Whitman
Ingerson	Peck	Whitmer
Kretschmar	Ployhar	Wog
Lynch	Porter	

**Those voting in the negative were:**

Messrs.	Messrs.	Messrs.
Benson	Magnuson	Miklethun
Hjelmstad	Marshall	Olson of Barnes
Kaldor		

Passed:

**Messrs.**  
Bond

So the bill passed and the title was agreed to.

The President declared the emergency clause carried.

Senator Hamilton offered the following amendment to House Bill No. 94:

In Section 6, paragraph B, on page 14 of Senate Journal of February 11, in line 4, after the word "to" insert the following: "direct the Bank of North Dakota to loan to the Association from time to time monies sufficient for the efficient conduct of its business upon the security of warehouse receipts, bills of lading, and other usual forms of security, and the monies so loaned shall not exceed at any one time \$500,000.00 more than the amount due the Bank of North Dakota from the Association at the time of the passage and approval of this Act. It shall also be the duty of the Industrial Commission to."

Senator Hamilton offered a second amendment to House Bill No. 94:

Before the figures "\$500,000" strike out the word "one" in the phrase "at any one time."

Which motion prevailed.

Roll call demanded and granted.

Senator Murphy moved that further consideration of House Bill No. 94 be made the special order of business at 3:00 o'clock Wednesday.



Which motion prevailed.

Senator Whitmer moved that the Senate do now recess for ten minutes.

Which motion prevailed.

Senate called to order by the President pursuant to recess taken.

### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 35. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Science at Wahpeton, Together with Improvements and Repairs and New Equipment.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 40, nays 1, absent and not voting 7, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Peck
Babcock	Marshall	Ployhar
Baird	Martin	Porter
Bakken	McCrary	Ritchie
Benson	McLachiin	Rusch
Eastgate	Miklethun	Schlosser
Ettestad	Murphy	Stevens
Hamilton	Olson of Barnes	Storstad
Hart	Olson of Burleigh	Tofsrud
Hjelmstad	Olson, Eddy-Foster	Van Camp
Ingerson	Page	Ward
Kaldor	Pathman	Whitman
Kretschmar	Patterson	Whitmer
Lynch		

Those voting in the negative were:

Messrs.  
Patten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	McCoy	Steel
Carey	Seamands	Wog
Fredrickson		
Passed:		
Fleckten		

So the bill passed and the title was agreed to.

## ROLL CALL

House Bill No. 69. A Bill for an Act to Amend and Re-enact Section 8076 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 250 of the Session Laws of North Dakota for the Year 1923 Relating to Foreclosure of Mortgages by Agent or Attorney, and Legalizing and Validating Sales Heretofore Made Where the Power of Attorney has been Filed for Record at or Prior to the Time Fixed for the Making of the Same.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 45, nays 2, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrorry	Schlosser
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Hamilton	Olson of Barnes	Tofsrud
Hart	Olson of Burleigh	Van Camp
Hjelmstad	Olson, Eddy-Foster	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer

Those voting in the negative were:

Messrs.	Messrs.
Page	Wog

Absent and not voting:

Messrs.	Messrs.
Fredrickson	Seamands

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senator Kretschmar moved that the Senate return to the Thirteenth Order of Business.

Which motion prevailed.

Senator Rusch offered the following amendment to Senate Bill No. 211: On page 2, line 28, after the word "thereto" insert the following: "Providing that where both security and corporate or personal securities are given and a default occurs, liability shall be pro rata, share for share against each form of security."

Senator Rusch moved that further consideration of Senate Bill No. 211 be deferred one legislative day.

Which motion prevailed.

### THIRD READING OF SENATE BILLS

#### ROLL CALL

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 8 and 12 of Chapter 326 of the Session Laws of North Dakota for the Year 1923, Relating to Placing Taxing Districts Upon a Cash Basis, and Classing Park Districts Having Population Over Four Thousand with Cities and School Districts of Like Size.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 46, nays 3, absent and not voting, none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McCrorry	Seamands
Carey	McLachlin	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson of Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hart	Pathman	Ward
Hjelmstad	Patten	Whitman
Ingerson	Patterson	Whitmer
Kaldor	Peck	Wog
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Miklethun	Olson of Barnes

So the bill passed and the title was agreed to and the emergency clause declared carried.

#### ROLL CALL

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 2093 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 228, Laws of 1917, Relating to the Matter of Listing Property for Taxation Purposes.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays 0, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson of Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 171. A Bill for an Act to Empower Cities and Villages to Levy and Collect a Tax for Purpose of Furnishing Musical Concerts to the Public.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 33, nays 15, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patterson
Babcock	Magnuson	Ployhar
Baird	Marshall	Ritchie
Benson	McCoy	Rusch
Bond	McCroy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson of Barnes	Storstad
Fredrickson	Olson, Burleigh	Van Camp
Hart	Page	Whitman
Kaldor	Pathman	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Martin	Porter
Fleckten	Miklethun	Stevens
Hjelmstad	Olson, Eddy-Foster	Tofsrud
Ingerson	Patten	Ward
Kretschmar	Peck	Whitmer

Absent and not voting:

**Messrs.**

Hamilton

So the bill passed and the title was agreed to.

Senator Ingerson moved that Senate Bill No. 258 be placed at the foot of the calendar.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 277. A Bill for an Act to Amend and Re-enact Section 1725 of the Compiled Laws of North Dakota for the Year 1913, Relative to the Industrial School at Ellendale, North Dakota.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays 0, absent and not voting 1, passed 1.

Those voting in the affirmative were:

**Messrs.**

Atkins  
Babcock  
Baird  
Bakken  
Benson  
Bond  
Carey  
Eastgate  
Ettestad  
Fleckten  
Fredrickson  
Hart  
Hjelmstad  
Kaldor  
Kretschmar  
Lynch

**Messrs.**

Magnuson  
Marshall  
Martin  
McCoy  
McCrory  
McLachlin  
Miklethun  
Murphy  
Olson of Barnes  
Olson, Burleigh  
Olson, Eddy-Foster  
Page  
Pathman  
Patten  
Patterson  
Peck

**Messrs.**

Ployhar  
Porter  
Ritchie  
Rusch  
Schlosser  
Seamands  
Steel  
Stevens  
Storstad  
Tofsrud  
Van Camp  
Ward  
Whitman  
Whitmer  
Wog

Absent and not voting:

**Messrs.**

Hamilton

Passed:

**Messrs.**

Ingerson

So the bill passed and the title was agreed to.

Senator Hjelmstad moved that Senate Bills Nos. 217 and 227 be re-referred to the Committee on Banking.

Which motion prevailed.

Senator Whitmer offered the following amendment to Senate Bill No. 258: In line 14 after the word "exceed" strike out "one dollar" and insert "fifty cents."

Which amendment was defeated.

Senator Patterson offered the following amendment to Senate Bill No. 258: In line 14, after the word "exceed" change the "\$1" to "\$.75."

Which motion was defeated.

Senator Ingerson offered the following amendment to Senate Bill No. 258; In line 14 ,after the word "exceed" change the "\$1" to "\$1.25."

Which motion was defeated.

### ROLL CALL

Senate Bill No. 258. A Bill for an Act to Provide for the Conveyance of Pupils in Consolidated School Districts and in School Districts Where Consolidated Schools Have Not Been Established, and Providing for Compensation Thereof, and Repealing Acts and All Parts of Acts in Conflict Herewith.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 33, nays 15, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hart	Olson of Barnes
Babcock	Hjelmstad	Olson, Burieigh
Baird	Kaldor	Page
Benson	Kretschmar	Ployhar
Bond	Lynch	Porter
Carey	Marshall	Schlosser
Eastgate	Martin	Steel
Ettestad	McCoy	Storstad
Fleckten	McLachlin	Van Camp
Fredrickson	Miklethun	Whitman
Hamilton	Murpay	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Pathman	Seamands
Ingerson	Patten	Stevens
Magnuson	Patterson	Tofsrud
McCroory	Peck	Ward
Olson, Eddy-Foster	Ritchie	Whitmer

Absent and not voting:

Messrs.  
Rusch

So the bill passed and the title was agreed to.

Senator Steel moved that action on House Bill No. 87 be deferred one legislative day.

Which motion prevailed.

Senator Lynch offered the following amendment to House Bill No. 88: In line 11, Section 225 of the printed bill, after the words "Board of Administration" which were added as an amendment after the words "national guard" insert the words "State Tax Commissioner."

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 225 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 127 of the Session Laws of North Dakota for the Year 1919, Relating to the Duties of the State Examiner.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays 1, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson of Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog

Those voting in the negative were:

Messrs.  
Martin

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 109. A Bill for an Act to Amend and Re-

enact Section 4541, Compiled Laws of North Dakota for the Year 1913, Relating to Number and Powers of Directors of Corporations.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 44, nays 3, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynn	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCrary	Seamands
Eastgate	McLachlin	Steel
Ettestad	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burieigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Fleckten	Patten

Absent and not voting:

Messrs.	Messrs.
Miklethun	Stevens

So the bill passed and the title was agreed to.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following: Mr. and Mrs. P. B. Garberg, Fargo, N. D.; C. W. Lewis, Lakota, N. D.; Wm. Carroll, Minot, N. D.; Chas. Ferris, Lakota, N. D.; P. K. Holm, Pekin, N. D.; Lander Peterson, Petersburg, N. D.; D. E. Willard, St. Paul, Minn.; Judge C. E. Pollock and W. C. Green, Fargo, N. D.; Jos. M. Kelly, Devils Laks, N. D.; Harry McLachlin, Fargo, N. D.

Senator Ployhar moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.



## FORTY-FOURTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 18, 1925.

The Senate convened at 2:00 o'clock P. M. pursuant to adjournment, the President, Walter Maddock, Presiding.

Prayer by the Chaplain, Rev. C. J. Fyelling.

Roll call, all members present.

## REVISION AND CORRECTION OF THE JOURNAL

The committee on Revision and Correction of the Journal made the following report:

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-Third day and recommend that the same be corrected as follows:

On page 2, line 29, correct transposition in word "Expenses."

On page 15, line 3, correct spacing of words "of and."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS.

Petitions were received and read protesting against passage of House Bill No. 153; one signed by J. F. Clemans and 14 others, Mortonville, N. D.; one signed by F. C. Wittemyler, and 12 others, Sarles, N. D.; Telegram from Sioux County, protesting against House Bill No. 153, signed C. R. Wilcox and 13 others, Cannonball, N. D.

## SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

Also,

Senate Bill No. 165. A Bill for an Act Making an Annual Appropriation of \$1,000.00 for the Purpose of Aiding the Department of North Dakota of the Grand Army of the Republic, in Maintaining the Expense of its Organization, and to Aid in Defraying the Expenses of its Annual Encampment.

Also,

Senate Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Minimum Wage, Health and Morals of Women Workers, for Salary, Postage, Office Supplies, Printing, Traveling Expenses, Hearing, Conferences, Witness Fees, Legal Fees and Office Rent.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report.

Which motion prevailed.

## SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 270. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North Dakota for the Year 1919, Relating to Teachers' Certificates Issued on High School Diplomas.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

SENATE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 175. A Bill for an Act to Appropriate \$40,000.00 to Provide a State Contingent Fund to be Placed at the Disposal of the State Emergency Commission to be Used as Provided by Chapter 26 and 152 of the Session Laws of North Dakota for the Year 1915.

Also,

Senate Bill No. 174. A Bill for an Act to Appropriate the Sum of \$2,000.00 for the Purpose of Paying the Per Diem and Expenses of the State Budget Board as Prescribed by Chapter 61 of the Session Laws of North Dakota for the Year 1915.

Also,

Senate Bill No. 173. A Bill for an Act Making an Appropriation of \$5,000.00, for the Biennium to Pay the Expenses and Per Diem of Agents in the Arrest and Return of Fugitives from Justice as Prescribed by Section 11162 of the Compiled Laws of 1913 for North Dakota.

Also,

Senate Bill No. 172. A Bill for an Act to Appropriate the Sum of \$2,000.00 for the Purpose of Paying Premiums on Bonds of State Officials as Provided for by Chapter 175 of the Laws of North Dakota for the Year 1917.

Also,

Senate Bill No. 104. A Joint Resolution to Amend and Re-enact Section 82 of Article 3 of the Constitution of the State of North Dakota, Providing for the Election of State Officials.

Were delivered to the governor for his approval at the hour of 2:00 o'clock P. M., February 18, 1925.

C. J. OLSON,  
Chairman.

## REPORTS OF STANDING COMMITTEES

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 80. A Bill for an Act Relating to School District Finances; Providing for the Time of Beginning and Ending of the Fiscal Year for School Districts; Providing that School Boards and Boards of Education Shall Annually Prepare a Budget; Providing for the Publicity of Such Budget; Providing for a Public Hearing in Regard to Proposed Expenditures; Providing for Tax Levies and Providing that all Expenditures must Conform to the Budget as Adopted.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, Section 4, line 12, after the word "Statement" insert the following: "and open to public inspection."

On page 3, Section 4, lines 28 and 29, correct the spelling of the word "property."

On page 3, Section 5, strike out all of line 1, after the figure 5, and all of lines 2, 3, 4, 5, 6 and 7, and insert the following: "The county auditor of each county between July 1st and July 15th of each year shall publish once in every newspaper of the county a notice that all preliminary school budget statements will be on file with the clerk or secretary of each school board on and after July 15th; and that a copy thereof may be had by applying therefor to the school clerk or secretary. That on the fourth Tuesday in July at two o'clock p. m., the school board of each district will hold a public session at the usual place of holding school elections in each school district."

On page 3, Section 5, Line 10, strike out the semi-colon and insert a period. Strike out the word "and" and capitalize the word "the."

On page 4, Section 6, line 11, at the end of the line after the word "hand" insert a comma and the words "the amount of uncollected taxes."

On page 4, Section 6, line 13, strike out the word "is" and insert the word "are."

On page 4, Section 6, line 17, after the word "year," strike out the balance of the line and strike out all of line 18.

On page 5, Section 7, line 10 strike out the word "any" and insert the word "the."

On page 5, Section 7, line 14, after the word "the" insert the word "total." And after the word "amount" strike out the words "of any item or items" and strike out the word "they" at the end of the line and insert the word "it."

On page 5, Section 8, line 7, correct the spelling of the word "making."

On page 5, Section 8, line 10, correct the spelling of the word "attorney."

On page 6, Section 10, line 7, strike out the word "first" and the colon.

On page 6, Section 10, line 12, after the word "funds" strike out the balance of the line and strike out all of lines 13, 14, 15 and strike out line 16, as far as the word "provided."

On page 7, Section 10, strike out lines 20 to 29 inclusive.

On page 7, strike out Section 11 as contained in the bill and insert the following:

"Section 11. At the end of the fiscal year on June 30, the balance to the credit of each annual appropriation shall become a part of the general unappropriated balance in the school district treasury, but no special appropriation shall lapse until the work for which it was made has been completed, the bills paid, and the account closed.

Section 12. All acts and parts of acts in conflict with this act are hereby repealed."

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 101. A Bill for an Act Providing for the Collection of Certain Taxes by the State Treasurer and Providing a Method of Apportionment and Distribution Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 116. A Bill for an Act Relating to the Finances of Cities, Towns and Villages; Providing for the Time

of Beginning and Ending of the Fiscal Year; Providing that the Council, Commission, Board or Manager of all Cities, Towns and Villages Shall Annually Prepare a Budget; Providing for Publicity of Such Budget; Providing for Public Hearings in Regard to Proposed Expenditures; Providing for Tax Levies; and Providing that All Expenditures Must Conform to the Budget as Adopted.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, Section 2, line 2, correct the spelling of the word "Council."

On page 1, Section 2, line 3, after the words "manager, or" insert the word "other."

On page 2, Section 3, line 6, after the word "municipality" insert the words "during the."

On page 3, Section 5, after line 25, insert the following: "(3) The cash balance standing to the debit or credit of the municipality at the end of the last fiscal year."

"(4) An estimate of the probable amount that may be received during the current fiscal year from sources other than direct property taxes, and a statement of all uncollected taxes due to the municipality."

On page 3, Section 6, line 7, correct the spelling of the word "be."

On page 3, Section 6, line 6, strike out the words "Tuesday in August" and insert the words "Wednesday in July."

On page 4, Section 7, line 8, after the word "showing" insert a colon, strike out the balance of the section, and insert in lieu thereof the following:

"(1) The final appropriations made on account of the various items of expenditure hereinbefore specified, which shall not as to any group total, exceed the amount specified in the preliminary budget estimate;

"(2) The amount of cash on hand.

"(3) The amount of uncollected taxes standing to the credit of the municipality.

"(4) The estimated income that may be received during the ensuing year from other sources than direct property taxes.

"(5) The net amount which it will be necessary to raise by taxation to meet said appropriations, which shall be found by deducting the total of items (2), (3), and (4) from item (1).

"(6) The amount of levy estimated to be necessary to provide such net amount of revenue during the fiscal year."

On page 5, Section 8, line 13, at the end of the line strike out the term "of any item" and on line 14 strike out the

words "or items" and strike out the word "they" and insert the word "it."

On page 5, Section 9, line 1, correct the spelling of the word "expenditure."

On page 5, Section 9, line 6, strike out the words "liability jointly and severally on" and insert the words "a joint and several liability of."

On page 5, Section 10, line 3, strike out the word "may" and insert the word "shall."

On page 6, Section 11, line 7, strike out the word "First"; and after the word "sufficient" strike out the balance of the line and the first three words in line 8, and insert in lieu thereof the words "unexpended balance."

On page 6, Section 11, line 13, after the word "funds" strike out the balance of the line and all of lines 14, 15, 16, and line 17 as far as the word "provided."

On page 6, Section 11, line 18, after the word "resolution" insert the words "authorizing such expenditure."

On page 7, Section 11, strike out lines 21 to 30, inclusive.

On page 7, strike out Section 12, as contained in the bill and insert the following:

"Section 12. After July 1st and before the regular appropriations have been made by the Council of any municipality, such board and other officials who are authorized to incur liabilities payable by the municipality may incur liability at a rate of expenditure not in excess of that authorized for the same purpose for the preceding year. Payments therefor may be made from any unappropriated balance in the treasury to be charged to the regular annual appropriation when made. No new or unusual expense shall be incurred or permanent contract made or salary increased until an appropriation therefor has been made by the council of the municipality.

"Section 13. At the end of the fiscal year on June 30, the balance to the credit of each annual appropriation shall become a part of the general unappropriated balance in the municipal treasury, but no special appropriation shall lapse until the work for which it was made has been completed, the bills paid, and the accounts closed.

"Section 14. All Acts and parts of Acts in conflict with this Act are hereby repealed."

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 152. A Bill for an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection with Taxes Assessed and Paid Under the 1919 Income Tax Law for the Years 1919, 1920, 1921 and 1922.

Have had the same under consideration and recommend that the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hjelmstad moved that Senate Bill No. 152 be referred to the Committee on Appropriations.

Which motion was defeated.

The committee on Elections made the following report:

Mr. President: Your committee on Elections to whom was referred:

Senate Bill No. 88. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota Providing for the Election of County Officials.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. W. CAREY,  
Chairman.

Senator Carey moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 153. A Bill for an Act to Amend and Re-enact Section 18, Chapter 199, Session Laws of 1923, Being an Act Providing Punishment for the Unlawful Deposit of Public Funds.

Have had the same under consideration and recommend that the same do pass.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:



Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 154. A Bill for an Act to Repeal Section 2306 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 232, Laws of 1919 and Sections 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345 and 2346 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Tax Judgment Procedure on Lands Forfeited to the State or County for Taxes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 157. A Bill for an Act to Repeal Sections 2228, 2229, 2230 and 2231 of the Compiled Laws of the State of North Dakota for the Year 1913 Legalizing Irregularities in Assessments and Levies of 1895, 1896 and 1897, 1898, 1899 and 1900; and Repealing Sections 2232, 2233, 2234, 2235, 2236 and 2237 of the Compiled Laws of the State of North Dakota for the Year 1913 Validating All Assessments Made Since 1889.

Have had the same under consideration and recommend that the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Public Lands made the following report:

Mr. President: Your Committee on Public Lands to whom was referred:

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Section 336, Compiled Laws of 1913, Relating to the Leasing and Sale of School and Other Public Lands of the State.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of line 20, in Section 1, after the word "advance."

Strike out all of lines 21 and 22 and line 23 up to the word "and."

After line 2 in Section 2 insert the following: "Section 3. Emergency. This Act is hereby declared an emergency measure and shall take effect and be in force from and after its passage and approval."

And when so amended recommend the same do pass.

C. A. WARD,  
Chairman.

Senator Ward moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 210. A Bill for an Act Defining State Associations and Regulating and Limiting the Power of Such Associations to Re-Discount, to Borrow Money, to Pledge Assets, Forbidding Contracts to Re-Purchase Assets, Providing Procedure for the Foreclosure of Pledges With Redemption Therefrom, Declaring Void Pledge Contracts in Violation of the Provisions of the Act, Providing a Penalty for Borrowing Money and Pledging Assets in Violation of the Act and Repealing Laws in Conflict.

Have had the same under consideration and recommend that the same do pass.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 239. A Bill for an Act Providing that the Bank Examiner Notify the Guaranty Fund Commission of Violations of Sections 5172, 5175, 5189 and 5192 of the Compiled Laws of North Dakota for the Year 1913, and Providing that a Failure so to do Shall be Deemed a Misdemeanor.

Have had the same under consideration and recommend that the same do pass.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Elections made the following report:

Mr. President: Your committee on Elections to whom was referred:

Senate Bill No. 241. A Bill for an Act to Permit the Use of Guide Cards in Elections, to Assist in Enabling Elector to Vote for the Candidate of His or Her Choice.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of line six after the word "for" and line seven to the word "and" and insert the following: "United States Senators and Congressmen, State Officers,"

And when so amended recommend the same do pass.

C. W. CAREY,  
Chairman.

Senator Carey moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 249. A Bill for an Act Defining the Crime of Bank Robbery from the Inside and Prescribing a Penalty Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In the last line of the bill change the word "ten" to "five" and change the word "thirty" to "fifteen."

And when so amended recommend the same do pass.

RALPH INGERSON,  
Chairman.

Sen. Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

House Bill No. 61. A Bill for an Act Relating to Redemption from Real Estate Tax Sales.

Have had the same under consideration and recommend that the same be amended as follows:

After the words "A Bill," strike out everything and insert the following:

For an Act Providing for a Reduced Rate of Interest Upon Redemption of Real Estate Sold to the County for the Taxes of 1923 or any Prior Year and Still Held by the County, Provided Such Redemption is made on or Before November First, 1925.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. Rate of Interest Upon Redemption.) Real Estate sold to the County for taxes of 1923 or any prior year and still held by the county at the time this act takes effect may be redeemed upon payment of the amount for which it was sold at tax sale together with interest thereon at six per cent (6%) per annum from the date of sale plus the amount of all subsequent taxes held by the county with interest thereon at six per cent (6%) per annum from the date upon which such subsequent taxes became due. No penalty shall, in such cases, be charged either upon the amount for which the land was sold at tax sale nor upon such subsequent taxes. It shall not be required that the 1924 taxes be paid at the time of making such redemption, but, in order to be entitled to redeem at the low rate specified herein, such redemption, but, in order to be entitled to redeem at the low rate specified herein, such redemption must be made not later than November first, 1925. The right of redemption given herein shall apply to all real estate purchased by the county and still held by it at the time this act takes effect including cases in which the county may have sold and assigned its tax lien subsequent to the taking effect of this act.

Section 2. Repeal. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Section 3. Emergency. This act is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval.

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Counties made the following report:

Mr. President: Your committee on Counties to whom was referred:

House Bill No. 151. A Bill for an Act to Amend and Re-enact Section 3239 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 117 of the Session Laws of North Dakota for 1915 as Amended by Chapter 102 of the Session Laws of 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad and Providing a Primary Election Thereon and Prescribing the Number of Votes Required for Such Removal.

Have had the same under consideration and recommend that the same do pass.

J. H. McCoy,  
Chairman.

Senator McCoy moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Education made the following report:

Mr. President: Your committee on Education to whom was referred:

House Bill No. 191. A Bill for an Act Repealing Sections 1192, 1193 and 1194 of the Compiled Laws of North Dakota for the Year 1913, Relating to District High Schools.

Have had the same under consideration and recommend that the same do pass.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

Senate Bill No. 287. A Bill for an Act to Amend and Re-enact Section 2980 Compiled Laws 1913, Relating to the Construction of Hotels.

Which was read the first and second time and referred to the Committee on State Affairs.

The Committee on Delayed Bills introduced:

Senate Bill No. 288. A Bill for an Act Authorizing the Industrial Commission to Make an Investigation for Oil and Gas in North Dakota, and Providing for an Appropriation Therefor.

Which was read the first and second time and referred to the Committee on Appropriations.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 18, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 225 of the Compiled Laws of North Dakota for

the Year 1913, as Amended by Chapter 127 of the Session Laws of North Dakota for the Year 1919, Relating to the Duties of the State Examiner.

House Bill No. 69. A Bill for an Act to Amend and Re-enact Section 8076 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 250 of the Session Laws of North Dakota for the Year 1923 Relating to Foreclosure of Mortgages by Agent or Attorney, and Legalizing and Validating Sales Heretofore Made Where the Power of Attorney Has Been Filed for Record at or Prior

House Bill No. 35. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Science at Wahpeton, Together with Improvements and Repairs and New Equipment.

Which the Senate has Amended.

Also,

House Bill No. 109. A Bill for an Act to Amend and Re-enact Section 4541, Compiled Laws of North Dakota for the Year 1913, Relating to Number and Power of Directors of Corporations.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 18, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 277. A Bill for an Act to Amend and Re-enact Section 1725 of the Compiled Laws of North Dakota for the Year 1913, Relative to the Industrial School at Ellendale, North Dakota.

Senate Bill No. 258. A Bill for an Act to Provide for the Conveyance of Pupils in Consolidated School Districts and in School Districts Where Consolidated Schools Have Not Been Established, and Providing for Compensation Thereof, and Repealing Acts and All Parts of Acts in Conflict Herewith.

Senate Bill No. 171. A Bill for an Act to Empower Cities and Villages to Levy and Collect a Tax for Purpose of Furnishing Musical Concerts to the Public.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 8 and 12 of Chapter 326 of the Session Laws of North Dakota for the Year 1923, Relating to Placing Taxing Districts Upon a Cash Basis, and Classing Park Districts Having Population Over Four Thousand with Cities and School Districts of Like Size.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 2093 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter

**228, Laws of 1917, Relating to the Matter of Listing Property for Taxation Purposes.**

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

**THIRD READING OF SENATE BILLS**

Senator Ployhar moved that action on Senate Bill No. 211 be deferred one legislative day.

Which motion prevailed.

**ROLL CALL**

Senate Bill No. 244. A Bill for an Act Relating to the Attachment of Isolated Land to an Adjoining School District and Providing the Manner of Such Attachment.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 0, absent and not voting 0, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fredrickson	Olson, Barnes	Stostad
Hamilton	Olson, Burieigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Passed:

Messrs.  
Fleckten

So the bill passed and the title was agreed to.

**ROLL CALL**

Senate Bill No. 270. A Bill for an Act to Amend and Re-

enact Section 1369 of the Compiled School Laws of North Dakota for the Year 1919, Relating to Teachers' Certificates Issued on High School Diplomas.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays 2, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McCrorry	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Stostad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog
Kretschmar	Patterson	

Those voting in the negative were:

Messrs.	Messrs.
Hart	Peck

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 284. A Bill for an Act to Amend Section 25 of Chapter 77 of the Session Laws of 1921 Relating to the Abatement of Hail Insurance Taxes.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 49, nays 0, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens



Messrs.	Messrs.	Messrs.
Fleckten	Olson, Barnes	Stostad
Fredrickson	Olson, Burieigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to..

Senator McCoy moved that action on House Bill No. 87 be deferred one legislative day.

Which motion was defeated.

#### ROLL CALL

House Bill No. 87. A Bill for an Act Protecting Insurance Agents Authorized to Do Business Within This State from Discrimination by Any Insurance Company Authorized to Do Business Within This State and Providing Penalty for Such Discrimination.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 30, nays 17, absent and not voting 1, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patterson
Bakken	Marshall	Peck
Benson	Martin	Ployhar
Ettestad	McCrory	Porter
Fleckten	Miklethun	Ritchie
Fredrickson	Olson, Barnes	Rusch
Hamilton	Olson, Burieigh	Stostad
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Seamands
Baird	McCoy	Steel
Bond	McLachlin	Stevens
Carey	Murphy	Tofsrud
Eastgate	Page	Van Camp
Kaldor	Schlosser	

Absent and not voting:

Messrs.  
Kretschmar  
Passed:

Messrs.  
Whitman

So the bill passed and the title was agreed to.

Senator O. H. Olson moved that the vote by which House Bill No. 87 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hamilton moved the following amendment to his amendment to House Bill No. 94:

After the word "to" in line 4 of subdivision "B" on page 14 of the Senate Journal of February 11th, insert the following: "direct the Bank of North Dakota to loan to the Association from time to time monies sufficient for the efficient conduct of its business upon the security of warehouse receipts, bills of lading and other usual forms of security, but the total amount of such monies so loaned the Association shall at no time exceed the sum of \$500,000.00 over and above the amount due the Bank of North Dakota from the said Association at the time of the passage and approval of this Act. It shall also be the duty of the Industrial Commission to."

Which motion prevailed.

Senator Hamilton then offered the following amendment to House Bill No. 94:

Strike out all of Section 10 and change the number of Section 11 to 10 and Section 12 to 11.

Which motion prevailed.

Senator Hamilton then moved the adoption of his original amendment to House Bill No. 94 as offered on February 17 on page 17 of the Journal of that day, as amended.

Which motion prevailed.

Senator Kaldor offered the following amendment to the title to House Bill No. 94:

After the word "powers" in the second line of the title of the bill as printed on page 11 of the Senate Journal of February 11th add the following:

"Providing for funds for the conduct of its business."

Which motion prevailed.

### ROLL CALL

House Bill No. 94. A Bill for an Act Re-establishing the North Dakota Mill and Elevator Association, Defining Its Powers and Duties, Providing for the Control, Management, and Operation of State Owned Grain Warehouses, Elevators and Flour Mills and the Conduct of All Business Relating Thereto, Especially as Relates to the State Owned Mill and Elevator at Grand Forks, North Dakota, and Repealing Chapter 295, Laws of North Dakota of 1923.

Was read the third time.

The question being on the final passage of the bill, **as**

amended, the roll was called, and there were ayes 45, nays 3, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Marshall	Ployhar
Baird	Martin	Porter
Bakken	McCoy	Ritchie
Benson	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Stostad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Kaldoz	Patten	Whitmer
Kretschmar	Patterson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Ingerson	Rusch

Absent and not voting:

Messrs.  
Magnuson

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

Senator Stevens explained his vote as follows:

Mr. President: Believing as I do that it is not only contrary to good public policy and absolutely wrong for the State, tax-free, to engage in a business in competition with citizens who have contributed liberally in taxes, I hesitate to support this measure, and furthermore, Mr. President, believing as I do that the idea of making of the Mill and Elevator at Grand Forks a paying proposition is but an iridescent dream, I am somewhat in doubt as to the wisdom of this measure but on the other hand the people of the state may feel that it is worth the cost provided for in this bill to have the management of the state-owned institution at Grand Forks placed in the hands of "its friends," and with a real "business man" as manager. Therefore, I reluctantly vote "aye."

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 18, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 86. A Bill for an Act to Amend and Re-

enact Sections 6, 7, 13, 26 and 27 of Chapter 160 of the Session Laws of 1919, as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota, as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the Year 1921 as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, Relating to State Hail Insurance.

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 3116 of Chapter 342, Session Laws of 1923, Relating to Storage Charges on Grain and Regarding Insurance on Grain Provided for Deposit of Insurance Policies and Disbursement of Funds Derived From Insurance of Stored Grain.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 167, Session Laws of 1919 and to Provide for Terms of Court in the State of North Dakota.

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 40, Article 12, Chapter 312, Session Laws of 1913, Relating to the Assessment, Levy and Collection of a Tax Upon Incomes.

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 10914 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Statement of the Case in Criminal Proceedings.

House Bill No. 194. A Bill for an Act Providing for the Painting of a Sign in a Conspicuous Place on Each Side of All Motor Vehicles Owned and Operated on the Public Highways by State Departments, Institutions or Industries, Showing the Name of the Department, Institution or Industry, and Providing Penalty for Violation.

House Bill No. 229. A Bill for an Act to Amend and Re-enact Chapter 59 of the Session Laws of 1917, as Amended and Re-enacted by Chapter 220 of the Session Laws of 1919, as Amended and Re-enacted by Chapter 298 of the Session Laws of 1923.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 18, 1925.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Section 4884 of the Compiled Laws of the State of

North Dakota for the Year 1913, Relating to the Contingency Reserves of Life Insurance Companies.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Van Camp asked a return to the Eighth Order of Business, which request was granted.

Senator Van Camp then moved that Senate Bill No. 91 be recalled from the House.

Which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 18, 1925.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of Senate Bill No. 91.

Very respectfully,

C. R. VERRY,  
Secretary.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

Senate Bill No. 165. A Bill for an Act Making an Annual Appropriation of \$1,000.00 for the Purpose of Aiding the Department of North Dakota of the Grand Army of the Republic, in Maintaining the Expense of its Organization, and to Aid in Defraying the Expenses of its Annual Encampment.

Senate Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Minimum Wage, Health and Morals of Women Workers, for Salary, Postage, Office Supplies, Printing, Traveling Expenses, Hearings, Conferences, Witness Fees, Legal Fees and Office Rent.

House Bill No. 63. A Bill for an Act to Repeal Section 2348 of the Compiled Laws of North Dakota for the Year

1913 as Amended by Chapter 187 of the Laws of 1915, and to Repeal Section 2349 of the Compiled Laws of North Dakota for the Year 1913 Relating to Assessors Duties in Connection with Military Enrollment

House Bill No. 96. A Bill for an Act Relating to Abstracting, Providing for the Licensing and Bonding of such Abstractors, and Examination and Registration Thereof, and to Repeal Sections 3090, 3091, 3092, 3093, 3094, 3095, 3097 and 3098, Compiled Laws of 1913, and all Acts and Parts of Acts in Conflict Herewith.

And the President signed the same in the presence of the Senate.

Senator Pathmann moved that the Senate return to the Fourteenth Order of Business.

Which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 86. A Bill for an Act to Amend and Re-enact Sections 6, 7, 13, 26 and 27 of Chapter 160 of the Session Laws of 1919, as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota, as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the Year 1921 as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, Relating to State Hail Insurance.

Was read the first and second time and referred to the Committee on Insurance.

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 3116 of Chapter 342, Session Laws of 1923, Relating to Storage Charges on Grain and Regarding Insurance on Grain Provided for Deposit of Insurance Policies and Disbursement of Funds Derived from Insurance on Stored Grain.

Was read the first and second time and referred to the Committee on Warehouses and Grain Grading.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 167, Session Laws of 1913 and to Provide for Greater Dispatch of Business in Burleigh County.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 40, Article 12, Chapter 312, Session Laws of 1923, Relating to the Assessment, Levy and Collection of a tax Upon Incomes.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 10914 of the Compiled Laws of North Dakota

for the Year 1913, Relating to the Statement of the Case in Criminal Proceedings.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 194. A Bill for an Act Providing for the Painting of a Sign in a Conspicuous Place on Each Side of All Motor Vehicles Owned and Operated on the Public Highways by State Departments, Institutions or Industries, Showing the Name of the Department, Institution or Industry, and Providing Penalty for Violation.

Was read the first and second time and referred to the Committee on Highways.

House Bill No. 229. A Bill for an Act to Amend and Re-enact Chapter 59 of the Session Laws of 1917, as Amended and Re-enacted by Chapter 220 of the Session Laws of 1919, as Amended and Re-enacted by Chapter 298 of the Session Laws of 1923.

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following: Mrs. J. J. Foster, Hamilton, N. D.; Mrs. Ball, St. Thomas, N. D.; Col. H. M. Creel, Devils Lake, N. D.; H. F. Harms, Velva, N. D.; Geo. Bick, Sawyer, N. D.; H. M. Erickson and Doctor Seed of Minot, N. D.

Senator Storstad moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## FORTY-FIFTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 19, 1925.

The Senate convened at 2:00 o'clock P. M., Pursuant to adjournment, the President, Walter Maddock, presiding.  
Prayer by the Chaplain, Rev. C. J. Fyelling.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-fourth Day and recommend that the same be corrected as follows:

On page 6, line 13, correct spelling of word "uncollected."

On page 10, line 19, correct transposition in word "Re-Purchase."

On page 15, line 13, correct spacing in words "for an."

On page 16, line 1, strike out extra "S" in word "School."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## MESSAGE FROM THE GOVERNOR

State of North Dakota  
Office of the Governor

Bismarck  
February 18, 1925

To the Senate of the State of North Dakota:

Gentlemen: I have the honor to advise you that I have



approved and this day filed with the Secretary of State the following bills:

Senate Bill No. 14. A Bill for an Act Making an Appropriation of \$27,150.00 for the Purpose of Carrying Out the Provisions of Chapter 203 of the Session Laws of 1919 and Chapter 115, of the Session Laws of 1921, Relating to Vocational Education and Vocational Rehabilitation.

And,

Senate Bill No. 15 as amended. A Bill for an Act Making an Appropriation of \$104,500.00 for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.

And,

Senate Bill No. 62. A Bill for an Act Entitled, An Act Relating to the Sale of Cigarettes, and Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes; Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing of Bond; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof, and Penalty for Violation of This Act; and Defining the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing that Any Person Violating This Act May Be Enjoined, and that any Building or Premises Made Use of for Purposes in Violation of This Act Shall Be Deemed a Nuisance and Abated by Injunction.

And,

Senate Bill No. 98. A Bill for an Act Fixing the Maximum Rate that Railroad Companies May Charge for the Transportation of Lignite Within the State of North Dakota.

Very truly yours,

A. G. SORLIE,  
Governor.

State of North Dakota  
Office of the Governor

Bismarck  
February 18, 1925

The Senate of the State of North Dakota:

Gentlemen: I have the honor to inform you that I have this day approved and filed with the Secretary of State the following bills:

Senate Bill No. 172. A Bill for an Act to Appropriate the Sum of \$2,000.00 for the Purpose of Paying Premiums on Bonds of State Officials as Provided for by Chapter 175 of the Session Laws of North Dakota for the Year 1917.

And,

Senate Bill No. 173. A Bill for an Act Making an Appropriation of \$5,000.00, for the Biennium to Pay the Expenses and Per Diem of Agents in the Arrest and Return of Fugitives from Justice as Prescribed by Section 11162 of the Compiled Laws of North Dakota for the Year 1913.

And,

Senate Bill No. 174. A Bill for an Act to appropriate the Sum of \$2,000.00 for the Purpose of Paying the Per Diem and Expenses of the State Budget Board as Prescribed by Chapter 61 of the Session Laws of North Dakota for the Year 1915.

And,

Senate Bill No. 175. A Bill for an Act to appropriate \$40,000.00 to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for the Year 1915.

Very truly yours,

A. G. SORLIE,  
Governor.

#### PETITIONS AND COMMUNICATIONS

Telegrams received and read in favor of Senate Bill No. 151. E. F. Underhill, John Gatton, Thos. P. Aseley, Cannonball, N. D.

A telegram also against the passage of Senate Bill No. 151. W. L. Clark, Solen, N. D.

Petitions received and read protesting against the passage of House Bill No. 153, as follows:

Signed by Alex Horchanks, Benedict, and 10 others.

Signed by Geo. W. Scott, Clementsville, N. D., and 10 others.

Signed by M. Nelson, Chaseley, N. D., and 22 others.

Signed by T. W. Whipple, Chaseley, N. D., and 19 others.

Signed by Chas. Elliott, Hamburg, N. D., and 38 others.

Signed by F. A. Plummer, Sarles, N. D., and 5 others.

Signed by R. W. Sether, Leith, and 35 others.

Signed by Adolph Monn, Carberry, N. D., and 12 others.

Signed by Jacob Mersener, Pekin, N. D., and 10 others.

Signed by Sivert Hovland, Lankin, N. D., and 16 others.

Signed by John Topie, Lankin, N. D., and 28 others.

Signed by W. E. Campbell, Lakota, N. D., and 14 others.

SENATE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 80. A Bill for an Act Relating to School District Finances; Providing for the Time of Beginning and Ending of the Fiscal Year for School Districts; Providing that School Boards and Boards of Education Shall Annually Prepare a Budget; Providing for the Publicity of Such Budget; Providing for a Public Hearing in Regard to Proposed Expenditures; Providing for Tax Levies and Providing that all Expenditures must Conform to the Budget as Adopted.

Also,

Senate Bill No. 116. A Bill for an Act Relating to the Finances of Cities, Towns and Villages; Providing for the Time of Beginning and Ending of the Fiscal Year; Providing that the Council, Commission, Board or Manager of All Cities, Towns and Villages Shall Annually Prepare a Budget; Providing for Publicity of Such Budget; Providing for Public Hearings in Regard to Proposed Expenditures; Providing for Tax Levies; and Providing that All Expenditures Must Conform to the Budget as Adopted.

Also,

Senate Bill No. 241. A Bill for an Act to Permit the Use of Guide Cards in Elections, to Assist in Enabling Elector to Vote for the Candidate of His or Her Choice.

Also,

Senate Bill No. 249. A Bill for an Act Defining the Crime of Bank Robbery from the Inside and Prescribing a Penalty Therefor.

Also,

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Section 336, Compiled Laws of 1913, Relating to the Leasing and Sale of School and Other Public Lands of the State.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report.

Which motion prevailed.

SENATE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Section 4884 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Contingency Reserves of Life Insurance Companies.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report.

Which motion prevailed.

REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 52. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters or Purposes Provided for Herein.

Have had the same under consideration and recommend that the same be amended as follows:

On line 6 of Section 3 of the printed bill, strike out the figures "5600" and insert in lieu thereof the figures "\$5000.00."

Insert line 15½ making it to read: "Governor's Great Lakes-St. Lawrence Tidewater Association Fund, \$2500.00."

On line 17, strike out the figures "\$21,800.00" and insert the figures "\$23,700.00."

Strike out all of line 44.

On line 47 strike out the figures "\$5850.00" and insert the figures "\$5,800.00."

On line 71 strike out the figures "\$2600.00" and insert the figures "\$2000.00."

On line 74, strike out the figures "\$40,980.00" and insert the figures "\$40,380.00."

Strike out all of lines 79 and 80.

On line 84, strike out the figures "\$25,100.00 and insert the figures "\$6,100.00."

Insert line 95½ making it to read: "Purchasing State Revenue Stamps, \$3,000.00."

On line 97 strike out the figures "\$20,800.00" and insert the figures "\$23,800.00."

On line 100 strike out the figures "\$1,000.00" and insert the figures "\$1,500.00."

On line 107, strike out the figures "\$38,200.00" and insert the figures "\$41,700.00."

Insert line 119½ making it read "Assistants for Revenue Collection, \$5,000.00."

On line 121 strike out the figures "\$29,040.00" and insert the figures "\$34,040.00."

On line 128 strike out the figures "\$40,640.00" and insert the figures "\$45,640.00."

On line 134 strike out the figures "\$5600.00" and insert the figures "\$5000.00."

On line 145 strike out the figures "\$30,700.00" and insert the figures "\$30,100.00."

On line 150 strike out the figures "\$4800.00" and insert the figures "\$3600.00."

On line 161 strike out the figures "\$22,400.00" and insert the figures "\$21,200.00."

Insert line 176½ making it to read: "Fund for Cigarette Law Enforcement, \$7500.00."

On line 178 strike out the figures "\$83,100.00" and insert the figures "\$90,600.00."

On line 183 strike out the figures "\$5600.00" and insert the figures "\$5000.00."

On line 184 strike out the figures "\$4400.00" and insert the figures "\$4000.00."

On line 194 strike out the figures "\$16,600.00" and insert the figures "\$15,000.00."

On line 196 strike out the figures "\$3000.00" and insert the figures "\$2000.00."

On line 198 strike out the figures "\$49,800.00" and insert the figures "\$46,200.00."

On line 206 strike out the figure "3" before the word "Rural" and insert in lieu thereof the figure "2." On the same line strike out the figures "\$13,200.00" and insert the figures "\$8,000.00."

On line 208 strike out the word "Three" before the word "Rural" and insert in lieu thereof the word "Two." On the same line strike out the figures "\$6000.00" and insert the figures "\$4000.00."

On line 211 strike out the figures "\$175,000.00" and insert the figures "\$170,000.00."

On line 212 strike out the figures "\$450,000.00" and insert the figures "\$425,000.00."

Strike out all of line 213.

On line 217 strike out the figures "\$691,200.00" and insert the figures "\$643,400.00."

Make line 224 to read: "1 Stenographer \$2400.00."

On line 225 strike out the figures "\$800.00" and insert the figures "\$500.00."

On line 228 strike out the figures "\$3500.00" and insert the figures "\$3000.00."

On line 230 strike out the figures "\$1600.00" and insert the figures "\$1000.00."

Strike out all of line 231.

On line 234 strike out the figures "\$37,400.00" and insert the figures "\$33,000.00."

On line 257 strike out the words, "Assistant Secretary" and insert in lieu thereof the words, "Chief Clerk."

On line 269 strike out the figures "\$15,000.00" and insert the figures "\$12,000.00."

On line 274 strike out the figures "\$101,600.00" and insert the figures "\$98,600.00."

On line 346 strike out the figures "\$6000.00" and insert the figures "\$5600.00."

Strike out all of line 348.

On line 351 strike out the figures "\$4200.00" and insert the figures "\$3600.00."

On line 261 strike out the figures "\$14,000.00" and insert the figures "\$12,000.00."

On line 364 strike out the figures "\$80,000.00" and insert the figures "72,200.00."

On line 466 strike out the figures "\$6000.00" and insert the figures "\$5000.00."

On line 476 strike out the figures "\$11,690.00" and insert the figures "\$10,690.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

A majority of the Committee on Judiciary made the following report:

Mr. President: A majority of your Committee on Judiciary to whom was referred:

Senate Bill No. 108. A Bill for an Act Providing for the Redemption of Real Estate from Foreclosure Sale and Prescribing the Time Within Which Such Redemption May be Made.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted.

A minority of the Committee on Judiciary made the following report:

Mr. President: A minority of your Committee on Judiciary to whom was referred:

Senate Bill No. 108. A Bill for an Act Providing for the Redemption of Real Estate from Foreclosure Sale and Prescribing the Time Within which Such Redemption May Be Made.

Have had the same under consideration and recommend that the same do pass.

JOHN L. MIKKLETHUN,  
C. A. WARD,  
C. J. OLSON,  
P. A. BABCOCK,  
GUST WOG.

Senator Ingerson moved that the report be adopted.

Senator Ingerson moved the substitution and adoption of the minority report for the majority report on Senate Bill No. 108.

Roll call demanded and granted.

#### ROLL CALL

The question being on the motion for the adoption of the minority report instead of the majority report, the roll was called, and there were ayes 23, nays 26, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Ettestad	Martin	Ritchie
Fleckten	McCrorry	Ward
Fredrickson	Miklethun	Whitmer
Hamilton	Olson of Barnes	Wog
Hjelmstad	Olson, Eddy-Fcster	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

So the motion was defeated.

Senator Ployhar moved that further consideration of Senate Bill No. 108 be indefinitely postponed.

Roll call demanded and granted.

### ROLL CALL

The question being on the indefinite postponement of action on Senate Bill No. 108, the roll was called, and there were ayes 26, nays 23, absent and not voting none.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Ployhar	Whitman
Lynch	Rusch	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ritchie
Fleckten	McCrorry	Ward
Fredrickson	Miklethun	Whitmer
Hamilton	Olson, Barnes	Wog
Hjelmstad	Olson, Eddy-Foster	

So the motion prevailed.



The Committee on Appropriations made the following report:

**Mr. President:** Your Committee on Appropriations to whom was referred:

Senate Bill No. 129. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Expenses of Investigating Claims of Persons Injured in the Course of their Employment Whose Employers Have Not Paid Premiums Into the Workmen's Compensation Fund.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman,

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

**Mr. President:** Your Committee on Judiciary to whom was referred:

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Sections 2 and 5 of Chapter 36 of the Session Laws of 1921, Relating to Conciliation of Controversies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

**Mr. President:** Your Committee on Judiciary to whom was referred:

Senate Bill No. 188. A Bill for an Act to Prohibit the Mortgaging of any Grain Prior to the Threshing Thereof, and any Other Agricultural Crop Prior to its Harvest.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

**Mr. President:** Your Committee on Ways and Means to whom was referred:

Senate Bill No. 199. A Concurrent Resolution Providing for

the Amendment of Section 45, Article 2, of the Constitution of the State of North Dakota, Relating to the Compensation and Mileage Allowed Legislative Members.

Have had the same under consideration and recommend that the same do pass.

SENATOR RUSCH,  
Chairman.

Senator Rusch moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 200. A Bill for an Act to Regulate the Practice of the Profession of Engineering and Land Surveying in the State of North Dakota.

Have had the same under consideration and recommend that the same be amended as follows:

By striking out the word "or" after the word "owned" in line 3, Section 2, page 1 of the printed bill and inserting a comma and inserting "or operated" after the word "leased" in the same line.

At the end of line 20, page 12, Section 12, add the following: "Nothing in this Act shall be construed to permit any engineer to practice architecture contrary to the laws of this state for the regulation of the practice of architecture."

After the syllable "poyee" at the beginning of line 22, page 13, strike out the word "or" and insert in lieu thereof the word "of."

After the word "engineer" in line 37, paragraph 8, page 13, Section 13, strike out the semicolon and insert the words "or surveyor"; and in line 38 of the same paragraph strike out the semicolon after the word "engineer" and insert the words "or registered land surveyor;"

And when so amended recommend the same do pass.

SENATOR RUSCH,  
Chairman.

Senator Rusch moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Elections made the following report:

Mr. President: Your committee on Elections to whom was referred:

Senate Bill No. 207. A Bill for an Act Relating to Primary Elections; Prescribing the Minimum Number of Votes for Nomination.

Have had the same under consideration and recommend that the same do pass.

SENATOR CAREY,  
Chairman.

Senator Carey moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

Senate Bill No. 208. A Concurrent Resolution Providing for the Amendment of Section 25, Article 2 of the Constitution of the State of North Dakota, Relating to the Legislative Department.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Corporations Other Than Municipal made the following report:

Mr. President: Your Committee on Corporations to whom was referred:

Senate Bill No. 218. A Bill for an Act to Permit Cemetery Associations and Corporations to Vacate and Terminate the Title to any Lots and Graves for Which Payment has Not Been Made or for the Care of Which Payment Has Not Been Made for Ten Years of More, and Providing for the Disinterment of Bodies Buried in Such Lots or Graves.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OBERT A. OLSON,  
Chairman.

Senator Olson of Burleigh moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 226. A Bill for an Act to Amend and Re-enact Section 6815 of the Compiled Laws of the State of North Dakota for 1913, and Section 1 of Chapter 209 of the Laws of North Dakota for 1918, Relating to the Notice Required to be Filed by Claimants of a Mechanic's Lien for Material, and Fixing Priorities Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 231. A Bill for an Act Appropriating the Sum of \$1,500.00 Out of the State Highway Fund for the Purpose of Re-imbursing Certain Mechanics for Losses Sustained in the Destruction of the Highway Commission Shops by Fire.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Senate Bill No. 233. A Bill for an Act Making an Appropriation of Six Hundred Dollars (\$600.00) to the North Dakota Poultry Association.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

Senate Bill No. 238. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 107 of the Session Laws for the Year 1921 Relating to Payment of Non-resident Tuition Fee in High School Departments Within the State and High Schools Outside of the State Near the Border Line.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Elections made the following report:

Mr. President: Your committee on Elections to whom was referred:

Senate Bill No. 242. A Bill for an Act to Safeguard the Initiative, Referendum and Recall Provisions of the Constitution by Prohibiting Illegal and Fraudulent Signatures to Petitions, Prescribing Form and Manner of Signing and Penalties for Violations.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of lines 12, 13, 14 and 15, and insert in lieu thereof the following: "Deemed to be guilty of a misdemeanor."

And when so amended recommend the same do pass.

C. W. CAREY,  
Chairman.

Senator Carey moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Military Affairs made the following report:

Mr. President: Your committee on Military Affairs to whom was referred:

Senate Bill No. 245. A Bill for an Act to Amend and Re-enact Section 2360a of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 4 of the Laws of 1919, and by Chapter 241 of the Laws of 1923, Relating to the Salary and Expenses of Adjutant General.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. R. BAIRD,  
Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Military Affairs made the following report:

Mr. President: Your committee on Military Affairs to whom was referred:

Senate Bill No. 246. A Bill for an Act to Amend and Re-enact Section 2373 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 5 of the Session Laws of 1919, Relating to the Term of Office and Qualifications of the Adjutant-General.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. R. BAIRD,  
Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Elections made the following report:

Mr. President: Your committee on Elections to whom was referred:

Senate Bill No. 264. A Bill for an Act Relating to Elections; Providing for a Recount in Case of a Tie Vote.

Have had the same under consideration and recommend that the same do pass.

C. W. CAREY,  
Chairman.

Senator Carey moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 265. A Bill for an Act to Amend and Re-enact Sections 6854, 6855 and 6856, Compiled Laws of 1913, Relating to Threshing Lien.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report.

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 268. A Bill for an Act Making an Appropriation of \$2,000.00 to the North Dakota Live Stock Association and the North Dakota Dairymen's Association, Jointly.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

Senate Bill No. 271. A Bill for an Act Providing for Notice Before Default Judgment is Entered to Attorneys in All Cases Where an Answer Has Been Interposed to the Complaint or Appearance Made.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 272. A Bill for an Act to Amend and Re-enact Sections 6913 and 6914 of the Compiled Laws of North Dakota of 1913, Relating to Consideration and Conditional Delivery of Negotiable Instruments and Other Contracts and Accommodation Paper.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Insurance made the following report:

Mr. President: Your committee on Insurance to whom was referred:

Senate Bill No. 281. A Bill for an Act to Require Insurance Companies to Make Prompt Settlement of Loss.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,  
Chairman.

Mr. Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 283. A Bill for an Act to Amend and Re-

enact Section 7608 Compiled Laws 1913 Relating to the Trial of Issuance of Law and Fact in District Courts. ....

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 286. A Bill for an Act to Repeal Chapter 6 of the Session Laws of North Dakota for the Year 1915, Relating to Aid to the Grand Army of the Republic from the Soldiers Home of North Dakota.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

House Bill No. 68. A Bill for an Act to Provide for the Registration of all Marriages with the State Registrar of Vital Statistics, and to Provide Fees for the Same.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 3 of the engrossed bill, strike out the balance of line 4 after the word "purpose" and insert a period.

Strike out all of line 5 and all of line 6 to the word "He."

And when so amended recommend the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

House Bill No. 111. A Bill for an Act to Amend and Re-enact Section 8964 of the Compiled Laws of North Dakota for 1913, Providing for Preliminary Examination by Judge of



the County Court Having Increased Jurisdiction, Preliminary Examinations and Change of Venue.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Corporations other than Municipal made the following report:

Mr. President: Your committee on Corporations to whom was referred:

House Bill No. 117. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations, and Providing That This Act Shall Take Effect Immediately Upon its Passage and Approval.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OBERT A. OLSON,  
Chairman.

Senator Olson of Burleigh moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Highways made the following report:

Mr. President: Your committee on Highways to whom was referred:

House Bill No. 182. A Bill for an Act to Regulate and Restrict Advertising Signs and Devices on Public Highways and on Private Property Where they Obstruct the View of Grade Highway Railroad Crossings.

Have had the same under consideration and recommend that the same do pass.

S. J. ATKINS,  
Chairman.

Senator Atkins moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Highways made the following report:

Mr. President: Your committee on Highways to whom was referred:

House Bill No. 188. A Concurrent Resolution introduced in the House of Representatives of the State of North Dakota by G. W. Morton.

Have had the same under consideration and recommend that the same be placed on the Calendar without recommendation.

S. J. ATKINS,  
Chairman.

Senator Atkins moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Highways made the following report:

Mr. President: Your committee on Highways to whom was referred:

House Bill No. 194. A Bill for an Act Providing for the Painting of a Sign in a Conspicuous Place on Each Side of All Motor Vehicles Owned and Operated on the Public Highways by State Departments, Institutions or Industries, Showing the Name of the Department, Institution or Industry, and Providing Penalty for Violation.

Have had the same under consideration and recommend that the same do pass.

S. J. ATKINS,  
Chairman.

Senator Atkins moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORTS OF SELECT COMMITTEES

The conference committee on Senate Bill No. 26 made the following report:

Mr. President: Your Conference committee to whom was referred:

Senate Bill No. 26. A Bill for an Act Making an Appropriation of \$9,400.00 for the Use of the Board of Administration in Administering Child Welfare Laws.

Beg to report that the committee could not agree and that a new Conference Committee be appointed.

O. H. OLSON,  
Chairman.

Senator Olson moved that the report be adopted, which motion prevailed and the report was adopted.

The President appointed as a new conference committee to confer with the conference committee from the House on Senate Bill No. 26, Senators McLachlin, Van Camp and Olson of Barnes.

#### MOTIONS AND RESOLUTIONS

Senator Stevens moved that House Bill No. 151 be placed at the head of the calendar.

Which motion prevailed.

Senator Kaldor moved that the Senate Journal of the 40th day be corrected as follows: On page 12, line 19, strike out word "Senate" and insert in lieu thereof the word "House."

In line 21, same page, make the same correction.

Which motion prevailed.

Senator Carey moved that Senate Bill No. 254 be recalled from the committee on Elections and re-referred to the committee on Education.

Which motion prevailed.

Senator Ployhar moved that the Senate do adjourn after final action has been taken on House Bill No. 151.

Which motion prevailed.

Senator Stevens moved that Senate Bill No. 250 be withdrawn from the committee.

Which motion prevailed.

Senator Atkins moved that Senate Bill No. 155 be withdrawn from the State Affairs Committee and be re-referred to the committee on Appropriations.

Which motion prevailed.

Senator Rusch moved that Senate Bill No. 76 be recalled from the House.

Which motion prevailed.

Senator Ployhar requested the unanimous consent of the Senate to introduce a bill.

Which request was granted.

Senator Ingerson requested an extension of time in which to report on Senate Bills Nos. 95, 109, 198, 204, 205, 215, 234, 236, 252, 273 and 278.

Which request was granted.

Mr. President: Your Special Committee appointed on Picture group of Senate, beg to report that Butler Studio has completed group of Senate and desk force.

G. PATTERSON,  
FRED VAN CAMP,  
P. J. MURPHY.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 143. A Bill for an Act Prescribing the Penalty for Larceny in the Night Time of Poultry and Live Stock.

House Bill No. 165. A Concurrent Resolution Introduced by the Joint Committee on Agriculture.

House Bill No. 181. A Bill for an Act to Amend and Re-enact Section 21 of Chapter 231 of the Session Laws of 1917, as Amended and Re-enacted by Section 21 of Chapter 225 of the Session Laws of 1919 Relating to the Taxation of Transfers of Property by Will, Gift or by Intestate Law.

House Bill No. 205. A Concurrent Resolution Addressed to the People of North Dakota and the Parents in Particular.

House Bill No. 208. A Concurrent Resolution Requesting that all Departments of the State of North Dakota located in the City of Bismarck outside the Capitol grounds, be Moved to the Building Now Occupied by the Bank of North Dakota.

House Bill No. 242. A Bill for an Act Providing that District Courts Shall Have Jurisdiction in the Foreclosure of Tax Liens in Cases of Irregular Tax Sales, Prescribing the Procedure in Such Cases; and Providing that Such Remedy Shall Be Cumulative.

House Bill No. 259. A Joint Resolution Asking the Commerce Commission to Order Railroads to Issue Return Transportation to Shippers.

House Bill No. 263. A Bill for an Act Providing that Real Estate Which Has Been Sold at Tax Sale Which Sale Is Invalid or of Doubtful Validity Because Not Conducted in Accordance with Section 3733 of the Compiled Laws of 1913, or for Other Reasons, May Again Be Sold at Future Tax Sales for the Taxes of the Years Included in Such Irregular Tax Sales.

House Bill No. 219. A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota, Providing for the Introduction and Reading of Bills and the Length of a Legislative Day.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 28. A Bill for an Act to Repeal Section 10960 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Society for the Friendless.

Senate Bill No. 37. A Bill for an Act to appropriate the Sum of \$38,208.34, or So Much Thereof as May Be Needed, for the Purpose of Paying Certain Revenue Warrants Issued by the Board of Trustees of the State Industrial School and School for Manual Training at Ellendale for the Repayment of \$35,000.00 Borrowed and Used for the Erection of a Building at Such School; and Providing the Manner of Repayment of Same with Unpaid Interest.

Senate Bill No. 102. A Bill for an Act to Confirm Title to Real Estate Sold by Decedents in Their Lifetime Under Contract, Conveyed Pursuant to Article 8 of Chapter 6 of the Probate Code of North Dakota, in Estates Now Closed, and Not Approved by the County Judge.

Senate Bill No. 196. A Joint Resolution Requesting Congress to Enact Suitable Legislation to Protect the Farmers' Market and Reduce his Marketing Cost.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills No. 62, 65, 53, 67, 35, 69 and 88.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed a new conference committee on Senate Bill No. 26 composed of Reps. Craig, Sanderson and Kamrath.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. Speaker: I have the honor to inform you that the Senate refuses to concur in House amendments to Senate Bill

No. 25 and has appointed as a conference committee Senators Ingerson, Ward and Atkins.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 94. A Bill for an Act Re-establishing the North Dakota Mill and Elevator Association, Defining Its Powers and Duties, Providing for the Control, Management, and Operation of State Owned Grain Warehouses, Elevators and Flour Mills and the Conduct of All Business Relating Thereto, Especially as Relates to the State Owned Mill and Elevator at Grand Forks, North Dakota, and Repealing Chapter 295, Session Laws of North Dakota of 1923.

Which the Senate has amended.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 270. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North Dakota for the year 1919, Relating to Teachers' Certificates Issued on High School Diplomas.

Senate Bill No. 244. A Bill for an Act Relating to the Attachment of Isolated Land to an Adjoining School District and Providing the Manner of Such Attachment.

Senate Bill No. 284. A Bill for an Act to Amend Section 25 of Chapter 77 of the Session Laws of 1921 Relating to the Abatement of Hail Insurance Taxes.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 87. A Bill for an Act Protecting Insurance Agents Authorized to Do Business Within This State from Discrimination by Any Insurance Company Authorized to Do Business Within This State and Providing Penalty for Such Discrimination.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

The Committee on Delayed Bills introduced:

Senate Bill No. 289. A Bill for an Act Entitled: An Act to Authorize the District Courts of the State, Under Certain Conditions, to Order Sale or Other Disposition, or Mortgage or Lease of Property, Real or Personal, held in Trust Created by Written Instrument, Upon Application to the Court by the Trustee, or any Beneficiary, and Providing Procedure Therefor, and for the Repeal of All Laws Inconsistent Herewith.

Which was read the first and second times and referred to the Committee on Judiciary.

### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 151. A Bill for an Act to Amend and Re-enact Section 3239 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 117 of the Session Laws of North Dakota for 1915, as Amended by Chapter 102 of the Session Laws of 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad and Providing a Primary Election Thereon and Prescribing the Number of Votes Required for Such Removal.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 19, nays 27, absent and not voting 1, passed 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	McCrary	Peck
Fleckten	Miklethun	Ritchie
Hamilton	Olson of Barnes	Whitmer
Hjelmstad	Olson, Eddy-Foster	Wog
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Porter
Baird	Martin	Rusch
Bakken	McCoy	Schlosser
Bond	McLachlin	Steel
Carey	Murphy	Stevens
Eastgate	Olson of Burleigh	Storstad
Fredrickson	Page	Tofsrud
Hart	Pathman	Van Camp
Kaldor	Ployhar	Ward

Absent and not voting:

Messrs.  
Kretschmar

Passed:

Messrs.	Messrs.
Seamands	Whitman

So the bill was defeated.

Senator Stevens moved that the vote by which House Bill No. 151 was lost be reconsidered and the motion to reconsider be laid on the table.

Senator Steel moved that the Senators who wished to pass on the vote of House Bill No. 151 be allowed, through courtesy, to do so.

Which motion prevailed.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. President: I have the honor to return:

Senate Bill No. 91. A Bill for an Act to Prohibit the Borrowing of Money From State Banks by its Officers or Directors and Declaring Such Borrowing to Be a Larceny.

Which the House has ordered returned.

Also,

Mr. President: The House requests the return of Senate Bill No. 12 for further consideration.

Very respectfully,

J. C. MILLER,  
Chief Clerk.



## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of Senate Bill No. 76.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. Speaker: I have the honor to inform you that the Senate cannot return to you Senate Bill No. 12, as requested, for the reason that said bill has been signed by the Governor and filed with the Secretary of State.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed a new conference committee on Senate Bill No. 26, composed of Senators McLachlin, Van Camp and Olson of Burleigh.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 151. A Bill for an Act to Amend and Re-enact Section 3239 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 117 of the Session Laws of North Dakota for 1915 as Amended by Chapter 102 of the Session Laws of 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad, and Providing a Primary Election Thereon and Prescribing the Number of Votes Required for Such Removal.

House Bill No. 117. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the

Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations, and Providing That This Act Shall Take Effect Immediately Upon its Passage and Approval.

Which the Senate has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 19, 1925.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 76. A Bill for an Act Providing for a Reduced Rate of Interest Upon Redemption of Real Estate Sold to the County for the Taxes of 1925 or any Prior Year and Still Held by the County, Provided Such Redemption is Made on or Before December 1, 1925.

As requested by the Senate.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 18. A Bill for an Act to Repeal Section 1454 of the Compiled Laws of North Dakota for 1913, Relating to Educational Library.

House Bill No. 21. A Bill for an Act to Repeal Section 1538 of the Compiled Laws of North Dakota for 1913, Relating to Library Commission.

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Section 4884 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Contingency Reserves of Life Insurance Companies.

And the President signed the same in the presence of the Senate.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following: Jacob Gutschmidt, C. C. Kline, Jakob Schadler, John Geisz-

ler and Aug. Geiszler all of Gackle, N. D.; Judge C. M. Cooley and Mrs. Laura Stone of Grand Forks, N. D.

Senator Ward moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## FORTY-SIXTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 20, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the chaplain, Rev. C. J. Fyelling.

## ROLL CALL

All members present except Senators Lynch and Marshall.

## REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of Forty-Fifth day and recommend that the same be corrected as follows:

On page 5, line 27, correct spacing in words "in so far."

On page 9, correct spelling of word "prevailed" in last line.

On page 10, line 33, correct spelling of word "Agricultural"

On page 11, line 7, from bottom of page correct transposition in word "report."

On page 12, in last two lines from bottom of page, correct spelling of words "Claimants" and "Priorities."

On page 19, line 2, correct spelling of word "without."

On same page line 30, correct spelling of word "Child." In line "38, correct transposition in word "confer."

On page 22, last line correct spelling of word "refuses."

On page 25, line 18, strike out all of line after Word "bill" and insert in lieu thereof "was defeated."

On page 25, line 20, strike out the word "passed" and insert in lieu thereof the word "lost."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS

The following communications were received and read protesting against the passage of House Bill No. 153:

One signed by John J. Bader, New Leipzig, N. D., and 14 others.

One signed by Sam Moore, Amenia, N. D.

One signed by C. B. Lensen, Niobe, N. D.; and 17 others.

A communication from the Larimore Civic and Commerce Association, held February 16, 1925, opposing the passage of House Bill No. 3, and Senate Bill No. 181, signed by J. J. LaBine, Secretary-Treasurer.

#### SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Minimum Wage, Health and Morals of Women Workers, for Salary, Postage, Office Supplies, Printing, Traveling Expenses, Hearings, Conferences, Witness Fees, Legal Fees and Office Rent.

Also,

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

Also,

Senate Bill No. 165. A Bill for an Act Providing for an

Appropriation of \$1,000.00 for the Purpose of Aiding the Department of North Dakota of the Grand Army of the Republic, in Maintaining the Expense of its Organization, and to Aid in Defraying the Expenses of its Annual Encampment.

Were delivered to the Governor for his approval at the hour of 11:00 o'clock A. M., February 20, 1925.

C. J. OLSON,  
Chairman.

#### SENATE COMMITTEE ON ENROLLMENT AND EN- GROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 28. A Bill for an Act to Repeal Section 10960 of the Compiled Laws of North Dakota for the Year 1913, Relating to Society for the Friendless.

Also,

Senate Bill No. 102. A Bill for an Act to Confirm Title to Real Estate Sold by Decedents in Their Lifetime Under Contract, Conveyed Pursuant to Article 8 of Chapter 6 of the Probate Code of North Dakota, in Estates Now Closed, and Not Approved by the County Judge.

Also,

Senate Bill No. 196. A Joint Resolution Requesting Congress to Enact Suitable Legislation to Protect the Farmers' Market and Reduce his Marketing Cost.

Also,

Senate Bill No. 37. A Bill for an Act to Appropriate the Sum of \$38,208.34, or So Much Thereof as May Be Needed, for the Purpose of Paying Certain Revenue Warrants Issued by the Board of Trustees of the State Industrial School and School for Manual Training at Ellendale for the Repayment of \$35,000.00 Borrowed and Used for the Erection of a Building at Such School; and Providing the Manner of Repayment of Same with Unpaid Interest.

And find the same correctly Enrolled.

C. J. OLSON,  
Chairman.

Senator Olson of Barnes moved the adoption of the report, which motion prevailed.

## REPORTS OF STANDING COMMITTEES

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 4. A Bill for an Act Providing for the Time When Real Estate Taxes Become Delinquent, the Penalties and Interest Upon Delinquent Taxes, the Manner of Sale of Real Estate for Delinquent Taxes, the Redemption of the Same and the Issuance of Certificates of Indebtedness to provide funds for the State, Counties and Subdivisions thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Chapter 91 of the Session Laws of 1921 of the State of North Dakota Relating to the Taking of Promissory Notes in Renewal of Notes Already Held by Banks, Other Corporations or Individuals and Affecting Their Legality.

Have had the same under consideration and recommend that the same do pass.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Insurance made the following report:

Mr. President: Your committee on Insurance to whom was referred:

Senate Bill No. 130. A Bill for an Act Fixing the Responsibility for Carrying Workmen's Compensation Insurance for the Employees of Sub-Contractors Upon the General Contractor.

Have had the same under consideration and recommend that the same do pass.

NELS MAGNUSON,  
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 141. A Concurrent Resolution for an Amendment to the Constitution, Increasing the Debt Limit. Providing for the Sale of Bonds to Provide Funds to Liquidate the Liabilities of Insolvent Banks, to Levy Taxes to Pay the Principal and Interest of said Bonds, to Provide for the Disbursement of the Moneys Arising Therefrom, and to Protect the State in the Recovery or Recoupment Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 161. A Resolution Offered by Senator Martin Regarding Prison Revolving Fund.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 170. A Bill for an Act to Amend Section 11259 and Section 11260 of Article 13 of Chapter 17 Compiled Laws of 1913 Providing for the Establishment at the State Penitentiary of a Motor Vehicle License Tag Factory and a Coffin and Casket and Undertaking Findings Factory and Such Other Industry as the Governor May from Time to Time Order and Direct in Addition to Such Industries as Are Provided for in Article 13 Chapter 17 of the Compiled Laws of 1913 and Providing for the Employment of the State Prison Industry Efficiency Agent, Defining His Powers and Duties and Fixing His Compensation and Term of Office and Authorizing the Governor to Appoint Such Agent.

Have had the same under consideration and recommend that the same be placed on the calendar without recommendation.

D. H. HAMILTON,  
Chairman.



Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 178. A Bill for an Act to Impose a Tax Upon Coal Mined, Stored, Shipped, Distributed or Held for Sale Within the State of North Dakota, for the Purpose of Receiving Revenue for Defraying the Expenses of the Common Schools, and Providing for the Collection Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. R. BAIRD,  
Acting Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 144. A Bill for an Act to appropriate an Additional \$5,000.00 to the Northwest Agricultural Livestock and Fair Association of Minot, for 1925 and 1926.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 142. A Bill for an Act Making an Appropriation of \$10,000.00 to the State Fair at Fargo for the Year 1926.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 143. A Bill for an Act Making an Appropriation of \$10,000.00 to the State Fair at Grand Forks for the Year 1925.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 145. A Bill for an Act Making an Appropriation of \$6,000.00 to the Missouri Slope Agricultural and Fair Association at Mandan for the Fairs to be Held in the Years 1925 and 1926.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 185. A Bill for an Act Making it Unlawful to Sell or Offer for Sale in This State Motor Fuel Which has Been Mixed or Compounded, Unless the Compound Shall

be Colored to Distinguish the Same from Ordinary Motor Fuel; Making Such Prohibited Sale a Misdemeanor and Providing the Penalty Therefor.

Have had the same under consideration and recommend that the same do pass.

SENATOR RUSCH,  
Chairman.

Senator Rusch moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. R. BAIRD,  
Acting Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 195. A Bill for an Act Defining Peddlers and Licensing and Regulating Peddlers and the Peddling of any Goods, Wares and Merchandise and Prescribing the Penalty for Violation Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 197. A Bill for an Act to Amend and Re-enact Section 4922 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 165, Session Laws of 1919, Relating to the Revocation of the Certificates of Authority of Insurance and Surety Companies and Providing Against Discrimination.

Have had the same under consideration and recommend that the same do pass.

L. R. BARID,  
Acting Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 205. A Bill for an Act to Amend and Re-enact Section 5184, Compiled Laws of 1913 Relating to the Assets and Liabilities of Banks.

Have had the same under consideration and recommend that the same be indefinitely postponed.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 209. A Bill for an Act Designating the Commissioner of Insurance as Receiver of Insolvent Domestic Insurance Companies, Outlining the Procedure in Dissolution of Such Companies, and Defining the Commissioner's Powers and Duties as Such Receiver.

Have had the same under consideration and recommend that the same do pass.

L. R. BAIRD,  
Acting Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 7, 9, and 10 of Chapter 147 of the Laws of the State of North Dakota for the Year 1919, as Amended Relating to the Deposit of Funds in the Bank of North Dakota, and Relating to Interest Paid Thereon.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out Section 3 and re-number the sections.

And when so amended recommend the same do pass.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

Senate Bill No. 220. A Bill for an Act Authorizing and Directing the Board of Administration to Discontinue the State Trolley Line of Railway Operated in Bismarck, North Dakota, to Remove and dispose of the equipment, and Repealing Sections 1804, 1805 and 1806 of the Compiled Laws of North Dakota for the Year 1913.

Have had the same under consideration and recommend that the same do pass.

SENATOR RUSCH,  
Chairman.

Senator Rusch moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking, to whom was referred:

Senate Bill No. 227. A Bill for an Act to Provide Funds to Pay the Depositors in Closed and Insolvent Banks, Whose Deposits Were Guaranteed by Law.

Have had the same under consideration and recommend that the same be indefinitely postponed.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Ways and Means made the following report:

Mr. President: Your committee on Ways and Means to whom was referred:

Senate Bill No. 229. A Bill for an Act to Prohibit the Adulteration of Milk and Dairy Products by the Introducing Therein of any Fat or Oil Other Than Milk Fat, and to Prohibit the Sale of Any Substitutes for Dairy Products or the Exposing for Sale of Such Products Through the Use of Any Advertisement, or Other Means, Suggesting the Words: "Butter," "Creamery," or "Dairy," or Suggesting the Name of any Breed of Cattle; and Prescribing Penalties for Violation.

Have had the same under consideration and recommend that the same do pass.

SENATOR RUSCH,  
Chairman.

Senator Rusch moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Elections made the following report:

Mr. President: Your committee on Elections to whom was referred:

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Section 959 Compiled Laws of 1913, as Amended by Chapter 203, Session Laws of 1923, Relating to Election Ballots.

Have had the same under consideration and recommend that the same be amended as follows:

In line 12 of the original bill, correct the spelling of the word "plain."

In line 30 strike out the word "person" and insert in lieu thereof the word "persons."

And when so amended recommend the same do pass.

C. W. CAREY,  
Chairman.

Senator Carey moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Elections made the following report:

Mr. President: Your committee on Elections to whom was referred:

Senate Bill No. 240. A Bill for an Act to Repeal Sections 910 to 916, both inclusive, Compiled Laws of 1913, Relating to the Presidential Primary Election.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. W. CAREY,  
Chairman.

Senator Carey moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Insurance made the following report:

Mr. President: Your committee on Insurance to whom was referred:

Senate Bill No. 243. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 160 of the Session Laws of North Dakota for the Year 1919, as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota, as Amended by Chapter 77

of the Session Laws of North Dakota for the Year 1921, as Amended and Re-enacted by Chapter 232 of the 1923 Session Laws, Relating to State Hail Insurance.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,  
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 252. A Bill for an Act Providing for an Authorization by the State Banking Board for the Organization or Removal of State Banks, Prescribing a Hearing Therefor, and Defining the Duties of the State Banking Board and the State Examiner in Respect Thereto.

Have had the same under consideration and recommend that the same be indefinitely postponed.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Elections made the following report:

Mr. President: Your committee on Elections to whom was referred:

Senate Bill No. 253. A Bill for an Act to Amend and Re-enact Section 994, Compiled Laws of 1913, as Amended by Chapter 32, Special Session Laws of 1919, Relating to Absent Voters' Ballots.

Have had the same under consideration and recommend that the same do pass.

C. W. CAREY,  
Chairman.

Senator Carey moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 255. A Bill for an Act Amending Section 1 and Section 5 of Chapter 326 of the Session Laws of 1923 Pertaining to Certificates of Indebtedness.

Have had the same under consideration and recommend that the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Insurance made the following report:

Mr. President: Your Committee on Insurance to whom was referred:

Senate Bill No. 260. A Bill for an Act to Repeal Section 10 of Chapter 236 Session Laws of North Dakota for the Year 1923.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,  
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Insurance made the following report:

Mr. President: Your committee on Insurance to whom was referred:

Senate Bill No. 261. A Bill for an Act to Amend and Re-enact Section 5062 of the Compiled Laws of North Dakota for the Year 1913, Relating to Fraternal Insurance Policies.

Have had the same under consideration and recommend that the same be indefinitely postponed.

NELS MAGNUSON,  
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Ways and Means made the following report:

Mr. President: Your committee on Ways and Means to whom was referred:

Senate Bill No. 266. A Bill for an Act Designating the Sheriff of the Different Counties in the State as Inspectors and Sealers of Weights and Measures, and Giving Him Power to Appoint a Deputy Inspector; Prescribing His Powers and Duties; Defining the Standard of Weights and Measures; Prescribing Fees to be Charged for Inspection; Providing for Inspector's Compensation; Naming Custodian of State Standards and Prescribing His Duties; and Repealing Sections 2999, 3000, 3003, 3004, 3005, of the Compiled Laws of North Dakota for 1913 and Chapter 241 of the Session Laws of North Dakota for the Year 1919.



Have had the same under consideration and recommend that the same be indefinitely postponed.

SENATOR RUSCH,  
Chairman.

Senator Rusch moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 273. A Bill for an Act to Repeal Sections 8 and 9 of Chapter 199, Session Laws of 1923, Relating to Depositories of Public Funds.

Have had the same under consideration and recommend that the same be indefinitely postponed.

RALPH INGERTON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 279. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 139, Session Laws of 1923, Relating to Deposits in Banks and Trust Companies and Providing a Penalty for Making an Unlawful Charge Against Deposits Without the Consent of the Depositor.

Have had the same under consideration and recommend that the same do pass.

RALPH INGERTON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Counties made the following report:

Mr. President: Your Committee on Counties to whom was referred:

House Bill No. 98. A Bill for an Act to Repeal Section 2263 Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of the Session Laws for the Year 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923, Relating to County Agents.

Have had the same under consideration and recommend the same without recommendation.

J. H. McCOY,  
Chairman.

Senator McCoy moved that the report be adopted, which motion prevailed and the report was adopted.

**SENATE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT**

The Committee on Enrollment and Engrossment made the following report:

**Mr. President:** Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$80,000.00 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, N. Dak.

Also,

Senate Bill No. 52. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters or Purposes Provided for Herein.

Also,

Senate Bill No. 200. A Bill for an Act to Regulate the Practice of the Professions of Engineering and Land Surveying in the State of North Dakota.

Also,

Senate Bill No. 242. A Bill for an Act to Safeguard the Initiative, Referendum and Recall Provisions of the Constitution by Prohibiting Illegal and Fraudulent Signatures to Petitions, Prescribing Form and Manner of Signing and Penalties for Violations.

And find the same correctly Engrossed.

**C. J. OLSON,**  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

**SENATE COMMITTEE ON ENROLLMENT AND EN-  
GROSSMENT.**

The committee on Enrollment and Engrossment made the following report:

**Mr. President:** Your Committee on Enrollment and En-

grossment respectfully report that they have examined the following bills:

Senate Bill No. 28. A Bill for an Act to Repeal Section 10960 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Society for the Friendless.

Also,

Senate Bill No. 37. A Bill for an Act to Appropriate the Sum of \$38,208.34, or So Much Thereof as May Be Needed, for the Purpose of Paying Certain Revenue Warrants Issued by the Board of Trustees of the State Industrial School and School for Manual Training at Ellendale for the Repayment of \$35,000.00 Borrowed and Used for the Erection of a Building at Such School; and Providing the Manner of Repayment of Same with Unpaid Interest.

Also,

Senate Bill No. 102. A Bill for an Act to Confirm Title to Real Estate Sold by Decedents in Their Lifetime Under Contract, Conveyed Pursuant to Article 8 of Chapter 6 of the Probate Code of North Dakota, in Estates Now Closed, and Not Approved by the County Judge.

Also,

Senate Bill No. 196. A Joint Resolution Requesting Congress to Enact Suitable Legislation to Protect the Farmers' Market and Reduce his Marketing Cost.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

#### MOTIONS AND RESOLUTIONS

Senator Ployhar asked the unanimous consent to introduce delayed bills, which consent was granted.

Senator Hamilton moved that Senate Bills Nos. 222, 223 and 227 be withdrawn from the State Affairs committee and re-referred to the Committee on Taxes and Tax Laws.

Which motion prevailed.

Senator Rusch moved that the vote by which Senate Bill No. 76 passed the Senate be reconsidered.

Which motion prevailed.

Senator Rusch then asked permission to withdraw the bill from the Senate, which permission was granted.

Senator Page moved that Senate Bill No. 210 be re-referred to the Committee on Banks and Banking.

Which motion prevailed.

Senator Patterson moved that the vote by which Senate Bill No. 281 was defeated by the Senate be reconsidered.

Which motion prevailed.

Senator Patterson then moved that Senate Bill No. 281 be re-referred to the Judiciary committee.

Which motion prevailed.

Senator Ingerson moved that House Bills Nos. 47, 55, 57 and 58 be put on the calendar for Saturday.

Roll call demanded and granted.

### ROLL CALL

The question being on the recall of House Bills Nos. 47, 55, 57 and 58 from the committee, the roll was called and there were ayes 23, nays 24, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Hjelmstad	Patten
Bakken	Ingerson	Patterson
Benson	Magnuson	Peck
Carey	Martin	Ritchie
Ettestad	McCrary	Ward
Fleckten	Miklethun	Whitmer
Fredrickson	Olson, Barnes	Wog
Hamilton	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McLachlin	Schlosser
Baird	Murphy	Seamands
Bond	Olson, Burleigh	Steel
Eastgate	Page	Stevens
Hart	Pathman	Storstad
Kaldor	Ployhar	Tofsrud
Kretschmar	Porter	Van Camp
McCoy	Rusch	Whitman

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the motion was defeated.

Senator Carey moved that the absent Senators be excused.  
Which motion prevailed.

Senator Ployhar moved that action on Senate Bill No. 211 be deferred until Tuesday.

Which motion prevailed.

### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Ingerson introduced:

Senate Bill No. 290. A Bill for an Act to Amend and Re-enact Section 5163 of the Compiled Laws of North Dakota for the Year 1913 Relating to Dividends and Surplus of Banking Corporations.

Which was read the first and second times and referred to the Committee on Banks and Banking.

Senators Whitman and Schlosser introduced:

Senate Bill No. 291. A Bill for an Act to Amend and Re-enact Section 1829 C. L. 1913.

Which was read the first and second time and referred to the Committee on State Affairs.

### THIRD READING OF SENATE BILLS

Senator Ployhar moved that action on the passage of Senate Bill No. 80 be suspended temporarily.

Which motion prevailed.

Senator Kretschmar moved that Senate Bills Nos. 52, 233 and 268 be placed at the head of the calendar.

Which motion prevailed.

Senator Kretschmar offered the following amendment to Senate Bill No. 52:

In line 8, page 2 of the printed bill change the figures "\$8600" to "\$8000."

In subdivision "Secretary of State" of the engrossed bill, change the total "\$40,380" to "\$40,980."

Senator McCoy offered the following amendments to Senate Bill No. 52:

On page 10, strike out all of lines 199 to 217 inclusive.

On page 11, strike out all of line 232.

On page 11, change line 234 to read "\$23,000.00."

On page 12, line 257, strike out line 257.

On page 12, line 263, strike out the figures "\$14,000.00" and insert in lieu thereof the figures "\$7000.00."

Page 13, strike out line 272.

On page 13 change line 274 to read "\$80,000.00."

Cut all items showing traveling expenses in Senate Bill No. 52 fifty per cent.

Senator Patten moved that each roll call be taken separately on each subdivision as amendments are offered affecting said subdivision.

Senator Murphy demanded a division of the Senate on the proposed roll call.

The division showed the motion carried.

Senator Ployhar moved that subdivisions 1 and 2 be voted on in the same roll call.

Which motion prevailed.

Senator O. A. Olson offered the following amendment to Senate Bill No. 52:

In line 6, subdivision 1, strike out "\$6000" and insert in lieu thereof "\$5600."

Which motion was defeated.

### ROLL CALL

Senate Bill No. 52. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters or Purposes Provided for Herein.

Was read the third time.

The question being on the final passage of subdivisions numbered 1 and 2 of the bill, as amended, the roll was called, and there were ayes 45, nays 2, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Ployhar
Babcock	Magnuson	Porter
Baird	Kretschmar	Ritchie
Bakken	McCoy	Rusch
Benson	McCroy	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Eddy-Foster	Tofsrud
Fredrickson	Page	Van Camp
Hamilton	Pathman	Ward
Hart	Patten	Whitman
Hjelmstad	Patterson	Whitmer
Ingerson	Peck	Wog

Those voting in the negative were:

Messrs.	Messrs.
Martin	Olson, Burleigh

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the subdivisions were adopted.

Senator Ployhar moved that subdivisions 3, 4 and 5 be voted on in one roll call.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 52.

Was read the third time.

The question being on the final passage of subdivisions 3, 4 and 5 of the bill, as amended, the roll was called, and there were ayes 46, nays 1, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Ployhar
Babcock	Magnuson	Porter
Baird	McCoy	Ritchie
Bakken	McCrory	Rusch
Benson	McLachlin	Schlosser
Bond	Miklethun	Seamands
Carey	Murphy	Steel
Eastgate	Olson, Barnes	Stevens
Ettestad	Olson, Burleigh	Storstad
Fleckten	Olson, Eddy-Foster	Tofsrud
Fredrickson	Page	Van Camp
Hamilton	Pathman	Ward
Hart	Patten	Whitman
Hjelmstad	Patterson	Whitmer
Ingerson	Peck	Wog
Kaldor		

Those voting in the negative were:

Messrs.  
Martin

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the subdivisions were adopted.

Senator Ployhar moved that subdivisions 6 and 7 be voted on in one roll call.

Which motion prevailed.

Senator Benson offered the following amendment to Senate Bill No. 52:

In line 79 of subdivision 7 of the printed bill change the figures to read "\$14,000."

In line 80 of the same change figures to read "\$5000.00."

Which motion was defeated.

Senator McCoy offered the following amendment to Senate Bill No. 52:

On page 5 of the printed bill, line 72, strike out "\$500" and insert in lieu thereof "\$250."

Which motion was defeated.

### ROLL CALL

Senate Bill No. 52.

The question being on the final passage of sub-divisions Nos. 6 and 7 of the bill as amended, the roll was called and there were ayes 45, nays 2, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Ployhar
Babcock	Magnuson	Porter
Bakken	McCoy	Ritchie
Benson	McCrary	Rusch
Bond	McLachlin	Seamands
Carey	Miklethun	Schlosser
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Baird	Patterson	Wog
Kaldor	Peck	Ward

Those voting in the negative were:

Messrs.	Messrs.
Ingerson	Martin

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the sub-divisions were adopted.

Senator O. A. Olson moved that sub-divisions Nos. 8 and 9 be voted on in one roll call.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 52.



Was read the third time.

The question being on the final passage of Sub-divisions Nos. 8 and 9 of the bill, as amended, the roll was called, and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Ployhar
Babcock	Magnuson	Porter
Baird	Martin	Ritchie
Bakken	McCoy	Rusch
Benson	McCrary	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog
Kaldor	Peck	

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the Sub-divisions were adopted.

Senator Murphy moved that Sub-divisions 10 and 11 be voted on in one roll call.

Which motion prevailed.

Senator McCoy offered the following amendment to Senate Bill No. 52.

In line 157, page 8 of the printed bill, change \$5,000 to \$2,500.

Which motion was defeated.

Senator Fleckten offered the following amendment to Senate Bill No. 52: In line 136, page 7 of the printed bill, change the figures "\$2400" to "\$3600."

Which motion was defeated.

Senator O. A. Olson offered the following amendment to Senate Bill No. 52:

In line 134, page 7 of the printed bill, change \$5,000 to \$5,600.

Which motion was defeated.

Senator Fleckten offered the following amendment to Senate Bill No. 52:

In line 136, page 7 of the printed bill, change \$2,400 to \$3,000.

Which motion was defeated.

### ROLL CALL

Senate Bill No. 52.

Was read the third time.

The question being on the final passage of Sub-divisions Nos. 10 and 11 of the bill, as amended, the roll was called and there were ayes 37, nays 10, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Ployhar
Babcock	Kretschmar	Porter
Baird	McCoy	Rusch
Bakken	McCroy	Seamands
Benson	McLachlin	Schlosser
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Ettestad	Pathman	Tofsrud
Fredrickson	Patten	Van Camp
Hamilton	Patterson	Ward
Hart	Peck	Whitman
Hjelmstad		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Miklethun	Ritchie
Ingerson	Olson, Barnes	Whitmer
Magnuson	Olson, Eddy-Foster	Wog
Martin		

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the Subdivisions were adopted.

Senator Ployhar moved that Sub-divisions 12 and 13 be voted on in one roll call.

Senator Benson moved that Sub-division 12 be voted on separately.

Senator Ployhar demanded a division of the Senate.

The division was granted and showed Senator Benson's motion to be carried.

## ROLL CALL

Senate Bill No. 52.

Was read the third time.

The question being on the final passage of Sub-division No. 12 of the bill, as amended, the roll was called, and there were ayes 44, nays 3, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Ployhar
Babcock	Kretschmar	Porter
Baird	Magnuson	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McCrory	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Wog
Ingerson	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Patten	Peck	Whitmer

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the Sub-division was adopted.

Senator Kretschmar moved that Sub-divisions 13 and 14 be voted on in one roll call.

Senator Hamilton offered the following amendment to Senate Bill No. 52:

In line 194, page 9 of the printed bill, change figures to \$16,600.

Which motion prevailed.

Senator McCoy offered the following amendment to Senate Bill No. 52: On page 10 of the printed bill, cut out lines 202, 203, 204, 205, 206, 207, 208, 209, 211, 212 and 213.

Roll call demanded and granted.

## ROLL CALL

Senate Bill No. 52.

The question being on amendment of Senator McCoy to Sub-division No. 14, the roll was called, and there were ayes 13, nays 33, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Carey	McCoy	Ployhar
Ettestad	Pathman	Porter
Ingerson	Patten	Ritchie
Kaldor	Peck	Wog
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Hjelmstad	Patterson
Babcock	Magnuson	Rusch
Baird	Martin	Schlosser
Bakken	McCrorry	Seamands
Benson	McLachlin	Steel
Bond	Miklethun	Stevens
Eastgate	Murphy	Storstad
Fleckten	Olson, Barnes	Van Camp
Fredrickson	Olson, Burleigh	Ward
Hamilton	Olson, Eddy-Foster	Whitman
Hart	Page	Whitmer

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Marshall	Tofsrud

So the amendment was defeated.

Senator Hamilton moved that the estimated expense item in line 213, page 10 be left as decided by the Budget Board.

Which motion was defeated.

Senator Pathman offered the following amendment to Senate Bill No. 52: On page 10, Sub-division 14, strike out all of lines 202, 203, 204, 205, 206, 207 and 208.

Which amendment prevailed.

Senator Miklethun offered the following amendment to Senate Bill No. 52:

In line 212, page 10 of the printed bill, leave the figure \$450,000 unchanged.

Which amendment was defeated.

Senator Benson offered the following amendment to Senate Bill No. 52: In line 213, page 10, change the figure \$10,000 to \$7,000.

Which amendment was defeated.

Senator Kretschmar moved that the total in Sub-division 14 be corrected to coincide with the amended amendments.

Which motion prevailed.

Senator Benson moved that the vote be taken separately on Sub-division 13.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 52.

Was read the third time.

The question being on the final passage of Sub-division No. 13, of the bill, as amended, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Ployhar
Babcock	Magnuson	Porter
Baird	Martin	Rusch
Bakken	McCoy	Ritchie
Benson	McCrary	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog
Kaldor	Peck	

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the Sub-division was adopted.

Senator Benson moved that Sub-division 14 be made a special order of business for 2 o'clock Saturday.

Which motion was defeated.

### ROLL CALL

Senate Bill No. 52.

Was read the third time.

The question being on the final passage of Sub-division No. 14 of the bill, as amended, the roll was called, and there were ayes 28, nays 19, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Kaldor	Ployhar
Bakken	Kretschmar	Porter
Bond	Magnuson	Ritchie
Carey	McCoy	Rusch
Eastgate	Olson, Barnes	Schlosser
Ettestad	Olson, Eddy-Foster	Tofsrud
Flekten	Pathman	Ward
Hart	Patten	Whitman
Hjelmstad	Peck	Wog
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McLachlin	Seamands
Baird	Miklethun	Steel
Benson	Murphy	Stevens
Fredrickson	Olson, Burleigh	Storstad
Hamilton	Page	Van Camp
Martin	Patterson	Whitmer
McCrorry		

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the Sub-division was adopted.

Senator McCoy moved that Sub-divisions 15 and 16 be voted on in one roll call.

Which motion prevailed.

Senator McCoy offered the following amendments to Senate Bill No. 52: Strike out all of line 232 on page 11 of the printed bill.

Which motion prevailed.

Senator McCoy offered the following amendment to Senate Bill No. 52: In line 249, page 12, of the printed bill, change the figures \$8,000 to \$4,000.

Which motion was defeated.

### ROLL CALL

Senate Bill No. 52.

Was read the third time.

The question being on the final passage of Sub-divisions Nos. 15 and 16 of the bill, as amended, the roll was called, and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patterson
Babcock	Kretschmar	Peck
Baird	Magnuson	Ployhar
Bakken	Martin	Porter
Benson	McCoy	Ritchie
Bond	McCrorry	Rusch
Carey	McLachlin	Schlosser
Eastgate	Miklethun	Seamands
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Ward
Hamilton	Olson, Eddy-Foster	Whitman
Hart	Page	Whitmer
Hjelmstad	Pathman	Wog
Ingerson	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Steel	Van Camp
Marshall	Stevens	

So the Sub-division was adopted.

Senator McCoy offered the following amendment to Senate Bill No. 52: In line 257, page 12 of the printed bill, strike out entire line.

In line 263, change figures \$14,000 to \$7,000.

In line 269 change figures \$12,000 to \$6,000.

On page 13, line 272 of the printed bill, cut out the entire line.

Senator Rusch moved that the amendments be voted on separately.

Which motion prevailed.

Amendment to line 257, defeated.

Amendment to line 263, defeated.

Amendment to line 269, defeated.

Amendment to line 272, defeated.

### ROLL CALL

Senate Bill No. 52.

Was read the third time.

The question being on the final passage of Sub-division No. 17 of the bill, as amended, the roll was called, and there were ayes 44, nays 1, absent and not voting 4.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Kaldor	Peck
Babcock	Kretschmar	Ployhar
Baird	Magnuson	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Ward
Hamilton	Page	Whitman
Hart	Pathman	Whitmer
Hjelmstad	Patten	Wog
Ingerson	Patterson	

Those voting in the negative were:

**Messrs.**  
McCrory

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Lynch	Stevens	Van Camp
Marshall		

So the Sub-division was adopted.

Senator Ployhar moved that the balance of the Budget be voted on in one roll call.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 52.

Was read the third time.

The question being on the final passage of Sub-divisions Nos. 18 to 30 of the bill, as amended, the roll was called, and there were ayes 29, nays 16, absent and not voting 4.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Kaldor	Patterson
Baird	Kretschmar	Ployhar
Bakken	Magnuson	Porter
Bond	McCoy	Ritchie
Eastgate	McCrory	Rusch
Ettestad	Murphy	Seamands
Fredrickson	Olson, Burleigh	Steel
Hamilton	Olson, Eddy-Foster	Storstad
Hart	Page	Whitman
Ingerson	Pathman	



Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	McLachlin	Schlosser
Benson	Miklethun	Tofsrud
Carey	Olson, Barnes	Ward
Fleckten	Patten	Whitmer
Hjelmstad	Peck	Wog
Martin		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Stevens	Van Camp
Marshall		

So the Sub-divisions were adopted.

Senator Kretschmar moved that all totals in Senate Bill No. 52 be corrected to coincide with the amended totals.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 52. A Bill for an Act to appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, insofar as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters or Purposes Provided for Herein.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 40, nays 5, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patterson
Babcock	Kretschmar	Ployhar
Baird	Magnuson	Porter
Bakken	Martin	Ritchie
Benson	McCrorry	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Storstad
Fredricksen	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Wog
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Flechten	Patten	Whitmer
McCoy	Peck	
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Lynch	Stevens	Van Camp
Marshall		

So the bill passed and the title was agreed to.

The emergency clause was declared carried.

Senator Kretschmar moved that the vote by which Senate Bill No. 52 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 20, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$80,000.00 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, N. Dak.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,  
C. R. VERRY,  
Secretary.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 20, 1925.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to

House Bill No. 94. A Bill for an Act Re-establishing the North Dakota Mill and Elevator Association, Defining Its Powers and Duties, Providing for the Control, Management, and Operation of State Owned Grain Warehouses, Elevators and Flour Mills and the Conduct of All Business Relating Thereto, Especially as Relates to the State Owned Mill and Elevator at Grand Forks, North Dakota, and Repealing Chapter 295, Laws of North Dakota of 1923.

Very respectfully,  
J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 20, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 94. A Bill for an Act to Amend and Re-enact Section 6854, Compiled Laws of 1915, Being an Act Relating to Threshers Liens.

Senate Bill No. 148. A Bill for an Act to Appropriate \$3,000.00 for the Purpose of Removing the Roosevelt Cabin to a Place Near the Liberty Memorial Building on the Capitol Grounds, and for the Protection and Decoration of the Same.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 20, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee on Senate Bill No. 25, Reps. Vogel, Huus and Helbling.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Storstad moved that the Senate do adjourn after the signing of bills by the President.

Which motion prevailed.

Senator Steel withdrew his objection to the announcement on final passage of Senate Bill No. 80.

#### ROLL CALL

Senate Bill No. 80. A Bill for an Act Relating to School District Finances; Providing for the Time of Beginning and Ending of the Fiscal Year for School Districts; Providing that School Boards and Boards of Education Shall Annually Prepare a Budget; Providing for the Publicity of Such Budget; Providing for a Public Hearing in Regard to Proposed Expenditures; Providing for Tax Levies and Providing that all Expenditures must Conform to the Budget as

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 40, nays 6, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Peck
Babcock	McCoy	Ployhar
Baird	McCrory	Ritchie
Benson	McLachlin	Rusch
Bond	Miklethun	Schlosser
Carey	Murphy	Steel
Eastgate	Olson, Barnes	Stevens
Ettestad	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hart	Page	Van Camp
Kaldor	Pathman	Ward
Kretschmar	Porter	Whitman
Magnuson	Patterson	Whitmer

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Ingerson	Seamands
Hjelmstad	Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fleckten	Lynch	Marshall

Messrs.  
Hamilton

So the bill passed and the title was agreed to.

### SIGNING OF BILLS.

The Secretary announced that the President was about to sign:

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 1100, of the Compiled Laws of North Dakota for the Year 1913, Relating to the Compensation of Members of the Board of Registry.

Senate Bill No. 28. A Bill for an Act to Repeal Section 10960 of the Compiled Laws of North Dakota for the Year 1913, Relating to Society for the Friendless.

Senate Bill No. 37. A Bill for an Act to Appropriate the Sum of \$38,208.34, or so Much Thereof as May Be Needed, for the Purpose of Paying Certain Revenue Warrants Issued by the Board of Trustees of the State Industrial School and School of Manual Training at Ellendale for the Repayment of \$35,000 Borrowed and Used for the Erection of a Building at Such School; and Providing the Manner of Repayment of Same with Unpaid Interest.

Senate Bill No. 102. A Bill for an Act to Confirm Title to Real Estate Sold by Decedents in Their Lifetime Under Contract Conveyed Pursuant to Article 8 of Chapter 6 of the

Probate Code of North Dakota, in Estates Now Closed, and Not Approved by the County Judge.

Senate Bill No. 196. A Joint Resolution Requesting Congress to Enact Suitable Legislation to Protect the Farmers' Market and Reduce His Marketing Cost.

And the President signed the same in the presence of the Senate.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

Harold Myhra, Wahpeton, N. D.; Judge C. M. Cooley, Grand Forks, N. D.; J. L. Knudson, Harlowton, N. D.

Pursuant to Senator Storstad's motion, the Senate stands adjourned.

C. R. VERRY,  
Secretary.

## FORTY-SEVENTH DAY

Senate Chamber.  
Bismarck, North Dakota,  
February 21, 1925.

The Senate convened at 2:00 o'clock P. M., Pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the Chaplain, Rev. C. J. Fylling.

## ROLL CALL

All members present except Senators Lynch and Marshall.

## REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-sixth Day and recommend that the same be corrected as follows:

On page 2, line 14, correct word "Armenia" to read "Amenia."

On page 3, line 6, correct spacing in words "the governor."

On page 10, line 26, correct spelling of word "provide."

After last line on same page add word "Violation."

On page 12, line 17, strike out last e in word "therefore."

On page 14, line 34, insert word "motion" before word "prevailed."

In line 42 correct transposition in words "of the" and "for."

In last line strike out word "that."

On page 15, line 20, correct spacing in words "insofar".

On page 16, line 7 from bottom of page insert word "which" after the word "by."

On page 17, line 5 from bottom of page, add final "s" to word "Senators."

On page 18, between lines 14 and 15 insert words "Third Reading of Senate Bills."

On page 18, line 25, after the word "State," insert "of the engrossed bill."

On page 22, line 9 from bottom of page, change figures "\$3600 to \$2400" to read "\$2400 to \$3600."

On page 25, line 31, change name "Putnam" to "Pathman."

In last two lines on page 25 strike out last four words and insert "amendments" in their stead.

On page 27 strike out lines 29, 30, 31 and 32.

In line 34 change figure "53" to "52."

On page 31, line 36, change word "Senate" to "House" and insert title to same House bill.

On page 34, line 12, correct spelling of word "Storstad."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

#### PETITIONS AND COMMUNICATIONS.

A communication protesting the passage of House Bill No. 153, signed Peter Lafrung, Lidgerwood, N. D., and 14 others. One also in favor of the passage of House Bill No. 83, signed Tom Hayes, Zap, N. D., and 52 others.

#### SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 37. A Bill for an Act to Appropriate the Sum of \$38,208.34, or So Much Thereof as May Be Needed, for the Purpose of Paying Certain Revenue Warrants Issued by the Board of Trustees of the State Industrial School and School for Manual Training at Ellendale for the Repayment of \$35,000.00 Borrowed and Used for the Erection of a Building at Such School; and Providing the Manner of Repayment of Same with Unpaid Interest.

Also,

Senate Bill No. 102. A Bill for an Act to Confirm Title to Real Estate Sold by Decedents in Their Lifetime Under Contract, Conveyed Pursuant to Article 8 of Chapter 6 of the Probate Code of North Dakota, in Estates Now Closed, and not approved by the County Judge.

Also,

Senate Bill No. 28. A Bill for an Act to Repeal Section 10960 of the Compiled Laws of North Dakota for the Year 1913, Relating to Society for the Friendless.

Also,

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Section 4884 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Contingency Reserves of Life Insurance Companies.

Were delivered to the Governor for his approval at the hour of 10:50 o'clock A. M., February 21, 1925.

C. J. OLSON,  
Chairman.

#### SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 7, 9, and 10 of Chapter 147 of the Laws of the State of North Dakota for the Year 1919, as Amended Relating to the Deposit of Funds in the Bank of North Dakota, and Relating to Interest Paid Thereon.

Also,

Senate Bill No. 235. A Bill For an Act to Amend and Re-enact Section 959 Compiled Laws of 1913, as Amended by Chapter 203, Session Laws of 1923, Relating to Election Ballots.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report.

Which motion prevailed.



## REPORTS OF STANDING COMMITTEES

The committee on Counties made the following report:

Mr. President: Your committee on Counties to whom was referred:

Senate Bill No. 275. A Bill for an Act to Amend and Re-enact Section 2263 Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of the Session Laws for 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1 of the printed bill, line 7, strike out the words "registered voters" and insert in lieu thereof the word "electors" and in line 8 of the same section after the first word "county" insert "is determined by the votes cast for the office of Governor at the last preceding election."

In line 14, page 2, strike out the word "people" and insert in lieu thereof the words "undersigned the electors."

In line 33, page 2, strike out the word "registered" and after the word "county" in the same line insert "as determined by the votes cast for the office of Governor at the last preceding election."

In line 22 place a square after the word "work."

In line 23 place a square after the word "work."

In line 38 strike out the words "registered voters" and insert in lieu thereof the word "electors."

And when so amended recommend the same do pass.

J. H. McCoy,  
Chairman.

Senator McCoy moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 107. A Bill for an Act to Provide for the Removal of Buildings, Fences, Windmills, Additions to Buildings and Mechanical Appliances Attached to Buildings Which are Placed Upon Land After the Land Has Been Encumbered, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out all of Section 1 and insert the following:

"Section 1. After the passage and approval of this Act,

the owners of any real property upon which a mortgage or mortgages have been given, shall have the right to remove any or all buildings or additions to buildings, fences, windmills, or mechanical appliances attached to buildings, which have been erected or placed upon such land after the land has been mortgaged, excepting such buildings as have been erected from the money which has been loaned upon such land by the party foreclosing such mortgage; provided, however, that in case of such removal, the land and improvements upon such land at the time the mortgage or mortgages were given must be left in as good condition, deterioration by use and of the elements excepted, as when the application for such mortgages was accepted."

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 109. A Bill for an Act to Amend and Re-enact Section 16, Chapter 147, Session Laws of 1919, Being an Act Relating to Real Estate Loans Made by the Bank of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 110. A Bill for an Act to appropriate the Sum of Three Hundred (\$300.00) Dollars for the Purpose of Paying Attorneys Fees incurred by the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in Conducting a Hearing as to the Charges Preferred Against the Library and Those in Charge of Same and Specifically the Charge that Had Been Made that Certain Books Specified Were in the Circulating Library, as Authorized and Directed by Said House of Representatives.

Have had the same under consideration and recommend that

the same be placed on third reading without further recommendation of this committee.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 149. A Bill for an Act Providing for the Assessment and Taxation of Land Owned by the Bank of North Dakota, the State of North Dakota or any Political Subdivision Within the State of North Dakota When Such Land Is Not Used or Held for Use for Public Purposes; Specifically Except Federal Land Grant Tracts Belonging to the Permanent Endowment Fund of the Common Schools and State Institutions.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 155. A Bill for an Act to appropriate the Sum of \$30,000.00 for the Purpose of Paying State's Share for the Construction of Pavement on Federal Aid Project No. 100 Under the Provisions of Chapter 73 of the Laws Passed at the Sixteenth Session of the Legislative Assembly of North Dakota, said Project Being part of Missouri River Bridge Project, and that Such Appropriation be Made from the State Highway Fund.

Have had the same under consideration and recommend that the same be placed on third reading without further recommendation of this committee.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Railroads made the following report:

Mr. President: Your committee on Railroads to whom was referred:

Senate Bill No .177. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of the State of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited and Exceptions.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, line 11, after the word "law" insert "and their families."

Page 2, line 13, correct spelling in word "eleemosynary."

in line 13a, same page, correct spelling of word "eleemosynary."

In line 29, page 2, after the word "unlawful" insert the following: "the transportation of city policemen, firemen, mail carriers and postmen in the street railways in the cities of the State. Provided further that the provisions of this article shall not be construed to prohibit or make unlawful."

In line 23, after the word "inspectors" insert the following: "Custom inspectors and immigration inspectors."

On page 3, line 49, after the word "and" insert the word "their." At end of same line after the word "of" insert the following: "Express companies and their officers, agents, employees and families of"

Strike out line 54 and insert the following: "Service of any such common carrier, and the remains of a person killed in the employment of a carrier; and the ex-employees traveling for the."

In line 57, after the word "persons" insert the following: "named in the provision, also the families of persons."

And when so amended recommend the same do pass.

JOHN W. BENSON,  
Chairman.

Senator Benson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 189. A Bill for an Act Authorizing the State Engineer to Cooperate with the Director of the United States Geological Survey in Making Topographic Surveys and Maps to be Used in the Development of Flood Protection, Domestic Water Supply, Restoration of Water Areas, Irrigation and Drainage Projects in the State of North Dakota, and Making an Appropriation Therefor.

Have had the same under consideration and recommend

that the same be placed on third reading without further recommendation of this committee.

**P. T. KRETSCHMAR,**  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Banks and Banking made the following report:

**Mr. President:** Your committee on Banks and Banking to whom was referred:

Senate Bill No. 198. A Bill for an Act to Authorize Banking Corporations Doing Business in this State to Receive Savings Certificates of Deposits Therefor, Providing the Terms and Conditions Thereof, and Providing Penalties.

Have had the same under consideration and recommend that the same do pass.

**RALPH INGERSON,**  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

**Mr. President:** Your committee on State Affairs to whom was referred:

Senate Bill No. 201. A Bill for an Act Requiring all Audits, Examinations and Investigations of the Books, Records and Accounts for the State of North Dakota, its Political Sub-divisions, or its Utilities or Industries to be made by Public Accountants who are Citizens and Actual Residents of the State of North Dakota.

Have had the same under consideration and recommend that the same be indefinitely postponed.

**D. H. HAMILTON,**  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Warehouses and Grain Grading made the following report:

**Mr. President:** Your committee on Warehouses and Grain Grading to whom was referred:

Senate Bill No. 202. A Bill for an Act to Amend and Re-enact Section 3116, Compiled Laws 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

**O. A. OLSON,**  
Chairman.

Senator O. A. Olson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Sections 10, 19, 20 and 21 of Chapter 126 of the Session Laws of 1917, as Amended by Chapter 110 of the Session Laws of 1919 as Amended by Chapter 21 of the Session Laws of 1921, as Further Amended by Chapter 200 of the Session Laws of 1923 and Repealing Section 38 Thereof.

Have had the same under consideration and recommend that the same be indefinitely postponed.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 206. A Bill for an Act to Impose a Flat Rate Tax of Five Mills on Money and Credits; Providing for the Distribution of the Proceeds of Such Tax and Repealing Chapter 307, Laws of 1923, Relating to the Exemption of Moneys and Credits, and Repealing Chapter 305, Laws of 1923 Relating to the Taxation of Corporate Excess and All Other Acts and Parts of Acts in Conflict with the Provisions of this Act.

Have had the same under consideration and recommend that the same be amended as follows:

In line 13, Subdivision 2, Section 1, after the word "stock" strike out the period and add the following: "In foreign corporations and shares of stock in domestic corporations if such domestic corporations are not engaged in business within the State of North Dakota."

On page 3, line 11, after the word "defined" strike out the period at the end of the line and insert the following: "or legal reserve of domestic insurance companies."

On page 5, line 35, strike out the words "domestic corporations" and the parenthesis.

On page 5, line 36, strike out the period and the parenthesis at the end of the line and add the following: "and not engaged in business within the State of North Dakota."

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 210. A Bill for an Act Defining State Associations and Regulating and Limiting the Power of Such Associations to Re-Discount, to Borrow Money, to Pledge Assets, Forbidding Contracts to Re-Purchase Assets, Providing Procedure for the Foreclosure of Pledges With Redemption Therefrom, Declaring Void Pledge Contracts in Violation of the Provisions of the Act, Providing a Penalty for Borrowing Money and Pledging Assets in Violation of the Act and Repealing Laws in Conflict.

Have had the same under consideration and recommend that the same be amended as follows:

Section 2, page 2, on line 21 after the words "Banking Board" add the words "This Section shall not apply to loans made before this act takes effect, nor to renewals thereof, nor to renewals of loans made hereunder."

Section 4, page 3, on line 14 after the words "Bills of exchange," strike out the words "payable within thirty (30) days after presentation."

In line 17 after the word "come" strike out the word "with" and insert the word "within."

Section 5, page 4, On line 12 after the words "executed by the" strike out the words "President and Cashier of such association, or other officers" and insert instead the words "officer or officers."

On line 16 after the period following the words "may be" insert the words "Copies of such minutes, books and records authenticated by the oath of an officer of such association shall be sufficient to support such loan, rediscount or pledge."

Section 6, page 4, on line 3 after the words "of indebtedness" strike out the word "of" and insert instead the words "pledged by."

Section 7, page 5, line 1 after the word "pledge" strike out the words "open banks Foreclosure of" and insert instead the words "Other than provided by Section eight (8) thereof no."

Line 2, after the words "pledge contract" strike out the words "made by State banking associations, not in the hands of a receiver" and insert instead the words "authorized hereby."

Line 3, after the words "shall be" insert the words "foreclosed except"

Line 6, after the words "foreclosure under" insert the words "Section eight (8) of".

Section 8. Page 5, line 4, after the words "the right" insert the words "in lieu of foreclosure by the action in equity provided in Section Seven (7) hereof."

Page 6, line 24, after the words "state Examiner" insert the word "and."

Section 9, page 7, line 12 after the words "such sale" insert the words "by depositing with the sheriff the amount paid by the purchaser and"

Line 12, after the words "notice of" strike out "intention so to do" and insert instead "such redemption."

Line 20, after the words "redemption rights" strike out "redemptions by creditors shall be completed within five (5) days after the expiration of the ten (10) days allowed for the service of notice."

Line 28, page 8, after the words "deem proper" insert the words "not exceeding twenty (20) days."

Section 11, page 9, line 7, after the words "this Act" insert the words "or make any false statement, report, record or copy thereof provided for in section five (5) hereof."

And when so amended recommend the same do pass.

RALPH INGERSON,  
Chairman.

Sen. Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 212. A Bill for an Act to Amend and Re-enact Section 3723 of the Compiled Laws of North Dakota for the Year 1913, Relating to City Improvements.

Have had the same under consideration and recommend that the same be indefinitely postponed.

WALTER BOND,  
Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 214. A Bill for an Act Transferring the the Management of the Business and Affairs of the North Dakota Mill and Elevator Association from the Industrial Commission, as Established by Chapter 151 of the Laws of 1919, and Recognized in Chapter 152 of the Laws of 1919, and established by Chapter 295 of the Laws of 1923, and from the



Board of Managers Created by Chapter 295 of the Laws of 1923, and Vesting the Same in the Governor of the State of North Dakota; Defining and Prescribing the Authority and Duty of the Governor in the Conducting of the Business of Said Mill and Elevator Association, and Repealing Such Portions of Chapter 151 and Chapter 152 of the Laws of 1919 and Chapter 295 of the Laws of 1923, as Conflict Herewith, and Providing for the Appointment of an Auditor of the Affairs of Such Association.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 215. A Bill for an Act Providing for the Discontinuance of the Depositors Guaranty Fund and Limiting the Time Up to Which Deposits Are Guaranteed by Said Fund and the Laws Relating Thereto.

Have had the same under consideration and recommend that the same do pass.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 224. A Bill for an Act Declaring Crop and Chattel Mortgages to Be Against Pubic Policy.

Have had the same under consideration and recommend that the same be amended as follows:

In line 1, Section one, strike the words "and chattel"

In line two, after the word existing, strike out the words "chattel" and insert in lieu thereof the word "crop." and after the word "mortgages" insert the following "or given to Secure the purchase price of lands." In title of the bill strike out the words "and chattel".

After figure 2 in Section 2 insert the word "Repeal."

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Education made the following report:

Mr. President: Your committee on Education to whom was referred:

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 1400 of Article 22 of the Laws of the State of North Dakota, Relating to Consolidated, Graded, and Rural Schools May Receive State Aid.

Have had the same under consideration and recommend that the same do pass.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

Senate Bill No. 232. A Bill for an Act Authorizing the Board of Trustees of the Teachers' Insurance and Retirement Fund to Employ an Actuary and Clerical Assistance and Making an Appropriation Therefor.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 236. A Bill for an Act to Prescribe the Legal Reserve Fund of all Banking Associations and Corporations, on and After July 1st, 1926.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the words "A Bill" and insert in lieu thereof the following: "An Act to Amend and re-enact Chapter 23, of the Laws of the State of North Dakota of the Special Session of 1919.

"Be It Enacted by the Legislative Assembly of the State of North Dakota:

"Section 1. Amendment. Chapter 23 of the Laws of North Dakota of the Special Session of 1919 is hereby amended and re-enacted to read as follows:

"Section 1. From and after January 1st, 1926, and up until January 1st, 1927, each banking corporation or association shall at all times have on hand in available funds an amount which shall equal fifteen per cent of its demand deposits and amounts due to other banks and ten per cent of its time deposits, and from and after January 1st, 1927 such banking corporation or association shall at all times have on hand in available funds an amount which shall equal twenty per cent of its demand deposits and amounts due to other banks and ten per cent of its time deposits; three-fifths of this amount may consist of balances due to the corporation or association from the Bank of North Dakota, or good solvent state or national banks or trust companies, which carry sufficient reserve to entitle them to act as such depository banks, and are located in such commercial centers as will facilitate the purposes of banking exchanges, and which depository banks, and are located in such commercial centers as will facilitate the purposes of banking exchanges, and which depository banks shall have been first approved by the State Banking Board, and the remaining two-fifths of such reserve shall consist of actual cash on hand. Cash items shall not be included in computing reserve, and no corporation or association shall carry as cash or cash items, any paper or other matter except legitimate bank exchange which will be cleared on the same or next succeeding day. Whenever the available funds within the meaning of this section, shall be below the requirements hereinbefore stated, such corporation or association shall not increase its liabilities by making any new loans or discounts other than by discounting or purchasing bills of exchange, payable at sight, or make any dividend of its profits until the required proportion between the aggregate amount of the deposits and its lawful money reserve has been restored and the State Banking Board must notify any corporation or association whose lawful money reserve shall be below the amount required to be kept on hand to make good such reserve and if such corporation or association shall fail to do so for a period of thirty days after such notice, the State Banking Board may impose a penalty of not less than one hundred dollars or more than five hundred dollars which shall be collected in the same manner as other penalties prescribed in this chapter."

And when so amended recommend the same do pass.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 247. A Bill for an Act to Limit the Applications of Pardons and Paroles to Persons Convicted of Bank Robbery or Embezzlement or Larceny of the Assets.

Have had the same under consideration and recommend that the same be amended as follows:

All of Section one up to and including the word Parole be put in large type and bracketed.

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Education made the following report:

Mr. President: Your committee on Education to whom was referred:

Senate Bill No. 254. A Bill for an Act to Amend Chapter 66 of the Special Session Laws of North Dakota for the Year 1919, by Providing that Collections from the County Tuition Tax Shall Constitute a High School Tuition Fund and be Used Exclusively for the Purpose of Paying the Tuition of High School Pupils Attending High Schools in Districts in Which They Do not Reside; Prescribing Rates of Tuition and the Procedure for Paying the Same; and Repealing Chapter 107 of the Session Laws of 1921 and all Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Cities and Municipal Corporations made the following report:

Mr. President: Your committee on Cities and Municipal Corporations to whom was referred:

Senate Bill No. 256. A Bill for an Act to Provide for Additional Justices of the Peace in Counties Containing Cities of More than Five Thousand Population.

Have had the same under consideration and recommend that the same be indefinitely postponed.

W. BOND,  
Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Education made the following report:

Mr. President: Your committee on Education to whom was referred:

Senate Bill No. 262. A Bill for an Act Amending and Re-enacting Section 1342 of the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 141 of the Session Laws of the State of North Dakota for 1915, As Amended by Chapter 206 of the Session Laws of North Dakota for 1917, Relating to Compulsory Attendance School Age and the Transportation of Pupils.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 267. A Bill for an Act to Amend and Re-enact Sections 1, 2, 4, 5 and 7 of Chapter 123 of the Session Laws of 1919, An Act to Create a State Board of Electricians and Prescribing the Duties Thereof. Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers. Prescribing Fees for Such Examination and License, and Providing for Inspection of Electrical Work Through the State Fire Marshal Under the Direction of the State Board.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted.

Senator Schlosser moved that Senate Bill No. 267 be referred to the State Affairs committee.

Which motion prevailed.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3704 of the Compiled Laws of North Dakota for 1913 Providing for a Resolution Declaring Improvement Work to be Done by Special Assessment Necessary and Permitting Protests Against Said Improvements to be Filed by Property Owners.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 16, strike out the word "protest" and insert the words "petition protesting."

On page 2, line 19, strike out the words "and validity" and the words "protests and."

On page 2, line 21, strike out the words "protests and" and after the word "petitions" strike out the balance of the line.

On page 2, line 22, strike out the words "shall be so declared and" and insert in lieu thereof the following: "to contain the names of the owners of a majority of the property liable to be specially assessed therefor."

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Counties made the following report:

Mr. President: Your Committee on Counties to whom was referred:

Senate Bill No. 274. A Bill for an Act Providing for the Auditing of Expenditures of Funds for County Agent Work by County Boards of Commissioners; the Supervision of the Work and the Employment and Dismissal of the Agent.

Have had the same under consideration and recommend that the same do pass.

J. H. McCOY,  
Chairman.

Senator McCoy moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 276. A Bill for an Act to Amend Chapter 327 of the Session Laws of 1923, Relating to Advertising for Bids for Bonds or for Certificates of Indebtedness, and Providing that it Shall be Unlawful for Certain Public Officials to Accept Commissions from Bidders Upon Sales of Bonds or Certificates of Indebtedness.

Have had the same under consideration and recommend that the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Counties made the following report:

Mr. President: Your Committee on Counties to whom was referred:

Senate Bill No. 280. A Bill for an Act Amending and Re-enacting Section 2263 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 1 of the Session Laws of 1917, as Further Amended and Re-enacted by Chapter 191 of the Session Laws of 1923.

Have had the same under consideration and recommend that the same be indefinitely postponed.

J. H. McCOY,  
Chairman.

Senator McCoy moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 285. A Bill for an Act to Limit the Rate in Mills Which May Be Levied in Taxing Districts, Providing a Method of Suspending Such Limitations in Certain Cases; Prescribing Penalties for Violations of this Act by County Auditors, and Repealing Chapter 318, Laws of 1923, and All Acts and Parts of Acts in Conflict With this Act.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 288. A Bill for an Act Authorizing the Industrial Commission to Make an Investigation for Oil and Gas in North Dakota, and Providing for an Appropriation Therefor.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Live Stock made the following report:

Mr. President: Your committee on Live Stock to whom was referred:

House Bill No. 89. A Bill for an Act to Amend and Re-enact Chapter 86 of the Session Laws for the Year 1921, as

Amended by Chapter 146, Session Laws 1923, Relating to Application of the Tuberculin Test and Eradication of Bovine Tuberculosis in Townships in Counties in North Dakota Under the Direction of the State Live Stock Sanitary Board by Petitions of a Majority of Resident Freeholders or Live Stock Owners in Such Townships.

Have had the same under consideration and recommend that the same do pass.

W. E. MARTIN,  
Chairman.

Senator Martin moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 125. A Bill for an Act to Amend and Re-enact Sections 2905, 2906, 2910 Compiled Laws of the State of North Dakota for 1913, Relating to the Analysis and Testing of Seeds by the Agricultural College Experiment Station, and the Certification Thereof, and Repealing Section 2910 and All Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 21, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 80. A Bill for an Act Relating to School District Finances; Providing for the Time of Beginning and Ending of the Fiscal Year for School Districts; Providing that School Boards and Boards of Education Shall Annually Prepare a Budget; Providing for the Publicity of Such Budget; Providing for a Public Hearing in Regard to Proposed Expenditures; Providing for Tax Levies and Providing that all Expenditures must Conform to the Budget as Adopted.

• Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.



## MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 21, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 27. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School at Minot and for Making Permanent Improvements and Repairs Thereto.

House Bill No. 180. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 97 of the Session Laws of 1921, as Amended and Re-enacted by Section 1, of Chapter 268 of the Session Laws of 1923, Defining Intoxicating Liquors.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 8134 of the Compiled Laws for the Year 1913, Being an Act to Redeem Property from a Chattel Mortgage Foreclosure Sale.

House Bill No. 251. A Bill for an Act Prohibiting Discrimination on the Part of Insurance Companies and Bonding Companies in the Rate of Premium Charged for Insuring or Bonding Old Line or Line Elevators and Independent, Co-operative or Farmers Elevators.

House Bill No. 266. A Bill for an Act to Amend and Re-enact Section 31, Chapter 168, Session Laws of 1919, Relating to the Survey of Mines.

Which the House has passed and your consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

## MOTIONS AND RESOLUTIONS

Senator Hamilton asked the unanimous consent of the Senate to introduce a concurrent resolution.

Which motion prevailed.

Senator Ployhar moved that House Bill No. 131 be withdrawn from the Judiciary committee and re-referred to the committee on Appropriations.

Which motion prevailed.

Senator Stevens moved that the absent Senators be excused.

Which motion prevailed.

**INTRODUCTION, FIRST AND SECOND READING OF  
SENATE BILLS**

Senator Hamilton introduced:

Senate Bill No. 292. A Concurrent Resolution Memorializing the Congress of the United States to Take Steps Toward the Establishment of a National Park in Billings County, North Dakota, Embracing the Wonderful Petrified Forest There Located, to be Called Roosevelt Park.

Which was read the first and second time and referred to the Committee on State Affairs.

**THIRD READING OF SENATE BILLS**

**ROLL CALL**

Senate Bill No. 152. A Bill for an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection with Taxes Assessed and Paid Under the 1919 Income Tax Law for the Years 1919, 1920, 1921 and 1922.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 44, nays 2, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Porter
Babcock	Magnuson	Ritchie
Baird	Martin	Rusch
Bakken	McCoy	Schlosser
Benson	McCrorry	Seamands
Bond	McLachlin	Steel
Carey	Miklethun	Stevens
Eastgate	Murphy	Storstad
Ettestad	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patterson	Wog
Kaldor	Peck	

Those voting in the negative were:

Messrs.	Messrs.
Fleckten	Patten

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Marshall	Ployhar

So the bill passed and the title was agreed to.

## ROLL CALL

Senate Bill No. 233. A Bill for an Act Making an Appropriation of Six Hundred Dollars (\$600.00) to the North Dakota Poultry Association.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 35, nays 12, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Rusch
Babcock	Kretschmar	Schlosser
Baird	Martin	Seamands
Benson	McCoy	Steel
Bond	McCroy	Stevens
Carey	McLachlin	Storstad
Eastgate	Murphy	Tofsrud
Fleckten	Olson, Burleigh	Van Camp
Fredrickson	Page	Ward
Hamilton	Patterson	Whitman
Hart	Ployhar	Whitmer
Hjelmstad	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Miklethun	Patten
Ettestad	Olson, Barnes	Peck
Ingerson	Olson, Eddy-Foster	Ritchie
Magnuson	Pathman	Wog

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the bill passed and the title was agreed to.

Senator Eastgate moved that the vote by which Senate Bill No. 233 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 268. A Bill for an Act Making an Appropriation of Two Thousand (\$2000.00) Dollars to the North Dakota Live Stock Association and the North Dakota Dairy-men's Association, Jointly.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 36, nays 11, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Porter
Babcock	Kretschmar	Rusch
Baird	Martin	Schlosser
Benson	McCoy	Seamands
Bond	McCrorry	Steel
Carey	McLachlin	Stevens
Eastgate	Murphy	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Page	Van Camp
Hamilton	Pathman	Ward
Hart	Patterson	Whitman
Hjelmstad	Ployhar	Whitmer

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Miklethun	Peck
Ettestad	Olson, Barnes	Ritchie
Ingerson	Olson, Eddy-Foster	Wog
Magnuson	Patten	

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the bill passed and the title was agreed to..

Senator Eastgate moved that the vote by which Senate Bill No. 268 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Whitman moved that final action on Senate Bills Nos. 142, 143, 144 and 145 be deferred until Tuesday.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 116. A Bill for an Act Relating to the Finances of Cities, Towns and Villages; Providing for the Time of Beginning and Ending of the Fiscal Year; Providing that the Council, Commission, Board or Manager of All Cities, Towns and Villages Shall Annually Prepare a Budget; Providing for Publicity of Such Budget; Providing for Public Hearings in Regard to Proposed Expenditures; Providing for Tax Levies; and Providing that All Expenditures Must Conform to the Budget as Adopted.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 44, nays 2, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Ployhar
Babcock	Magnuson	Porter
Baird	Martin	Ritchie
Bakken	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patterson	Whitmer
Kaldor	Peck	

Those voting in the negative were:

Messrs.	Messrs.
Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Lynch	Marshall

So the bill passed and the title was agreed to.

### ROLL CALL

Senate Bill No. 153. A Bill for an Act to Amend and Re-enact Section 18, Chapter 199, Session Laws of 1923, Being an Act Providing Punishment for the Unlawful Deposit of Public Funds.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 24, nays 23, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Pathman
Bakken	Magnuson	Patten
Benson	Martin	Patterson
Ettestad	McCrary	Peck
Fleckten	Mikelthun	Ritchie
Fredrickson	Olson, Barnes	Ward
Hamilton	Olson, Burleigh	Whitmer
Hjelmstad	Olson, Eddy-Foster	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Seamands

Messrs.	Messrs.	Messrs.
Baird	McLachlin	Steel
Bond	Murphy	Stevens
Carey	Page	Storstad
Eastgate	Ployhar	Tofsrud
Hart	Porter	Van Camp
Kaldor	Rusch	Whitman
Kretschmar	Schlosser	

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the bill was defeated.

### ROLL CALL

Senate Bill No. 157. A Bill for an Act to Repeal Sections 2228, 2229, 2230 and 2231 of the Compiled Laws of the State of North Dakota for the Year 1913 Legalizing Irregularities in Assessments and Levies of 1895, 1896 and 1897, 1898, 1899 and 1900; and Repealing Sections 2232, 2233, 2234, 2235, 2236 and 2237 of the Compiled Laws of the State of North Dakota for the Year 1913 Validating All Assessments Made Since 1889.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 47, nays none, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Ployhar
Babcock	Magnuson	Porter
Baird	Martin	Ritchie
Bakken	McCoy	Rusch
Benson	McCrary	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog
Kaldor	Peck	

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the bill passed and the title was agreed to.

Senator Kretschmar offered the following amendment to Senate Bill No. 176:

After the words "Section 1" insert the word "amendment" in capitals.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Section 336, Compiled Laws of 1913, Relating to the Leasing and Sale of School and Other Public Lands of the State.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 47, nays none, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Ployhar
Babcock	Magnuson	Porter
Baird	Martin	Ritchie
Bakken	McCoy	Rusch
Benson	McCrary	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog
Kaldor	Peck	

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Ingerson moved that final action on Senate Bills Nos. 239 and 249 be deferred until Tuesday.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 241. A Bill for an Act to Permit the Use of Guide Cards in Elections, to Assist in Enabling Elector to Vote for the Candidate of His or Her Choice.

Was read the third time.

The question being on the final passage of the bill, the roll

was called, and there were ayes 45, nays 2, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Peck
Babcock	Kretschmar	Ployhar
Baird	Magnuson	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Seamands
Carey	McLachlin	Steel
Eastgate	Mikelthun	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog

Those voting in the negative were:

Messrs.	Messrs.
Olson, Burleigh	Schlosser

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the bill passed and the title was agreed to.

ROLL CALL.

Senate Bill No. 199. A Concurrent Resolution Providing for the Amendment of Section 45, Article 2, of the Constitution of the State of North Dakota, Relating to the Compensation and Mileage allowed Legislative Members.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 34, nays 13, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	McCoy	Ployhar
Bakken	McLachlin	Porter
Benson	Miklethun	Ritchie
Bond	Murphy	Rusch
Eastgate	Olson of Barnes	Schlosser
Ettestad	Olson, Eddy-Foster	Steel
Fleckten	Page	Storstad
Fredrickson	Pathman	Van Camp
Hamilton	Patten	Ward
Ingerson	Patterson	Whitman
Kaldor	Peck	Whitmer
Martin		



Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Seamands
Baird	Magnuson	Stevens
Carey	McCroy	Tofsrud
Hart	Olson, Burleigh	Wog
Hjelmstad		

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the bill passed and the title was agreed to.

Senator Whitmer explained his vote:

Mr. President: Inasmuch as I am not a holdover member, I vote "aye."

#### ROLL CALL

Senate Bill No. 200. A Bill for an Act to Regulate the Practice of the Professions of Engineering and Land Surveying in the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 36, nays 11, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Patterson
Baird	Kaldor	Ployhar
Bakken	Kretschmar	Porter
Benson	Magnuson	Rusch
Bond	McCoy	Schlosser
Carey	McCroy	Seamands
Eastgate	McLachlin	Steel
Ettestad	Murphy	Storstad
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Olson, Barnes	Stevens
Flechten	Patten	Tofsrud
Martin	Peck	Wog
Miklethun	Ritchie	

Absent and not voting:

Messrs.

Lynch

Messrs.

Marshall

So the bill passed and the title was agreed to.

## ROLL CALL

Senate Bill No. 207. A Bill for an Act Relating to Primary Elections; Prescribing the Minimum Number of Votes for Nomination.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 38, nays 9, absent and not voting 2.

Those voting in the affirmative were:

Messrs.

Atkins  
Babcock  
Baird  
Bakken  
Benson  
Bond  
Carey  
Eastgate  
Ettestad  
Fredrickson  
Hart  
Ingerson  
Kaldor

Messrs.

Kretschmar  
Magnuson  
Martin  
McCoy  
McLachlin  
Miklethun  
Murphy  
Olson, Burieigh  
Olson, Eddy-Foster  
Page  
Pathman  
Peck  
Ployhar

Messrs.

Porter  
Ritchie  
Rusch  
Schlosser  
Seamands  
Steel  
Stevens  
Storstad  
Van Camp  
Whitman  
Whitmer  
Wog

Those voting in the negative were:

Messrs.

Fleckten  
Hamilton  
Hjelmstad

Messrs.

McCrorry  
Olson, Barnes  
Patten

Messrs.

Patterson  
Tofsrud  
Ward

Absent and not voting:

Messrs.

Lynch

Messrs.

Marshall

So the bill passed and the title was agreed to.

Senator Ingerson moved that final action on Senate Bill No. 242 be deferred until Tuesday.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 264. A Bill for an Act Relating to Elections; Providing for a Recount in Case of a Tie Vote.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patterson
Babcock	Kretschmar	Porter
Baird	Magnuson	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McCrary	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog

Those voting in the negative were:

Messrs.  
Peck

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Marshall	Ployhar

So the bill passed and the title was agreed to.

### ROLL CALL

Senate Bill No. 265. A Bill for an Act to Amend and Re-enact Sections 6854, 6855 and 6856, Compiled Laws of 1913, Relating to Threshing Lien.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 34, nays 11, absent and not voting 3, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Magnuson	Porter
Baird	McCoy	Ritchie
Bond	McCrary	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hart	Page	Van Camp
Hjelmstad	Patterson	Whitman
Kaldor		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	McLachlin	Ward
Hamilton	Pathman	Whitmer
Ingerson	Patten	Wog
Martin	Rusch	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Marshall	Ployhar

Passed:

Messrs.  
Benson

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 286. A Bill for an Act to Repeal Chapter 6 of the Session Laws of North Dakota for the Year 1915, Relating to Aid to the Grand Army of the Republic from the Soldiers Home of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 42, nays none, absent and not voting 6, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Magnuson	Ployhar
Baird	Martin	Porter
Bakken	McCoy	Ritchie
Bond	McCrary	Rusch
Carey	McLachlin	Schlosser
Eastgate	Miklethun	Seamands
Ettestad	Murphy	Steel
Fleckten	Olson, Barnes	Stevens
Fredrickson	Olson, Burleigh	Storstad
Hamilton	Olson, Eddy-Foster	Tofsrud
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Kaldor	Patten	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ingerson	Marshall	Van Camp
Lynch	Patterson	Whitmer

Passed:

Messrs.  
Benson

So the bill passed and the title was agreed to.

Senator Miklethun moved that the Senate do now recess for 10 minutes.

Which motion prevailed.

Senate stands recessed.

The Senate re-assembled pursuant to recess taken.

Senator Carey moved that the vote by which Senate Bill No. 207 passed be reconsidered.

Which motion prevailed.

Senator Carey then offered the following amendment to Senate Bill No. 207:

In line 5, of the printed bill, strike out the word "primary" and insert in lieu thereof the words "general election."

Senator Kaldor moved that Senate Bill No. 207 be referred to the Committee on Elections.

Which motion prevailed.

Senator Hamilton moved that the vote by which Senate Bills Nos. 142, 143, 144 and 145 were laid over be reconsidered.

Which motion prevailed.

Senator Hamilton then moved that Senate Bills Nos. 142, 143, 144 and 145 be placed at the head of the calendar.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 142.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 28, nays 19, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Ployhar
Baird	Kaldor	Rusch
Bakken	Magnuson	Schlosser
Benson	Martin	Steel
Bond	McLachlin	Stevens
Eastgate	Murphy	Storstad
Fleckten	Olson, Burleigh	Van Camp
Fredrickson	Page	Whitman
Hamilton	Patterson	Whitmer
Hjelmstad		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Miklethun	Porter
Carey	Olson, Barnes	Ritchie
Ettestad	Olson, Eddy-Foster	Seamands
Hart	Pathman	Tofsrud
Kretschmar	Patten	Ward
McCoy	Peck	Wog
McCrary		

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the bill passed and the title was agreed to.

Senator Rusch moved that the vote by which Senate Bill No. 142 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 143.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 27, nays 20, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hjelmstad	Ployhar
Baird	Ingerson	Rusch
Bakken	Kaldor	Schlosser
Benson	Martin	Steel
Bond	McLachlin	Stevens
Eastgate	Murphy	Storstad
Fleckten	Olson, Burleigh	Van Camp
Fredrickson	Page	Whitman
Hamilton	Patterson	Whitmer

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Miklethun	Porter
Carey	Olson of Barnes	Ritchie
Ettestad	Olson, Eddy-Foster	Seamands
Hart	Pathman	Tofsrud
Kretschmar	Patten	Ward
Magnuson	Peck	Wog
McCoy	McCrary	

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the bill passed and the title was agreed to..

Senator Whitman moved that the vote by which Senate Bill No. 143 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Kretschmar offered the following amendments to Senate Bill No. 144:

In the title of the bill strike out the words "an additional."

In Section 1, line 3, after the word "Treasury" strike out the words "in addition to standing appropriation."

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 144.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 28, nays 19, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Rusch
Baird	Magnuson	Schlosser
Bakken	Martin	Seamands
Benson	McLachlin	Steel
Bond	Murphy	Stevens
Eastgate	Olson, Burleigh	Storstad
Fredrickson	Page	Van Camp
Hamilton	Patterson	Whitman
Hjelmstad	Ployhar	Whitmer
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	McCrory	Peck
Carey	Miklethun	Porter
Ettestad	Olson, Barnes	Ritchie
Fleckten	Olson, Eddy-Foster	Tofsrud
Hart	Pathman	Ward
Kretschmar	Patten	Wog
McCoy		

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the bill passed and the title was agreed to.

Senator Fleckten moved that the vote by which Senate Bill No. 144 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 145.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 29, nays 18, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Rusch
Baird	Magnuson	Schlosser
Bakken	Martin	Seamands
Benson	McLachlin	Steel
Eastgate	Murphy	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Page	Van Camp
Hamilton	Patten	Whitman
Hjelmstad	Patterson	Whitmer
Ingerson	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	McCoy	Peck
Bond	McCrary	Porter
Carey	Miklethun	Ritchie
Ettestad	Olson, Barnes	Tofsrud
Hart	Olson, Eddy-Foster	Ward
Kretschmar	Pathman	Wog

Absent and not voting:

Messrs.	Messrs.
Lynch	Marshall

So the bill passed and the title was agreed to.

Senator Martin moved that the vote by which Senate Bill No. 145 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Ward explained his vote:

Mr. President: I don't believe the principle is right in having four State Fairs. I vote "no."

Senator Kretschmar offered the following amendment to Senate Bill No. 95:



After the words "Section 1" insert the word "Amendment" in capitals.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Chapter 91 of the Session Laws of 1921 of the State of North Dakota Relating to the Taking of Promissory Notes in Renewal of Notes Already Held by Banks, Other Corporations or Individuals and Affecting Their Legality.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 46, nays none, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Magnuson	Ployhar
Baird	Martin	Porter
Bakken	McCoy	Ritchie
Benson	McCroy	Rusch
Bond	Miklethun	Schlosser
Carey	McLachlin	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Lynch	Marshall	Stevens

So the bill passed and the title was agreed to.

Senator Patterson moved that House Bill No. 191 be referred to the Committee on Education.

Which motion prevailed.

Senator Hamilton moved that the Senate do adjourn after the signing of bills by the President.

Which motion prevailed.

### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 96. A Bill for an Act Relating to Abstracting, Providing for the Licensing and Bonding of such Abstractors, and Examination and Registration Thereof, and to Repeal Sections 3090, 3091, 3092, 3093, 3094, 3095, 3097 and 3098, Compiled Laws of 1913, and all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 4926, Compiled Laws of North Dakota for 1913 Relating to Resident and Non-resident Insurance Agents.

House Bill No. 53. A Bill for an Act to Amend and Re-enact Section 292 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Assignments Thereof, and Conveyance of Interests in Lands Acquired Thereunder.

House Bill No. 35. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Science at Wahpeton, Together with Improvements and Repairs and New Equipment.

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 4543 of the Compiled Laws of North Dakota for the Year 1913 and Section 4557 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 46 of the Session Laws of North Dakota for the Year 1921 Relating to the Declaration of Dividends and the Creation of Indebtedness by Directors of Corporations, and Increasing or Diminishing of the Capital Stock of Corporations and the Issuing of Bonds by Corporations and Declaring an Emergency.

House Bill No. 67. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 266 of the Session Laws of 1923 Relating to the Possession of Pistols and Revolvers and Declaring an Emergency.

House Bill No. 87. A Bill for an Act Protecting Insurance Agents Authorized to Do Business Within This State from Discrimination by any Fire Insurance Company Authorized to Do Business Within this State and Providing Penalty for Such Discrimination.

House Bill No. 94. A Bill for an Act Re-establishing the North Dakota Mill and Elevator Association, Defining Its Powers and Duties, Providing for the Control, Management, and Operation of State Owned Grain Warehouses, Elevators and Flour Mills and the Conduct of All Business Relating Thereto, Especially as Relates to the State Owned Mill and Elevator at Grand Forks, North Dakota, and Repealing Chapter 295, Laws of North Dakota of 1923.

House Bill No. 109. A Bill for an Act to Amend and Re-enact Section 4541, Compiled Laws of North Dakota for the Year 1913, Relating to Number and Power of Directors of Corporations.

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 225 of the Compiled Laws of North Dakota for

the Year 1913, as Amended by Chapter 127 of the Session Laws of North Dakota for the Year 1919, Relating to the Duties of the State Examiner.

And the President signed the same in the presence of the Senate.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following: J. E. Blegeberg, Sharon, N. D.; John Berg, Cooperstown, N. D.; Geo. A. Bangs, Grand Forks, N. D.; Robert Rutledge, Williston, N. D.; Gerald Nye, Cooperstown; Lars Siljan, Dunn Center, N. D.

Pursuant to Senator Hamilton's motion, the Senate stands adjourned.

C. R. VERRY,  
Secretary.

## FORTY-NINTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 23, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the chaplain, Rev. S. F. Halfyard.

## ROLL CALL

All members present except Senators Hart, Rusch and Steel.

## REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-seventh Day and recommend that the same be corrected as follows:

On page 9, line 36, correct spelling of word "domestic."

On page 10, line 10, correct spelling of word "re-purchase."

On page 16, line 15, correct spelling of word "committee."

On page 23, line 37, strike out first "B" in "Budget."

After line 28, page 27, of the Senate Journal of Forty-sixth Day, insert the following: "Senator McCoy offered the following amendment to Senate Bill No. 52: Strike out all of line 232 on page 11 of the printed bill. Which motion prevailed."

Correction for Permanent Journal:

On page 16, line 34, in Journal for Forty-sixth Day, change figures "227" to "237."

On page 35, line 26 of Journal for Forty-seventh Day strike

out name "Bond" and insert same after line 16 following word "Benson."

On page 34 strike out name "Fleckten" in negative vote on Senate Bill No. 144 and insert same between names "Fredrickson" and "Hamilton" in the affirmative vote.

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

### PETITIONS AND COMMUNICATIONS

The following communication was received and read favoring the passage of House Bill No. 153: Signed E. C. Allenson, Parshall, N. D., and 15 others.

One received opposing the passage of House Bill No. 153, signed O. J. Olson, Alamo, N. D., and 34 others.

One for same purpose signed S. C. Galyen, Fryberg, N. D., and 16 others.

Also one for same purpose signed M. A. Cameron, Belfield, N. D., and 13 others.

And one for same purpose signed Harry Sanders, Silva, N. D., and 15 others.

Also a telegram protesting the cut made in inspectors by the Senate on Department of Public Instruction, signed by L. A. White, Pres., State Edu. Assn., Minot.

### REPORTS OF STANDING COMMITTEES

The committee on Highways made the following report:

Mr. President: Your committee on Highways to whom was referred:

Senate Bill No. 68. A Bill for an Act to Establish a State Highway Commission, Prescribing Its Powers and Duties, Fixing the Salaries of the Commission and the Employees Thereof, Authorizing the Engagement of Employees and Repealing All Acts and All Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be indefinitely postponed.

S. J. ATKINS,  
Chairman.

Senator Atkins moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Livestock made the following report:

Mr. President: Your Committee on Livestock to whom was referred:

Senate Bill No. 78. A Bill for an Act Levying a Tax on Dogs; Providing for the Collection of the same and Creating a Fund for the Purpose of Reimbursing the Owners of Live Stock or Fowls for Damage and Injury by Dogs; and for the Destruction of Dogs.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 2, after the words "female dog" strike out all of the rest of the line and all of line 3 up to the word "owned" and insert in lieu thereof the following: "over four months old."

Line 4, strike out the word "three" and insert the word "two."

Strike out all of Section 8.

Section 9, line 2, after the word "dog" strike out the words "found running after."

And when so amended recommend the same do pass.

W. E. MARTIN,  
Chairman.

Senator Martin moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 117. A Bill for an Act Relative to Payment of Deposits in Two Names.

Have had the same under consideration and recommend that the same do pass.

L. R. BAIRD,  
Acting Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 136. A Bill for an Act to Amend Section 8719 of the Compiled Laws of 1913, Relating to the Exemption of the Avails of Life Insurance Payable to the Personal Representatives of a Deceased, His Heirs or Estate.

Have had the same under consideration and recommend that the same do pass.

L. R. BAIRD,  
Acting Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

Senate Bill No. 140. A Bill for an Act to Amend and Re-enact Section 7417, Compiled Laws of 1913, Relating to the Place of Trial of Civil Actions and Prescribing Conditions Upon Which Judgments May be Entered by Default.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. R. BAIRD,  
Acting Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 162. A Bill for an Act Authorizing the Conveyance of Certain Lands.

Have had the same under consideration and recommend that the same be amended as follows:

Insert at the Enacting Clause before Section 1, as follows:

"Be It Enacted by the Legislative Assembly of the State of North Dakota."

In Section 1, line 1, after the words "administration of" strike out the words: "this state be and it," and insert the following: "The State of North Dakota."

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 167. A Bill for an Act to Amend and Re-enact Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777, 8780, 8790, 8791, 8909, 8911, 8767, 8769, 8770 of the Compiled Laws of North Dakota, 1913, and All Acts and Parts of Acts Amendatory Thereof.

Have had the same under consideration and recommend that the same be amended as follows:

After the words "A Bill" strike out everything in title and insert in lieu thereof the following: "for an Act providing general rules of procedure in county courts relating to giving notice to and obtaining jurisdiction of all persons interested in estates of deceased persons, or of minors, or incompetents; and for giving notice to creditors of and presentation and investigation and allowance or rejection of claims against estates of deceased persons; and sales of real estate by executors, administrators and guardians; and to repeal Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777, 8780, 8790, 8791, 8909, 8911, 8767, 8769, 8770, of the Compiled Laws of North Dakota, 1913, and all Acts and parts of Acts in conflict herewith."

In line 15 of Section 7 on page 6 of printed bill, strike out the word "not."

In line 9, Section 12, page 9, of the printed bill, after the period strike out the following: "If another day is set for hearing." Strike out all of line 10 and.

On page 4 of the printed bill, in line 14, after the word "county" insert the following: "or on non residents of the state."

On page 6 of the printed bill, line 3 of Section 7, after the word "in" insert the word "county," and in line 15 of Section 7 strike out the word "not."

On page nine of the printed bill in line 10 of Section 12 strike out the word "give" and insert the word "cause" and after the word "to" insert the words "be given."

On page 10 in line 19 of Section 12, after the word limitation" insert the following: "at the time of the death of the decedent."

On page 10, line 9 of Section 13, strike out the word "notify" and insert the following: "cause notice to be given."

On page 10, line 4 of Section 14, strike out the word "sixty" and insert the word "thirty."

On page 19, line 6 of Section 32, strike out the words "on the day" and insert the following: "at the time." .

On page 21 of the printed bill, in line 10 of Section 35, strike out the word "of" and insert the word "or."

On page 22 of the printed bill strike out line 20.

On page 22, in line 9, Section 38, after the word "therefor" insert the following: "unless otherwise provided by law."

On page 23, in line 7 of Section 40, after the word "thereto" insert the following: "and the guardian of minors" and in the same line after the word "consents" insert the following:



"but if the minor is under fourteen years of age then the guardian's consent only shall be sufficient."

On page 24, in line 3 of Section 43, after the word "guardian" strike out the word "or" and insert the word "of."

On page 24, in line 8 of Section 44, after the word "acquired" strike out the word "of" and insert the word "by" and in line 11 of the same section after the word "person" insert the following: "subject however to any unpaid mortgage previously authorized by the court."

On page 25, in line 2 of Section 47, after the word "account" strike out the word "is" and insert the following: "and petitions for distribution of the estate to the parties entitled thereto are." and in line 6 of the same section after the word "allowed" insert the following: "and distribution made."

On page 26, in line 8 at the top of the page of Section 47, after the word "account" strike out the word "of" and insert the word "a."

On page 26, line 4 of Section 47, after the word "sale" insert the following: "or mortgaging" and in line 10 of the same Article after the word "made" insert the following: "the same" and in line 11 strike out the first four words and insert in lieu thereof the following: "administrator of an estate."

On page 26 strike out all of Section 49 and insert in lieu thereof the following:

"Section 49. Repeal.) That Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777, 8780, 8790, 8791, 8909, 8911, 8767, 8769, and 8770 of the Compiled Laws of North Dakota for 1913 and all Acts and parts of Acts in conflict herewith be and the same are hereby repealed."

On page 26 of the printed bill renumber Sections 47, 48 and 49 to read 48, 49 and 50 respectively.

And when so amended recommend the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 181. A Bill for an Act Providing for a Gross earnings Tax upon Common Carriers on Public Highways in the State of North Dakota, Fixing the Amount Thereof, Providing for the Making of Reports of Earnings, Prescribing a method of Levying and Collecting Said Tax,

the Time of Payment of said Tax and Penalties for the Non-payment Thereof, Defining Terms, Repealing all Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Have had the same under consideration and recommend that the same be amended as follows:

On page 3, Section 4 of the printed bill, line 4, strike out the figures "25" and insert in lieu thereof the figure "5."

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 190. A Bill for an Act to Amend Chapter 62 of the Compiled Laws of North Dakota for the Year 1915 and Chapter 158 of the Compiled Laws of North Dakota for the Year 1919 by Extending the Time Within Which Claims May be Filed Against the State Bonding Fund from Sixty Days to One Year, and Providing Ninety Days After Entry of Judgment for Filing Claims in Certain Cases.

Have had the same under consideration and recommend that the same be amended as follows:

On page 1, line 1 of the printed bill, strike out the word "one" at the end of the line and insert in lieu thereof the word "sixty."

On page 1, line 2 of the printed bill strike out the word "year" at the beginning of the line and insert in lieu thereof the word "days."

On page 2, line 25 of the printed bill correct the spelling of the word "the."

And when so amended recommend the same do pass.

L. R. BAIRD,  
Acting Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 192. A Bill for an Act to Amend and Re-enact Sections 11275, 11276, 11278, 11279, 11280, 11281, 11288, 11289 and 11291 of the Compiled Laws of 1913, and Acts Amendatory Thereof, Relating to the Officers and Employees of the State Training School, Their Duties and Salary;

Those who may be Committed to Said School and for what Time, Regulating the Conditions Under Which the Students in Said School May be Paroled, and Fixing Penalty for Violation of Parole or Assisting Escapes from Said School.

Have had the same under consideration and recommend that the same be amended as follows:

Section 11275 after the figures "11275" insert "Officers of the State Training School." Section 11276, after the figures "11276" insert "Appointment of Superintendent. Other Officers." Section 11278, after the figures "11278" insert "Salary of Superintendent. Employees." Section 11279, after the figures "11279" insert "Duties of Superintendent. Records." Section 11280, after the figures "11280" insert "Duties of Subordinates. Teachers." Section 11281, after the figures "11281" insert "Who May Be Sent to the State Training School. Procedure." Section 11288, after the figures "11288" insert "Discharge for good conduct. Refractory Inmates." Section 11289. After the figures "11289" insert "Aiding Inmates to Escape. Penalty." Section 11291, after the figures 11291 insert "Parole Permitted."

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Elections made the following report:

Mr. President: Your committee on Elections to whom was referred:

Senate Bill No. 207. A Bill for an Act Relating to Primary Elections; Prescribing the Minimum Number of Votes for Nomination.

Have had the same under consideration and recommend that the same do pass.

C. W. CAREY,  
Chairman.

Senator Carey moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 228. A Bill For an Act to Amend and Re-enact Section 5889, Compiled Laws of 1913, Relating to Written Contracts.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. R. BAIRD,  
Acting Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Highways made the following report:

Mr. President: Your committee on Highways to whom was referred:

Senate Bill No. 248. A Bill for an Act Requiring the State Highway Commission or Other Persons in Charge of State Highways to place Warning Signs on Public Highways where Same Passes Through Farm Yards Which Have Buildings on Both Sides of the Road.

Have had the same under consideration and recommend that the same be indefinitely postponed.

S. J. ATKINS,  
Chairman.

Senator Atkins moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 145, Session Laws of North Dakota for the Year 1923, Relating to State Bounty on Wolves and Coyotes.

Have had the same under consideration and recommend that the same be amended as follows:

Line eight strike out the words "Two and One Half" and insert in lieu thereof the word "Three."

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Warehouses and Grain Grading made the following report:

Mr. President: Your committee on Warehouses and Grain Grading to whom was referred:

Senate Bill No. 259. A Bill for an Act Declaring the Purpose of the State of North Dakota to Supervise and Regulate the Marketing of Agricultural Products; Preventing Unjust Discrimination, Fraud and Extortion in the Marketing of Same; Establishing a System of Grading, Weighing and Measuring Farm Products; Defining the Scope and Manner of Such Supervision and the Powers and Duties of the Persons Charged With Same; Providing for Licensing Buyers, Solicitors and Warehouses Handling Such Farm Products, and Making an Appropriation Therefor.

· Have had the same under consideration and recommend that the same be indefinitely postponed.

O. H. OLSON,  
Chairman.

Senator Olson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 263. A Bill for an Act to Provide a System of Registering Titles to Motor Vehicles for the Protection of Owners of Motor Vehicles and to Facilitate the Recovery of Motor Vehicles Stolen or Unlawfully Taken to Regulate the Certification of Such Titles, the Purchase, Sale and Transfer of Motor Vehicles and Their Registration; to Provide for the Collection of Fees for the Certification of Titles; and for Disposition Thereof; to Forbid the destruction, Removal, Alteration, covering or Defacement of Any Engine, Manufacturer's or Other Distinguishing Number or Identification Mark on Motor Vehicles; and to Provide for the Assignment of Special Numbers in Certain Cases; to Impose Duties on Sheriffs, Constables, Police Officers, and Other Peace Officers; and Providing Penalties.

Have had the same under consideration and recommend that the same be placed on the Calendar without recommendations.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 267. A Bill for an Act to Amend and Re-enact Sections 1, 2, 4, 5 and 7 of Chapter 123 of the Session Laws of 1919, An Act to Create a State Board of Electricians and Prescribing the Duties Thereof. Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers. Prescribing Fees for Such Examination and License, and Providing for Inspection of Electrical Work Through the State Fire Marshal Under the Direction of the State Board.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

Senate Bill No. 281. A Bill for an Act to Require Insurance Companies to Make Prompt Settlement of Loss.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. R. BAIRD,  
Acting Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 282. A Bill for an Act to Permit State Fair Associations to Borrow Money and Mortgage Property.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs, to whom was referred:

Senate Bill No. 287. A Bill for an Act to Amend and Re-enact Section 2980 Compiled Laws 1913, Relating to the Construction of Hotels.

Have had the same under consideration and recommend that the same be placed on the calendar without recommendations.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 289. A Bill for an Act Entitled: An Act to Authorize the District Courts of the State, Under Certain Conditions, to Order Sale or Other Disposition, or Mortgage or Lease of Property, Real or Personal, held in Trust Created by Written Instrument, Upon Application to the Court by the Trustee, or any Beneficiary, and Providing Procedure Therefor, and for the Repeal of All Laws Inconsistent Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

On page 2, line 14 of the printed bill, strike out the word "renewed" and insert in lieu thereof "renewal."

On page 6 of the printed bill, in line 5 after the word "enter" strike out the words "a final" and insert in lieu thereof the word "an."

On page 6, line six, near the end of the line, strike out the word "final."

On page 7, line 17, after the word "age" insert the following "or the removal of such disability."

And when so amended recommend the same do pass.

L. R. BAIRD,  
Acting Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Banks and Banking made the following report:

Mr. President: Your Committee on Banks and Banking to whom was referred:

Senate Bill No. 290. A Bill for an Act to Amend and Re-enact Section 5163 of the Compiled Laws of North Dakota for the Year 1913 Relating to Dividends and Surplus of Banking Corporations.

Have had the same under consideration and recommend that the same be amended as follows:

In the original bill in the third line counting from the bottom, change the words "one half" to "one quarter."

And when so amended recommend the same do pass.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 291. A Bill for an Act to Amend and Re-enact Section 1829 C. L. 1913.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

Senate Bill No. 292. A Concurrent Resolution Memorializing the Congress of the United States to Take Steps Toward the Establishment of a National Park in Billings County, North Dakota, Embracing the Wonderful Petrified Forest There Located, to be Called Roosevelt Park.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 131. A Bill for an Act to Provide for the Compilation of a Supplement to the Compiled Laws of 1913, to Comprise the Statutes Enacted by the Regular Sessions of 1915, 1917, 1919, 1921, 1923, 1925 and Two Special Sessions Since 1913, and Authorizing the Secretary of State to Contract with the Lawyers Co-operative Publishing Company of Rochester, New York, to Prepare, Annotate, and Publish Such a Supplement; and Making an Appropriation for the Purchase of Copies for the Use of the State.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

Mr. President: Your Committee on Education to whom was referred:

House Bill No. 191. A Bill for an Act Repealing Sections 1192, 1193 and 1194 of the Compiled Laws of North Dakota for the Year 1913, Relating to District High Schools.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.



Senate Chamber,  
Bismarck, North Dakota,  
February 22, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 152. A Bill for an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection with Taxes Assessed and Paid Under the 1919 Income Tax Law for the Years 1919, 1920, 1921 and 1922.

Senate Bill No. 233. A Bill for an Act Making an Appropriation of Six Hundred Dollars (\$600.00) to the North Dakota Poultry Association.

Senate Bill No. 268. A Bill for an Act Making an Appropriation of Two Thousand (\$2000.00) Dollars to the North Dakota Live Stock Association and the North Dakota Dairymen's Association, Jointly.

Senate Bill No. 116. A Bill for an Act Relating to the Finances of Cities, Towns and Villages; Providing for the Time of Beginning and Ending of the Fiscal Year; Providing that the Council, Commission, Board or Manager of all Cities, Towns and Villages Shall Annually Prepare a Budget; Providing for Publicity of Such Budget; Providing for Public Hearings in Regard to Proposed Expenditures; Providing for Tax Levies; and Providing that All Expenditures Must Conform to the Budget as Adopted.

Senate Bill No. 157. A Bill for an Act to Repeal Sections 2228, 2229, 2230 and 2231 of the Compiled Laws of the State of North Dakota for the Year 1913 Legalizing Irregularities in Assessments and Levies of 1895, 1896 and 1897, 1898, 1899 and 1900 ;and Repealing Section 2232, 2233, 2234, 2235, 2236 and 2237 of the Compiled Laws of the State of North Dakota for the Year 1913 Validating All Assessments Made Since 1889.

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Section 336, Compiled Laws of 1913, Relating to the Leasing and Sale of School and Other Public Lands of the State.

Senate Bill No. 241. A Bill for an Act to Permit the Use of Guide Cards in Elections, to Assist in Enabling Elector to Vote for the Candidate of His or Her Choice.

Senate Bill No. 199. A Concurrent Resolution Providing for the Amendment of Section 45 Article 2. of the Constitution of the State of North Dakota, Relating to the Compensation and Mileage allowed Legislative Members.

Senate Bill No. 200. A Bill for an Act to Regulate the Practice of the Professions of Engineering and Land Surveying in the State of North Dakota.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

## MOTIONS AND RESOLUTIONS

Senator O. A. Olson moved that Senate Bill No. 201 be reconsidered and referred to the Committee on State Affairs.

Which motion prevailed.

Senator Baird moved that the vote by which Senate Bill No. 232 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Baird moved that Senate Bill No. 232 go on the calendar in regular order.

Which motion prevailed.

Senator Ployhar asked the unanimous consent of the Senate to introduce a bill.

Which consent was granted.

Senator Ingerson moved that Senate Bill No. 95 be referred to the Committee on Banks and Banking for correction.

Which motion prevailed.

Senator Bond moved that the vote by which Senate Bill No. 240 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Bond then moved that Senate Bill No. 240 be referred to the Committee on Elections.

Which motion prevailed.

Senator Ingerson asked permission of the Senate to withdraw Senate Bills Nos. 234 and 71.

Which permission was granted.

Senator Ingerson asked a return to the Sixth Order of Business.

Senator Benson moved that the absent Senators be excused.

Which motion prevailed.

Senator Hamilton moved that the Senate do recess for 30 minutes and a committee be appointed to arrange for a short memorial program in honor of George Washington.

Which motion prevailed.

The President appointed as such committee, Senators Hamilton, Page and Patterson.

SENATE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and En-grossment respectfully report that they have examined the following bills:

Senate Bill No. 107. A Bill for an Act to Provide for the Removal of Buildings, Fences, Windmills, Additions to Buildings and Mechanical Appliances Attached to Buildings Which are Placed Upon Land After the Land has Been Encumbered, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of the State of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited and Exceptions.

Also,

Senate Bill No. 206. A Bill for an Act to Impose a Flat Tax of Five Mills on Money and Credits, Providing for the Distribution of the Proceeds of Such Tax and Repealing Chapter 307, Laws of 1923, Relating to the Exemption of Moneys and Credits, and Repealing Chapter 305, Laws of 1923 Relating to the Taxation of Corporate Excess and All Other Acts and Parts of Acts in Conflict with the Provisions of this Act.

Also,

Senate Bill No. 210. A Bill for an Act Defining State Associations and Regulating and Limiting the Power of Such Associations to Re-Discount, to Borrow Money, to Pledge Assets, Forbidding Contracts to Re-purchase Assets, Providing Procedure for the Foreclosure of Pledges With Redemption Therefrom, Declaring Void Pledge Contracts in Violation of the Provisions of the Act, Providing a Penalty for Borrowing Money and Pledging Assets in Violation of the Act and Repealing Laws in Conflict.

Also,

Senate Bill No. 224. A Bill for an Act Declaring Crop and Chattel Mortgages to Be Against Public Policy.

Also,

Senate Bill No. 236. A Bill for an Act to Prescribe the Legal Reserve Fund of all Banking Associations and Corporations, on and After July 1, 1926.

Also,

Senate Bill No. 247. A Bill for an Act to Limit the Applications of Pardons and Paroles to Persons Convicted of Bank Robbery or Embezzlement or Larceny of the Assets.

Also,

Senate Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3704 of the Compiled Laws of North Dakota for 1913 Providing for a Resolution Declaring Improvement

**Work to be Done by Special Assessment Necessary and Permitting Protests Against SSaid Improvements to be Filed by Property Owners.**

Also,

**Senate Bill No. 275. A Bill for an Act to Amend and Re-enact Section 2263 Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of Session Laws for 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923.**

Also,

**Senate Bill No. 52. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters or Purposes Provided for Herein.**

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Patterson introduced:

**Senate Bill No. 293. A Bill for an Act to Amend and Re-enact Section 696, Compiled Laws of 1913, as Amended by Chapter 249, Session Laws of 1917, Relating to Filling Vacancies in Public Offices.**

Which was read the first and second times and referred to the Committee on Judiciary.

The Senate re-assembled pursuant to recess taken.

#### FIRST AND SECOND READING OF HOUSE BILLS

**House Bill No. 27. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School at Minot and for Making Permanent Improvements and Repairs Thereto.**

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 180. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 97 of the Session Laws of 1921,**

as Amended and Re-enacted by Section 1, of Chapter 268 of the Session Laws of 1923, Defining Intoxicating Liquors.

Was read the first and second time and referred to the Committee on Temperance.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 8134 of the Compiled Laws for the Year 1913, Being an Act to Redeem Property from a Chattel Mortgage Foreclosure Sale.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 251. A Bill for an Act Prohibiting Discrimination on the Part of Insurance Companies and Bonding Companies in the Rate of Premium Charged for Insuring or Bonding Old Line or Line Elevators and Independent, Co-operative or Farmers' Elevators.

Was read the first and second time and referred to the Committee on Warehouses and Grain Grading.

House Bill No. 143. A Bill for an Act Prescribing the Penalty for Larceny in the Night Time of Poultry and Live Stock.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 165. A Concurrent Resolution Introduced by the Joint Committee on Agriculture.

Was read the first and second time and referred to the Committee on Agriculture.

House Bill No. 181. A Bill for an Act to Amend and Re-enact Section 21 of Chapter 231 of the Session Laws of 1917, as Amended and Re-enacted by Section 21 of Chapter 225 of the Session Laws of 1919 Relating to the Taxation of Transfers of Property by Will, Gift or by Intestate Law.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 205. A Concurrent Resolution Addressed to the People of North Dakota and the Parents in Particular.

Was read the first and second time and referred to the Committee on Education.

House Bill No. 208. A Concurrent Resolution.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 219. A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota, Providing for the Introduction and Reading of Bills and the Length of a Legislative Day.

Was read the first and second time and referred to the Committee on Judiciary.

**House Bill No. 242. A Bill for an Act Providing that District Courts Shall Have Jurisdiction in the Foreclosure of Tax Liens in Cases of Irregular Tax Sales, Prescribing the Procedure in Such Cases; and Providing that Such Remedy Shall Be Cumulative.**

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

**House Bill No. 259. A Joint Resolution Asking the Commerce Commission to Order Railroads to Issue Return Transportation to Shippers.**

Was read the first and second times and referred to the Committee on Railroads.

**House Bill No. 263. A Bill for an Act Providing that Real Estate Which Has Been Sold at Tax Sale Which Sale Is Invalid or of Doubtful Validity Because Not Conducted in Accordance with Section 3733 of the Compiled Laws of 1913, or for Other Reasons, May Again Be Sold at Future Tax Sales for the Taxes of the Years Included in Such Irregular Tax Sales.**

Was read the first and second time and referred to the Committee on Taxes and Tax Laws.

**House Bill No. 266. A Bill for an Act to Amend and Re-enact Section 31, Chapter 168, Session Laws of 1919, Relating to the Survey of Mines.**

Was read the first and second times and referred to the Committee on Mines and Minerals.

Senator Baird moved that the communication from Mr. Steib regarding the Insane Asylum be not printed in the Journal and be referred to the Committee on State Affairs.

Which motion prevailed.

Senator Hamilton moved that the Senate recess until 10:00 o'clock Tuesday.

Which motion prevailed.

Senate stands recessed.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

Mrs. O. G. Frosaker and Miss M. Koan of Minot, N. D.

C. R. VERRY,  
Secretary.

FORTY-NINTH DAY AFTER RECESS AND THE  
FIFTIETH DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 24, 1925.

The Senate re-assembled at 10:00 o'clock A. M. pursuant to recess taken, the President, Walter Maddock, presiding.

SENATE COMMITTEE ON ENROLLMENT AND EN-  
GROSSMENT.

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 144. A Bill for an Act to appropriate an Additional \$5,000.00 to the Northwest Agricultural Livestock and Fair Association of Minot, for 1925 and 1926.

And find the same correctly Engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

REPORTS OF STANDING COMMITTEES

The committee on Judiciary made the following report:

Mr. President: Your committee on Judiciary to whom was referred:

Senate Bill No. 201. A Bill for an Act Requiring all Audits, Examinations and Investigations of the Books, Records and Accounts for the State of North Dakota, its Political Sub-divisions, or its Utilities or Industries to be made

by Public Accountants who are Citizens and Actual Residents of the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Ingerson moved that the Journal show the business done today and the committee reports as work of the 49th day after recess and of February 24.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 225. A Bill for an Act to Repeal Section 6816 of the Compiled Laws of North Dakota for the Year 1913, and Section 2 of Chapter 209 of the Laws of 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mechanic's Lien.

Have had the same under consideration and recommend that the same be indefinitely postponed.

L. R. BAIRD,  
Acting Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Elections made the following report:

Mr. President: Your committee on Elections to whom was referred:

Senate Bill No. 240. A Bill for an Act to Repeal Sections 910 to 916, both inclusive, Compiled Laws of 1913, Relating to the Presidential Primary Election.

Have had the same under consideration and return same without recommendation.

C. W. CAREY,  
Chairman.

Senator Carey moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

Senate Bill No. 278. A Bill for an Act to Amend and Re-



enact Sections 7 and 15 of Chapter 199, Session Laws of 1923, Relating to Depositories of Public Funds.

Have had the same under consideration and recommend that the same be amended as follows:

Cross out everything after the words "A Bill" and insert in lieu thereof the following:

"For an Act to Amend and Re-enact Sections 6, 7, 8, and 15 of Chapter 199, Session Laws of 1923, Relating to Depositories of Public Funds.

Be it Enacted by the Legislative Assembly of the State of North Dakota:

Section 1. Amendment.) That Section 6, of Chapter 199, Session Laws of 1923 be amended and Re-enacted so as to read as follows:

Section 6. In no case shall the amount of county funds deposited by the county commissioners in any one bank exceed the combined capital and surplus of such bank; except in counties where the deposits to be made by the county commissioners of county funds exceed the combined capital and surplus of all the banks in the county, qualified as depositories, the board of county commissioners may nevertheless deposit such county funds in banks within the county, upon the condition that such banks furnish a sufficient bond as required in this Act and in such case the deposits made by any public corporation shall not exceed double the combined capital and surplus of any such bank.

Section 2. Amendment.) That Section 7, of Chapter 199, Session Laws of 1923 be Amended and Re-enacted so as to read as follows:

Section 7. Before any deposit shall be made in any depository, except the Bank of North Dakota, by or in behalf of any public corporation, such depository shall furnish a surety bond payable to the public corporation making such deposit in an amount that shall at least equal the largest deposit that may at any time be in such depository; said bond shall be approved as to form by the state's attorney and as to amount and sufficiency by the board. If the board fails or refuses to approve any such bond the same may be presented to the Judge of the District Court, upon three days notice to the clerk of the board of the public corporation to which such bond was submitted, and in case of cities involving deposits of municipal funds, the city auditor, respectively, and the Judge shall forthwith proceed to hear and determine the sufficiency of such bond and may approve or disapprove the same as the facts warrant. If he approves such bond the said bank shall be declared a depository of the funds of such public corporation. The bond, when approved, shall be deposited with the county auditor. This bond shall be a continuing bond and shall continue binding until the proper board of public corporation shall require a new or different bond, but in no case involving the deposit of funds of public corporations shall such bond be continued without a renewal thereof for a longer period than four years.

Section 3. Amendment.) That Section 8, of Chapter 199, Session Laws of 1923 be Amended and Re-enacted to read as follows:

Section 8. The Board except the State Board of Auditors shall at its regular meeting in July of each odd numbered year after the taking effect of this act assemble and examine all outstanding bonds and require new bonds whenever necessary in order to comply with the provision of this law. If there be no regular meeting of the board in July required by any law heretofore in force, the board shall assemble for said purpose not later than the third Tuesday in July. At its first regular meeting in July after this act takes effect the board shall designate depositories of public funds as herein provided. Any bank desiring to be designated a depository bank may make proposals, addressed to the clerk prior to July 1st of odd numbered years, stating the rate of interest which will be paid on all classes of deposits.

Section 4. Amendment.) That Section 15, of Chapter 199, Session Laws of 1923 be Amended and Re-enacted to read as follows:

Section 15. All such public funds shall be deposited in the name of the state, state institution or public corporation to which the same belongs, and in case of public corporations carrying deposits in depositories other than the Bank of North Dakota, the treasurer shall, between the first and tenth day of the months of January, May and September in each year, publish once in some newspaper in the county the names of such depositories, the amount of money on deposit therein subject to check and on time deposit and the rate of interest thereon, and the amount of the bond furnished by each depository. The State Treasurer shall between the first and tenth day of January, May and September, in each year cause to have printed in pamphlet form a report, showing the balances in all funds, the names of all depositories of such state funds, stating the amount of average daily balances and the amount on time deposit therein, together with the rate of interest paid on each class of deposits, and the amount of bond furnished by each depository, and mail a copy of said report to each depository, one to each county auditor and county treasurer in the state and one to each official county paper in the state. On each occasion when the state treasurer causes to be printed a report as herein provided, he shall cause to be published in the official paper in his county a public notice to the effect that such report is ready for distribution and can be had by any voter of the state upon request.

Section 5. Emergency.) This measure is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

Section 6. Repeal.) All Acts and parts of Acts in conflict herewith are hereby repealed.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

Senate Bill No. 293. A Bill for an Act to Amend and Re-enact Section 696, Compiled Laws of 1913, as Amended by Chapter 249, Session Laws of 1917, Relating to Filling Vacancies in Public Offices.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 47. A Bill for an Act to Amend and Re-enact Section 2078, Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 223, Session Laws of 1919, and Chapter 122, Session Laws of 1921, as Amended by Chapter 308, Session Laws of 1923, Relating to the Exemption of Certain Property from Taxation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 223. A Bill for an Act Limiting General Tax Levies on Real Estate to One and a Half Per Cent of its Fair Market Value.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 222. A Bill for an Act Limiting General Tax Levies on Personal Property to Two Per Cent of its Fair Market Value.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: A majority of your committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 237. A Bill for an Act to Amend and Re-enact Section 2078, Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 223 Session Laws of 1919 and as Amended by Chapter 308 Session Laws of 1923, Relating to the Exemption of Property from Taxation.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out everything after the enacting clause and insert the following:

“Sec. 1. Amendment.) That Section 2078, Compiled Laws of North Dakota for the year 1913, as amended by Chapter 223, Session Laws of 1919 and Chapter 122, Session Laws of 1921 is hereby amended and re-enacted to read as follows:

Sec. 2078. All property described in this section to the extent herein limited shall be exempt from taxation that is to say:

1. All property whether real or personal owned exclusively by the United States.
2. All property whether real or personal owned by the state, but no lands contracted to be sold by the state shall be exempt.
3. All property whether real or personal belonging to any county, town, township, school district or to any municipal corporation, excepting land purchased by counties at tax sales which shall be taxed as provided in Section 2191, Compiled Laws of 1913.
4. Property of Indians who are not citizens except lands held by them by purchase, not held in trust.
5. All lands used exclusively for burying grounds or cemeteries.
6. All school houses, academies, colleges, institutions of learning, with the books and furniture therein, and the grants attached to such buildings necessary for their proper occupancy, use and enjoyment and not otherwise used with a view to profit; also all dormitories and boarding halls including the land upon which they are situated, owned and managed by any religious corporation for educational or charitable purposes for use of students in attendance upon

any of the educational institutions; provided that such dormitories and boarding halls shall not be managed or used for the purpose of making a profit over and above the cost of maintenance and operation.

7. All houses used exclusively for public worship and lots or parts of lots upon which such houses are erected; also dwellings belonging to religious organizations intended and ordinarily used for the residence of the bishop, priest or rector, or other minister in charge of the services of the church, together with the lots upon which the same are situated.

8. All buildings and contents thereof belonging to institutions of public charity, including public hospitals under the control of religious or charitable institutions, used wholly or in part for public charity, together with the land actually occupied by such institution not leased or otherwise used with a view to profit; and all money and credits appropriated solely to sustaining and belonging exclusively to such institutions; except that in case any such hospitals shall refuse its privileges to respectable licensed and practicing physician in the state or shall discriminate between the different physicians who wish to use said hospital or refuse to allow any patient in said hospital the services of any physician who said patient shall desire, under reasonable rules and regulations required by the governing board of such hospital then the assessor is authorized and directed to place all of said hospital's belongings upon the tax rolls the same as other property of his district and the same shall be subject to taxation.

9. Real and personal property of any agricultural fair association duly incorporated for the exclusive purpose of holding agricultural fairs and not conducted for the profit of any of its members or stockholders.

10. Real and personal property owned by lodges, chapters, commanderies, consistories, farmers' clubs, commercial clubs, and like organizations and associations, grand or subordinate, not organized for profit, and used by them for places of meeting and for conducting their business and ceremonies; and all personal and real property owned by any fraternity, sorority or organization of college students; provided, however, that such property as enumerated in this subsection shall be used exclusively for such purposes.

11-A. All personal property of insurance companies that are subject to a lieu tax upon gross premiums or gross earnings.

11-B. All personal property of National and State Banking Associations, whose capital stock is assessed and taxed to the holders thereof in lieu of a tax upon its property valued and assessed under the provisions of Section 2115 of the Compiled Laws for 1913, as amended by Chapter 61 of the Laws of 1917.

12. All land used as a public park or monument ground belonging to any military organization and not used for gain shall be exempt from taxation.

13. The armory, and land or lots upon which situated, owned by any regiment, battalion or company of the North Dakota National Guard, and used for military purposes by such organization.

14. All structures and improvements on agricultural lands, provided that this subsection shall be construed to mean farm buildings and not industrial plants, residences or other structures located without the limits of any city, town or village, not used or intended for use as a farm residence or as a part of a farm plant.

Sec. 2. This act is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval.

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: A minority of your Committee on Taxes and Tax Laws to whom was referred:

Senate Bill No. 237. A Bill for an Act to Amend and Re-enact Section 2078, Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 223 Session Laws of 1919 and as Amended by Chapter 308 Session Laws of 1923, Relating to the Exemption of Property from Taxation.

Have had the same under consideration and recommend that the same be indefinitely postponed.

C. J. OLSON,  
OLE ETTESTAD,  
O. T. TOFSRUD,  
GUST WOG.

Senator C. J. Olson moved the substitution and adoption of the minority report on Senate Bill No. 237.

Roll call demanded and granted.

#### ROLL CALL

The question being on the adoption of the minority report on Senate Bill No. 237, the roll was called, and there were ayes 19, nays 29, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Baird	Mikelthun	Schlosser
Bakken	Olson, Barnes	Seamands
Ettestad	Olson, Burleigh	Stevens
Fleckten	Olson, Eddy-Foster	Tofsrud
Fredrickson	Pathman	Ward
Hart	Ployhar	Wog
Hjelmstad		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Porter
Benson	Marshall	Ritchie
Bond	Martin	Rusch
Carey	McCrorry	Steel
Eastgate	McLachlin	Storstad
Hamilton	Murphy	Van Camp
Ingerson	Page	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	

Absent and not voting:

Messrs.

McCoy

So the motion was defeated.

So on Senator Storstad's motion to adopt the majority's report the report was adopted.

#### REPORTS OF SELECT COMMITTEES

Mr. President: Your select conference committee on Senate Bill No. 20 beg leave to report as follows:

Strike out the figures "\$3000.00" in the printed bill, and insert in lieu thereof the figures "\$2000.00."

And when so amended recommend the same do pass.

For the Senate:

E. B. PAGE,  
C. L. BAKKEN,  
C. A. SEAMANDS.

For the House:

A. I. QUADE,  
CHAS. F. STREICH,  
RICH. BUBEL.

Senator Kretschmar moved the adoption of the report.

Which motion prevailed.

Senator Kretschmar moved that Senate Bill No. 20 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding

of an Annual Tournament, According to the Rules and Regulations of Such Association.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 42, nays 5, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Peck
Babcock	Kretschmar	Ployhar
Baird	Lynch	Porter
Bakken	Magnuson	Ritchie
Benson	Marshall	Rusch
Bond	Martin	Schlosser
Carey	McCroy	Seamands
Eastgate	McLachlin	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Ingerson	Patterson	Whitmer

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hjelmstad	Olson, Barnes	Wog
Miklethun	Patten	

Absent and not voting:

Messrs.	Messrs.
McCoy	Tofsrud

So the bill passed and the title was agreed to..

Senator Ingerson moved that the vote by which Senate Bill No. 20 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## MOTIONS AND RESOLUTIONS

Senator Ingerson moved that a tabulated index be prepared and printed in the Journal of the Fifty-first Day showing detailed action taken on individual bills in each house and complete record kept daily thereafter of action taken on the same.

Which motion prevailed.

Senator Page asked permission to withdraw Senate Bill No. 45, which permission was granted.



## THIRD READING OF SENATE BILLS

## ROLL CALL

Senate Bill No. 130. A Bill for an Act Fixing the Responsibility for Carrying Workmen's Compensation Insurance for the Employees of Sub-Contractors Upon the General Contractor.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 24, nays 22, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patten
Bakken	Marshall	Patterson
Benson	Martin	Peck
Ettestad	McCrary	Ritchie
Fleckten	Miklethun	Schlosser
Fredrickson	Olson, Barnes	Ward
Hjelmstad	Olson, Burleigh	Whitmer
Ingerson	Olson, Eddy-Foster	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Rusch
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Van Camp
Kaldor	Porter	Whitman
Kretschmar		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hamilton	McCoy	Tofsrud

So the bill was defeated.

## ROLL CALL

Senate Bill No. 170. A Bill for an Act to Amend Section 11259 and Section 11260 of Article 13 of Chapter 17 Compiled Laws of 1913 Providing for the Establishment at the State Penitentiary of a Motor Vehicle License Tag Factory and a Coffin and Casket and Undertaking Findings Factory and Such Other Industry as the Governor May from Time to Time Order and Direct in Addition to Such Industries as Are Provided for in Article 13 Chapter 17 of the Compiled Laws of 1913 and Providing for the Employment of the State Prison Industry Efficiency Agent, Defining His Powers and Duties

and Fixing His Compensation and Term of Office and Authorizing the Governor to Appoint Such Agent.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 24, nays 22, absent and not voting 2, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Page
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrary	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Eddy-Foster	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Pathman	Stevens
Eastgate	Ployhar	Storstad
Hart	Porter	Van Camp
Kaldor	Rusch	Whitman
Kretschmar		

Absent and not voting:

Messrs.	Messrs.
McCoy	Tofsrud

Passed:

Messrs.  
Olson, Burleigh

So the bill was defeated.

### ROLL CALL

Senate Bill No. 185. A Bill for an Act Making it Unlawful to Sell or Offer for Sale in This State Motor Fuel Which has Been Mixed or Compounded, Unless the Compound Shall be Colored to Distinguish the Same from Ordinary Motor Fuel; Making Such Prohibited Sale a Misdemeanor and Providing the Penalty Therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
McCoy		

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

Senator Magnuson moved that the vote by which Senate Bill No. 185 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### ROLL CALL.

Senate Bill No. 197. A Bill for an Act to Amend and Re-enact Section 4922 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 165, Session Laws of 1919, Relating to the Revocation of the Certificates of Authority of Insurance and Surety Companies and Providing Against Discrimination.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 29, nays 19, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Lynch	Patterson
Bakken	Magnuson	Peck
Benson	Marshall	Ployhar
Ettestad	Martin	Ritchie
Fleckten	McCrory	Stevens
Fredrickson	Miklethun	Tofsrud
Hamilton	Olson, Barnes	Ward
Hart	Olson, Burleigh	Whitmer
Hjelmstad	Olson, Eddy-Foster	Wog
Ingerson	Patten	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	McLachlin	Seamands
Baird	Murphy	Schlosser
Bond	Page	Steel
Carey	Pathman	Storstad
Eastgate	Porter	Van Camp
Kaldor	Rusch	Whitman
Kretschmar		

Absent and not voting:

**Messrs.**  
McCoy

So the bill passed and the title was agreed to..

Senator O. H. Olson moved that the vote by which Senate Bill No. 197 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Ingerson moved that the clincher motion apply to all bills passed today, unless objection is raised thereto.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 209. A Bill for an Act Designating the Commissioner of Insurance as Receiver of Insolvent Domestic Insurance Companies, Outlining the Procedure in Dissolution of Such Companies, and Defining the Commissioner's Powers and Duties as Such Receiver.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCroly	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson of Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog

Absent and not voting:

**Messrs.**

McCoy

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 209 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 7, 9, and 10 of Chapter 147 of the Laws of the State of North Dakota for the Year 1919, as Amended Relating to the Deposit of Funds in the Bank of North Dakota, and Relating to Interest Paid Thereon.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 23, nays 25, absent and not voting 1.

Those voting in the affirmative were:

**Messrs.**

Babcock  
Bakken  
Benson  
Ettestad  
Fleckten  
Fredrickson  
Hamilton  
Hjelmstad

**Messrs.**

Ingerson  
Magnuson  
Marshall  
Martin  
McCrary  
Miklethun  
Olson, Barnes  
Olson, Eddy-Foster

**Messrs.**

Patten  
Patterson  
Peck  
Ritchie  
Ward  
Whitmer  
Wog

Those voting in the negative were:

**Messrs.**

Atkins  
Baird  
Bond  
Carey  
Eastgate  
Hart  
Kaldor  
Kretschmar  
Lynch

**Messrs.**

McLachlin  
Murphy  
Olson, Burleigh  
Page  
Pathman  
Ployhar  
Porter  
Rusch

**Messrs.**

Schlosser  
Seamands  
Steel  
Stevens  
Storstad  
Tofsrud  
Van Camp  
Whitman

Absent and not voting:

**Messrs.**

McCoy

So the bill was defeated.

Senator Bakken explained his vote:

Mr. President: We realize that the people of the State have lost confidence in the banks and demand protection. We have tried during this session, in different ways, to pass some measure to protect the farmers but have not been able to do so.

The majority members of this Senate seem satisfied with conditions but the people demand protection. I realize that we are now attending the funeral of Senate Bill No. 217, but I am sure and I know this measure will arise again, and I know it has enough friends in the state of North Dakota to protect it from being killed, and it will come up again before the people. Today I wish to place a flower on its coffin. I vote "aye."

### ROLL CALL

Senate Bill No. 220. A Bill for an Act Authorizing and Directing the Board of Administration to Discontinue the State Trolley Line of Railway Operated in Bismarck, North Dakota, to Remove and dispose of the equipment, and Repealing Sections 1804, 1805 and 1806 of the Compiled Laws of North Dakota for the Year 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 18, nays 30, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Baird	Kretschmar	Rusch
Bond	Lynch	Schlosser
Carey	McLachlin	Steel
Eastgate	Murphy	Storstad
Hart	Pathman	Tofsrud
Kaldor	Porter	Van Camp

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Patterson
Babcock	Marshall	Peck
Bakken	Martin	Ployhar
Benson	McCrorry	Ritchie
Ettestad	Miklethun	Seamands
Fleckten	Olson, Burleigh	Stevens
Fredrickson	Olson, Barnes	Ward
Hamilton	Olson, Eddy-Foster	Whitman
Hjelmstad	Page	Whitmer
Ingerson	Patten	Wog

Absent and not voting:

Messrs.  
McCoy

So the bill was defeated.

## ROLL CALL

Senate Bill No. 229. A Bill for an Act to Prohibit the Adulteration of Milk and Dairy Products by the Introducing Therein of any Fat or Oil Other Than Milk Fat, and to Prohibit the Sale of Any Substitutes for Dairy Products or the Exposing for Sale of Such Products Through the Use of Any Advertisement, or Other Means, Suggesting the Words: "Butter," "Creamery," or "Dairy," or Suggesting the Name of any Breed of Cattle; and Prescribing Penalties for Violation.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 49, nays 0, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 229 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Section 959 Compiled Laws of 1913, as Amended by Chapter 203, Session Laws of 1923, Relating to Election Ballots.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays 1, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Wog
Kretschmar	Patterson	Whitmer

Those voting in the negative were:

Messrs.  
Hart

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 235 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 253. A Bill for an Act to Amend and Re-enact Section 994, Compiled Laws of 1913, as Amended by Chapter 32, Special Session Laws of 1919, Relating to Absent Voters' Ballots.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 49, nays 0, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud



Messrs.	Messrs.	Messrs.
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 253 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 255. A Bill for an Act Amending Section 1 and Section 5 of Chapter 326 of the Session Laws of 1923 Pertaining to Certificates of Indebtedness.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 36, nays 13, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Porter
Babcock	McCoy	Ritchie
Bond	McLachlin	Rusch
Carey	Mikelthun	Schlosser
Fredrickson	Murphy	Seamands
Hamilton	Olson, Barnes	Steel
Hart	Olson, Eddy-Foster	Stevens
Hjelmstad	Page	Storstad
Kretschmar	Pathman	Tofsrud
Lynch	Patterson	Van Camp
Magnuson	Peck	Ward
Marshall	Ployhar	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Baird	Fleckten	Olson, Burleigh
Bakken	Ingerson	Patten
Benson	Kaldor	Whitmer
Eastgate	McCrorry	Wog
Ettestad		

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 255 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Atkins offered the following amendment to Senate Bill No. 279: In Section 2 line 8, after the figures \$500 strike out the balance of line 8, all of lines 9, 10, 11, 12, 13, 14 and 15. In Section 2 page 2 of the printed bill substitute figure "3" for "2."

Senator Miklethun demanded a division of the Senate. The division was granted and showed the motion to be carried.

Senator Patterson offered as a substitute amendment to Senate Bill No. 279: On page 2 of the printed bill in line 13 after the word "depositor" insert the words "after the passage of this act."

Which motion was defeated.

### ROLL CALL

Senate Bill No. 279. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 139, Session Laws of 1923, Relating to Deposits in Banks and Trust Companies and Providing a Penalty for Making an Unlawful Charge Against Deposits Without the Consent of the Depositor.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 33, nays 16, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Patterson
Babcock	Magnuson	Peck
Bakken	Marshall	Ployhar
Benson	Martin	Ritchie
Bond	McCrary	Schlosser
Carey	Miklethun	Stevens
Ettestad	Olson, Barnes	Van Camp
Fleckten	Olson, Burleigh	Ward
Fredrickson	Olson, Eddy-Foster	Whitman
Hamilton	Page	Whitmer
Hjelmstad	Patten	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Baird	McCoy	Rusch
Eastgate	McLachlin	Seamands
Hart	Murphy	Steel
Kaldor	Pathman	Storstad
Kretschmar	Porter	Tofsrud
Lynch		

So the bill passed and the title was agreed to.

The President declared the emergency clause carried.

Senator Ingerson moved that the vote by which Senate Bill

No. 279 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Ingerson moved that Senate Bill No. 274 be advanced on the calendar to appear for consideration with its companion bill, No. 275.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 275. A Bill for an Act to Amend and Re-enact Section 2263 Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of the Session Laws for 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 275 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 274. A Bill for an Act Providing for the Auditing of Expenditures of Funds for County Agent Work

by County Boards of Commissioners; the Supervision of the Work and the Employment and Dismissal of the Agent.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog

Absent and not voting:

Messrs.

McCrorry

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 274 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber.  
Bismarck, North Dakota,  
February 24, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 264. A Bill for an Act Relating to Elections; Providing for a Recount in Case of a Tie Vote.

Senate Bill No. 265. A Bill for an Act to Amend and Re-enact Sections 6854, 6855 and 6856, Compiled Laws of 1913, Relating to Threshing Lien.

Senate Bill No. 286. A Bill for an Act to Repeal Chapter 6 of the Session Laws of North Dakota for the Year 1915,

Relating to Aid to the Grand Army of the Republic from the Soldiers Home of North Dakota.

Senate Bill No. 142. A Bill for an Act Making an Appropriation of \$10,000.00 to the State Fair at Fargo for the Year 1926.

Senate Bill No. 143. A Bill for an Act Making an Appropriation of \$10,000.00 to the State Fair at Grand Forks for the Year 1925.

Senate Bill No. 144.

Senate Bill No. 145. A Bill for an Act Making an Appropriation of \$6,000.00 to the Missouri Slope Agricultural and Fair Association at Mandan for the Fairs to be Held in the Years 1925 and 1926.

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Chapter 91 of the Session Laws of 1921 of the State of North Dakota Relating to the Taking of Promissory Notes in Renewal of Notes Already Held by Banks, Other Corporations or Individuals and Affecting Their Legality.

Senate Bill No. 52. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters or Purposes Provided for Herein.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 24, 1925.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 191. A Bill for an Act Repealing Sections 1192, 1193 and 1194 of the Compiled Laws of North Dakota for the Year 1913, Relating to District High Schools.

Which the Senate has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 24, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has approved the report of the conference committee report on Senate Bill No. 20.

Very respectfully,

C. R. VERRY,  
Secretary.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 24, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 97. A Bill for an Act to Amend and Re-enact Section 6624, Compiled Laws of 1913, Relating to Liability of Fire Insurance Companies.

Senate Bill No. 118. A Bill for an Act to Provide an Appropriation for the Eradication of the Barberrry Bushes.

Senate Bill No. 139. A Bill for an Act Requiring the Publication of Official Proceedings of City Councils or Commissions in Cities Having a Population of One Thousand or More Inhabitants.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Kretschmar moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

---

#### FIFTIETH DAY.

Senate Chamber,  
Bismarck, North Dakota,  
February 24, 1925.

The Senate convened at 2:00 o'clock P. M., Pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the chaplain, Rev. S. F. Halfyard.

Roll call. All members present.

### REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-ninth Day and find the same to be correct.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

### MESSAGE FROM THE GOVERNOR

State of North Dakota  
Office of the Governor

February 24, 1925.

The Senate of the State of North Dakota:

Gentlemen: I have the honor to inform you that I have this day approved and filed with the Secretary of State the following bills:

Senate Bill No. 165. A Bill for an Act Making an Annual Appropriation of \$1,000.00 for the Purpose of Aiding the Department of North Dakota of the Grand Army of the Republic, in Maintaining the Expense of its Organization, and to Aid in Defraying the Expenses of its Annual Encampment.

Senate Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Minimum Wage, Health and Morals of Women Workers, for Salary, Postage, Office Supplies, Printing, Traveling Expenses, Hearing, Conferences, Witness Fees, Legal Fees and Office Rent.

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

Senate Bill No. 28. A Bill for an Act to Repeal Section 10960 of the Compiled Laws of North Dakota for the Year 1913, Relating to Society for the Friendless.

Senate Bill No. 37. A Bill for an Act to appropriate the Sum of \$38,208.34, or So Much Thereof as May be Needed, for the Purpose of Paying Certain Revenue Warrants Issued by the Board of Trustees of the State Industrial School and

School for Manual Training at Ellendale for the Repayment of \$35,000.00 Borrowed and Used for the Erection of a Building at Such School; and Providing the Manner of Repayment of Same with Unpaid Interest.

Senate Bill No. 102. A Bill for an Act to Confirm Title to Real Estate Sold by Decedents in Their Lifetime Under Contract, Conveyed Pursuant to Article 8 of Chapter 6 of the Probate Code of North Dakota, in Estates Now Closed, and Not Approved by the County Judge.

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Section 4884 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Contingency Reserves of Life Insurance Companies.

Very truly yours,

A. G. SORLIE,  
Governor.

#### SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 167. A Bill for an Act Providing general rules of procedure in county courts relating to giving notice to and obtaining jurisdiction of all persons interested in estates of deceased persons, or of minors, or incompetents; and for giving notice to creditors of and presentation and investigation and allowance or rejection of claims against estates of deceased persons; and sales of real estate by executors, administrators and guardians; and to repeal Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777, 8780, 8790, 8791, 8909, 8911, 8767, 8769, 8770 of the Compiled Laws of North Dakota. 1913, and all Acts and parts of Acts in conflict herewith."

Also,

Senate Bill No. 78. A Bill for an Act Levying a Tax on Dogs; Providing for the Collection of the Same and Creating a Fund for the Purpose of Reimbursing the Owners of Live Stock or Fowls for Damage and Injury by Dogs; and for the Destruction of Dogs.

Also,

Senate Bill No. 162. A Bill for an Act Authorizing the Conveyance of Certain Lands.

Also,

Senate Bill No. 181. A Bill for an Act Providing for a



Gross Earnings Tax Upon Common Carriers on Public Highways in the State of North Dakota, Fixing the Amount Thereof, Providing for the Making of Reports of Earnings, Prescribing a Method of Levying and Collecting Said Tax, the Time of Payment of said Tax and Penalties for the Non-payment Thereof, Defining Terms, Repealing all Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Also ,

Senate Bill No. 190. A Bill for an Act to Amend Chapter 62 of the Compiled Laws of North Dakota for the Year 1915 and Chapter 158 of the Compiled Laws of North Dakota for the Year 1919 by Extending the Time Within Which Claims May be Filed Against the State Bonding Fund from Sixty Days to One Year, and Providing Ninety Days After Entry of Judgment for Filing Claims in Certain Cases.

Also,

Senate Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 145, Session Laws of North Dakota for the Year 1923, Relating to State Bounty on Wolves and Coyotes.

Also,

Senate Bill No. 289. A Bill for an Act Entitled: An Act to Authorize the District Courts of the State, Under Certain Conditions, to Order Sale or Other Disposition, or Mortgage or Lease of Property, Real or Personal, Held in Trust Created by Written Instrument, Upon Application to the Court by the Trustee, or any Beneficiary, and Providing Procedure Therefor, and for the Repeal of All Laws Inconsistent Herewith.

Also,

Senate Bill No. 290. A Bill for an Act to Amend and Re-enact Section 5163 of the Compiled Laws of North Dakota for the Year 1913 Relating to Dividends and Surplus of Banking Corporations.

Also,

Senate Bill No. 192. A Bill for an Act to Amend and Re-enact Sections 11275, 11276, 11278, 11279 11280, 11281, 11288, 11289 and 11291 of the Compiled Laws of 1913, and Acts Amendatory Thereof, Relating to the Officers and Employees of the State Training School, Their Duties and Salary, Those Who May be Committed to Said School and for What Time, Regulating the Conditions Under which the Students in Said School May be Paroled, and Fixing Penalty for Violation of Parole or Assisting Escapes from Said School.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 24, 1925.

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 7 for re-consideration.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 24, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 92. A Bill for an Act to Repeal Sections 1733, 1724, 1735 and 1736 of the Compiled Laws of North Dakota for 1913, Relating to Military Instruction in the State Normal and Industrial School at Ellendale, N. D.

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 69 of the Compiled Laws of North Dakota for 1913, Relating to the Printing of the Popular Edition of the Session Laws: Fixing the Specifications for the Unauthenticated Edition of the Session Laws of the State of North Dakota, and Repealing All Acts and Parts of Acts in Conflict Therewith.

House Bill No. 186. A Bill for an Act to Amend and Re-enact Section 5167 of the Compiled Laws of 1913 Requiring Regular and Special Reports to the State Examiner by Banking Associations, Savings Banks and Trust Companies, and Providing Penalties for Failure to Make the Same.

House Bill Number 212. A Bill for an Act Relating to Frogs, Establishing a Closed Season, Regulating the Manner of Taking; Licensing Dealers and Providing Penalties for Violations.

House Bill No. 218. A Bill for an Act to Repeal Sections 1804, 1805, 1806 Compiled Laws of North Dakota for 1913.

House Bill No. 267. A Bill for an Act Providing for the Cancellation and Destruction of Unsold Bonds of Counties, Cities, Villages and School Districts, on the Expiration of Five Years from the Date of Their Authorization.

House Bill No. 269. A Bill for an Act to Amend and Re-

enact Section 3523, Compiled Laws of 1913, Relating to the Appointment and Fixing the Salary of Deputy Sheriffs.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Ployhar moved that Senate Bill No. 7 be returned to the House.

Which request was granted.

### PETITIONS AND COMMUNICATIONS

The following communication was received and read protesting against the reduction of state aid to schools, signed Geo. H. Hillier, Supt. of Schools, Williams County.

One opposing the passage of House Bill No. 153, signed J. W. Woodbury, Page, N. D., and 14 others.

Another one for same purpose signed Emil Braten, Rugby, and 8 others.

### THIRD READING OF SENATE BILLS

#### ROLL CALL

Senate Bill No. 107. A Bill for an Act to Provide for the Removal of Buildings, Fences, Windmills, Additions to Buildings and Mechanical Appliances Attached to Buildings Which are Placed Upon Land After the Land Has Been Encumbered, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 21, nays 26, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patten
Bakken	Marshall	Patterson
Benson	Martin	Peck
Fleckten	McCrary	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Eddy-Foster	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

Absent and not voting:

Messrs.	Messrs.
Ettestad	Ingerson

So the bill was defeated.

### ROLL CALL

Senate Bill No. 110. A Bill for an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars for the Purpose of Paying Attorneys Fees incurred by the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in Conducting a Hearing as to the Charges Preferred Against the Library and Those in Charge of Same and Specifically the Charge that Had Been Made that Certain Books Specified Were in the Circulating Library, as Authorized and Directed by Said House of Representatives.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 24, nays 22, absent and not voting 2, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Olson, Eddy-Foster
Bakken	Marshall	Patten
Benson	Martin	Patterson
Fredrickson	McCoy	Peck
Hamilton	McCrorry	Schlosser
Hjelmstad	Miklethun	Ward
Ingerson	Olson, Barnes	Whitmer
Kretschmar	Olson, Burleigh	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McLachlin	Rusch
Baird	Murphy	Seamands
Bond	Page	Steel
Carey	Pathman	Storstad
Eastgate	Ployhar	Tofsrud
Hart	Porter	Van Camp
Kaldor	Ritchie	Whitman
Lynch		

Absent and not voting:

Messrs.	Messrs.
Ettestad	Fleckten

Passed:

Messrs.  
Stevens

So the bill was defeated.

### ROLL CALL

Senate Bill No. 149. A Bill for an Act Providing for the Assessment and Taxation of Land Owned by the Bank of North Dakota, the State of North Dakota or any Political Subdivision Within the State of North Dakota When Such Land Is Not Used or Held for Use for Public Purposes; Specifically Except Federal Land Grant Tracts Belonging to the Permanent Endowment Fund of the Common Schools and State Institutions.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 25, nays 23, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Porter
Baird	McCoy	Rusch
Bond	McLachlin	Schlosser
Carey	Murphy	Steel
Eastgate	Olson, Burleigh	Storstad
Fleckten	Page	Tofsrud
Hart	Pathman	Van Camp
Kaldor	Ployhar	Whitman
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Marshall	Peck
Bakken	Martin	Ritchie
Benson	McCroy	Seamands
Fredrickson	Miklethun	Stevens
Hamilton	Olson, Barnes	Ward
Hjelmstad	Olson, Eddy-Foster	Whitmer
Ingerson	Patten	Wog
Magnuson	Patterson	

Absent and not voting:

Messrs.  
Ettestad

So the bill passed and the title was agreed to.

Senator Whitmer moved that Senate Bill No. 155 be indefinitely postponed.

Roll call demanded and granted.

The question being on the question of indefinite postponement of Senate Bill No. 155, the roll was called and there were ayes 24, nays 25, absent and not voting none.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrorry	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

So the motion was defeated.

#### ROLL CALL

Senate Bill No. 155. A Bill for an Act to appropriate the sum of \$30,000.00 for the purpose of paying State's share for the construction of pavement on Federal Aid Project No. 100 under the provisions of Chapter 73 of the laws passed at the sixteenth session of the legislative assembly of North Dakota, said project being part of Missouri River Bridge Project, and that such appropriation be made from the State Highway Fund.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes 25, nays 24, absent and not voting none.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrory	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson of Barnes	Whitmer
Hjelmstad	Olson of Burleigh	Wog

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senator Rusch moved that the vote by which Senate Bill No. 149 passed be reconsidered.

Which motion prevailed.

Senator Rusch moved that Senate Bill No. 149 be placed at the foot of the calendar.

Which motion prevailed.

Senator Van Camp offered the following amendment to Senate Bill No. 177:

On page 1, line 11, after the word "law" strike out "on pay roll of the common carrier."

Which motion prevailed.

Senator Ployhar offered the following amendment to Senate Bill No. 177:

On page 2, first line 13 of the printed bill, after the last syllable of the word "association" insert "regular Sunday School Association workers."

Which motion prevailed.

Senator Benson moved that Senate Bill No. 177 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of the State of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited and Exceptions.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 45, nays 4, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Pathman
Babcock	Kretschmar	Ployhar
Baird	Lynch	Porter
Bakken	Magnuson	Ritchie
Benson	Marshall	Rusch
Bond	Martin	Schlosser
Carey	McCoy	Seamands
Eastgate	McCroy	Steel
Ettestad	McLachlin	Stevens
Fleckten	Miklethun	Storstad
Fredrickson	Murphy	Tofsrud
Hamilton	Olson, Barnes	Van Camp
Hart	Olson, Burleigh	Ward
Hjelmstad	Olson, Eddy-Foster	Whitman
Ingerson	Page	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Patten	Peck	Whitmer
Patterson		

So the bill passed and the title was agreed to..

The President declared the emergency clause had carried.

Senator Ingerson moved that the vote by which Senate Bill No. 177 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 189. A Bill for an Act Authorizing the State Engineer to Cooperate with the Director of the United States Geological Survey in Making Topographic Surveys and Maps to be Used in the Development of Flood Protection, Domestic Water Supply, Restoration of Water Areas, Irrigation and Drainage Projects in the State of North Dakota, and Making an Appropriation Therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 34, nays 15, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patterson
Baird	Marshall	Peck
Bakken	Martin	Ployhar
Benson	McCroy	Porter



Messrs.	Messrs.	Messrs.
Bond	McLachlin	Ritchie
Ettestad	Miklethun	Schlosser
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hjelmstad	Olson, Eddy-Foster	Whitman
Ingerson	Page	Whitmer
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Seamands
Carey	McCoy	Steel
Eastgate	Pathman	Storstad
Hart	Patten	Ward
Kaldor	Rusch	Wog

So the bill passed and the title was agreed to.

So the emergency clause was declared carried.

Senator Ingerson moved that the vote by which Senate Bill No. 189 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 198. A Bill for an Act to Authorize Banking Corporations Doing Business in this State to Receive Savings Certificates of Deposits Therefor, Providing the Terms and Conditions Thereof, and Providing Penalties.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 23, nays 25, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ritchie
Fleckten	McCroy	Ward
Fredrickson	Miklethun	Whitmer
Hamilton	Olson, Barnes	Wog
Hjelmstad	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McLachlin	Schlosser
Baird	Murphy	Seamands
Carey	Olson, Burleigh	Steel
Eastgate	Page	Stevens
Hart	Pathman	Storstad

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Kaldor	Ployhar	Tofsrud
Kretschmar	Porter	Van Camp
Lynch	Rusch	Whitman
McCoy		

Absent and not voting:

**Messrs.**  
Bond

So the bill was defeated.

### ROLL CALL

Senate Bill No. 206. A Bill for an Act to Impose a Flat Rate Tax of Five Mills on Money and Credits; Providing for the Distribution of the Proceeds of Such Tax and Repealing Chapter 307, Laws of 1923, Relating to the Exemption of Moneys and Credits, and Repealing Chapter 305, Laws of 1923 Relating to the Taxation of Corporate Excess and All Other Acts and Parts of Acts in Conflict with the Provisions of this Act.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 32, nays 16, absent and not voting 1.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Seamands
Ettestad	McCrorry	Stevens
Flechten	McLachlin	Storstad
Fredrickson	Miklethun	Van Camp
Hamilton	Olson, Barnes	Ward
Hjelmstad	Olson, Eddy-Foster	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Magnuson	Peck	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Kretschmar	Pathman
Baird	Lynch	Ployhar
Bond	Murphy	Schlosser
Carey	Olson, Burieigh	Steel
Eastgate	Page	Tofsrud
Hart		

Absent and not voting:

**Messrs.**  
Rusch

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 206 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Benson moved that the vote by which Senate Bill No. 110 was lost, be reconsidered and the bill placed on the calendar for third reading.

Which motion was defeated.

### ROLL CALL

Senate Bill No. 210. A Bill for an Act Defining State Associations and Regulating and Limiting the Power of Such Associations to Re-Discount, to Borrow Money, to Pledge Assets, Forbidding Contracts to Re-Purchase Assets, Providing Procedure for the Foreclosure of Pledges With Redemption Therefrom, Declaring Void Pledge Contracts in Violation of the Provisions of the Act, Providing a Penalty for Borrowing Money and Pledging Assets in Violation of the Act and Repealing Laws in Conflict.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays 0, absent and not voting, 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

Sen. Ingerson moved that the vote by which Senate Bill No. 210 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Page explains his vote as follows:

"For the reason that this bill is rather long and relates to several different angles of the banking business, I would like to make a brief explanation of the different sections.

"Section 1 relates to rediscounts, borrowing and pledging.

"Section 2 relates to normal emergency borrowing power and the limitations of the borrowing power of the bank; the restoring of doubled reserves to protect the assets of the bank, and the authorization of how the money may be borrowed.

"Section 3 relates to the ratio of pledged assets which is in the ratio of 1½ to 1.

"Section 4 relates to rediscounts contracts to purchase in addition to former borrowing power granted and treats particularly of bills rediscounted and explains the procedure.

"Section 5 treats of the power authorized by the board of directors authorizing the bank to borrow money.

"Section 6 treats of how the pledgee may collect on his security in case it might become necessary.

"Section 7 treats of the foreclosure of pledged contracts and outlines the procedure.

"Section 8 treats of the foreclosure of pledged collateral in case of closed banks and outlines the procedure.

"Section 9 treats of the redemption from the sale of the pledged assets and we believe handles the redemption of the pledged collateral in a very fair way; particularly to depositors and other creditors; as well as helping to collect the most money out of the pledged assets of the closed bank.

"Section 10 treats of the pledged contracts. This is a very important part of this bill as it makes null and void any contract of pledged collateral that allows the right of foreclosure of pledged collateral in any other state than our own.

"Section 11 treats of the penalties and we believe is a particularly important section of the bill as it places guilt upon any high powered, aggressive person who might, as in times past, come into the state and virtually stampede distressed bankers, into signing contracts and give unreasonable amount of collateral for loans in times of stress.

"Section 12 defines the state banking association.

"The banking committee together with some of the best talent in the northwest from both sides of this question have given the bill much serious thought and study and we believe it is a good measure and hope it will pass.

"I vote 'aye.'"

Senator Murphy moved that the Senate do now recess for ten minutes.

Which motion prevailed.

The Senate re-assembled pursuant to recess taken.

Senator Ingerson offered the following amendment to Senate Bill No. 215:

On page 1, Section 3, line 4, strike out the word "not."

Which motion prevailed.

Senator Bond offered the following amendment to Senate Bill No. 215:

On page 2, Section 5, line 3, after the words "force and effect" insert the words "and shall apply to banks now open and operating and to banks which may renew their corporate existence and banks hereafter organized.

Which motion prevailed.

Senator Bond further moved that Senate Bill No. 215 be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 215. A Bill for an Act Providing for the Discontinuance of the Depositors Guaranty Fund and Limiting the Time Up to Which Deposits Are Guaranteed by Said Fund and the Laws Relating Thereto.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 43, nays 6, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Porter
Babcock	Magnuson	Ritchie
Baird	Marshall	Rusch
Bakken	Martin	Schlosser
Bond	McCoy	Seamands
Carey	McCrory	Steel
Eastgate	McLachlin	Stevens
Ettestad	Murphy	Storstad
Fredrickson	Olson, Burieigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patterson	Whitmer
Kaldor	Ployhar	Wog
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Miklethun	Patten
Fleckten	Olson, Barnes	Peck

So the bill passed and the title was agreed to..

Senator Ingerson moved that the vote by which Senate Bill No. 215 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 224. A Bill for an Act Declaring Crop and Chattel Mortgages to Be Against Pubic Policy.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 23, nays 26, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrary	Ritchie
Fredrickson	Miklethun	Whitmer
Hamilton	Olson, Barnes	Wog
Hjelmstad		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Ward
Lynch	Rusch	Whitman

So the bill was defeated.

### ROLL CALL

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 1400 of Article 22 of the Laws of the State of North Dakota, Relating to Consolidated, Graded, and Rural Schools May Receive State Aid.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 45, nays 4, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Ployhar
Babcock	Marshall	Porter
Baird	McCoy	Ritchie
Bakken	McCroy	Rusch
Benson	McLachlin	Schlosser
Bond	Miklethun	Seamands
Carey	Murphy	Steel
Eastgate	Olson, Barnes	Stevens
Ettestad	Olson, Burleigh	Storstad
Fleckten	Olson, Eddy-Foster	Tofsrud
Fredrickson	Page	Van Camp
Hamilton	Pathman	Ward
Hart	Patten	Whitman
Kaldor	Patterson	Whitmer
Lynch	Peck	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hjelmstad	Kretschmar	Martin
Ingerson		

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 230 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Ingerson offered the following amendment to Senate Bill No. 236 as amended on page 14 of the Senate Journal of February 21st be further amended as follows:

In line 28 after the word "succeeding day" insert the following:

"Provided however, that any state banking corporation or association with the permission of the state banking board may carry not to exceed one-fourth of its legal reserve in United States certificates of indebtedness, United States bonds, North Dakota Land series bonds, North Dakota Bank of North Dakota bonds, and North Dakota Mill and Elevator bonds."

Which motion prevailed.

Senator Ingerson moved that the bill be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 236. A Bill for an Act to Prescribe the Legal Reserve Fund of all Banking Associations and Corporations, on and After July 1st, 1926.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 39, nays 10, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Porter
Babcock	Lynch	Ritchie
Baird	Magnuson	Rusch
Bakken	McCoy	Schlosser
Bond	McCrorry	Seamands
Carey	McLachlin	Steel
Eastgate	Murphy	Storstad
Ettestad	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patterson	Whitmer
Kaldor	Ployhar	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Martin	Patten
Fleckten	Miklethun	Peck
Hamilton	Olson, Barnes	Stevens
Marshall		

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 236 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 247. A Bill for an Act to Limit the Applications of Pardons and Paroles to Persons Convicted of Bank Robbery or Embezzlement or Larceny of the Assets.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 23, nays 26, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Ployhar
Ettestad	Martin	Ritchie
Fleckten	McCrorry	Ward
Fredrickson	Miklethun	Whitmer
Hamilton	Olson, Barnes	Wog
Hjelmstad	Olson, Eddy-Foster	



Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Peck	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

So the bill was defeated.

### ROLL CALL

Senate Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3704 of the Compiled Laws of North Dakota for 1913 Providing for a Resolution Declaring Improvement Work to be Done by Special Assessment Necessary and Permitting Protests Against Said Improvements to be Filed by Property Owners.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 31, nays 18, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Porter
Babcock	Kretschmar	Rusch
Baird	Lynch	Schlosser
Bakken	Marshall	Seamands
Benson	McCoy	Steel
Bond	McLachlin	Stevens
Carey	Murphy	Storstad
Eastgate	Olson, Burleigh	Tofsrud
Ettestad	Page	Van Camp
Fredrickson	Ployhar	Whitman
Hart		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	McCroy	Patterson
Hamilton	Miklethun	Peck
Hjelmstad	Olson, Barnes	Ritchie
Ingerson	Olson, Eddy-Foster	Ward
Magnuson	Pathman	Whitmer
Martin	Patten	Wog

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 269 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 276. A Bill for an Act to Amend Chapter 327 of the Session Laws of 1923, Relating to Advertising for Bids for Bonds or for Certificates of Indebtedness, and Providing that it Shall be Unlawful for Certain Public Officials to Accept Commissions from Bidders Upon Sales of Bonds or Certificates of Indebtedness.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 44, nays 5, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Porter
Babcock	Lynch	Ritchie
Baird	Magnuson	Rusch
Benson	Marshall	Schlosser
Bond	McCoy	Seamands
Carey	McCrory	Steel
Eastgate	McLachlin	Stevens
Ettestad	Miklethun	Storstad
Fleckten	Murphy	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Whitman
Hart	Page	Ward
Hjelmstad	Pathman	Whitmer
Ingerson	Patterson	Wog
Kaldor	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Olson, Barnes	Peck
Martin	Patten	

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 276 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Kaldor offered the following amendment to Senate Bill No. 288:

After the last word in Section 2, strike out the period and insert a comma, and add the following:

"Provided, that if oil or gas is found in paying quantity in any well receiving aid from this appropriation, then the person, firm or corporation owning such well, shall repay to the State of North Dakota within one year from the date of the discovery of such oil or gas, the amount of such aid so received with interest thereon from the date of the receipt thereof at the rate of six per cent per annum, and the State of North Dakota shall have a lien on such well and the oil and

gas obtained therefrom to secure the repayment of such amount, which lien shall be prior and superior to any and all liens recorded subsequent to the date of the receipt of such aid."

Which motion prevailed.

Senator Kaldor moved that Senate Bill No. 288 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 288. A Bill for an Act Authorizing the Industrial Commission to Make an Investigation for Oil and Gas in North Dakota, and Providing for an Appropriation Therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 29, nays 20, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Kaldor	Patten
Baird	Magnuson	Patterson
Bakken	Marshall	Peck
Benson	Martin	Ployhar
Bond	McCrary	Ritchie
Fleckten	McLachlin	Ward
Fredrickson	Miklethun	Whitman
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog
Ingerson	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Seamands
Carey	Murphy	Steel
Eastgate	Page	Stevens
Ettestad	Pathman	Storstad
Hart	Porter	Tofsrud
Kretschmar	Rusch	Van Camp
Lynch	Schlosser	

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 288 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 78. A Bill for an Act Levying a Tax on Dogs; Providing for the Collection of the Same and Creating a Fund for the Purpose of Reimbursing the Owners of Live Stock or Fowls for Damage and Injury by Dogs; and for the

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 30, nays 18, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hjelmstad	Porter
Babcock	Ingerson	Ritchie
Baird	Lynch	Seamands
Benson	Magnuson	Stevens
Bond	Martin	Storstad
Eastgate	McCrorry	Tofsrud
Ettestad	McLachlin	Van Camp
Fleckten	Murphy	Ward
Fredrickson	Page	Whitman
Hart	Ployhar	Whitmer

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Miklethun	Patterson
Carey	Olson of Barnes	Peck
Kaldor	Olson of Burleigh	Rusch
Kretschmar	Olson, Eddy-Foster	Schlosser
Marshall	Pathman	Steei
McCoy	Patten	Wog
Absent and not voting:		

Messrs.  
Hamilton

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 78 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 117. A Bill for an Act Relative to Payment of Deposits in Two Names.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 31, nays 17, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Marshall	Ritchie
Baird	McCoy	Rusch
Benson	McCrary	Schlosser
Bond	McLachlin	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson of Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hart	Patterson	Van Camp
Kaldor	Ployhar	Whitmer
Kretschmar	Porter	Wog
Magnuson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patten
Bakken	Martin	Peck
Carey	Miklethun	Stevens
Flechten	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	

Absent and not voting:

Messrs.  
Hamilton

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 117 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 136. A Bill for an Act to Amend Section 8719 of the Compiled Laws of 1913, Relating to the Exemption of the Avails of Life Insurance Payable to the Personal Representatives of a Deceased, his Heirs or Estate.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 1, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog

Those voting in the negative were:

**Messrs.**  
Martin

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 136 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Hamilton offered the following amendment to Senate Bill No. 162:

That the words "quit claim" be struck out and the word "warranty" be inserted in lieu thereof wherever appearing in the bill.

Which motion prevailed.

Senator Lynch moved that the vote by which amendment to Senate Bill No. 162 was passed be reconsidered.

Which motion prevailed.

Senator Hamilton asked permission to withdraw his amendment to Senate Bill No. 162, which permission was granted.

### ROLL CALL

Senate Bill No. 162. A Bill for an Act Authorizing the Conveyance of Certain Lands.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 27, nays 22, absent and not voting none.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Hjelmstad	Olson, Eddy-Foster
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Ployhar
Bond	Martin	Ritchie

Messrs.	Messrs.	Messrs.
Ettestad	McCorry	Stevens
Fleckten	Miklethun	Ward
Fredrickson	Olson, Barnes	Whitmer
Hamilton	Oison, Burleigh	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Baird	McLachlin	Schlosser
Carey	Murphy	Seamands
Eastgate	Page	Steel
Hart	Pathman	Storstad
Kaldor	Peck	Tofsrud
Kretschmar	Porter	Van Camp
Lynch	Rusch	Whitman
McCoy		

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 162 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 167. A Bill for an Act Providing general rules of procedure in county courts relating to giving notice to and obtaining jurisdiction of all persons interested in estates of deceased persons, or of minors, or incompetents; and for giving notice to creditors of and presentation and investigation and allowance or rejection of claims against estates of deceased persons; and sales of real estate by executors, administrators and guardians; and to repeal Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777, 8780, 8790, 8791, 8909, 8911, 8767, 8769, 8770 of the Compiled Laws of North Dakota, 1913, and all Acts and parts of Acts in conflict herewith."

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays none, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	McCoy	Rusch
Benson	McCorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Mikelthun	Steel
Ettestad	Murphy	Stevens

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>
Bond	Martin

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 167 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 181. A Bill for an Act Providing for a Gross Earnings Tax Upon Common Carriers on Public Highways in the State of North Dakota, Fixing the Amount Thereof, Providing for the Making of Reports of Earnings, Prescribing a Method of Levying and Collecting Said Tax, the Time of Payment of said Tax and Penalties for the Non-payment Thereof, Defining Terms, Repealing all Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 13, nays 35, absent and not voting 1.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Eastgate	Murphy	Seamands
Hart	Olson, Barnes	Steel
Kaldor	Ployhar	Stevens
Kretschmar	Porter	Storstad
McLachlin		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Ingerson	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ritchie
Bakken	Marshall	Rusch
Benson	McCoy	Schlosser
Bond	McCrary	Tofsrud
Carey	Miklethun	Van Camp



Messrs.	Messrs.	Messrs.
Ettestad	Olson, Burleigh	Ward
Fleckten	Olson, Eddy-Foster	Whitman
Fredrickson	Page	Whitmer
Hamilton	Pathman	Wog
Hjelmstad	Patten	

Absent and not voting:

Messrs.

Martin

So the bill was defeated.

Senator Bond moved that Senate Bill No. 190 be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Which motion prevailed.

Senator Baird moved the following amendment to Senate Bill No. 190:

That the title of the bill be amended to read as follows: "For an Act to Amend and Re-enact Section 7 of Chapter 158 Laws of North Dakota for the Year 1919, Relating to Filing Claims Against the State Bonding Fund."

On page 1, line one, of the printed bill, after the word "section" and the figure "1", insert the word "Amendment.)"

On page 1 line 1 of the printed bill after the word "That" strike out the remainder of the line, and insert in lieu thereof "Section 7 of the"

On page 1, line 2 of the printed bill strike out "year 1915 and Chapter 158,"

On page 1, section 7, at the end of line 1 strike out the word "one" and insert the word "sixty."

On page 1, Section 7, line 2, strike out the word "year" and insert in lieu thereof the word "days."

On page 2, line 13 of section 7, strike out the words "one year" and insert in lieu thereof the words "sixty days."

On page 2, line 25, correct the spelling of the word "the."

### ROLL CALL

Senate Bill No. 190. A Bill for an Act to Amend Chapter 62 of the Compiled Laws of North Dakota for the Year 1915 and Chapter 158 of the Compiled Laws of North Dakota for the Year 1919 by Extending the Time Within Which Claims May be Filed Against the State Bonding Fund from Sixty Days to One Year, and Providing Ninety Days After Entry of Judgment for Filing Claims in Certain Cases.

Was read the third time.

The question being on the final passage of the bill, as

amended, the roll was called, and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog

Absent and not voting:

Messrs.  
Martin

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 190 was passed be reconsidered and the motion to reconsider be laid on the table.

Senator Lynch moved that Senate Bill No. 192 be placed at the foot of the calendar.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 207. A Bill for an Act Relating to Primary Elections; Prescribing the Minimum Number of Votes for Nomination.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser

Messrs.	Messrs.	Messrs.
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patterson	Whitmer
Kaldor	Patten	Wog

Absent and not voting:

Messrs.  
Martin

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 207 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 145, Session Laws of North Dakota for the Year 1923, Relating to State Bounty on Wolves and Coyotes.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 25, nays 22, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Rusch
Babcock	McLachlin	Schlosser
Bakken	Murphy	Seamands
Bond	Olson of Barnes	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Baird	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	McCroy	Ritchie
Fleckten	Miklethun	Tofsrud
Fredrickson	Olson, Burleigh	Ward
Hamilton	Olson, Eddy-Foster	Whitmer
Hjelmstad	Patten	Wog
Ingerson		

Absent and not voting:

Messrs.	Messrs.
Martin	Hart

So the bill passed and the title was agreed to.

The emergency clause was declared lost.

### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 24, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 7. A Bill for an Act Making an Appropriation of \$1,525.48 to Pay an Existing Deficit in the Mine Inspection Department.

Which the House has requested.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 24, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 197. A Bill for an Act to Amend and Re-enact Section 4922 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 165, Session Laws of 1919, Relating to the Revocation of the Certificates of Authority of Insurance and Surety Companies and Providing Against Discrimination.

Senate Bill No. 185. A Bill for an Act Making it Unlawful to Sell or Offer for Sale in this State Motor Fuel Which has Been Mixed or Compounded, Unless the Compound Shall be Colored to Distinguish the Same from Ordinary Motor Fuel; Making Such Prohibited Sale a Misdemeanor and Providing the Penalty Therefor.

Senate Bill No. 229. A Bill for an Act to Prohibit the Adulteration of Milk and Dairy Products by the Introducing Therein of any Fat or Oil Other Than Milk Fat, and to Prohibit the Sale of Any Substitutes for Dairy Products or the Exposing for Sale of Such Products Through the Use of Any Advertisement, or Other Means, Suggesting the Words: "Butter," "Creamery," or "Dairy," or Suggesting the Name of any Breed of Cattle; and Prescribing Penalties for

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Section 959 Compiled Laws of 1913, as Amended by

Chapter 203, Session Laws of 1923, Relating to Election Ballots.

Senate Bill No. 253. A Bill for an Act to Amend and Re-enact Section 994, Compiled Laws of 1913, as Amended by Chapter 32, Special Session Laws of 1919, Relating to Absent Voters' Ballots.

Senate Bill No. 255. A Bill for an Act Amending Section 1 and Section 5 of Chapter 326 of the Session Laws of 1923 Pertaining to Certified Indebtedness.

Senate Bill No. 209. A Bill for an Act Designating the Commissioner of Insurance as Receiver of Insolvent Domestic Insurance Companies, Outlining the Procedure in Dissolution of Such Companies, and Defining the Commissioner's Powers and Duties as Such Receiver.

Senate Bill No. 275. A Bill for an Act to Amend and Re-enact Section 2263 Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of Session Laws for 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923.

Senate Bill No. 274. A Bill for an Act Providing for the Auditing of Expenditures of Funds for County Agent Work by County Boards of Commissioners; the Supervision of the Work and the Employment and Dismissal of the Agent.

Senate Bill No. 155. A Bill for an Act to Appropriate the Sum of \$30,000.00 for the Purpose of Paying State's Share for the Construction of Pavement on Federal Aid Project No. 100 Under the Provisions of Chapter 73 of the Laws Passed at the Sixteenth Session of the Legislative Assembly of North Dakota, said Project Being part of Missouri River Bridge Project, and that Such Appropriation be Made from the State Highway Fund.

Senate Bill No. 189. A Bill for an Act Authorizing the State Engineer to Cooperate with the Director of the United States Geological Survey in Making Topographic Surveys and Maps to be Used in the Development of Flood Protection, Domestic Water Supply, Restoration of Water Areas, Irrigation and Drainage Projects in the State of North Dakota, and Making an Appropriation Therefor.

Senate Bill No. 206. A Bill for an Act to Impose a Flat Tax of Five Mills on Money and Credits, Providing for the Distribution of the Proceeds of Such Tax and Repealing Chapter 307, Laws of 1923, Relating to the Exemption of Moneys and Credits, and Repealing Chapter 305, Laws of 1923 Relating to the Taxation of Corporate Excess and All Other Acts and Parts of Acts in Conflict with the Provisions of this Act.

Senate Bill No. 210. A Bill for an Act Defining State Associations and Regulating and Limiting the Power of Such Associations to Re-Discount, to Borrow Money, to Pledge Assets, Forbidding Contracts to Re-Purchase Assets, Providing Procedure for the Foreclosure of Pledges With Redemption Therefrom, Declaring Void Pledge Contracts in Violation of the Provisions of the Act, Providing a Penalty for Borrow-

ing Money and Pledging Assets in Violation of the Act and Repealing Laws in Conflict.

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 1400 of Article 22 of the Laws of the State of North Dakota, Relating to Consolidated, Graded and Rural Schools May Receive State Aid.

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of the State of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited and Excetptions.

Senate Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3704 of the Compiled Laws of North Dakota for 1913 Providing for a Resolution Declaring Improvement Work to be Done by Special Assessment Necessary and Permitting Protests Against Said Improvements to be Filed by Property Owners.

Senate Bill No. 276. A Bill for an Act to Amend Chapter 327 of the Session Laws of 1923, Relating to Advertising for Bids for Bonds or for Certificates of Indebtedness, and Providing that it Shall be Unlawful for Certain Public Officials to Accept Commissions from Bidders Upon Sales of Bonds or Certificates of Indebtedness.

Senate Bill No. 78. A Bill for an Act Levying a Tax on Dogs; Providing for the Collection of the Same and Creating a Fund for the Purpose of Reimbursing the Owners of Live Stock or Fowls for Damage and Injury by Dogs; and for the

Senate Bill No. 117. A Bill for an Act Relative to Payment of Deposits in Two Names.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

Mrs. O. Ettestad, Balfour, N. D.; Mrs. Girdell Patterson, Donnybrook, N. D.; F. F. Burchard and J. B. DeRemer of Grand Forks, N. D.; N. C. Bille, Balfour, N. D.; John Clark, Co. Com., Thorne, N. D.; J. A. Welicker and Mrs. J. A. Welicher of Kesler, N. D.; A. F. McLean and Thorvald Hustad, Minot, N. D.; Luke M. Luken, Driscoll, N. D.; H. A. Machoffer and H. H. France, Gackle, N. D.; Ben Geiszler, Ashley, N. D.; Mr. and Mrs. Wick, Mott, N. D.; Adam Lefor, Lefor, N. D.; W. S. Young, Surrey, N. D.

Senator Van Camp moved that the Senate do now recess until 9:30 A. M. Wednesday.

Which motion prevailed.

Senate stands recessed.

C. R. VERRY,  
Secretary.

## FIFTIETH DAY AFTER RECESS AND FIFTY-FIRST DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 25, 1925.

The Senate re-assembled at 9:30 a. m. pursuant to recess taken, the President Pro Tem, Senator Murphy, presiding.

## THIRD READING OF SENATE BILLS

## ROLL CALL

Senate Bill No. 263. A Bill for an Act to Provide a System of Registering Titles to Motor Vehicles for the Protection of Owners of Motor Vehicles and to Facilitate the Recovery of Motor Vehicles Stolen or Unlawfully Taken, to Regulate the Certification of Such Titles, the Purchase, Sale and Transfer of Motor Vehicles and Their Registration; to Provide for the Collection of Fees for the Certification of Titles; and for Disposition Thereof; to Forbid the Destruction, Removal, Alteration, Covering or Defacement of Any Engine, Manufacturer's or Other Distinguishing Number or Identification Mark on Motor Vehicles; and to Provide for the Assignment of Special Numbers in Certain Cases; to Impose Duties on Sheriffs, Constables, Police Officers, and Other Peace Officers; and Providing Penalties.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 34, nays 9, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Ployhar
Babcock	Marshall	Porter
Baird	McCoy	Ritchie
Bakken	McCrory	Rusch
Benson	McLachlin	Schlosser
Bond	Miklethun	Seamands

Messrs.	Messrs.	Messrs.
Carey	Murphy	Steel
Eastgate	Olson, Burleigh	Stevens
Ettestad	Page	Storstad
Fleckten	Pathman	Van Camp
Fredrickson	Patterson	Whitman
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Hjelmstad	Magnuson	Patten
Ingerson	Olson, Barnes	Ward
Lynch	Olson, Eddy-Foster	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hart	Martin	Tofsrud
Kretschmar	Peck	Whitmer

So the bill passed and the title was agreed to.

Senator Ritchie explained his vote: I understand this bill is a bill practiced in Illinois. I have a great leaning towards Illinois so it must be a good bill. I vote "aye."

#### ROLL CALL

Senate Bill No. 287. A Bill for an Act to Amend and Re-enact Section 2980 Compiled Laws 1913, Relating to the Construction of Hotels.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patterson
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Wog
Kaldor	Patten	



**Absent and not voting:**

Messrs.	Messrs.	Messrs.
Hart	Peck	Whitmer
Kretschmar	Tofsrud	

So the bill passed and the title was agreed to.

**ROLL CALL**

Senate Bill No. 289. A Bill for an Act Entitled: An Act to Authorize the District Courts of the State, Under Certain Conditions, to Order Sale or Other Disposition, or Mortgage or Lease of Property, Real or Personal, Held in Trust Created by Written Instrument, Upon Application to the Court by the Trustee, or any Beneficiary, and Providing Procedure Therefor, and for the Repeal of All Laws Inconsistent Herewith.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 38, nays 6, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kalder	Ployhar
Babcock	Lynch	Porter
Baird	Magnuson	Ritchie
Bakken	Marshall	Rusch
Benson	McCoy	Schlosser
Bond	McLachlin	Seamands
Carey	Murphy	Steel
Eastgate	Olson, Burieigh	Stevens
Ettestad	Olson, Eddy-Foster	Storstad
Fredrickson	Page	Van Camp
Hamilton	Pathman	Whitman
Hjelmstad	Patten	Wog
Ingerson	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	McCrory	Olson, Barnes
Martin	Miklethun	Ward

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hart	Peck	Whitmer
Kretschmar	Tofsrud	

So the bill passed and the title was agreed to.

Senator Ward objected to the blanket clincher being put on this bill.

Senator Ingerson moved that Senate Bill No. 290 be placed at the foot of the calendar.

Which motion prevailed.

Senator Whitman offered the following amendments to Senate Bill No. 291: After the word "standing" in line 13, insert "and qualified under the laws of this state."

On page 2, line 16 after the word "thereof" insert "provided, however, that such person shall not receive additional compensation to his regular salary."

After Section 1 in printed bill insert the word "Amendment" in capital letters.

Which amendments prevailed.

Senator Whitman moved that the bill be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Which motion prevailed.

Senator Martin moved that further action on Senate Bill No 291 be indefinitely postponed.

Which motion was defeated.

#### ROLL CALL.

Senate Bill No. 291. A Bill for an Act to Amend and Re-enact Section 1829 C. L. 1913.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 28, nays 20, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patten
Baird	Lynch	Ployhar
Bakken	Marshall	Porter
Benson	McCoy	Schlosser
Bond	McLaehin	Seamands
Eastgate	Miklethun	Van Camp
Flechten	Murphy	Ward
Fredrickson	Olson of Barnes	Whitman
Hart	Olson of Burleigh	Wog
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Martin	Ritchie
Carey	McCrorry	Rusch
Ettestad	Olson, Eddy-Foster	Steel
Hamilton	Page	Stevens
Hjelmstad	Pathman	Storstad
Kretschmar	Patterson	Whitmer
Magnuson	Peck	

Absent and not voting:

Messrs.

Tofsrud

So the bill passed and the title was agreed to.

Senator Stevens offered the following amendment to Senate Bill No. 292: In line 60, page 3 of the printed bill, strike out the words "authorized and instructed" and insert in lieu thereof "requested."

Which motion prevailed.

### ROLL CALL

Senate Bill No. 292. A Concurrent Resolution Memorializing the Congress of the United States to Take Steps Toward the Establishment of a National Park in Billings County, North Dakota, Embracing the Wonderful Petrified Forest There Located, to be Called Roosevelt Park.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 44, nays 1, absent and not voting 4.

Those voting in the affirmative were:

Messrs.

Atkins  
Babcock  
Baird  
Bakken  
Benson  
Bond  
Carey  
Eastgate  
Ettestad  
Fleckten  
Fredrickson  
Hamilton  
Hart  
Hjelmstad  
Kaldor

Messrs.

Lynch  
Magnuson  
Marshall  
McCoy  
McCrorry  
McLachlin  
Miklethun  
Murphy  
Olson, Barnes  
Olson, Burleigh  
Olson, Eddy-Foster  
Page  
Pathman  
Patten  
Patterson

Messrs.

Peck  
Ployhar  
Ritchie  
Rusch  
Schlosser  
Seamands  
Steel  
Stevens  
Storstad  
Van Camp  
Ward  
Whitman  
Whitmer  
Wog

Those voting in the negative were:

Messrs.

Martin

Absent and not voting:

Messrs.

Ingerson  
Tofsrud

Messrs.

Kretschmar

Messrs.

Porter

So the bill passed and the title was agreed to.

Senator Ployhar moved that Senate Bill No. 211 be placed at the foot of the calendar.

Which motion prevailed.

**ROLL CALL**

Senate Bill No. 239. A Bill for an Act Providing that the Bank Examiner Notify the Guaranty Fund Commission of Violations of Sections 5172, 5175, 5189 and 5192 of the Compiled Laws of North Dakota for the Year 1913, and Providing that a Failure so to do Shall be Deemed a Misdemeanor.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 25, nays 23, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Kaldor	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Flechten	McCrary	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

Absent and not voting:

Messrs.  
Tofsrud

So the bill passed and the title was agreed to.

Senator Whitmer offered the following amendment to Senate Bill No. 249: In line 10 change "engrossed bill" to read as the printed bill.

Which motion was defeated.

**ROLL CALL**

Senate Bill No. 249. A Bill for an Act Defining the Crime

of Bank Robbery from the Inside and Prescribing a Penalty Therefor.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 24, nays 24, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ritchie
Fleckten	McCrory	Stevens
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Eddy-Foster	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Porter
Baird	McCoy	Rusch
Bond	McLachlin	Schlosser
Carey	Murphy	Seamands
Eastgate	Olson, Burleigh	Steel
Hart	Page	Storstad
Kaldor	Pathman	Van Camp
Kretschmar	Ployhar	Whitman

Absent and not voting:

Messrs.  
Tofsrud

So the bill was defeated.

#### ROLL CALL

Senate Bill No. 242. A Bill for an Act to Safeguard the Initiative, Referendum and Recall Provisions of the Constitution by Prohibiting Illegal and Fraudulent Signatures to Petitions, Prescribing Form and Manner of Signing and Penalties for Violations.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 46, nays 2, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	McCoy	Ritchie
Bond	McCrory	Rusch
Carey	McLachlin	Schlosser
Eastgate	Miklethun	Seamands
Ettestad	Murphy	Steel
Fleckten	Olson, Barnes	Stevens
Fredrickson	Olson, Burleigh	Storstad
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Those voting in the negative were:

Messrs.	Messrs.
Martin	Ward

Absent and not voting:

Messrs.  
Tofsrud

So the bill passed and the title was agreed to.

The President declared the emergency clause carried.

Senator Benson offered the following amendment to Senate Bill No. 232: Strike out the second "Section" in the engrossed bill and insert "Section 2" in lieu thereof. After "Section 2" insert the word "Appropriation" in capitals.

Which motion prevailed.

Senator Benson then moved that Senate Bill No. 232 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 232. A Bill for an Act Authorizing the Board of Trustees of the Teachers' Insurance and Retirement Fund to Employ an Actuary and Clerical Assistance and Making an Appropriation Therefor.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays 1, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Whitmer	Pathman
Babcock	Wog	Patten
Baird	Kaldor	Patterson
Bakken	Kretschmar	Peck
Benson	Lynch	Ployhar
Bond	Magnuson	Porter
Carey	Marshall	Ritchie
Eastgate	McCoy	Rusch
Ettestad	McCroy	Schlosser
Fleckten	McLachlin	Seamands
Fredrickson	Mikelthun	Steel
Hamilton	Murphy	Stevens
Hart	Olson, Barnes	Storstad
Hjelmstad	Olson, Burleigh	Tofsrud
Ingerson	Olson, Eddy-Foster	Van Camp
Whitman	Page	Ward

Those voting in the negative were:

Messrs.

Martin

So the bill passed and the title was agreed to.

Senator Miklethun requested a verification of the roll call on Senate Bill No. 249.

Senator Ployhar moved that the rules be suspended and a verification be allowed on the vote by which Senate Bill No. 249 was defeated.

Which motion prevailed.

Roll was called and found correct.

#### ROLL CALL

Senate Bill No. 240. A Bill for an Act to Repeal Sections 910 to 916, both Inclusive, Compiled Laws of 1913, Relating to the Presidential Primary Election.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 26, nays 23, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ritchie
Fleckten	McCrorry	Ward
Fredrickson	Miklethun	Whitmer
Hamilton	Olson, Barnes	Wog
Hjelmstad	Olson, Eddy-Foster	

So the bill passed and the title was agreed to..

### ROLL CALL

Senate Bill No. 201. A Bill for an Act Requiring all Audits, Examinations and Investigations of the Books, Records and Accounts for the State of North Dakota, its Political Sub-divisions, or its Utilities or Industries to be Made by Public Accountants Who Are Citizens and Actual Residents of the State of North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 24, nays 24, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Kaldor	Ployhar	Tofsrud
Kretschmar	Porter	Van Camp
Lynch	Rusch	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Hjelmstad	Olson, Burleigh
Bakken	Ingerson	Olson, Eddy-Foster
Benson	Magnuson	Patterson
Ettestad	Marshall	Peck
Fleckten	Martin	Ritchie
Fredrickson	McCrorry	Ward
Hamilton	Miklethun	Whitmer
Hart	Olson, Barnes	Wog

Absent and not voting:

Messrs.  
Patten

So the bill was defeated.



## ROLL CALL

Senate Bill No. 278. A Bill for an Act to Amend and Re-enact Sections 7 and 15 of Chapter 199, Session Laws of 1923, Relating to Depositories of Public Funds.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 24, nays 25, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrory	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

So the bill was defeated.

Senator Kaldor offered the following amendment to Senate Bill No. 237:

In line 9, Section 8, page 7 of the printed bill appearing in the Senate Journal of February 24, strike out the word "respectable" and insert in lieu thereof "any reputable."

Which motion prevailed.

Senator Kaldor moved that Senate Bill No. 237 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

Senator Miklethun offered the following amendment to Senate Bill No. 237: In line 8, Section 8 after the word "institution" strike out the rest of the section.

Which motion was defeated.

## ROLL CALL

Senate Bill No. 237. A Bill for an Act to Amend and Re-

enact Section 2078, Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 223 Session Laws of 1919 and as Amended by Chapter 308 Session Laws of 1923, Relating to the Exemption of Property from Taxation.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 20, nays 29, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patterson
Baird	Martin	Peck
Benson	McCrary	Porter
Eastgate	McLachlin	Steel
Hamilton	Murphy	Whitman
Ingerson	Page	Whitmer
Kaldor	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Rusch
Bakken	Marshall	Schlosser
Bond	McCoy	Seamands
Carey	Miklethun	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hart	Pathman	Ward
Hjelmstad	Ployhar	Wog
Kretschmar	Ritchie	

So the bill was defeated.

Senator Rusch asked permission of the Senate to withdraw Senate Bill No. 149, which permission was granted.

#### ROLL CALL

Senate Bill No. 192. A Bill for an Act to Amend and Re-enact Sections 11275, 11276, 11278, 11279 11280, 11281, 11288, 11289 and 11291 of the Compiled Laws of 1913, and Acts Amendatory Thereof, Relating to the Officers and Employees of the State Training School, Their Duties and Salary, Those Who May be Committed to Said School and for What Time, Regulating the Conditions Under which the Students in Said School May be Paroled, and Fixing Penalty for Violation of Parole or Assisting Escapes from Said School.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrory	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Absent and not voting:

Messrs.  
Schlosser

So the bill passed and the title was agreed to.

#### ROLL CALL

Senate Bill No. 290. A Bill for an Act to Amend and Re-enact Section 5163 of the Compiled Laws of North Dakota for the Year 1913 Relating to Dividends and Surplus of Banking Corporations.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrory	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.

Benson

So the bill passed and the title was agreed to.

### ROLL CALL

Senate Bill No. 211. A Bill for an Act Providing that Depositories of Public Funds May With the Consent of Proper Authorities, in Lieu of Furnishing Personal or Corporate Surety Bonds, Deposit as Security for Said Public Funds, in an Amount Equal to the Maximum Deposit with it, United States Government, State of North Dakota Bonds, or the Bonds of Any County, School District, or City Within this State.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 24, nays 23, absent and not voting 1, passed 1.

Those voting in the affirmative were:

Messrs.

Atkins  
Baird  
Bond  
Carey  
Eastgate  
Hart  
Kaldor  
Kretschmar

Messrs.

Lynch  
McCoy  
McLachlin  
Murphy  
Page  
Pathman  
Ployhar  
Porter

Messrs.

Schlosser  
Seamands  
Steel  
Stevens  
Storstad  
Tofsrud  
Van Camp  
Whitman

Those voting in the negative were:

Messrs.

Babcock  
Bakken  
Benson  
Ettestad  
Fleckten  
Fredrickson  
Hjelmstad  
Ingerson

Messrs.

Magnuson  
Marshall  
Martin  
McCrary  
Miklethun  
Olson, Barnes  
Olson, Burleigh  
Olson, Eddy-Foster

Messrs.

Patten  
Patterson  
Peck  
Ritchie  
Ward  
Whitmer  
Wog

Absent and not voting:

Messrs.

Hamilton

Excused from voting.

Messrs.

Rusch

So the bill was defeated.

## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 25, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 136. A Bill for an Act to Amend Section 8719 of the Compiled Laws of 1913, Relating to the Exemption of the Avails of Life Insurance Payable to the Personal Representatives of a Deceased, His Heirs or Estate.

Senate Bill No. 162. A Bill for an Act Authorizing the Conveyance of Certain Lands.

Senate Bill No. 167. A Bill for an Act Providing general rules of procedure in county courts relating to giving notice to and obtaining jurisdiction of all persons interested in estates of deceased persons, or of minors, or incompetents; and for giving notice to creditors of and presentation and investigation and allowance or rejection of claims against estates of deceased persons; and sales of real estate by executors, administrators and guardians; and to repeal Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777, 8780, 8790, 8791, 8909, 8911, 8767, 8769, 8770 of the Compiled Laws of North Dakota, 1913, and all Acts and parts of Acts in conflict herewith."

Senate Bill No. 207. A Bill for an Act Relating to Primary Elections; Prescribing the Minimum Number of Votes for Nomination.

Senate Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 145, Session Laws of North Dakota for the Year 1923, Relating to State Bounty on Wolves and Coyotes.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

SENATE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 292. A Concurrent Resolution Memorializing the Congress of the United States to Take Steps Toward

the Establishment of a National Park in Billings County, North Dakota, Embracing the Wonderful Petrified Forest There Located, to be Called Roosevelt Park.

Also,

Senate Bill No. 291. A Bill for an Act to Amend and Re-enact Section 1829 C. L. 1913.

Also,

Senate Bill No. 232. A Bill for an Act Authorizing the Board of Trustees of the Teachers' Insurance and Retirement Fund to Employ an Actuary and Clerical Assistance and Making an Appropriation Therefor.

Also,

Senate Bill No. 236. A Bill for an Act to Prescribe the Legal Reserve Fund of all Banking Associations and Corporations, on and After July 1, 1926.

Also,

Senate Bill No. 215. A Bill for an Act Providing for the Discontinuance of the Depositors Guaranty Fund and Limiting the Time Up to Which Deposits Are Guaranteed by Said Fund and the Laws Relating Thereto.

Also,

Senate Bill No. 288. A Bill for an Act Authorizing the Industrial Commission to Make an Investigation for Oil and Gas in North Dakota, and Providing for an Appropriation Therefor.

Also,

Senate Bill No. 278. A Bill for an Act to Amend and Re-enact Sections 7 and 15 of Chapter 199, Session Laws of 1923, Relating to Depositories of Public Funds.

Also,

Senate Bill No. 190. A Bill for an Act to Amend Chapter 62 of the Compiled Laws of North Dakota for the Year 1915 and Chapter 158 of the Compiled Laws of North Dakota for the Year 1919 by Extending the Time Within Which Claims May be Filed Against the State Bonding Fund from Sixty Days to One Year, and Providing Ninety Days After Entry of Judgment for Filing Claims in Certain Cases.

Also,

Senate Bill No. 237. A Bill for an Act to Amend and Re-enact Section 2078, Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 223 Session Laws of 1919 and as Amended by Chapter 308 Session Laws of 1923, Relating to the Exemption of Property from Taxation.

Also,

Senate Bill No. 279. A Bill for an Act to Amend and Re-

enact Section 2 of Chapter 139, Session Laws of 1923, Relating to Deposits in Banks and Trust Companies and Providing a Penalty for Making an Unlawful Charge Against Deposits Without the Consent of the Depositor.

And find the same correctly engrossed.

C. J. OLSON,  
Chairman.

Senator Olson of Barnes moved the adoption of the report, which motion prevailed and the report was adopted.

Senator Murphy moved that the Senate do now recess subject to the call of the chair.

Which motion prevailed.

Senate stands recessed.

C. R. VERRY,  
Secretary.

Senator O. A. Olson asked a return to the Eighth Order of Business, which request was granted.

Senator O. A. Olson requested the unanimous consent of the Senate to introduce a bill.

Which request was refused.

The Senate re-assembled at 1:20 P. M. pursuant to recess taken, the President Pro Tem, Senator Murphy, presiding.

The Committee on Temperance made the following report:

Mr. President: Your Committee on Temperance to whom was referred:

Senate Bill No. 21. A Bill for an Act to Repeal Sections 10092 to 10176, Both Inclusive, Together with All Acts Amendatory Thereto.

Have had the same under consideration and recommend that the same be indefinitely postponed.

CHAS. M. WHITMER,  
Chairman.

Senator Whitmer moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 24, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 44 of the Compiled Laws of North Dakota for

the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, and as Amended by Chapter 2 of the Session Laws of North Dakota for the Year 1917, Relating to Legislative Apportionment.

House Bill No. 289. A Bill for an Act Providing for the Moving of Schoolhouses to Other Places Within School Districts Under Certain Conditions.

House Bill No. 286. A Bill for an Act Directing the State Emergency Commission to Provide Funds for Opposing Any Increase in Lignite Freight Rates and Making an Appropriation Therefor.

House Bill No. 268. A Bill for an Act to Amend and Re-enact Section 453 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Fees of Local Registrars to Read as Follows.

House Bill No. 287. A Bill for an Act to Amend and Re-enact Section 4, Chapter 140, Session Laws of 1921, Relating to Sow Thistles.

House Bill No. 121. A Bill for an Act Creating the Office of State Efficiency Expert, Providing for the Appointment of Such Officer, Prescribing His Powers and Duties, Fixing His Salary, and Making an Appropriation for Payment of Same.

House Bill No. 237. A Bill for an Act Relating to and Regulating the Election of Directors in School Districts Embracing an Incorporated Village, Town or City.

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North Dakota for the Year 1919, Relating to Teacher's Certificates Issued on High School Diplomas.

House Bill No. 210. A Bill for an Act to Amend and Re-enact Section 6815 of the Compiled Laws of the State of North Dakota for 1913, and Section 1 of Chapter 209 of the Laws of North Dakota for 1913, Relating to the Notice Required to be Filed by Claimants of a Mechanic's Lien for Material and Fixing Priorities Thereof.

House Bill No. 152. A Bill for an Act to Enact and Re-enact Chapter 170 of the Session Laws of North Dakota for the Year 1919, as Amended by Chapter 346 of the Session Laws of North Dakota for the Year 1923, Being an Act Regulating and Fixing the Hours of Labor of Females and Providing Penalties for the Violation Thereof.

House Bill No. 271. A Bill for an Act Requiring All Public Terminal Grain Elevators to Issue Warehouse Receipts for Grain or Other Produce Received, and Prescribing What Such Warehouse Receipts Shall Contain.

House Bill No. 284. A Bill for an Act to Amend and Re-enact Section 5144 of the Compiled Laws of North Dakota for the Year 1913 Relating to Right of Way for Telephone Lines and Electric Light Systems.



House Bill No. 281. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 161, Session Laws of 1915, as Amended by Chapter 134, Session Laws of 1919, as Amended by Chapter 224, Session Laws of 1923, Relating to Hunting With Dogs.

House Bill No. 258. A Bill for an Act Relating to Bonds Issued by Counties, Cities, Villages, School Districts, Park Districts, and Other Subdivisions Within the States; and Repealing All Acts and Parts of Acts in Conflict Therewith.

House Bill No. 239. A Bill for an Act Defining Public Dancing Places, Public Dances, Providing for the Issuing of Permits to Operate the Same, Regulating Public Dances and Public Dancing Places, Providing for the Policing of Public Dances, Providing for Penalties for the Violation of this Act, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 297 of the Session Laws of North Dakota for 1923, Being an Act to Prohibit the Keeping Open, Running or Permitting the Running of Any Place for Public Dances from the First Day of the Week, Commonly Called the Sabbath, and Prohibiting the Same Prior to Sunrise on Monday Morning, and Providing a Penalty Therefor.

House Bill No. 260. A Bill for an Act Providing that All Bond Issues Shall Be Authorized by a Vote of the Qualified Electors, and Repealing All Acts and Parts of Acts in Conflict with the Provisions of This Act.

House Bill No. 155. A Bill for an Act to Amend and Re-enact Chapter 136, Laws of North Dakota for the Year 1923, Providing for the Supervision and Regulation of the Transportation of Persons and Property for Compensation Over Any Public Highway by Motor Propelled Vehicles; Defining Transportation Companies; Providing for Supervision and Regulation Thereof by the Board of Railroad Commissioners of the State of North Dakota; Providing for the Enforcement of the Provisions of This Act and for the Punishment of the Violation Thereof.

House Bill No. 122. A Bill for an Act to Repeal All Sections and Parts of Sections, Establishing, Regulating and Providing for the Maintenance of State Fairs at the Cities of Grand Forks, Fargo, Minot and Mandan.

House Bill No. 144. A Bill for an Act Providing for the Manner of Constructing Crossings, and For the Construction and Maintenance of Certain Signs at the Crossings of Railroads, Streets and Public Highways, and Regulating the Use of Such Crossings by the Public, and for the Establishment, and Re-location of Such Crossings and for the Protection of Dangerous Railroad Grade Crossings.

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 33, Chapter 161, Session Laws of 1915, as Amended by Chapter 122, Session Laws of 1917, as Amended by Section 4, Chapter 134, Session Laws of 1919, Relating to

**Game Birds and Fixing the Open Season for Killing Same.**

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 24, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

Senate Bill No. 157. A Bill for an Act to Repeal Sections 2228, 2229, 2230 and 2231 of the Compiled Laws of the State of North Dakota for the Year 1913 Legalizing Irregularities in Assessments and Levies of 1895, 1896 and 1897, 1898, 1899 and 1900 ;and Repealing Section 2232, 2233, 2234, 2235, 2236 and 2237 of the Compiled Laws of the State of North Dakota for the Year 1913 Validating All Assessments Made Since 1889.

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 3523 of the Compiled Laws of North Dakota for 1913, Relating to Deputies.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

**MESSAGE TO THE HOUSE**

Senate Chamber,  
Bismarck, North Dakota,  
February 25, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 279. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 139, Session Laws of 1923, Relating to Deposits in Banks and Trust Companies and Providing a Penalty for Making an Unlawful Charge Against Deposits Without the Consent of the Depositor.

Senate Bill No. 263. A Bill for an Act to Provide a System of Registering Titles to Motor Vehicles for the Protection of Owners of Motor Vehicles and to Facilitate the Recovery of Motor Vehicles Stolen or Unlawfully Taken, to Regulate the Certification of Such Titles, the Purchase, Sale and Transfer of Motor Vehicles and Their Registration; to Pro-

vide for the Collection of Fees for the Certification of Titles; and for Disposition Thereof; to Forbid the Destruction, Removal, Alteration, Covering or Defacement of Any Engine, Manufacturer's or Other Distinguishing Number or Identification Mark on Motor Vehicles; and to Provide for the Assignment of Special Numbers in Certain Cases; to Impose Duties on Sheriffs, Constables, Police Officers, and Other Peace Officers; and Providing Penalties.

Senate Bill No. 287. A Bill for an Act to Amend and Re-enact Section 2980 Compiled Laws 1913, Relating to the Construction of Hotels.

Senate Bill No. 289. A Bill for an Act Entitled: An Act to Authorize the District Courts of the State, Under Certain Conditions, to Order Sale or Other Disposition, or Mortgage or Lease of Property, Real or Personal, Held in Trust Created by Written Instrument, Upon Application to the Court by the Trustee, or any Beneficiary, and Providing Procedure Therefor, and for the Repeal of All Laws Inconsistent Herewith.

Senate Bill No. 291. A Bill for an Act to Amend and Re-enact Section 1829 C. L. 1913.

Senate Bill No. 292. A Concurrent Resolution Memorializing the Congress of the United States to Take Steps Toward the Establishment of a National Park in Billings County, North Dakota, Embracing the Wonderful Petrified Forest There Located, to be Called Roosevelt Park.

Senate Bill No. 239. A Bill for an Act Providing that the Bank Examiner Notify the Guaranty Fund Commission of Violations of Sections 5172, 5175, 5189, and 5192 of the Compiled Laws of North Dakota for the Year 1913, and Providing that a Failure to do so Shall Be Deemed a Misdemeanor.

Senate Bill No. 240. A Bill for an Act to Repeal Sections 910 to 916, Both Inclusive, Compiled Laws of 1913, Relating to the Presidential Primary Election.

House Bill No. 242. A Bill for an Act Providing that District Courts Shall Have Jurisdiction in the Foreclosure of Tax Liens in Cases of Irregular Tax Sales, Prescribing the Procedure in Such Cases; and Providing that Such Remedy Shall Be Cumulative.

Senate Bill No. 288. A Bill for an Act Authorizing the Industrial Commission to Make an Investigation for Oil and Gas in North Dakota, and Providing for an Appropriation Therefor.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 25, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 190. A Bill for an Act to Amend Chapter 62 of the Compiled Laws of North Dakota for the Year 1915 and Chapter 158 of the Compiled Laws of North Dakota for the Year 1919 by Extending the Time Within Which Claims May Be Filed Against the State Bonding Fund from Sixty Days to One Year; and Providing Ninety Days After Entry of Judgment for Filing Claims in Certain Cases.

Senate Bill No. 192. A Bill for an Act to Amend and Re-enact Sections 11275, 11276, 11278, 11279 11280, 11281, 11288, 11289 and 11291 of the Compiled Laws of 1913, and Acts Amendatory Thereof, Relating to the Officers and Employees of the State Training School, Their Duties and Salary, Those Who May be Committed to Said School and for What Time, Regulating the Conditions Under which the Students in Said School May be Paroled, and Fixing Penalty for Violation of Parole or Assisting Escapes from Said School.

Senate Bill No. 290. A Bill for an Act to Amend and Re-enact Section 5163 of the Compiled Laws of North Dakota for the Year 1913 Relating to Dividends and Surplus of Banking Corporations.

Senate Bill No. 215. A Bill for an Act Providing for the Discontinuance of the Depositors Guaranty Fund and Limiting the Time Up to Which Deposits Are Guaranteed by Said Fund and the Laws Relating Thereto.

Senate Bill No. 236. A Bill for an Act to Prescribe the Legal Reserve Fund of all Banking Associations and Corporations, on and After July 1, 1926.

Senate Bill No. 232. A Bill for an Act Authorizing the Board of Trustees of the Teachers' Insurance and Retirement Fund to Employ an Actuary and Clerical Assistance and Making an Appropriation Therefor.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Steel moved that the Senate do now adjourn.

Which motion was defeated.

Senator Ingerson moved that the Senate do not adjourn until the House has messaged all its bills to the Senate.

Which motion was defeated.

Senator Ployhar moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

## FIFTY-FIRST DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 25, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President, Walter Maddock, presiding.  
Prayer by the chaplain, Rev. S. F. Halfyard.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Forty-ninth Day After Recess and the Fiftieth Day and recommend that the same be corrected as follows:

On page 4, line 17, correct spacing in words "of interest."

On page 25, line 6 from bottom of page, correct spacing in words "of the."

On page 26, line 25, correct spelling of word "general."

On page 32, line 1, correct spelling of word "demanded."

In line 16, change word "bill" to "motion."

On page 34, line 8 from bottom of page, correct spelling of word "absent."

On page 38, line 8, correct spelling of word "authorization."

On page 41, line 6 from bottom of page, change word "an" to "and."

On page 48, line 26, after word "which" insert the words "the amendment to."

On page 49, line 23, correct spelling of word "general."

On page 54, correct title to Senate Bill No. 185.

On same page, in line 25, correct spacing in words "of the."

On page 56, line 15, strike out first "S" in word "Said."

On page 38, line 12 from bottom of page, after the word "banker" insert the word "into."

In line 11 from bottom of page change word "loss" to "loans."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 24, 1925.

Mr. President: I have the honor to inform you that the House has concurred in the conference committee amendments to Senate Bill No. 20.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 24, 1925.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 279. A Bill for an Act to Amend and Re-enact Section 8, Chapter 137, Session Laws of 1923, Relating to the Administration of Insolvent Banks.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Benson moved that the message from the House be receipted as coming on the Fiftieth day of the session.

Which motion was defeated.

Senator Stevens offered as a substitute amendment that House Bill No. 279 be returned to the House.

Senator Ployhar moved that further consideration of House Bill No. 279 be indefinitely postponed.

Roll call demanded and granted.

#### ROLL CALL

The question being on the motion to indefinitely postpone action on House Bill No. 279, the roll was called, and there were ayes 26, nays 23, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Schlosser
Baird	McCoy	Seamands
Bond	McLachlin	Steel
Carey	Murphy	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	McCrary	Ritchie
Fleckten	Miklethun	Ward
Fredrickson	Olson, Barnes	Whitmer
Hamilton	Olson, Burleigh	Wog
Hjelmstad	Olson, Eddy-Foster	

So the motion was adopted.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 212. A Bill for an Act Relating to Frogs, Establishing Closed Season, Regulating the Manner of Taking; Licensing Dealers and Providing Penalties for Violations.

Was read the first and second time and referred to the Committee on Game and Fish.

House Bill No. 218. A Bill for an Act to Repeal Sections 1804, 1805, 1806 Compiled Laws of North Dakota for 1913.

Was read the first and second time and referred to the Committee on Appropriations.

House Bill No. 92. A Bill for an Act to Repeal Sections 1733, 1734, 1735 and 1736 of the Compiled Laws of North Dakota for 1913, Relating to Military Instruction in the State Normal and Industrial School at Ellendale, N. D.

Was read the first and second time and referred to the Committee on Military Affairs.

House Bill No. 284. A Bill for an Act to Amend and Re-enact Section 5144 of the Compiled Laws of North Dakota for the Year 1913 Relating to Right of Way for Telephone Lines and Electric Light Systems.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 186. A Bill for an Act to Amend and Re-enact Section 5167 of the Compiled Laws of 1913 Requiring

**Regular and Special Reports to the State Examiner by Banking Associations, Savings Banks and Trust Companies, and Providing Penalties for Failure to Make the Same.**

Was read the first and second time and referred to the Committee on Banks and Banking.

**House Bill No. 267. A Bill for an Act Providing for the Cancellation and Destruction of Unsold Bonds of Counties, Cities, Villages and School Districts, on the Expiration of Five Years from the Date of Their Authorization.**

Was read the first and second time and referred to the Committee on State Affairs.

**House Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3523, Compiled Laws of 1913, Relating to the Appointment and Fixing the Salary of Deputy Sheriffs.**

Was read the first and second time and referred to the Committee on State Affairs.

**House Bill No. 286. A Bill for an Act Directing the State Emergency Commission to Provide Funds for Opposing Any Increase in Lignite Freight Rates and Making an Appropriation Therefor.**

Was read the first and second time and referred to the Committee on Appropriations.

**House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 44 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, and as Amended by Chapter 2 of the Session Laws of North Dakota for the Year 1917, Relating to Legislative Apportionment.**

Was read the first and second time and referred to the Committee on Apportionment.

**House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 33, Chapter 161, Session Laws of 1915, as Amended by Chapter 122, Session Laws of 1917, as Amended by Section 4, Chapter 134, Session Laws of 1919, Relating to Game Birds and Fixing the Open Season for Killing Same.**

Was read the first and second time and referred to the Committee on Game and Fish.

**House Bill No. 144. A Bill for an Act Providing for the Manner of Constructing Crossings, and for the Construction and Maintenance of Certain Signs at the Crossings of Railroads, Streets and Public Highways, and Regulating the Use of Such Crossings by the Public, and for the Establishment, Vacation and Re-location of Such Crossings and for the Protection of Dangerous Railroad Grade Crossings.**

Was read the first and second time and referred to the Committee on Highways.

**House Bill No. 289. A Bill for an Act Providing for the Moving of Schoolhouses to Other Places Within School Districts Under Certain Conditions.**



Was read the first and second time and referred to the Committee on Education.

House Bill No. 155. A Bill for an Act to Amend and Re-enact Chapter 136, Laws of North Dakota for the Year 1923, Providing for the Supervision and Regulation of the Transportation of Persons and Property for Compensation Over Any Public Highway by Motor Propelled Vehicles; Defining Transportation Companies; Providing for Supervision and Regulation Thereof by the Board of Railroad Commissioners of the State of North Dakota; Providing for the Enforcement of the Provisions of This Act and for the Punishment of the Violation Thereof.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 122. A Bill for an Act to Repeal All Sections and Parts of Sections, Establishing, Regulating and Providing for the Maintenance of State Fairs at the Cities of Grand Forks, Fargo, Minot and Mandan.

Was read the first and second time and referred to the Committee on Ways and Means.

House Bill No. 260. A Bill for an Act Providing that All Bond Issues Shall Be Authorized by a Vote of the Qualified Electors, and Repealing All Acts and Parts of Acts in Conflict with the Provisions of This Act.

Was read the first and second times and referred to the Committee on Judiciary.

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 297 of the Session Laws of North Dakota for 1923, Being an Act to Prohibit the Keeping Open, Running or Permitting the Running of Any Place for Public Dance from the First Day of the Week, Commonly Called the Sabbath, and Prohibiting the Same Prior to Sunrise on Monday Morning and Providing a Penalty Therefor.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 239. A Bill for an Act Defining Public Dancing Places, Public Dances, Providing for the Issuing of Permits to Operate the Same, Regulating Public Dances and Public Dancing Places, Providing for the Policing of Public Dances, Providing for Penalties for the Violation of this Act, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 258. A Bill for an Act Relating to Bonds Issued by Counties, Cities, Villages, School Districts, Park Districts and Other Subdivisions Within the State.

Was read the first and second time and referred to the Committee on Judiciary.

House Bill No. 281. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 161, Session Laws of 1915, as Amended by Chapter 134, Session Laws of 1919, as Amended by Chapter 224, Session Laws of 1923, Relating to Hunting With Dogs.

Was read the first and second time and referred to the Committee on Game and Fish.

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 69 of the Compiled Laws of North Dakota for 1913, Relating to the Printing of the Popular Edition of the Session Laws; Fixing the Specifications for the Unauthenticated Edition of the Session Laws of the State of North Dakota, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the first and second time and referred to the Committee on Public Printing.

House Bill No. 271. A Bill for an Act Requiring All Public Terminal Grain Elevators to Issue Warehouse Receipts for Grain or Other Produce Received, and Prescribing What Such Warehouse Receipts Shall Contain.

Was read the first and second time and referred to the Committee on Warehouses and Grain Grading.

House Bill No. 152. A Bill for an Act to Enact and Re-enact Chapter 170 of the Session Laws of North Dakota for the Year 1919, as Amended by Chapter 346 of the Session Laws of North Dakota for the Year 1923, Being an Act Regulating and Fixing the Hours of Labor of Females and Providing Penalties for the Violation Thereof.

Was read the first and second time and referred to the Committee on Women's and Children's Welfare.

House Bill No. 210. A Bill for an Act to Amend and Re-enact Section 6815 of the Compiled Laws of the State of North Dakota for 1913, and Section 1 of Chapter 209 of the Laws of North Dakota for 1913, Relating to the Notice Required to be Filed by Claimants of a Mechanic's Lien for Material and Fixing Priorities Thereof.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North Dakota for the Year 1919, Relating to Teacher's Certificates Issued on High School Diplomas.

Was read the first and second time and referred to the Committee on Education.

House Bill No. 287. A Bill for an Act Relating to and Regulating the Election of Directors in School Districts Embracing an Incorporated Village, Town or City.

Was read the first and second time and referred to the Committee on Education.

House Bill No. 121. A Bill for an Act Creating the Office of State Efficiency Expert, Providing for the Appointment of Such Officer, Prescribing His Powers and Duties, Fixing his Salary, and Making an Appropriation for Payment of Same.

Was read the first and second time and referred to the Committee on State Affairs.

House Bill No. 287. A Bill for an Act to Amend and Re-enact Section 4, Chapter 140, Session Laws of 1921, Relating to Sow Thistles.

Was read the first and second time and referred to the Committee on Agriculture.

House Bill No. 268. A Bill for an Act to Amend and Re-enact Section 453 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Fees of Local Registrars to Read as Follows.

Was read the first and second time and referred to the Committee on Public Health.

Senator Rusch moved that House Bill No. 61 be advanced to the head of the calendar.

Which motion prevailed.

### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 61. A Bill for an Act Relating to Redemption from Real Estate Tax Sales.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays 0, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

### ROLL CALL

House Bill No. 68. A Bill for an Act to Provide for the Registration of all Marriages with the State Registrar of Vital Statistics, and to Provide Fees for the Same.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays 1, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Wog
Kaldor	Patterson	

Those voting in the negative were:

Messrs.  
McCoy

Absent and not voting:

Whitmer

So the bill passed and the title was agreed to.

Senator Ingerson moved that action on House Bill No. 98 be deferred one legislative day.

Which motion prevailed.

### ROLL CALL

House Bill No. 111. A Bill for an Act to Amend and Re-enact Section 8964 of the Compiled Laws of North Dakota for 1913, Providing for Preliminary Examination by Judge of the County Court Having Increased Jurisdiction, Preliminary Examinations and Change of Venue.

Was read the third time.

The question being on the final passage of the bill, the roll

was called, and there were ayes 49, nays 0, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

#### ROLL CALL

House Bill No. 188. A Concurrent Resolution Introduced in the House of Representatives of the State of North Dakota by G. W. Morton.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 31, nays 18, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Kretschmar	Ployhar
Bakken	Lynch	Porter
Benson	McCoy	Ritchie
Carey	McCrory	Rusch
Eastgate	Miklethun	Seamands
Ettestad	Olson, Eddy-Foster	Steel
Fleckten	Pathman	Stevens
Fredrickson	Patten	Storstad
Hjelmstad	Patterson	Ward
Ingerson	Peck	Wog
Kaldor		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Marshall	Page
Baird	Martin	Schlosser
Bond	McLachlin	Tofsrud
Hamilton	Murphy	Van Camp
Hart	Olson, Barnes	Whitman
Magnuson	Olson, Burleigh	Whitmer

So the bill passed and the title was agreed to.

## ROLL CALL

House Bill No. 182. A Bill for an Act to Regulate and Restrict Advertising Signs and Devices on Public Highways and on Private Property Where they Obstruct the View of Grade Highway Railroad Crossings.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.  
Hjelmstad

So the bill passed and the title was agreed to.

Senator Lynch moved that House Bill No. 194 be referred to the committee which had it under consideration.

Which motion prevailed.

## ROLL CALL

House Bill No. 89. A Bill for an Act to Amend and Re-enact Chapter 86 of the Session Laws for the Year 1921, as Amended by Chapter 146, Session Laws 1923, Relating to Application of the Tuberculin Test and Eradication of Bovine Tuberculosis in Townships in Counties in North Dakota Under the Direction of the State Live Stock Sanitary Board by Petitions of a Majority of Resident Freeholders or Live Stock Owners in Such Townships.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 47, nays 2, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McCroy	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	

Those voting in the negative were:

Messrs.	Messrs.
Ingerson	Page

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

#### ROLL CALL

House Bill No. 125. A Bill for an Act to Amend and Re-enact Sections 2905, 2906, 2910 Compiled Laws of the State of North Dakota for 1913, Relating to the Analysis and Testing of Seeds by the Agricultural College Experiment Station, and the Certification Thereof, and Repealing Section 2910 and All Acts in Conflict Herewith.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48 nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCroy	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Wog

Absent and not voting:

Messrs.  
Whitmer

So the bill passed and the title was agreed to.

Senator Benson offered the following amendment to House Bill 131: After the figures \$6,000" in line 2 insert the following "which money has been transferred from the State Bar Board Fund into the said general fund."

Which motion prevailed.

ROLL CALL

House Bill No. 131. A Bill for an Act to Provide for the Compilation of a Supplement to the Compiled Laws of 1913, to Comprise the Statutes Enacted by the Regular Sessions of 1915, 1917, 1919, 1921, 1923, 1925 and Two Special Sessions Since 1913, and Authorizing the Secretary of State to Contract with the Lawyers Co-operative Publishing Company of Rochester, New York, to Prepare, Annotate, and Publish Such a Supplement; and Making an Appropriation for the Purchase of Copies for the Use of the State.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 45, nays 3, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Baird	Lynch	Ployhar
Bakken	Magnuson	Porter
Benson	Marshall	Ritchie
Bond	McCoy	Rusch
Carey	McCrory	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Mikelthun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patterson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Martin	Patten

Absent and not voting:

Messrs.  
Whitmer

So the bill passed and the title was agreed to and the emergency clause was declared carried.



## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 25, 1925.

**Mr. Speaker:** I have the honor to return herewith the following bill:

House Bill No. 279.

Which the Senate has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

## COURTESIES OF THE FLOOR

**The courtesies of the floor were extended to the following:**

A. F. Violette, Minot.

Senator Miklethun moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## FIFTY-SECOND DAY

Senate Chamber,  
Bismarck, North Dakota,  
February 26, 1925.

The Senate convened at 2:00 o'clock P. M., Pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the chaplain, Rev. S. F. Halfyard.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fiftieth Day After Recess and Fifty-first Day and recommend that the same be corrected as follows:

On page 6, line 6, change name "Whitman" to "Whitmer."

On page 9, line 31, correct spacing of words "bill for."

On page 10, line 23, change word "affirmative" to "negative."

In line 33 change word "negative" to "affirmative."

On page 14, last line, change line to read: "So the bill was defeated."

On page 17 transpose lines 16 to 20 inclusive to follow line 9.

On page 22, line 8, correct spacing in figure "158." In line 10 correct spelling of word "against."

After line 1 of page 20 add the following: "House Bill No. 275," with title of same.

On page 14, line 4 from bottom of page strike out the word "passed" and insert in lieu thereof the word "excused from voting."

On page 26, line 30, change word "Appropriations" to "Apportionment."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

Report of state parks submitted to the Legislature from the State Historical Society, signed A. G. Libby, Secretary.

Senator Ployhar moved that the communication from the State Historical Society be referred to the Committee on State Affairs.

Which motion prevailed.

#### SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT.

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill:

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

The Committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 19. A Bill for an Act to Repeal Section 1626B of the Compiled Laws of North Dakota for the Year 1913, Relating to Milling Experiments.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 36. A Bill for an Act Making an Appropriation for Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items for the Institution of the Feeble Minded at Grafton.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 29. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, Mayville, and for Equipment and Improvements and Repairs.

Have had the same under consideration and recommend that the same be amended as follows:

Under the subdivision "Salaries and Wages" on the engrossed bill, line 2, strike out the figures "\$82,300.00" and insert in lieu thereof the figures "\$87,300.00."

On line 13 of subdivision "Operating Expense" strike out the figures "\$4,000.00" and insert the figures "\$8,000.00."

Change the item "Total Maintenance" to read "\$186,540.00."

Change the item "Net Maintenance" to read "\$131,540.00."

Make the total of the bill to read "\$138,020.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 32. A Bill for an Act Making an Appropriation for the State Hospital for the Insane at Jamestown for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Miscellaneous Items.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 33. A Bill for an Act Making an Appropriation of \$274,040.00 for the Current and Contingent Expenses of the State Penitentiary and for Making Permanent Improvements and Repairs Thereto.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman,

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 24. A Bill for an Act Making an Appropriation of \$28,000.00 to Provide for the Payment of an Existing Deficit in the General Maintenance Fund of the State Training School at Mandan, North Dakota.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 47. A Bill for an Act to appropriate the Sum of \$75,000.00 from Any Moneys in the State Highway

Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 57. A Bill for an Act to appropriate the Sum of \$100,000.00 from any Moneys in the State Highway Bridge Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River, at a Point Near the Town of Sanish, Between McKenzie County, North Dakota and Mountrail County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 58. A Bill for an Act to appropriate the Sum of Thirty-five Thousand (\$35,000.00) Dollars for the Purpose of Aiding in the Construction of a Bridge and Approaches Across the Des Lacs Lake on the County Line Between Burke and Ward Counties in the State of North Dakota, Under the Provisions of Chapter 73 of the Session Laws of North Dakota for the Year 1919, and that Such Appropriation be Made from the State Highway Fund.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 55. A Bill for an Act to appropriate the Sum of \$200,000.00 from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Williams County and McKenzie County, North Dakota, Under the Provisions of Chapter 73, of the Laws of North Dakota for the Year 1919.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Appropriations made the following report:

Mr. President: Your Committee on Appropriations to whom was referred:

House Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Forestry at Bottineau and Making Permanent Improvements and Additions Thereto.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 82. A Bill for an Act to Regulate and Better Safeguard the Bonds of Public Officials and Public Depositories.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 127. A Bill for an Act Extending the Rights of Eminent Domain as to State Institutions.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Mines and Minerals made the following report:

Mr. President: Your Committee on Mines and Minerals to whom was referred:

House Bill No. 115. A Bill for an Act to Amend and Re-enact Section 3081, Compiled Laws of North Dakota for 1913, Being an Act to License Operation of Coal Mines.

Have had the same under consideration and recommend that the same do pass.

JOHN FLECKTEN,  
Chairman.

Senator Fleckten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Mines and Minerals made the following report:

Mr. President: Your Committee on Mines and Minerals to whom was referred:

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 3082, Compiled Laws of North Dakota for 1913, Being an Act to Provide for Set Statistics to be Kept by the Mine Operators for Public Inspection.

Have had the same under consideration and recommend that the same do pass.

JOHN FLECKTEN,  
Chairman.

Senator Fleckten moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 4503 of the Compiled Laws of North Dakota for the Year 1913; limiting the value of Property to be Held by Religious and Charitable Corporations and Associations.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.



Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Women's and Children's Welfare made the following report:

Mr. President: Your committee on Women's and Children's Welfare to whom was referred:

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 185 of the Session Laws of North Dakota for 1915, as Amended and Re-enacted by Chapter 156 of the Session Laws of North Dakota of 1923; Relating to the Support of Needy Women who are the Mothers of and Who are Compelled to Support One or More Children.

Have had the same under consideration and recommend that the same do pass.

E. B. PAGE,  
Chairman.

Senator Page moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 166. A Bill for an Act Defining and Establishing the State Mill and Elevator, Located at or Near the City of Grand Forks, North Dakota, as a Public Terminal Grain Elevator.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Education made the following report:

Mr. President: Your committee on Education to whom was referred:

House Bill No. 237. A Bill for an Act Relating to and Regulating the Election of Directors in School Districts, Embracing an Incorporated Village, Town or City.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Education made the following report:

**Mr. President:** Your committee on Education to whom was referred:

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North Dakota for the Year 1919, Relating to Teacher's Certificates Issued on High School Diplomas.

Have had the same under consideration and recommend that the same be indefinitely postponed.

**P. J. MURPHY,**  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Mines and Minerals made the following report:

**Mr. President:** Your Committee on Mines and Minerals to whom was referred:

House Bill No. 266. A Bill for an Act to Amend and Re-enact Section 31, Chapter 168, Session Laws of 1919, Relating to the Survey of Mines.

Have had the same under consideration and recommend that the same do pass.

**JOHN FLECKTEN,**  
Chairman.

Senator Fleckten moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Education made the following report:

**Mr. President:** Your Committee on Education to whom was referred:

House Bill No. 289. A Bill for an Act Providing for the Moving of Schoolhouses to Other Places Within School Districts Under Certain Conditions.

Have had the same under consideration and recommend that the same be indefinitely postponed.

**P. J. MURPHY,**  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORT OF SELECT COMMITTEE

**Mr. President:** Your Committee on Interstate Bridges to act with a like Committee of the House to meet with like Committees from Minnesota, Wisconsin and South Dakota, in conference on the subject of interstate bridges, made the following report:

Your Committee met with the Committee of the House and,

as a Joint Committee, met in the Minnesota State Senate Chamber, ten o'clock A. M., February 20th, 1925, at the time and place fixed by the Minnesota Joint Committee on Interstate Bridges, the States of Wisconsin and South Dakota not participating.

The Joint Committee was entertained by both the Minnesota State Senate and House of Representatives and, after an elaborate luncheon at the Capitol Cafe, visited both bodies of the Minnesota Legislature in session and found both Houses of our sister State deeply concerned in the serious problems of taxation and finance, busses and highways and the Twentieth Amendment, and observed that the Legislative Bodies of the State of Minnesota were composed of splendid types of representative citizens. After a brief visit in both Houses, during which the Committee observed that the routine work of the Minnesota Legislature was somewhat different in detail than that of the State of North Dakota, the Committee went into conference and discussed generally highways and bridge problems, and the construction, control and maintenance cost of interstate bridges. The Committee invited to its meeting and consulted with and heard Senator Sullivan and Representative Green of the Minnesota Legislature, Engineer Black of the North Dakota State Highway Department, Engineers Babcock and Ellison of the Minnesota State Highway Department and County Commissioner Wright of Clay County, Minnesota, and, after a general discussion and consideration of the problems confronting the States of North Dakota and Minnesota, the Joint Conference Committee of the States of North Dakota and Minnesota made its report which is attached hereto and made a part hereof.

The Committee were in all things courteously treated and entertained and report a very friendly attitude of the members of the Minnesota Legislature towards the members of the North Dakota Legislature. The Committee was also entertained by the Governor, and the Governor desired us to convey his very kindly feelings to the Governor of North Dakota and the North Dakota Legislature.

That the expenses of the members of the Committee itemized and statement thereof attached hereto, is also made a part hereof, and that your Committee recommends that this report, embodying the report of the Joint Conference Committee on Interstate Bridges, be approved and adopted.

W. D. LYNCH,  
Chairman.

Senator Lynch moved that the report be adopted.

**REPORT OF CONFERENCE OF JOINT COMMITTEE ON  
INTERSTATE BRIDGES OF THE LEGISLATURE OF  
THE STATES OF MINNESOTA AND NORTH DAKOTA.**

A joint committee convened in the Minnesota State Senate Chamber at 2:30 o'clock, P. M. on February 20th, 1925.

Present representing the Minnesota Legislature were Senators A. A. Haagenson, Barnesville; Adolph Larson, Sandstone; George H. Sullivan, Stillwater and Representatives

Otto W. Kolshorn, Red Wing; F. A. Green, Steven, and Joseph E. Therrien of Pine City.

Present representing the North Dakota Legislature were Senators W. D. Lynch, LaMoure; A. S. Marshall, Forbes, and Representatives George W. Morton, Manning; Robert Boyd, Fargo, and Fred Eckert, Williston.

Senator Lynch of the North Dakota delegation was duly elected Chairman and Senator Haagenon of the Minnesota delegation was duly elected Secretary of the Joint Committee.

W. G. Black, State Engineer and Secretary of the North Dakota Highway Department and Charles M. Babcock, Commissioner and J. T. Ellison, Bridge Engineer of the Minnesota Highway Department were present.

After general discussion in which all members of the joint committee participated as well as the representatives of the respective highway departments, the joint committee agreed upon the following general principles which should be embodied in future legislation by the said states.

1. Traffic upon interstate bridges is no longer a mere local concern but is of interstate and national scope and character. Therefore, the burden of constructing and maintaining interstate bridges should be borne by the respective states adjoining the same under such legislation by the respective states as might be deemed proper in each state.

2. Such bridges should be so constructed, maintained and operated by cooperation and agreement between the duly authorized authorities of such adjoining states and such authorities should determine the location of each such bridge and the manner of its construction and the details of maintenance and repair.

Respectfully submitted,

(Signed) A. A. HAAGENSON,  
ADOLPH LARSON,  
OTTO W. KOLSHORN,  
F. A. GREEN,  
JOSEPH E. THERRIEN,  
Joint Committee of Minnesota  
Legislature.

(Signed) W. D. LYNCH,  
A. S. MARSHALL,  
G. W. MORTON,  
ROBERT J. BOYD,  
FRED ECKERT.  
Joint Committee of North  
Dakota Legislature.

February 25, 1925.

State of North Dakota, Dr., to W. D. Lynch, LaMoure, North Dakota:	
Railroad fare and sleeper, Saint Paul and return.....	\$36.63
Ryan Hotel, Saint Paul .....	6.00
Meals .....	5.00
	<hr/>
Charge Nineteenth Legislative Assembly Fund.....	\$47.63

February 25, 1925.

State of North Dakota Dr., to A. S. Marshall, Forbes, North Dakota:	
Railroad fare and sleeper, Saint Paul and return.....	\$41.88
Ryan Hotel, Saint Paul .....	3.00
Meals .....	4.00
	<hr/>
Charge Nineteenth Legislative Assembly Fund.....	\$48.88

February 25, 1925.

State of North Dakota, Dr., to G. W. Morton, Manning, North Dakota:	
Railroad fare and sleeper, Saint Paul and return.....	\$36.63
Ryan Hotel, Saint Paul .....	6.69
Meals .....	4.75
	<hr/>
Charge Nineteenth Legislative Assembly Fund.....	\$47.98

February 25, 1925.

State of North Dakota, Dr. to Robert Boyd, Fargo, North Dakota:	
Railroad fare and sleeper, Saint Paul and return.....	\$41.88
Ryan Hotel, Saint Paul .....	3.00
Meals .....	4.00
	<hr/>
Charge Nineteenth Legislative Assembly Fund.....	\$48.88

February 25, 1925.

State of North Dakota, Dr., To Fred Eckert, Williston, North Dakota:	
Railroad fare and sleeper, Saint Paul and return.....	\$41.88
Ryan Hotel, Saint Paul .....	3.00
Meals .....	4.00
	<hr/>
Charge Nineteenth Legislative Assembly Fund.....	\$48.88

Senator Murphy moved that the report be referred to the Committee on Appropriations.

Which motion prevailed.

A return was made to the Sixth Order of Business.

## REPORTS OF STANDING COMMITTEES

The Committee on Public Printing made the following report:

Mr. President: Your Committee on Public Printing to whom was referred:

House Bill No. 93 as amended. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 187 of the Session Laws of North Dakota for the Year 1919 as Amended by Chapter 211 of the Session Laws of North Dakota for 1923, Relating to the Qualifications of Official and Legal Newspapers and Providing for the Election of Such Newspapers.

Have had the same under consideration and recommend that the same be amended as follows:

In line 4 of Section 3 of the engrossed bill, after the word "printed" strike out the words "at least three quarters."

And when so amended recommend the same do pass.

W. H. PORTER,  
Chairman.

Senator Porter moved that the report be adopted, which motion prevailed and the report was adopted.

## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 26, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 111. A Bill for an Act to Amend and Re-enact Section 8964 of the Compiled Laws of North Dakota for 1913, Providing for Preliminary Examination by Judge of the County Court Having Increased Jurisdiction, Preliminary Examination and Change of Venue.

House Bill No. 188. A Concurrent Resolution Introduced in the House of Representatives of the State of North Dakota by G. W. Morton.

House Bill No. 182. A Bill for an Act to Regulate and Restrict Advertising Signs and Devices on Public Highways and on Private Property Where they Obstruct the View of Grade Highway Railroad Crossings.

House Bill No. 89. A Bill for an Act to Amend and Re-enact Chapter 86 of the Session Laws for the Year 1921, as Amended by Chapter 146, Session Laws 1923, Relating to Application of the Tuberculin Test and Eradication of Bovine Tuberculosis in Townships in Counties in North Dakota Under the Direction of the State Live Stock Sanitary Board by Petitions of a Majority of Resident Freeholders or Live Stock Owners in Such Townships.

House Bill No. 125. A Bill for an Act to Amend and Re-enact Sections 2005, 2906, 2910 Compiled Laws of the State of North Dakota for 1913, Relating to the Analysis and Testing of Seeds by the Agricultural College Experiment Station, and the Certification Thereof, and Repealing Section 2910 and All Acts in Conflict Herewith.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 26, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 61. A Bill for an Act Relating to Redemption from Real Estate Tax Sales.

House Bill No. 68. A Bill for an Act to Provide for the Registration of all Marriages with the State Registrar of Vital Statistics, and to Provide Fees for the Same.

House Bill No. 131. A Bill for an Act to Provide for the Compilation of a Supplement to the Compiled Laws of 1913, to Comprise the Statutes Enacted by the Regular Sessions of 1915, 1917, 1919, 1921, 1923, 1925 and Two Special Sessions Since 1913, and Authorizing the Secretary of State to Contract with the Lawyers Co-operative Publishing Company of Rochester, New York, to Prepare, Annotate, and Publish Such a Supplement; and Making an Appropriation for the Purchase of Copies for the Use of the State.

Which the Senate has amended.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Martin moved that the vote by which House Bill No. 279 was defeated be reconsidered.

Roll call demanded and granted.

#### ROLL CALL

House Bill No. 279. A Bill for an Act to Amend and Re-enact Section 8, Chapter 137, Session Laws of 1923, Relating to the Administration of Insolvent Banks.

The question being on the reconsideration of the vote by which House Bill No. 279 was defeated, the roll was called, and there were ayes 24, nays 25, absent and not voting 0.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
McCrary	Fleckten	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

So the motion was defeated.

Senator Ployhar moved that the vote by which House Bill No. 279 was defeated be reconsidered and the motion to reconsider be laid on the table.

Senator Ingerson demanded a roll call on the clincher motion.

**ROLL CALL**

The question being on the clincher motion to House Bill No. 279, the roll was called, and there were ayes 26, nays 23, absent and not voting none.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	McCoy	Seamands
Baird	McLachlin	Steel
Bond	Murphy	Stevens
Carey	Page	Storstad
Eastgate	Pathman	Tofsrud
Hart	Ployhar	Van Camp
Kaldor	Porter	Whitman
Kretschmar	Rusch	Whitmer
Lynch	Schlosser	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrary	Ritchie
Fredrickson	Mikelthun	Ward
Hamilton	Olson, Barnes	Wog
Hjelmstad	Olson, Burleigh	

So the clincher motion was adopted.



Senator Whitmer explained his vote:

Mr. President: Realizing that this corpse will have to be buried, in order to do as good a job as possible, Whitmer votes "aye." I want to put it down deep.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 275. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923, and Magpie Bounty Allowed in Chapter 144 of Session Laws, 1923.

Was read the first and second time and referred to the Committee on Appropriations.

Senator Ployhar moved that final action on House Bill No. 98 be deferred until March 2.

Which motion prevailed.

Senator Carey asked a return to the Eleventh Order of Business, which request was granted.

#### INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Whitmer introduced:

Senate Bill No. 294. A Concurrent Resolution.

Which was read the first and second time and referred to the Committee on State Affairs.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to the following:

R. E. Etteness, Makoti, N. D.; Mike Puse, Parshall, N. D.; Mrs. Frank E. Ployhar, Valley City, N. D.; J. C. Donovan, Leeds, N. D.

Senator Ployhar moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

Very respectfully,

C. R. VERRY,  
Secretary.

## FIFTY-THIRD DAY

---

Senate Chamber,  
Bismarck, North Dakota,  
February 27, 1925.

The Senate convened at 2:00 o'clock P. M., pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the chaplain, Rev. S. F. Halfyard.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

The committee on Revision and Correction of the Journal made the following report:

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-second Day and recommend that the same be corrected as follows:

On page 11, line 19, correct spelling of word "traffic." In line 21, correct spelling of word "burden."

On page 15, line 24, change word "passed" to "defeated."

On page 17, line 14, correct spelling of word "appropriation."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## REPORTS OF STANDING COMMITTEES

The Committee on Irrigation and Drainage made the following report:

Mr. President: Your Committee on Irrigation and Drainage to whom was referred:

House Bill No. 73. A Bill for an Act to Amend and Re-enact Section 2464 of the Compiled Laws of North Dakota

for the Year 1913, as Amended by Chapter 58 of the Session Laws of 1921, and Amending and Re-enacting Section 2468 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Establishment of Drains and the Assessment of benefits Subject to Review.

Have had the same under consideration and recommend that the same do pass.

FRED VAN CAMP,  
Chairman.

Senator Van Camp moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Ways and Means made the following report:

Mr. President: Your Committee on Ways and Means to whom was referred:

House Bill No. 122. A Bill for an Act to Repeal All Sections and Parts of Sections, Establishing, Regulating and Providing for the Maintenance of State Fairs at the Cities of Grand Forks, Fargo, Minot and Mandan.

Have had the same under consideration and recommend the same without recommendation.

SENATOR RUSCH,  
Chairman.

Senator Rusch moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 128. A Bill for an Act to Amend and Re-enact Sections 8125 and 8133 of the Compiled Laws of North Dakota for 1913, Relating to Chattel Mortgage Sales.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 130. A Bill for an Act Appropriating \$10,-

000.00 out of the State Bar Fund and Transferring the Same to the General Fund of the State.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 142. A Bill for an Act to Repeal Sections 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289 and 2290 of the Compiled Laws of North Dakota for the Year 1913 Relating to Bond Issues Authorized by the Legislative Assembly of the State of North Dakota Which Have Been Retired.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2180 of the Compiled Laws of 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 159. A Bill for an Act to Amend and Re-enact Section 2664 of the Compiled Laws of North Dakota for the Year 1913, Having to Do With Estrays and the Sale Thereof.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 181. A Bill for an Act to Amend and Re-enact Section 21 of Chapter 231 of the Session Laws of 1917, as Amended and Re-enacted by Section 21 of Chapter 225 of the Session Laws of 1919 Relating to the Taxation of Transfers of Property by Will, Gift or by Intestate Law.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 219. A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota, Providing for the Introduction and Reading of Bills and the Length of a Legislative Day.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 10248 of the Compiled Laws of North Dakota for the Year 1913, Forbidding the Injury, Destruction or Removal of Encumbered Chattel Property from the State and Prescribing Penalties Therefor.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 8134 of the Compiled Laws for the Year 1913, Being an Act to Redeem Property from a Chattel Mortgage Foreclosure Sale.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 61 of the 1915 Session Laws, Relating to the Filing of Itemized Statements Required by the State Budget Board.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 10914 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Statement of the Case in Criminal Proceedings.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 143. A Bill for an Act Prescribing the Penalty for Larceny in the Night Time of Poultry and Live Stock.

Have had the same under consideration and recommend that the same be amended as follows:

On line 1 of the title to the engrossed bill, strike out the words "in the night time."

On lines 1 and 2 of the engrossed bill, strike out the words "in night time."

On lines 5 and 6 strike out the words "and that the act was committed in the night time."

And when so amended, recommend the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: A majority of your committee on Taxes and Tax Laws to whom was referred:

House Bill No. 229. A Bill for an Act to Amend and Re-enact Chapter 59 of the Session Laws of 1917, as Amended and Re-enacted by Chapter 220 of the Session Laws of 1919, as Amended and Re-enacted by Chapter 298 of the Session Laws of 1923.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: A minority of your committee on Taxes and Tax Laws to whom was referred:

House Bill No. 229. A Bill for an Act to Amend and Re-enact Chapter 59 of the Session Laws of 1917, as Amended and Re-enacted by Chapter 220 of the Session Laws of 1919, as Amended and Re-enacted by Chapter 298 of the Session Laws of 1923.

Have had the same under consideration and recommend that the same do pass.

C. J. OLSON,  
R. W. PATTEN,  
JOHN R. BENSON,  
GUST WOG,  
OLE ETTESTAD.

Senator C. J. Olson moved that the report be adopted.

Roll call demanded and granted.

## ROLL CALL

The question being on the minority report of committee on Taxes and Tax Laws to pass, the roll was called, and there were ayes 24, nays 25, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrory	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

So the report was defeated.

Senator Page explained his vote:

Mr. President: I wish to explain my vote and have the remarks recorded in the Journal. I wish to vote as I do on this bill for the reason:

First: I believe there should be no taxation without representation and not voting to spend the taxpayers' money without taxation.

Second: Because it seems to me unfair and unjust.

Third: All property should be assessed and taxed uniformly and justly.

Fourth: For the reason I think the law passed two years ago does assess and tax all property more equally and justly than this law would.

Fifth: Because I believe there should be no exemption; that each property owner should pay tax on what he has, from the man with a small amount of property, to the person or corporation with a large amount, in proportion to what they have; and furthermore, for the reason that any person owning any property at all will take more interest in the welfare of county, state and national affairs and be a more interested and better citizen if they pay taxes on what they own.

Therefore I vote "no."



Senator Ettestad explained his vote: I believe all taxes should be paid according to the ability to pay, and all property should be paid according to its ability.

I find since the law was changed two years ago that the burden has been switched from the corporations to the poorer people in the state. Taxes on homes in town have increased 400 per cent; on horses, 100 per cent; on cattle, 100 per cent; on hogs, 150 per cent; and on gas and steam engines 50 per cent; household goods 500 per cent; clothing and wearing apparel 2000 per cent. Therefore, Mr. President, I feel that the burden of two years ago was switched from the corporations and thrown onto the poor people of the state, thus passing an unjust burden at that time. So I vote "no."

Roll call demanded and granted.

#### ROLL CALL

The question being on the acceptance of the majority committee report on House Bill No. 229, for indefinite postponement, the roll was called, and there were ayes 25, nays 24, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrory	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog

So the report was approved.

Senator Storstad moved that the vote by which majority report was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The committee on Taxes and Tax Laws made the following report:

Mr. President: A majority of your committee on Taxes and Tax Laws to whom was referred:

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 40, Article 12, Chapter 312, Session Laws of 1923, Relating to the Assessment, Levy and Collection of a Tax Upon Incomes.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. G. STORSTAD,  
Chairman.

Mr. Storstad moved that the report be adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: A minority of your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 40, Article 12, Chapter 312, Session Laws of 1913, Relating to the Assessment, Levy and Collection of a Tax Upon Incomes.

Have had the same under consideration and recommend that the same do pass.

C. J. OLSON,  
R. W. PATTEN,  
JOHN W. BENSON,  
GUST WOG,  
OLE ETTESTAD.

Senator C. J. Olson moved that the report be adopted.

Senator C. J. Olson moved the substitution and adoption of the minority report on House Bill No. 157.

Roll call demanded and granted.

#### ROLL CALL

The question being on the adoption of the minority report on House Bill No. 157, the roll was called and there were ayes 23, nays 26, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ritchie
Fleckten	McCrary	Ward
Fredrickson	Miklethun	Whitmer
Hamilton	Olson of Barnes	Wog
Hjelmstad	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

So the minority report was defeated.

Roll call demanded and granted on the adoption of the majority report on House Bill No. 157.

### ROLL CALL

The question being on the adoption of the majority report on House Bill No. 157 for indefinite postponement, the roll was called, and there were ayes 26, nays 23, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ritchie
Fleckten	McCrorry	Ward
Fredrickson	Miklethun	Whitmer
Hamilton	Olson of Barnes	Wog
Hjelmstad	Olson, Eddy-Fcster	

So the majority report was adopted.

Senator Whitman moved that the vote by which the majority report was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 260. A Bill for an Act Providing that All Bond Issues Shall Be Authorized by a Vote of the Qualified Electors, and Repealing All Acts and Parts of Acts in Conflict with the Provisions of This Act.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 167, Session Laws of 1919 and to Provide for Terms of Court in the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 258. A Bill for an Act Relating to Bonds Issued by Counties, Cities, Villages, School Districts, Park Districts, and Other Subdivisions Within the State; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3532, Article 13, Chapter 43 of the Compiled Laws of 1913, Relating to the Fees of County Surveyors.

Have had the same under consideration and recommend that the same be amended as follows:

In item 8 of Section 3532 strike out the word "six" after the words "county roads" and insert the word "five" in lieu thereof.

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 216. A Bill for an Act Amending Sections 4, 9 and 12, Chapter 292, Session Laws of 1923, Relating to the Bonds of North Dakota, Real Estate Series.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 149. A Bill for an Act to Create a State Board of Accountancy and Prescribing Its Duties and Powers; to Provide for the Examination of and Issuance of Certificates to Qualified Accountants, with the Designation of Certified Public Accountants; to Provide the Penalty for Violations of the Provisions Thereof; and to Repeal Sections 549, 550, 551, 552, 553, 554, 555, 556 and 557 of the Compiled Laws of North Dakota for the Year 1913 and All Other Acts or Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same be amended as follows:

Page 3, at end of line 12, insert the following: "or who has completed a course of not less than two years in Accountancy in some state institution or some other school of recognized standing."

Page 6, Section 14, line 6, after the word "exceeding" strike out "30 days" and insert "six months" in lieu thereof.

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 146 of the Session Laws of 1919 as Amended and Re-enacted and as Purported to be Amended and Re-enacted by Chapter 176 of the Session Laws of 1923; Creating the Office of Commissioner of Immigration, Appointment by the Governor, Term of Office, and Prescribing Salary and Bond.

Have had the same under consideration and recommend that the same be amended as follows:

Line 10, strike out the figures "\$10,000.00" after the words "sum of" and insert the figures "\$2,000.00" in lieu thereof.

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 208. A Concurrent Resolution.

Have had the same under consideration and recommend that the same be amended as follows:

In the title of the bill change so as to read as follows:

"House Bill No. 208. Introduced by Mr. Yeater. A Concurrent Resolution."

Being same as the title of the printed bill.

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your conference committee on Senate Bill No. 26 begs leave to submit the following report:

In line 1 of the title of the printed bill, strike out "\$12,000.00" and insert in lieu thereof "\$11,000.00."

In line 3, of Section 1, strike out "\$12,000" and insert in lieu thereof "\$11,000."

In line 9½ strike out "\$3000" and insert in lieu thereof "\$2500.00."

In line 15, strike out "\$2000.00" and insert in lieu thereof "\$1500.00."

In line 17, strike out "\$12,000.00" and insert in lieu thereof "\$11,000.00."

And when so amended recommend that the same do pass.

(Signed) PETER McLACHLIN,  
FRED VAN CAMP,  
C. J. OLSON,  
MINNIE D. CRAIG,  
LAURA B. SANDERSON,  
WILLIAM KAMRATH.

Senator McLachlan moved the adoption of the conference committee report on Senate Bill No. 26.

Senator Ployhar moved that the report be not accepted and that the committee be discharged and a new conference committee be appointed.

Roll call demanded and granted.

#### ROLL CALL.

The question being on Senator Ployhar's motion on conference committee report on Senate Bill No. 26, the roll was called, and there were ayes 20, nays 29, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Page
Baird	Kaldor	Pathman
Bond	Kretschmar	Ployhar
Carey	Lynch	Porter
Eastgate	Magnuson	Schlosser
Fleckten	McCoy	Tofsrud
Hart	Olson, Burleigh	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	McLachlin	Seamands
Bakken	Miklethun	Steel
Benson	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Patten	Ward
Hjelmstad	Patterson	Whitman
Marshall	Peck	Whitmer
Martin	Ritchie	Wog
McCrary	Rusch	

So the motion was defeated.

Senator McLachlin moved that Senate Bill No. 26 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 26. A Bill for an Act Making an Appropriation of \$9,400.00 for the Use of the Board of Administration in Administering Child Welfare Laws.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 41, nays 8, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Marshall	Ritchie
Baird	Martin	Schlosser
Bakken	McCoy	Seamands
Benson	McCrorry	Steel
Bond	McLachlin	Stevens
Carey	Miklethun	Storstad
Eastgate	Murphy	Tofsrud
Ettestad	Olson, Barnes	Van Camp
Fredrickson	Olson, Burleigh	Ward
Hamilton	Olson, Eddy-Foster	Whitman
Hart	Page	Whitmer
Hjelmstad	Patten	Wog
Kaldor	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Magnuson	Porter
Ingerson	Pathman	Rusch
Kretschmar	Ployhar	

So the bill passed and the title was agreed to..

Senator Whitmer moved that the rules be suspended for the purpose of reconsidering the vote by which the clincher motion was applied to House Bill No. 279.

Roll call demanded and granted on suspension of the rules.

### ROLL CALL

The question being on the motion by Senator Whitmer for suspension of the rules, the roll was called, and there were ayes 23, nays 26, absent and not voting none.



Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patten
Bakken	Marshall	Patterson
Benson	Martin	Peck
Ettestad	McCrory	Ritchie
Fleckten	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog
Ingerson	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Schlosser
Baird	McCoy	Seamands
Bond	McLachlin	Steel
Carey	Murphy	Stevens
Eastgate	Page	Storstad
Fredrickson	Pathman	Tofsrud
Hart	Ployhar	Van Camp
Kaldor	Porter	Whitman
Kretschmar	Rusch	

So the motion was defeated.

Senator Benson explained his vote as follows:

Mr. President: I vote "aye" upon the motion to reconsider the vote by which the clincher motion passed this body on February 26th. I do this, Mr. President, in behalf of justice and in the interest of many thousands of our unfortunate citizens who are daily calling upon God Almighty to bestir the minds of the Nineteenth Legislative Assembly to correct the makeshift machinery for protecting the property rights of the aforesaid citizens.

Senator Hjelmstad explained his vote:

Mr. President: I vote "aye" to suspend the rules so as to get a chance to give that House Bill No. 279 the same treatment we gave the other bills in the Senate. I feel that if House Bill No. 279 had been given the same treatment the other bills were given it would have gone through the same course as the other bills and would have been referred to the Committee on Banks and Banking. After due consideration I feel sure that many of those who have opposed this bill would have given it their hearty support.

Senator Stevens explained his vote:

Mr. President: This is a very serious proposition. I must vote "no" on this bill for the reason that I think we should stand in reverence in the presence of the dead.

Senator Storstad explained his vote:

Mr. President: The correction of the House Journal shows that House Bill No. 279 received only 42 votes. Therefore it did not pass the House. I vote "no."

Senator Ward explained his vote as follows:

Mr. President: The 26th District, which I represent, has six closed banks. Therefore I was very much interested in seeing House Bill No. 279 given a chance to help the people of my district. Mr. President, I do not believe the faction who were opposed to House Bill No. 279 have taken into consideration how much this bill, if made a law, would help the depositors of closed banks of the state. Our people are having very great difficulty in paying their taxes, interest, and other obligations and certainly need to get every cent possible out of the assets of those closed banks. Mr. President, I believe that if House Bill No. 279 were a law, it would mean the saving of many homes in our state. Therefore, Mr. President, I vote "aye" on the reconsideration of the vote by which the clincher was put on House Bill No. 279.

Senator Murphy moved that the vote by which House Bill No. 289 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Murphy moved that House Bill No. 289 be referred to the Committee on Education.

Which motion prevailed.

## INTRODUCTION, FIRST AND SECOND READING OF SENATE BILLS

Senator Ployhar introduced:

Senate Bill No. 295. A Concurrent Resolution to Appropriate Money to Pay Expenses of Joint Committee on Interstate Bridges.

Which was read the first and second time and referred to the Committee on Appropriations.

## THIRD READING OF HOUSE BILLS

### ROLL CALL

House Bill No. 19. A Bill for an Act to Repeal Section 1626B of the Compiled Laws of North Dakota for the Year 1913, Relating to Milling Experiments.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Ritchie
Bakken	Marshall	Rusch
Benson	McCrary	Schlosser
Bond	McLachlin	Seamands

Messrs.	Messrs.	Messrs.
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson of Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog

Those voting in the negative were:

Messrs.  
Martin

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	McCoy	Porter

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 24. A Bill for an Act Making an Appropriation of \$28,000.00 to Provide for the Payment of an Existing Deficit in the General Maintenance Fund of the State Training School at Mandan, North Dakota.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 47, nays 1, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Schlosser
Bond	McCoy	Seamands
Carey	McCroy	Steel
Eastgate	McLachlin	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Wog
Ingerson	Patten	Whitmer
Kaldor	Patterson	

Those voting in the negative were:

Messrs.  
Absent and not voting:

Messrs.  
Miklethun  
Rusch

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senator Kretschmar moved the following amendments to House Bill No. 29: In line 3 of the engrossed bill the figures "\$129,020" be changed to "\$138,020" and the totals in the entire bill be corrected.

Which motion prevailed.

ROLL CALL

House Bill No. 29. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, Mayville, and for Equipment and Improvements and Repairs.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burieigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 32. A Bill for an Act Making an Appropriation for the State Hospital for the Insane at Jamestown for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Miscellaneous Items.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 1, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Murphy	Steel
Ettestad	Miklethun	Stevens
Fleckten	Olson of Barnes	Storstad
Fredrickson	Olson of Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Those voting in the negative were:

Messrs.  
Hjelmstad

So the bill passed and the title was agreed to.

Senator Rusch offered the following amendment to House Bill No. 33:

In line 24, page 2, cut out the figures "\$60,000" and insert in lieu thereof "\$50,000."

Which amendment was defeated.

#### ROLL CALL

House Bill No. 33. A Bill for an Act Making an Appropriation of \$265,540.00 for the Current and Contingent Expenses of the State Penitentiary and for Making Permanent Improvements and Repairs Thereto.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 47, nays 2, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Schlosser
Bond	McCrory	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog
Kretschmar	Patterson	

Those voting in the negative were:

Messrs.	Messrs.
Hjelmstad	Rusch

So the bill passed and the title was agreed to.

Senator Page moved that the vote by which House Bill No. 33 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

### ROLL CALL

House Bill No. 36. A Bill for an Act Making an Appropriation for Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items for the Institution of the Feeble Minded at Grafton.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

### ROLL CALL

House Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Forestry at Bottineau and Making Permanent Improvements and Additions Thereto.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 34, nays 14, absent and not voting none, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Kaldor	Page
Baird	Magnuson	Patten
Bakken	Marshall	Patterson
Benson	Martin	Peck
Bond	McCoy	Ritchie
Eastgate	McCroy	Schlosser
Ettestad	Miklethun	Seamands
Fleckten	Murphy	Tofsrud
Fredrickson	Olson, Barnes	Van Camp
Hamilton	Olson, Burleigh	Ward
Hjelmstad	Olson, Eddy-Foster	Whitmer
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McLachlin	Steel
Carey	Pathman	Stevens
Hart	Ployhar	Storstad
Kretschmar	Porter	Wog
Lynch	Rusch	

Passed:

Messrs.  
Whitman

So the bill passed and the title was agreed to.

Senator Patterson moved that the vote by which House Bill No. 43 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Whitman moved that third reading and final passage of House Bills Nos. 47, 55, 57 and 58 be deferred until next Tuesday.

Roll call demanded and granted.

### ROLL CALL

The question being on the deferring of final action on House Bills Nos. 47, 55, 57 and 58 until Tuesday, the roll was called and there were ayes 21, nays 28, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Rusch
Baird	McLachlin	Schlosser
Bond	Murphy	Steel
Eastgate	Olson, Burleigh	Storstad
Kaldor	Page	Tofsrud
Kretschmar	Ployhar	Van Camp
Lynch	Porter	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Carey	McCoy	Ritchie
Ettestad	McCrorry	Seamands
Fleckten	Miklethun	Stevens
Fredrickson	Olson, Barnes	Ward
Hamilton	Olson, Eddy-Foster	Whitmer
Hart	Pathman	Wog
Hjelmstad		

So the motion was defeated.

Senator Whitman moved that final action on House Bills Nos. 47, 55, 57 and 58 be deferred until Monday.

Roll call demanded and granted.

#### ROLL CALL

The question being on the deferring of final action on House Bills Nos. 47, 55, 57 and 58 until Monday, the roll was called, and there were ayes 20, nays 29, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Rusch
Baird	McLachlin	Schlosser
Bond	Murphy	Steel
Eastgate	Olson, Burleigh	Storstad
Kaldor	Page	Van Camp
Kretschmar	Ployhar	Whitman
Lynch	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patterson
Bakken	Magnuson	Peck
Benson	Marshall	Ritchie
Carey	McCoy	Seamands
Ettestad	McCrorry	Stevens
Fleckten	Miklethun	Tofsrud
Fredrickson	Olson, Barnes	Ward
Hamilton	Olson, Eddy-Foster	Whitmer
Hart	Pathman	Wog
Hjelmstad	Patten	

So the motion was defeated.

Senator Lynch moved that the Senate do now recess for ten minutes.

Which motion was defeated.

Senator Whitman moved that final action on House Bills Nos. 47, 55, 57 and 58 be deferred one legislative day.

Roll call demanded and granted.



## ROLL CALL

The question being on the deferring of final action on House Bills Nos. 47, 55, 57 and 58 one legislative day, the roll was called and there were ayes 20, nays 29, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Rusch
Baird	McLachlin	Schlosser
Bond	Murphy	Steel
Eastgate	Olson, Burleigh	Storstad
Kaldor	Page	Van Camp
Kretschmar	Ployhar	Whitman
Lynch	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patterson
Bakken	Magnuson	Peck
Benson	Marshall	Ritchie
Carey	McCoy	Seamands
Ettestad	McCrory	Stevens
Fleckten	Miklethun	Tofsrud
Fredricksen	Olson, Barnes	Ward
Hamilton	Olson, Eddy-Foster	Whitmer
Hart	Pathman	Wog
Hjelmstad	Patten	

So the motion was defeated.

Senator Patten explained his vote: This is the first time in the past six years that I ever knew the Grand Forks Senator could control the vote of this Senate body. I vote "no."

Senator Ward explained his vote: I vote "no" on this proposition for the reason that the Senator from Grand Forks has openly threatened that if this Senate body does not do his bidding these bills will be killed.

Senator Whitman explained his vote: I don't want to be misunderstood on the remarks I made. I meant to say that the bills were liable to be killed, I don't say they would be. I vote "aye."

Senator Whitman moved that House Bills Nos. 47, 55, 57 and 58 be placed at the foot of the calendar.

Roll call demanded and granted.

## ROLL CALL

The question being on the placing the House Bills Nos. 47, 55, 57 and 58 at the foot of the calendar, the roll was called, and there were ayes 20, nays 29, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Rusch
Baird	McLachlin	Schlosser
Bond	Murphy	Steel
Eastgate	Olson, Burleigh	Storstad
Kaldor	Page	Van Camp
Kretschmar	Ployhar	Whitman
Lynch	Porter	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patterson
Bakken	Magnuson	Peck
Benson	Marshall	Ritchie
Carey	McCoy	Seamands
Ettestad	McCrary	Stevens
Fleckten	Miklethun	Tofsrud
Fredrickson	Olson, Barnes	Ward
Hamilton	Olson, Eddy-Foster	Whitmer
Hart	Pathman	Wog
Hjelmstad	Patten	

So the motion was defeated.

#### ROLL CALL

House Bill No. 47. A Bill for an Act to appropriate the sum of \$75,000.00 from any moneys in the State Highway Fund, for the purpose of aiding in the construction of a bridge across the Red River of the North, between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota under the provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 18, nays 31, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patterson
Baird	Marshall	Peck
Bakken	McLachlin	Rusch
Bond	Murphy	Steel
Fredrickson	Olson, Burleigh	Storstad
Hamilton	Patten	Van Camp

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Porter
Benson	Martin	Ritchie
Carey	McCoy	Schlosser
Eastgate	McCrary	Seamands

Messrs.	Messrs.	Messrs.
Ettestad	Miklethun	Stevens
Fleckten	Olson, Barnes	Tofsrud
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Ployhar	Wog
Kretschmar		

So the bill was declared defeated.

Senator Whitman explained his vote:

Mr. President: I vote "no" on this bill for the purpose of having the privilege of making the motion on the next legislative day that the vote by which this bill was lost be reconsidered.

Senator Whitman moved that final action on House Bill No. 55 be deferred one legislative day.

Which motion was defeated.

#### ROLL CALL

House Bill No. 55. A Bill for an Act to appropriate the sum of \$200,000.00 from any moneys in the State Highway Fund for the purpose of aiding in the construction of a bridge across the Missouri River between Williams County and McKenzie County, North Dakota, under the provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 29, nays 20, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Page
Babcock	Lynch	Patten
Baird	Magnuson	Patterson
Bakken	Marshall	Peck
Benson	Martin	Ritchie
Bond	McCrary	Ward
Ettestad	Miklethun	Whitman
Fleckten	Olson, Barnes	Whitmer
Fredrickson	Olson, Burleigh	Wog
Hamilton	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carey	McLachlin	Seamands
Eastgate	Murphy	Steel
Hart	Pathman	Stevens
Hjelmstad	Ployhar	Storstad
Kaldor	Porter	Tofsrud
Kretschmar	Rusch	Van Camp
McCoy	Schlosser	

So the bill passed and the title was agreed to.

The President declared the emergency clause lost.

Senator Ward explained his vote:

Mr. President: I voted against the bill passed just before this. I would like to explain my reasons for voting for this bill and against the other. We have appropriated a great amount of money for bridge building and I believe I am right in voting for the bridge which I believe is most needed of any in the lot. The river in the eastern part of the state is a small river and the bridge asked for is between two states. The bridge in the northwest part of the state is over the Missouri river and is of great benefit to the people of that country. Therefore, I think we need this bridge and we need it as soon as it is possible to get it. As Senator McCoy said, "The first appropriation for a bridge is only a start." I believe in starting one and finishing it, building the others as fast as we get to them.

Senator Whitman explained his vote:

Mr. President: I vote "aye" on this bill for the purpose of having the privilege of making the motion on the next legislative day that the vote by which this bill passed be reconsidered.

### ROLL CALL

House Bill No. 57. A Bill for an Act to Appropriate the Sum of \$100,000.00 from any Moneys in the State Highway Bridge Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River, at a Point Near the Town of Sanish, Between McKenzie County, North Dakota and Mountrail County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 30, nays 19, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patterson
Baird	Martin	Peck
Bakken	Kretschmar	Ployhar
Benson	Lynch	Rusch
Bond	Magnuson	Schlosser
Ettestad	Marshall	Steel
Fleckten	Murphy	Van Camp
Fredrickson	Olson, Burleigh	Whitman
Hamilton	Page	Whitmer
Ingerson	Patten	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	McLachlin	Ritchie
Carey	Miklethun	Seamands
Eastgate	Olson, Barnes	Stevens
Hart	Olson, Eddy-Foster	Storstad
Hjelmstad	Pathman	Tofsrud
McCoy	Porter	Ward
McCrary		

So the bill passed and the title was agreed to..

The President declared the emergency clause lost.

Senator Hamilton explained his vote:

Mr. President: Inasmuch as this is an absolute necessity, this bridge will open up a market over the Missouri river for grain that now is inconvenienced in getting to market, thousands and thousands of bushels of grain will pass over this bridge to get to market. Therefore, I vote "aye."

Senator Whitman explained his vote:

Mr. President: I vote "aye" on this bill for the purpose of having the privilege on the next legislative day to make the motion that the vote by which this bill was passed be reconsidered.

### ROLL CALL

House Bill No. 58. A Bill for an Act to appropriate the sum of Twenty-five Thousand (\$25,000.00) Dollars for the Purpose of Aiding in the Construction of a Bridge and Approaches Across the Des Lacs Lake on the County Line Between Burke and Ward Counties in the State of North Dakota, Under the Provisions of Chapter 73 of the Session Laws of North Dakota for the Year 1919, and that Such Appropriation be Made from the State Highway Fund.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 21, nays 28, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bakken	Lynch	Patten
Benson	Magnuson	Patterson
Bond	Marshall	Peck
Flechten	Martin	Ployhar
Fredrickson	Olson, Burleigh	Steel
Hamilton	Olson, Eddy-Foster	Van Camp
Ingerson	Page	Whitmer

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Rusch
Babcock	McCrary	Schlosser
Baird	McLachlin	Seamands
Carey	Miklethun	Stevens
Eastgate	Murphy	Storstad
Ettestad	Olson, Barnes	Tofsrud
Hart	Pathman	Ward
Hjelmstad	Porter	Whitman
Kaldor	Ritchie	Wog
Kretschmar		

So the bill was defeated.

Senator Whitman explained his vote:

Mr. President: I vote "no" for the purpose of having the privilege on the next legislative day of making the motion that the vote by which the bill was lost be reconsidered.

ROLL CALL

House Bill No. 82. A Bill for an Act to Regulate and Better Safeguard the Bonds of Public Officials and Public Depositories.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 45, nays 4, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patterson
Babcock	Kretschmar	Peck
Baird	Lynch	Ployhar
Bakken	Magnuson	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrary	Schlosser
Eastgate	Mikelthun	Seamands
Ettestad	Murphy	Steel
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Marshall	Stevens	Tofsrud
McLachlin		

So the bill passed and the title was agreed to.

## ROLL CALL

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 187 of the Session Laws of North Dakota for the Year of 1919 as Amended by Chapter 211 of the Session Laws of North Dakota for 1923, Relating to the Qualifications of Official and Legal Newspapers and Providing for the election of such newspapers.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 46, nays none, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patten
Babcock	Lynch	Patterson
Baird	Magnuson	Peck
Bakken	Marshall	Ployhar
Benson	Martin	Porter
Bond	McCoy	Ritchie
Carey	McCroy	Rusch
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitmer
Ingerson	Pathman	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Schlosser	Van Camp	Whitman

So the bill passed and the title was agreed to.

## ROLL CALL

House Bill No. 115. A Bill for an Act to Amend and Re-enact Section 3081, Compiled Laws of North Dakota for 1913, Being an Act to License Operation of Coal Mines.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 23, nays 26, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCroy	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog
Ingerson	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Seamands
Babcock	McCoy	Schlosser
Baird	McLachlin	Steel
Bond	Murphy	Stevens
Carey	Page	Storstad
Eastgate	Pathman	Tofsrud
Hart	Ployhar	Van Camp
Kaldor	Porter	Whitman
Kretschmar	Rusch	

So the bill was declared lost.

### ROLL CALL

House Bill No. 127. A Bill for an Act Extending the Rights of Eminent Domain as to State Institutions.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
<b>Bakken</b>	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Whitman
Hjelmstad	Pathman	Ward
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

### ROLL CALL

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 3082, Compiled Laws of North Dakota for 1913, Being an Act to Provide for Set Statistics to be Kept by the Mine Operators for Public Inspection.

Was read the third time.

The question being on the final passage of the bill, the roll



was called, and there were ayes 22, nays 27, absent and not voting 0.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bakken	Ingerson	Olson, Eddy-Foster
Benson	Magnuson	Patterson
Ettestad	Marshall	Peck
Fleckten	Martin	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Wog
Hjelmstad	Olson, Burleigh	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Lynch	Rusch
Babcock	McCoy	Schlosser
Baird	McCroy	Seamands
Bond	McLachlin	Steel
Carey	Murphy	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>
Whitmer	Patten

So the bill was defeated.

### ROLL CALL

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 4503 of the Compiled Laws of North Dakota for the Year 1913; limiting the value of Property to be Held by Religious and Charitable Corporations and Associations.

Was read the third time.

The question being on the final passage of the bill, the roll was called and there were ayes 32, nays 14, absent and not voting 3.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Marshall	Porter
Babcock	McCoy	Rusch
Baird	McCroy	Seamands
Bond	McLachlin	Steel
Carey	Miklethun	Stevens
Eastgate	Olson, Burleigh	Storstad
Ettestad	Olson, Eddy-Foster	Van Camp
Fredrickson	Page	Ward
Hart	Pathman	Whitman
Kaldor	Patten	Wog
Lynch	Patterson	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bakken	Kretschmar	Peck
Fleckten	Magnuson	Ployhar
Hamilton	Martin	Ritchie
Hjelmstad	Murphy	Tofsrud
Ingerson	Olson of Barnes	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Benson	Schlosser	Whitmer

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 185 of the Session Laws of North Dakota for 1915, as Amended and Re-enacted by Chapter 156 of the Session Laws of North Dakota of 1923; Relating to the Support of Needy Women who are the Mothers of and Who are Compelled to Support One or More Children.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 42, nays 5, absent and not voting 2.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Peck	Ployhar
Baird	Lynch	Porter
Bakken	Magnuson	Ritchie
Bond	McCoy	Rusch
Eckert	McCroly	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	Marshall	Olson, Eddy-Foster
Fredrickson	Martin	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>
Benson	Schlosser

So the bill passed and the title was agreed to.

## ROLL CALL

House Bill No. 166. A Bill for an Act Defining and Establishing the State Mill and Elevator, Located at or Near the City of Grand Forks, North Dakota, as a Public Terminal Grain Elevator.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Patten
Babcock	Kretschmar	Peck
Baird	Lynch	Ployhar
Bakken	Magnuson	Porter
Benson	Marshall	Ritchie
Bond	McCoy	Rusch
Carey	McCrary	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Flechten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patterson	Wog

Absent and not voting:

Messrs.

Schlusser

So the bill passed and the title was agreed to.

So the emergency clause was declared carried.

Senator Pathman explained his vote: I vote "aye" on this bill as it reduces the freight rate to the terminal elevator at Grand Forks and isn't going to hurt anyone—neither farmer nor business man.

Senator Atkins offered the following amendment to House Bill No. 266: In line 31, page 2 of the printed bill, after the word "survey" add: "provided that nothing in this act shall apply to mines unless production exceeds 500 tons per annum."

Senator Hamilton moved that House Bill No. 266 be referred to the Committee on Mines and Minerals.

Which motion prevailed.

Senator Benson requested a return to the Tenth Order of Business.

Which request was granted.

FRIDAY, FEBRUARY 27, 1925

831

MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 27, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 237. A Bill for an Act Relating to and Regulating the Election of Directors in School Districts Embracing an Incorporated Village or City.

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North Dakota for the Year 1919, Relating to Teacher's Certificates Issued on High School Diplomas.

Which the Senate has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 27, 1925.

Mr. President: I have the honor to inform you that the House refuses to concur in the Senate amendments to House Bill No. 68 and the Speaker has appointed as a conference committee Representatives McManus, Twichell and Martin.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 27, 1925.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 61 and 131.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 27, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 99. A Bill for an Act to Amend and Re-

enact Sub-section 3 of Section 6635c of the Compiled Laws of North Dakota for the Year 1913, Relating to the Incontestable Clause to Be Included in the Required Provisions of Life Policies.

Senate Bill No. 137. A Bill for an Act Relating to the Deposits of Money by Executors, Administrators and Guardians in Solvent Banks of Trust Companies.

Senate Bill No. 244. A Bill for an Act Relating to the Attachment of Isolated Land to an Adjoining School District and Providing the Manner of Such Attachment.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 27, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out and Maintaining General Supervision and Regulation of Grain Grading, Elevator Accounting, Bonding, Licensing, and Inspection of Elevators, Warehouses and Flour Mills, in the Handling of All Agricultural Products.

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Section 2212 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 252 of the Session Laws of 1915, Relating to the Duty of the County Auditor and the Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 142 of the Session Laws of 1921. Defining Certain Words and Phrases Contained in said Chapter.

Senate Bill No. 160. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration Has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporation.

Which the House has amended.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 27, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 2846 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 104 of the Session Laws of North Dakota for the Year 1917.

Senate Bill No. 132. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law.

Senate Bill No. 150. A Bill for an Act to Repeal Sections 2147, 2245, 2252 of the Compiled Laws of the State of North Dakota for the Year 1913 Relating to Taxation of Public Utility Property in Unorganized Counties.

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by Chapter 141 of the Session Laws of North Dakota for the Year 1921.

Senate Bill No. 86. A Bill for an Act to Amend and Re-enact Section 2094 and Section 2122 of the Compiled Laws of 1913, Relating to the Manner of Listing and Assessing Personal Property; to Repeal Sections 2102 and 2103, Compiled Laws 1913, and Chapter 232, Session Laws of 1915; to Amend and Re-enact Chapter 68, Special Session Laws of 1919 Relating to the Situs of Property for Taxation; to Amend and Re-enact Section 2101, Compiled Laws of 1913, Relating to Time and Place of Listing Taxable Property; and to Repeal All Acts and Parts of Acts in Conflict Therewith.

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Senate Bill No. 2. A Bill for an Act to Amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Senate Bill No. 126. A Bill for an Act to Repeal Section 27 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law.

Senate Bill No. 121. A Bill for an Act Requiring Bonds of Contractors Doing Contract Work for the State or any Political Subdivision Thereof to Carry a Provision Guaranteeing that the Employees of Such Contractor or any of His Sub-contractors Are Fully Covered Under the Provisions of the Workmen's Compensation Law, Being Chapter 162 of the

Session Laws of North Dakota for the Year 1919, and Acts Amendatory Thereof.

Senate Bill No. 105. A Bill for an Act to Amend and Re-enact Section 5605 of the Compiled Laws of 1913, as Amended by Chapter 229 of the Session Laws of North Dakota for the Year 1913.

Senate Bill No. 213. A Bill for an Act to Empower and Authorize the Board of Administration to Furnish Current from its Lighting Plant at the State Tuberculosis Sanitarium at Dunseith, North Dakota, to the City of Dunseith, North Dakota, and the Inhabitants Thereof.

Senate Bill No. 184. A Bill for an Act to Repeal Section 1913, Relating to Commissions Allowed County Treasurers Upon Bond Issues.

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Chapter 353 of the Session Laws of North Dakota for the Year 1923 Requiring Reporting of Names of School District Clerks to the Workmen's Compensation Bureau.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Kaldor moved that the Senate do not concur in the House amendments to Senate Bill No. 114 and that a conference committee be appointed.

Which motion prevailed.

The President appointed as conference committee on Senate Bill No. 114, Senators Kaldor, Fleckten and Ettetad.

Senator Kretschmar moved that the Senate do concur in the House amendments to Senate Bill No. 93.

Which motion prevailed.

Senator Kretschmar moved that Senate Bill No. 93 be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Senator Benson moved that the Senate do now adjourn.

Which motion was defeated.

Senator Whitmer demanded a call of the Senate.

Roll call was granted and showed Senators Hamilton, Martin, Olson of Burleigh and Tofsrud to be absent.

Senator Stevens moved that further business under the call be dispensed with.

Which motion prevailed.

The President appointed as a conference committee on House Bill No. 68, Senators McCoy, McLachlin and Baird.

## COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

Sheriff Horning, Mr. Shrader and Mrs. Fishman of **McClusky**, N. D.; Ollie Anderson, Minneapolis, Minn.; **Matt Johnson**, Bottineau, N. D.; **L. C. Washburn**, Edgeley, N. D.; **O. B. Severson**, Hettinger, N. D.; **W. M. Owens**, Williston, N. D.; **J. Mahon**, Langdon, N. D.; **Clarence Sheppard**, Chas. Garvin, Thos. C. Griffith and **J. D. Bacon**, all of Grand Forks, N. D.; **J. E. Erickson** and **F. R. Nicholson**, Minot, N. D.

Senator Storstad moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

**C. R. VERRY,**  
Secretary.



## FIFTY-FOURTH DAY

---

Senate Chamber,  
Bismarck, North Dakota,  
February 28, 1925.

The Senate convened at 2:00 o'clock P. M. pursuant to adjournment, the President, Walter Maddock, Presiding.

Prayer by the Chaplain, Rev. S. F. Halfyard.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your committee on Revision and Correction of the Journal of the Fifty-third day and recommend that the same be corrected as follows:

On page 9, line 4, change word "ax" to read "tax."

On page 36, line 8, correct spacing in words "for an."

On page 7, at bottom of page add "therefore I vote No."

On page 38, line 3, strike out Senate Bill No. 205 and title and insert Senate Bill No. 105 and title.

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

A communication was received and read protesting the passage of the House Bill on opening the hunting season, signed by D. C. McHugh, Minot, N. D., and 76 others.

One also for same purpose signed Stanley Gun Club and 40 members.

One in regard to gasoline tax, signed by Herman N. Mitbo, Donnybrook, N. D.

SENATE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 2846 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 104 of the Session Laws of North Dakota for the Year 1917.

Senate Bill No. 132. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law.

Senate Bill No. 150. A Bill for an Act to Repeal Sections 2147, 2245, 2252 of the Compiled Laws of the State of North Dakota for the Year 1913 Relating to Taxation of Public Utility Property in Unorganized Counties.

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by Chapter 141 of the Session Laws of North Dakota for the Year 1921.

Senate Bill No. 86. A Bill for an Act to Amend and Re-enact Section 2094 and Section 2122 of the Compiled Laws of 1913, Relating to the Manner of Listing and Assessing Personal Property; to Repeal Sections 2102 and 2103, Compiled Laws 1913, and Chapter 232, Session Laws of 1915; to Amend and Re-enact Chapter 68, Special Session Laws of 1919 Relating to the Situs of Property for Taxation; to Amend and Re-enact Section 2101, Compiled Laws of 1913, Relating to Time and Place of Listing Taxable Property; and to Repeal All Acts and Parts of Acts in Conflict Therewith.

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Senate Bill No. 2. A Bill for an Act to Amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Senate Bill No. 126. A Bill for an Act to Repeal Section 27 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law.

Senate Bill No. 121. A Bill for an Act Requiring Bonds of

**Contractors Doing Contract Work for the State or any Political Subdivision Thereof to Carry a Provision Guaranteeing that the Employees of Such Contractor or any of His Sub-Contractors Are Fully Covered Under the Provisions of the Workmen's Compensation Law, Being Chapter 162 of the Session Laws of North Dakota for the Year 1919, and Acts Amendatory Thereof.**

Senate Bill No. 205. A Bill for an Act to Amend and Re-enact Section 5184, Compiled Laws of 1913 Relating to the Assets and Liabilities of Banks.

Senate Bill No. 213. A Bill for an Act to Empower and Authorize the Board of Administration to Furnish Current from its Lighting Plant at the State Tuberculosis Sanitarium at Dunseith, North Dakota, to the City of Dunseith, North Dakota, and the Inhabitants Thereof.

Senate Bill No. 184. A Bill for an Act to Repeal Section 1913, Relating to Commissions Allowed County Treasurers Upon Bond Issues.

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Chapter 353 of the Session Laws of North Dakota for the Year 1923, Requiring Reporting of Names of School District Clerks to the Workmen's Compensation Bureau.

And find the same correctly Enrolled.

C. J. OLSON,  
Chairman.

Senator Olson of Barnes moved the adoption of the report, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

The committee on Appropriations made the following report.

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 31. A Bill for an Act Making an Appropriation of \$110,000.00 for Maintenance, Improvements and Repairs, Equipment and Miscellaneous for the Tuberculosis Sanatorium at San Haven.

Have had the same under consideration and recommend that the same be amended as follows:

On line one of the title of the engrossed bill strike out the figures "\$110,000.00" and insert the figures "\$130,000.00"

On line three of section one strike out the figures "\$110,000.00" and insert the figures "\$130,000.00."

Change to the item "Other Employees" to read "\$50,000.00."

Make the item "Food (including meats, etc.)" to read "\$40,000.00"

Change the "Total Maintenance" to read "\$167,000.00."

Change the "Total Net Maintenance" to read "\$77,300.00."

Insert subdivision "New Buildings" making item one to read "Children's Building \$40,000.00"

Make the item "General Repairs" to read "\$5,500.00."

Make the item "Replacement Old Equipment" to read "\$4,000.00."

Change the "Total For Improvements And Repairs" making it to read "\$12,700.00."

Change the total of the bill from "\$110,000.00" to "\$130,000.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 34. A Bill for an Act Making an Appropriation to Pay the Current and Contingent Expenses of the School for the Deaf at Devils Lake, Together with Improvements and Repairs, Equipment and Miscellaneous Items.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 40. A Bill for an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

**Mr. President:** Your committee on Appropriations to whom was referred:

House Bill No. 38. A Bill for an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

Have had the same under consideration and recommend that the same be amended as follows:

Correct the total of the bill making it to read "\$86,400.00" instead of "\$86,900.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

**Mr. President:** Your committee on Appropriations to whom was referred:

House Bill No. 46. A Bill for an Act Making an Appropriation of \$262,380.00 to the State Training School, Mandan, North Dakota, for the Current and Contingent Expenses, Maintenance, New Buildings, Equipment and Miscellaneous Items, for the Biennium Beginning July 1st, 1925, and Ending June 30th, 1927.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Military Affairs made the following report:

**Mr. President:** Your committee on Military Affairs to whom was referred:

House Bill No. 92. A Bill for an Act to Repeal Sections 1733, 1734, 1735 and 1736 of the Compiled Laws of North Dakota for 1913, Relating to Military Instruction in the State Normal and Industrial School at Ellendale, N. D.

Have had the same under consideration and recommend that the same do pass.

L. R. BAIRD,  
Chairman.

Senator Baird moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Railroads made the following report:

**Mr. President:** Your committee on Railroads to whom was referred:

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 1, Chapter 204, Session Laws of 1915, Being an Act to Compel Railroad Companies to Maintain Suitable Stock Yards.

Have had the same under consideration and recommend that the same do pass.

JOHN W. BENSON,  
Chairman.

Senator Benson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Railroads made the following report:

**Mr. President:** Your committee on Railroads to whom was referred:

House Bill No. 84. A Bill for an Act Empowering the Board of Railroad Commissioners to Order, Authorize and Permit Common Carriers to Publish and Charge Special Freight Rates, Classifications, Rules and Regulations, and Repealing all Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

JOHN W. BENSON,  
Chairman.

Senator Benson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Temperance made the following report:

**Mr. President:** Your Committee on Temperance to whom was referred:

House Bill No. 180. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 97 of the Session Laws of 1921, as Amended and Re-enacted by Section 1, of Chapter 268 of the Session Laws of 1923, Defining Intoxicating Liquors.

Have had the same under consideration and recommend that the same do pass.

CHAS. M. WHITMER,  
Chairman.

Senator Whitmer moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

**Mr. President:** Your committee on Appropriations to whom was referred:

House Bill No. 218. A Bill for an Act to Repeal Sections 1804, 1805, 1806 Compiled Laws of North Dakota for 1913.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 275. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923, and Magpie Bounty Allowed in Chapter 144 of Session Laws, 1923.

Have had the same under consideration and recommend that that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Education made the following report:

Mr. President: Your committee on Education to whom was referred:

House Bill No. 289. A Bill for an Act Providing for the Moving of Schoolhouses to Other Places Within School Districts Under Certain Conditions.

Have had the same under consideration and recommend that the same be amended as follows:

In line 8 of the printed bill after the word "discontinued" add the words "for at least one year."

And when so amended recommend the same do pass.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

Senate Bill No. 295. A Concurrent Resolution to appropriate Money to Pay Expenses of Joint Committee on Interstate Bridges.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, whihc motion prevailed and the report was adopted.

#### MOTIONS AND RESOLUTIONS

Senator Van Camp moved that the vote by which House Bill No. 57 was passed be reconsidered.

Roll call demanded and granted.

#### ROLL CALL

The question being on the motion for reconsideration of the vote by which House Bill No. 57 was passed, the roll was called, and there were ayes 26, nays 23, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Schlosser
Baird	McCoy	Seamands
Bond	McLachlin	Steel
Carey	Murphy	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Hjelmstad	Ployhar	Van Camp
Kaldor	Porter	Whitman
Kretschmar	Rusch	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patten
Bakken	Marshall	Patterson
Benson	Martin	Peck
Ettestad	McCroy	Ritchie
Fleckten	Miklethun	Ward
Fredrickson	Olson, Barnes	Whitmer
Hamilton	Olson, Burleigh	Wog
Ingerson	Olson, Eddy-Foster	

So the motion was adopted.

Senator Van Camp moved that further consideration of House Bill No. 57 be indefinitely postponed.

Roll call demanded and granted.

#### ROLL CALL

The question being on the indefinite postponement of House Bill No. 57, the roll was called, and there were ayes 25, nays 24, absent and not voting 0.



Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrory	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog

So the motion to indefinitely postpone was adopted.

Senator Page moved that the vote by which House Bill No. 55 was passed be reconsidered.

Roll call demanded and granted.

#### ROLL CALL

The question being on the motion for reconsideration of House Bill No. 55 as amended, the roll was called, and there were ayes 25, nays 24, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrory	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Oison, Burleigh	Wog

So the motion was adopted.

Senator Page moved that further action on House Bill No. 55 be indefinitely postponed.

Roll call demanded and granted.

### ROLL CALL

The question being on the motion for indefinite postponement of House Bill No. 55 the roll was called and there were ayes 25, nays 24 ,absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrory	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Burleigh	Wog

So the motion was adopted.

Senator Kretschmar moved that Senate Bill No. 93 be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out and Maintaining General Supervision and Regulation of Grain Grading, Elevator Accounting, Bonding, Licensing, and Inspection of Elevators, Warehouses and Flour Mills in the Handling of all Agricultural Products.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays 0, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Ritchie
Bakken	Martin	Porter
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Flechten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
February 28, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 291. A Bill for an Act to Amend and Re-enact Section 1829 C. L. 1913.

Senate Bill No. 190. A Bill for an Act to Amend Chapter 62 of the Compiled Laws of North Dakota for the Year 1915 and Chapter 158 of the Compiled Laws of North Dakota for the Year 1919 by Extending the Time Within Which Claims May Be Filed Against the State Bonding Fund from Sixty Days to One Year, and Providing Ninety Days After Entry of Judgment for Filing Claims in Certain Cases.

Senate Bill No. 233. A Bill for an Act Making an Appropriation of Six Hundred Dollars (\$600.00) to the North Dakota Poultry Association.

Senate Bill No. 258. A Bill for an Act to Provide for the Conveyance of Pupils in Consolidated School Districts and in School Districts Where Consolidated Schools Have Not Been Established, and Providing for Compensation Thereof, and Repealing Acts and All Parts of Acts in Conflict Herewith.

Senate Bill No. 268. A Bill for an Act Making an Appropriation of Two Thousand (\$2000.00) Dollars to the North Dakota Live Stock Association and the North Dakota Dairy-men's Association, Jointly.

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 3275 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Powers of County Commissioners.

Senate Bill No. 221. A Bill for an Act Entitled an Act to Require all Public School Buildings, Seminaries and College Buildings, More than One Story in Height to Be Provided With Chemical Fire Extinguishers, and Providing for a Penalty for the Violation Thereof.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 28, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 988, of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Section 201 of the Session Laws of 1923, Relating to the Disability of Electors in Marking Their Ballots.

Senate Bill No. 7. A Bill for an Act Making an Appropriation of \$1,526.48 to Pay an Existing Deficit in the Mine Inspection Department.

Senate Bill No. 257. A Bill for an Act to Amend Chapter 131 of the Session Laws of 1919 as Amended by Chapter 66 of the Session Laws of 1921, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Senate Bill No. 277. A Bill for an Act to Amend and Re-enact Section 1725 of the Compiled Laws of North Dakota for the Year 1913, Relative to the Industrial School at Ellendale, North Dakota.

Which the House has amended.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
February 28, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 2093 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 228, Laws of 1917, Relating to the Matter of Listing Property for Taxation Purposes.

Senate Bill No. 112. A Bill for an Act to Amend and Re-enact Sections 2, 5, and 13 of Chapter 159, Session Laws of 1919, Relating to Insurance on Public Buildings, Providing

for the Classification of All Public Property, Limiting the Amount of Insurance to Be Carried by the State Fire and Tornado Fund, Providing for the Re-Insurance of Certain Risks, and the Collection of the Premium Therefore.

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 145 of the Session Laws of 1921.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 28, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 187 of the Session Laws of North Dakota for the Year of 1919 as Amended by Chapter 211 of the Session Laws of North Dakota for 1923, Relating to the Qualifications of Official and Legal Newspapers and Providing for the election of such newspapers.

House Bill No. 29. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, Mayville, and for Equipment and Improvements and Repairs.

Which the Senate has Amended.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 28, 1925.

Mr. Speaker: I have the honor to inform you that the Senate does not concur in the House amendments to Senate Bill No. 114 and has appointed as a conference committee, Senators Kaldor, Fleckten and Ettestad.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 28, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 24. A Bill for an Act Making an Appropriation of \$28,000.00 to Provide for the Payment of an Existing Deficit in the General Maintenance Fund of the State Training School at Mandan, North Dakota.

House Bill No. 19. A Bill for an Act to Repeal Section 1626B of the Compiled Laws of North Dakota for the Year 1913, Relating to Milling Experiments.

House Bill No. 32. A Bill for an Act Making an Appropriation for the State Hospital for the Insane at Jamestown for the Payment of Salaries and Wages, Improvements and Repairs, New Buildings, Equipment and Miscellaneous Items.

House Bill No. 33. A Bill for an Act Making an Appropriation of \$265,540.00 for the Current and Contingent Expenses of the State Penitentiary and for Making Permanent Improvements and Repairs Thereto.

House Bill No. 36. A Bill for an Act Making an Appropriation for Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items for the Institution of the Feeble Minded at Grafton.

House Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Forestry at Bottineau and Making Permanent Improvements and Additions Thereto.

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 4503 of the Compiled Laws of North Dakota for the Year 1913; Limiting the Value of Property to be Held by Religious and Charitable Corporations and Associations.

House Bill No. 166. A Bill for an Act Defining and Establishing the State Mill and Elevator, Located at or Near the City of Grand Forks, North Dakota, as a Public Terminal Grain Elevator.

House Bill No. 82. A Bill for an Act to Regulate and Better Safeguard the Bonds of Public Officials and Public Depositories.

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 185 of the Session Laws of North Dakota for 1915, as Amended and Re-enacted by Chapter 156 of the Session Laws of North Dakota of 1923; Relating to the Support of Needy Women who are the Mothers of and Who are Compelled to Support One or More Children.

House Bill No. 127. A Bill for an Act Extending the Rights of Eminent Domain as to State Institutions.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
February 28, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 8133 of the Compiled Laws of North Dakota for 1913, Relating to Chattel Mortgage Sales.

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2180 of the Compiled Laws of 1913.

House Bill No. 219. A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota, Providing for the Introduction and Reading of Bills and the Length of a Legislative Day.

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 8134 of the Compiled Laws for the Year 1913, Being an Act to Redeem Property from a Chattel Mortgage Foreclosure Sale.

House Bill No. 229. A Bill for an Act to Amend and Re-enact Chapter 59, Laws of North Dakota, 1917, Relating to the Classification of Property for Assessment.

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 40, Article 12, Chapter 312, Session Laws of 1913, Relating to the Assessment, Levy and Collection of a Tax Upon Incomes.

Which the Senate has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Kretschmar moved that the Senate do concur in the House amendments to Senate Bill No. 7.

Which motion prevailed.

Senator Kretschmar moved that Senate Bill No. 7 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 7. A Bill for an Act Making an Appropriation of \$1,525.48 to Pay an Existing Deficit in the Mine Inspection Department.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 39, nays 10, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Porter
Babcock	Lynch	Ritchie
Baird	Magnuson	Rusch
Bakken	Marshall	Schlosser
Benson	Martin	Seamands
Bond	McCoy	Steel
Carey	McLachlin	Stevens
Eastgate	Murphy	Storstad
Ettestad	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Kaldor	Ployhar	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Miklethun	Patterson
Hamilton	Olson, Eddy-Foster	Peck
Ingerson	Patten	Whitmer
McCrorry		

So the bill passed and the title was agreed to.

Senator Murphy moved that the Senate do not concur in the House amendments to Senate Bill No. 277, and that a new conference committee be appointed.

Which motion prevailed.

The President appointed as a conference committee on Senate Bill No. 277, Senators Marshall, Lynch and Hjelmstad.

Senator Bond moved that further action on Senate Bill No. 77 be deferred one legislative day.

Which motion prevailed.

Senator Kaldor moved that the Senate do not concur in the House amendments to Senate Bill No. 257 and that a new conference committee be appointed.

Which motion prevailed.

The President appointed as such conference committee Senators Kaldor, Page and Peck.

Senator Magnuson moved that the Senate do concur in the House amendments to Senate Bill No. 133.

Which motion prevailed.

Senator Patterson moved that Senate Bill No. 133 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 142 of the Session



Laws of 1921 Defining Certain Words and Phrases Contained in said Chapter.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes 48, nays 1, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Carey	McCroy	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Those voting in the negative were:

**Messrs.**

Bond

So the bill passed and the title was agreed to.

Senator Ward moved that the Senate do concur in the House amendments to Senate Bill No. 160.

Which motion prevailed.

Senator Patterson moved that Senate Bill No. 160 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 160. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration has Expired Without the Renewal Thereof and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporation.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 89. A Bill for an Act to Amend and Re-enact Chapter 86 of the Session Laws for the Year 1921, as Amended by Chapter 146, Session Laws 1923, Relating to Application of the Tuberculin Test and Eradication of Bovine Tuberculosis in Townships in Counties in North Dakota Under the Direction of the State Livestock Sanitary Board by Petition of a Majority of Resident Freeholders or Livestock Owners in Such Townships.

House Bill No. 111. A Bill for an Act to Amend and Re-enact Section 8964 of the Compiled Laws of North Dakota for 1913, Providing for Preliminary Examination by Judge of the County Court Having Increased Jurisdiction, Preliminary Examinations and Change of Venue.

House Bill No. 131. A Bill for an Act to Provide for the Compilation of a Supplement to the Compiled Laws of 1913, to Comprise the Statutes Enacted by the Regular Sessions of 1915, 1917, 1919, 1921, 1923, 1925 and Two Special Sessions Since 1913, and Authorizing the Secretary of State to Contract with the Lawyers Co-operative Publishing Company of Rochester, New York, to Prepare, Annotate, and Publish Such a Supplement; and Making an Appropriation for the Purchase of Copies for the Use of the State.

House Bill No. 182. A Bill for an Act to Regulate and Restrict Advertising Signs and Devices on Public Highways and on Private Property Where they Obstruct the View of Grade Highway Railroad Crossings.

House Bill No. 61. A Bill for an Act Relating to Real Estate Tax Sales.

House Bill No. 125. A Bill for an Act to Amend and Re-enact Sections 2005, 2906, 2910 Compiled Laws of the State of North Dakota for 1913, Relating to the Analysis and Testing of Seeds by the Agricultural College Experiment Station, and the Certification Thereof, and Repealing Section 2910 and All Acts in Conflict Herewith.

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

House Bill No. 188. A Concurrent Resolution introduced in the House of Representatives of the State of North Dakota by G. W. Morton.

Senate Bill No. 86. A Bill for an Act to Amend and Re-enact Section 2094 and Section 2122 of the Compiled Laws of 1913, Relating to the Manner of Listing and Assessing Personal Property; to Repeal Sections 2102 and 2103, Compiled Laws 1913, and Chapter 232, Session Laws of 1915; to Amend and Re-enact Chapter 68, Special Session Laws of 1919 Relating to the Situs of Property for Taxation; to Amend and Re-enact Section 2101, Compiled Laws of 1913, Relating to Time and Place of Listing Taxable Property; and to Repeal All Acts and Parts of Acts in Conflict Therewith.

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by Chapter 141 of the Session Laws of North Dakota for the Year 1921.

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Chapter 353 of the Session Laws of North Dakota for the Year 1923, Requiring Reporting of Names of School District Clerks to the Workmen's Compensation Bureau.

Senate Bill No. 2. A Bill for an Act to Amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Senate Bill No. 132. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 2846 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 104 of the Session Laws of North Dakota for the Year 1917.

Senate Bill No. 184. A Bill for an Act to Repeal Section 3455 of the Compiled Laws of North Dakota for the Year 1913 Relating to Commissions Allowed County Treasurers Upon Bond Issues.

Senate Bill No. 150. A Bill for an Act to Repeal Sections 2147, 2245, 2252 of the Compiled Laws of the State of North Dakota for the Year 1913 Relating to Taxation of Public Utility Property in Unorganized Counties.

Senate Bill No. 213. A Bill for an Act to Empower and Authorize the Board of Administration to Furnish Current from its Lighting Plant at the State Tuberculosis Sanitarium at Dunseith, North Dakota, to the City of Dunseith, North Dakota, and the Inhabitants Thereof.

Senate Bill No. 105. A Bill for an Act to Amend and Re-enact Section 5605 of the Compiled Laws of 1913, as Amended by Chapter 229 of the Session Laws of North Dakota for the Year 1923.

Senate Bill No. 126. A Bill for an Act to Repeal Section 27 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law.

Senate Bill No. 121. A Bill for an Act Requiring Bonds of Contractors Doing Contract Work for the State or any Political Subdivision Thereof to Carry a Provision Guaranteeing that the Employees of Such Contractor or any of His Sub-Contractors Are Fully Covered Under the Provisions of the Workmen's Compensation Law, Being Chapter 162 of the Session Laws of North Dakota for the Year 1919, and Acts Amendatory Thereof.

And the President signed the same in the presence of the Senate.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 28, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out and Maintaining General Supervision and Regulation of Grain Grading, Elevator Accounting, Bonding, Licensing, and Inspection of Elevators, Warehouses and Flour Mills, in the Handling of all Agricultural Products.

Senate Bill No. 7. A Bill for an Act Making an Appropriation of \$1,525.48 to Pay an Existing Deficit in the Mine Inspection Department.

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 142 of the Session Laws of 1921 Defining Certain Words and Phrases Contained in said Chapter.

Senate Bill No. 160. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of such Corporation.

Very respectfully,

C. R. VERRY,  
Secretary.

### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 73. A Bill for an Act to Amend and Re-enact Section 2464 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 58 of the Session Laws of 1921, and Amending and Re-enacting Section 2468 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Establishment of Drains and the Assessment of Benefits Subject to Review.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 41, nays 7, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Marshall	Porter
Baird	McCoy	Rusch
Bakken	McCrorry	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patterson	Wog
Kretschmar	Peck	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Martin	Ritchie
Ettestad	Patten	Whitmer
Hamilton		

Absent and not voting:

Messrs.  
Magnuson

So the bill passed and the title was agreed to.

## MOTIONS AND RESOLUTIONS

Senator Hamilton requested a return to the Eighth Order of Business, which request was granted.

Senator Hamilton then moved that House Bill No. 208 be re-referred to the Committee on State Affairs.

Which motion prevailed.

Senator Whitman moved that further consideration of House Bill No. 122 be indefinitely postponed.

Roll call demanded and granted.

## ROLL CALL

The question being on the indefinite postponement of final action on House Bill No. 122, the roll was called, and there were ayes 26, nays 23, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Martin	Schlosser
Baird	McCoy	Seamands
Bond	McLachlin	Steel
Eastgate	Murphy	Stevens
Hart	Olson, Burleigh	Storstad
Ingerson	Page	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Hjelmstad	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Carey	McCrary	Ritchie
Ettestad	Miklethun	Ward
Flechten	Olson, Barnes	Whitmer
Fredrickson	Olson, Eddy-Foster	Wog
Hamilton	Pathman	

So the motion was adopted.

Senator Whitman moved that the vote by which House Bill No. 122 was indefinitely postponed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## THIRD READING OF HOUSE BILLS

House Bill No. 130. A Bill for an Act Appropriating \$10,000.00 out of the State Bar Fund and Transferring the Same to the General Fund of the State.

Was read the third time.

The question being on the final passage of the bill, the roll

was called, and there were ayes 40, nays 9, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Porter
Baird	Magnuson	Ritchie
Bakken	Marshall	Rusch
Bond	McCoy	Schlosser
Carey	McCrorry	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hart	Page	Van Camp
Hjelmstad	Pathman	Ward
Ingerson	Peck	Whitman
Kaldor	Ployhar	Wog
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Martin	Patten
Benson	Olson, Burleigh	Patterson
Hamilton	Olson, Eddy-Foster	Whitmer

So the bill passed and the title was agreed to.

### ROLL CALL

House Bill No. 142. A Bill for an Act to Repeal Sections 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289 and 2290 of the Compiled Laws of North Dakota for the Year 1913 Relating to Bond Issues Authorized by the Legislative Assembly of the State of North Dakota Which Have Been Retired.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 1, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp

Messrs.	Messrs.	Messrs.
Hjelmstad	Page	Ward
Hart	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog

Those voting in the negative were:

Messrs.  
Martin

So the bill passed and the title was agreed to.

Senator Hamilton offered the following amendment to House Bill No. 159:

In line 8 of the printed bill after the word "county" insert "or township."

Which amendment prevailed.

#### ROLL CALL

House Bill No. 159. A Bill for an Act to Amend and Re-enact Section 2664 of the Compiled Laws of North Dakota for the Year 1913, Having to Do With Estrays and the Sale Thereof.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes 49, nays 0, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 181. A Bill for an Act to Amend and Re-enact Section 21 of Chapter 231 of the Session Laws of 1917, as Amended and Re-enacted by Section 21 of Chapter 225 of the Session Laws of 1919 Relating to the Taxation of Transfers of Property by Will, Gift or by Intestate Law.



Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 1, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCrary	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Those voting in the negative were:

Messrs.  
Patterson

So the bill passed and the title was agreed to.

### ROLL CALL

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 10248 of the Compiled Laws of North Dakota for the Year 1913, Forbidding the Injury, Destruction or Removal of Encumbered Chattel Property from the State, and Prescribing Penalties Therefor.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 30, nays 19, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Rusch
Babcock	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Olson, Eddy-Foster	Storstad
Hart	Page	Tofsrud
Hjelmstad	Pathman	Van Camp
Kaldor	Ployhar	Whitman
Kretschmar	Porter	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCroy	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Ingerson		

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 61 of the 1915 Session Laws, Relating to the Filing of Itemized Statements Required by the State Budget Board.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 47, nays 2, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Benson	McCoy	Rusch
Bond	McCroy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson of Barnes	Storstad
Fredrickson	Olson of Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	

Those voting in the negative were:

Messrs.	Messrs.
Bakken	Martin

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 10914 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Statement of the Case in Criminal Proceedings.

Was read the third time.

The question being on the final passage of the bill, the roll

was called, and there were ayes 49, nays 0, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

Senator Baird moved that final action on House Bill No. 148 be deferred one legislative day.

Which motion prevailed.

#### ROLL CALL

House Bill No. 260. A Bill for an Act Providing that All Bond Issues Shall Be Authorized by a Vote of the Qualified Electors, and Repealing All Acts and Parts of Acts in Conflict with the Provisions of This Act.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCroy	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Ward
Hart	Olson, Eddy-Foster	Whitman
Hjelmstad	Page	Whitmer
Ingerson	Patten	Wog
Kaldor	Pathman	

Absent and not voting:

Messrs.	Messrs.
Stevens	Van Camp

So the bill passed and the title was agreed to.

### ROLL CALL

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 167, Session Laws of 1913 and to Provide for Greater Dispatch of Business in Burleigh County.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrory	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Mikelthun	Steel
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Ward
Hart	Olson, Eddy-Foster	Whitman
Hjelmstad	Page	Whitmer
Ingerson	Pathman	Wog
Kaldor	Patten	

Absent and not voting:

Messrs.	Messrs.
Stevens	Van Camp

So the bill passed and the title was agreed to.

### ROLL CALL

House Bill No. 258. A Bill for an Act Relating to Bonds Issued by Counties, Cities, Villages, School Districts, Park Districts, and Other Subdivisions Within the States; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Flechten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

Senator Hamilton offered the following amendment to House Bill No. 221:

Wherever the sum "six dollars" appears through out the bill the sum "five dollars" be inserted therefor.

Which motion prevailed.

#### ROLL CALL

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3532, Article 13, Chapter 43 of the Compiled Laws of 1913, Relating to the Fees of County Surveyors.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays 1, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrory	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Flechten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Those voting in the negative were:

Messrs.  
Stevens

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 216. A Bill for an Act Amending Sections 4, 9 and 12, Chapter 292, Session Laws of 1923, Relating to the Bonds of North Dakota, Real Estate Series.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Seamands
Carey	McLachlin	Schlosser
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

ROLL CALL

House Bill No. 149. A Bill for an Act to Create a State Board of Accountancy and Prescribing Its Duties and Powers; to Provide for the Examination of and Issuance of Certificates to Qualified Accountants, with the Designation of Certified Public Accountants; to Provide the Penalty for Violations of the Provisions Thereof; and to Repeal Sections 549, 550, 551, 552, 553, 554, 555, 556 and 557 of the Compiled Laws of North Dakota for the Year 1913 and All Other Acts or Parts of Acts in Conflict Therewith.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 42, nays 6, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patten
Babcock	Lynch	Patterson
Baird	Magnuson	Peck
Bakken	Marshall	Ployhar
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McLachlin	Schlosser
Eastgate	Miklethun	Steel
Ettestad	Murphy	Storstad
Fredrickson	Olson, Barnes	Van Camp
Hart	Olson, Burleigh	Ward
Hjelmstad	Olson, Eddy-Foster	Whitman
Ingerson	Page	Whitmer
Kaldor	Pathman	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Porter	Stevens
McCrary	Seamands	Tofsrud

Absent and not voting:

Messrs.
Hamilton

So the bill passed and the title was agreed to.

The President declared the emergency clause carried.

Senator Ployhar moved a recess of the Senate until 1:30 P. M. Monday after the completion of this day's calendar.

Which motion prevailed.

### ROLL CALL

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 146 of the Session Laws of 1919 as Amended and Re-enacted and as Purported to be Amended and Re-enacted by Chapter 176 of the Session Laws of 1923; Creating the Office of Commissioner of Immigration, Appointment by the Governor, Term of Office, and Prescribing Salary and Bond.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 37, nays 12, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Marshall	Ployhar
Babcock	McCoy	Porter
Baird	McCrary	Ritchie
Bakken	McLachlin	Rusch

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bond	Miklethun	Schlosser
Carey	Murphy	Seamands
Eastgate	Olson, Barnes	Steel
Fredrickson	Olson, Burleigh	Storstad
Hjelmstad	Olson, Eddy-Foster	Van Camp
Kaldor	Page	Ward
Kretschmar	Pathman	Whitman
Lynch	Peck	Wog
Magnuson		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Benson	Hart	Patterson
Eittestad	Ingerson	Stevens
Fleckten	Martin	Tofsrud
Hamilton	Patten	Whitmer

So the bill passed and the title was agreed to..

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
February 28, 1925.

Mr. Speaker: I have the honor to inform you that the Senate refuses to concur in the House amendments to Senate Bill No. 277 and has appointed as a conference committee Senators Marshall, Lynch and Hjelmstad.

Also,

Senate Bill No. 257, and has appointed as a conference committee Senators Kaldor, Page and Peck.

Very respectfully,

C. R. VERRY,  
Secretary.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

A. W. Fowler, Jno. Pollock, Ole Engen and Horace Young, all of Fargo, N. D.; Prof. E. Estenson, Velva, N. D.; J. H. Kirk, Bottineau, N. D.; Mrs. P. M. McLachlin, Hunter, N. D.; Mrs. J. Eastgate, Larimore, N. D.; Mrs. S. Hendrickson, Kota, Minn.; Frank Richards, Dickinson, N. D.; J. E. Hofey, Mandan, N. D.; Mr. and Mrs. C. E. Lounsbery, Mr. John Gavin, Wahpeton, N. D.; Hon. Nels Petterson, Gwinner, N. D.; A. S. Isaacson, Rugby, N. D.; O. J. Sorlie, Buxton, N. D.; C. J. Robideau, LaMoure, N. D.; L. C. Washburn, Edgeley, N. D.; L. R. Larsen, Drady, N. D.; Hon. N. Nelson, Emerado, N. D.

Pursuant to Senator Ployhar's motion, the Senate stands recessed.

C. R. VERRY,  
Secretary.



FIFTY-FIFTH DAY AFTER RECESS AND THE FIFTY-  
SIXTH DAY

Senate Chamber,  
Bismarck, North Dakota,

March 2, 1925

The Senate re-assembled at 1:30 P. M., pursuant to recess taken, the President, Walter Maddock, presiding.

REPORTS OF STANDING COMMITTEES

The committee on Insurance made the following report:

Mr. President: Your committee on Insurance to whom was referred:

House Bill No. 86. A Bill for an Act to Amend and Re-enact Sections 6, 7, 13, 26 and 27 of Chapter 160 of the Session Laws of 1919, as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota, as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the Year 1921 as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, Relating to State Hail Insurance.

Have had the same under consideration and recommend that the same be amended as follows:

In line 69, strike out the words "shall thereupon." In line 70, strike out the word "Levy" and insert in lieu thereof the following: "There is hereby levied each and every year." In line 72, after the word "specified" insert the following: "and any such tax or imposition, which has been heretofore, or may hereafter, levied, shall be and constitute a first and prior lien upon all lands upon which the same is levied, to the same extent and with like effect, as any general tax, and shall be collected, and payment thereof enforced, in the same manner as any general tax."

And when so amended recommend the same do pass.

NELS MAGNUSON,  
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Cities and Municipal Corporations made the following report:

Mr. President: Your Committee on Cities and Municipal Corporations to whom was referred:

House Bill No. 110. A Bill for an Act to Amend and Re-enact Section 2214 of the Compiled Laws of North Dakota for 1913, Relating to Irregularities of Land to Be Platted Into Lots If Required.

Have had the same under consideration and recommend that the same do pass.

WALTER BOND,  
Chairman.

Senator Bond moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 112. A Bill for an Act to Provide an Appropriation in the Sum of One Thousand Dollars for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of North Dakota for the Year 1923.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Highways made the following report:

Mr. President: Your committee on Highways to whom was referred:

House Bill No. 144. A Bill for an Act Providing for the Manner of Constructing Crossings, and for the Construction and Maintenance of Certain Signs at the Crossings of Railroads, Streets and Public Highways, and Regulating the Use of Such Crossings by the Public, and for the Establishment, Vacation and Re-location of Such Crossings and for the Protection of Dangerous Railroad Grade Crossings.

Have had the same under consideration and recommend that the same do pass.

S. J. ATKINS,  
Chairman.

Senator Atkins moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Women's and Children's Welfare made the following report:

Mr. President: Your committee on Women's and Children's Welfare to whom was referred:

House Bill No. 152. A Bill for an Act to Enact and Re-enact Chapter 170 of the Session Laws of North Dakota for the Year 1919, as Amended by Chapter 346 of the Session Laws of North Dakota for the Year 1923, Being an Act Regulating and Fixing the Hours of Labor of Females and Providing Penalties for the Violation Thereof.

Have had the same under consideration and recommend that the same do pass.

E. B. PAGE,  
Chairman.

Senator Page moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 155. A Bill for an Act to Amend and Re-enact Chapter 136, Laws of North Dakota for the Year 1923, Providing for the Supervision and Regulation of the Transportation of Persons and Property for Compensation Over Any Public Highway by Motor Propelled Vehicles; Defining Transportation Companies; Providing for Supervision and Regulation Thereof by the Board of Railroad Commissioners of the State of North Dakota; Providing for the Enforcement of the Provisions of This Act and for the Punishment of the Violation Thereof.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Agriculture made the following report:

Mr. President: Your committee on Agriculture to whom was referred:

House Bill No. 165. A Concurrent Resolution Introduced by the Joint Committee on Agriculture.

Have had the same under consideration and recommend that the same do pass.

OLE ETTESTAD,  
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 9917 of the Compiled Laws of North Dakota for the Year 1913, Relating to Punishment of Grand Larceny.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 173. A Bill for an Act to Amend and Re-enact Section 10141 of the Compiled Laws of North Dakota for the Year 1913, Relating to Being Intoxicated in a Public Place.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 10523 of the Compiled Laws of North Dakota for the Year 1913, Relating to the time of Commencing Criminal Actions, and Providing Exceptions Therefor.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 11113, and 11114 and 11115 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bail.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 10994 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Time for Appeal to the Supreme Court in Criminal Cases.

Have had the same under consideration and recommend that the same do pass.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 208. A Concurrent Resolution.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Agriculture made the following report:

Mr. President: Your committee on Agriculture to whom was referred:

House Bill No. 287. A Bill for an Act to Amend and Re-enact Section 4, Chapter 140, Session Laws of 1921, Relating to Sow Thistles.

Have had the same under consideration and recommend that the same be indefinitely postponed.

OLE ETTESTAD,  
Chairman.

Senator Ettestad moved that the report be adopted.

Senator Lynch moved that House Bill No. 287 be re-referred to the Committee on Agriculture.

Which motion prevailed.

Senator Kretschmar asked a return to the 8th Order of business. Which request was granted.

Senator Kretschmar then moved that the vote by which House Bill No. 58 was lost be reconsidered.

Which motion prevailed.

Senator Ployhar moved that the vote by which House Bill No. 47 was lost be reconsidered.

Which motion prevailed.

Senator Stevens moved that House Bills Nos. 47 and 58 be laid on the table for the purpose of allowing future consideration.

Which motion prevailed.

Senator Storstad moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## FIFTY-SIXTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1925.

The Senate convened at 2:00 o'clock P. M., Pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the chaplain, Capt. W. E. Jessup.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

The committee on Revision and Correction of the Journal made the following report:

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-Fourth Day and recommend the same be corrected as follows:

On page 10, line 33, correct spelling of word "prevailed."

In line 37 strike out first "S" in word "Supervision."

On page 21 line 19, correct spelling of word "Subject."

On page 22, line 20, change words "Olson, Barnes" to "Olson, Burleigh."

In line 34, change words "Olson, Burleigh" to "Olson, Barnes."

On page 27 line 29, correct spelling of word "be."

Strike out the Message to the House on page 32.

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

A communication was received and read protesting the passage of House Bill on hunting, signed W. M. Hugh, Minot, and 76 others.

## REPORTS OF STANDING COMMITTEES

The committee on Highways made the following report:

Mr. President: Your committee on Highways to whom was referred:

House Bill No. 194. A Bill for an Act Providing for the Painting of a Sign in a Conspicuous Place on Each Side of All Motor Vehicles Owned and Operated on the Public Highways by State Departments, Institutions or Industries, Showing the Name of the Department, Institution or Industry, and Providing Penalty for Violation.

Have had the same under consideration and recommend that the same be amended as follows:

In line 4 of the printed bill strike out everything except the words "in a conspicuous place" and insert the words "and manner,"

In line 5 of the printed bill strike out everything except the last word "the"

In line 6 of the printed bill strike out the last two words and insert the words "the name of the"

In line 7 of the printed bill strike out everything after the word "State" and insert the words "indicated by proper words, initials or abbreviations"

And when so amended recommend the same do pass.

S. J. ATKINS,  
Chairman.

Senator Atkins moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 101. A Bill for an Act to Provide for the Correction of Errors in the Assessment of Property; for the Placing of Omitted Property or Property Which has Escaped Taxation Upon the Tax Lists; for the Reassessment of Property which has been Undervalued and to Repeal Sections 2137, 2216, 2217, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304 of the Compiled Laws of the State of North Dakota for the Year 1913.

Have had the same under consideration and recommend that the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:



House Bill No. 242. A Bill for an Act Providing that District Courts Shall Have Jurisdiction in the Foreclosure of Tax Liens in Cases of Irregular Tax Sales, Prescribing the Procedure in Such Cases ;and Providing that Such Remedy Shall Be Cumulative.

Have had the same under consideration and recommend that the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your Joint Committee of the House and Senate on State Affairs, to whom was referred the matter of investigation of conditions at the State Hospital for the Insane at Jamestown, North Dakota, beg leave to report that the conditions at such institution have been inquired into as this Joint Committee has been able; that this committee has some time since suggested to the Governor that he appoint a special committee to visit the institution and investigate conditions there, as well as certain reports and matter brought before this committee by numerous affidavits. The Governor named a special committee of three, two from the House and one from the Senate, consisting of Representatives Standley and Sanford and Senator Fredrickson; this special committee visited the institution without divulging that they were there for such purpose or as representatives of the Legislature. They have made their report to the Joint State Affairs Committee, and upon such report and investigation made by this Joint Committee and hearings had before us, we make to the House and Senate the following report:

1. The food furnished patients of the hospital is ample and of good quality.
2. All patients engaged in outdoor work are furnished with ample and sufficient clothing.
3. Any employee found treating an inmate roughly or brutally is immediately discharged.
4. The patients with whom the special committee conferred had no complaints to make as to the quantity or quality of the food furnished or the treatment received by them.
5. Sick wards are kept in a sanitary condition, and patients therein are well cared for and found free from bed sores.
6. The patients in violent wards are not placed in restraint except upon directions to do so given by an institution physician.
7. Tubercular patients are segregated in a separate ward and are given special and proper care.
8. All buildings, corridors, grounds and premises have

been greatly improved in their condition during the past five years.

9. The exercises provided to patients by the occupational therapy department, inaugurated some years ago, appears as of great benefit to these patients. Incidentally, this department affords ready practical utilization for various items otherwise wasted, such as old garments, rags, etc.; the institution at present having some ten thousand rugs and a large number of wicker-work baskets made by the patients in this department.

As a result of investigations made by the special investigating committee appointed by the Governor at the instance of this your Joint Senate and House Committee on State Affairs, and by this your Joint State Affairs Committee: we, your said committee, are satisfied that the State Hospital for the Insane is so conducted as to best care for and maintain the inmates, that such inmates are given proper and ample food, clean and sufficient clothing, their physical and mental condition properly supervised and cared for, that the relatives and friends of such inmates can feel that they are being well looked after and cared for in the best manner practical.

The numerous affidavits and statements submitted to this committee have been by them duly filed with the Governor and the Board of Administration.

We would recommend that steps be taken to provide at this institution for the early erection of a separate building to house the attendants employed there.

Respectfully submitted,

D. H. HAMILTON,  
Chairman, Senate State Affairs Committee.

JAMES McMANUS,  
Chairman, House State Affairs Committee.

Senator Patterson moved that the report of the select committee on the investigation of the Insane Hospital at Jamestown be adopted and printed in the Journal.

Which motion prevailed.

Senator Stevens moved that action on House Bill No. 84 be deferred one legislative day.

Which motion prevailed.

Senator Ward moved the adoption of the report on Senate Bill No. 77, which motion prevailed.

Senator Kretschmar moved that Senate Bill No. 77 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 968, of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 201 of the Session Laws of 1923, Relating to the Disability of Electors in Marking their Ballots.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.  
Ingerson

So the bill passed and the title was agreed to.

## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 159. A Bill for an Act to Amend and Re-enact Section 2664 of the Compiled Laws of North Dakota for the Year 1913, Having to Do With Estrays and the Sale Thereof.

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3532, Article 13, Chapter 43 of the Compiled Laws of 1913, Relating to the Fees of County Surveyors.

House Bill No. 149. A Bill for an Act to Create a State Board of Accountancy and Prescribing its Duties and Powers;

**to Provide for the Examinations of and Issuance of Certificates to Qualified Accountants, with the Designation of Certified Public Accountants; to Provide the Penalty for Violations of the Provisions Thereof; and to Repeal Sections 549, 550, 551, 552, 553, 554, 555, 556 and 557 of the Compiled Laws of North Dakota for the Year 1913 and All Other Acts or Parts of Acts in Conflict Therewith.**

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 146 of the Session Laws of 1919 as Amended and Re-enacted and as Purported to be Amended and Re-enacted by Chapter 176 of the Session Laws of 1923; Creating the Office of Commissioner of Immigration, Appointment by the Governor, Term of Office, and Prescribing Salary and Bond.

Which the Senate has amended.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 122. A Bill for an Act to Repeal All Sections and Parts of Sections, Establishing, Regulating and Providing for the Maintenance of State Fairs at the Cities of Grand Forks, Fargo, Minot and Mandan.

House Bill No. 218. A Bill for an Act to Repeal Sections 1804, 1805, 1806 Compiled Laws of North Dakota for 1913.

Which the Senate has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 2, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 290. A Concurrent Resolution Requesting the Industrial Commission and the State Examiner to Submit Reports to the Legislative Assembly Regarding the State Industries of North Dakota.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 2, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by Chapter 144 of the Session Laws of North Dakota for the Year 1921, and as Further Amended by the Sessor Laws of North Dakota for the Year 1923.

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Section 336, Compiled Laws of 1913, Relating to the Leasing and Sale of School and Other Public Lands of the State.

Senate Bill No. 275. A Bill for an Act to Amend and Re-enact Section 2263 Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of Session Laws for 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923.

Which the House has amended.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 2, 1925.

Mr. President: I have the honor to inform you that the House refuses to concur in the Senate amendments to House Bill No. 93 and the Speaker has appointed as a conference committee Representatives Erickson of Kidder, Worner and Hartl.

Also, Mr. President, the House has refused to recede in its amendments to Senate Bill No. 114, and the Speaker has appointed as a conference committee Representatives McManus, Sagen and Anderson of Divide.

Also, Mr. President, the House has refused to concur in the Senate amendments to House Bill No. 29 and the Speaker has appointed as a conference Committee, Representatives Vogel, Quade and Bubel.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Magnuson moved that the Senate do concur in the House amendments to Senate Bill No. 124.

Which motion prevailed.

Senator Magnuson then moved that Senate Bill No. 124 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by Chapter 144 of the Session Laws of North Dakota for the Year 1921, and as Further Amended by the Session Laws of North Dakota for the Year 1923.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 46, nays 1, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	McCoy	Ritchie
Benson	McCroy	Rusch
Bond	McLachlin	Schlosser
Eastgate	Mikelthun	Seamands
Ettestad	Murphy	Steel
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

Those voting in the negative were:

Messrs.  
Martin

Absent and not voting:

Messrs. Carey  
Messrs. Stevens

So the bill passed and the title was agreed to.

Senator Hjelmstad moved that the Senate do concur in the House amendment to Senate Bill No. 176.

Which motion prevailed.

Senator Hjelmstad then moved that Senate Bill No. 176 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Section 336, Compiled Laws of 1913, Relating to the Leasing and Sale of School and Other Public Lands of the State.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senator Benson moved that the Senate concur in the House amendments to Senate Bill No. 275.

Senator Schlosser moved that the Senate do not concur in the House amendments to Senate Bill No. 275 and that a new conference committee be appointed.

Which motion prevailed.

## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 983, of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by

Chapter 201 of the Session Laws of 1923, Relating to the Disability of Electors in Marking their Ballots.

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by Chapter 144 of the Session Laws of North Dakota for the Year 1921, and as Further Amended by the Session Laws of North Dakota for the Year 1923.

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Section 336, Compiled Laws of 1913, Relating to the Leasing and Sale of School and Other Public Lands of the State.

Very respectfully,

C. R. VERRY,  
Secretary.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 290. A Concurrent Resolution.

Was read the first and second time and referred to the Committee on State Affairs.

Senator Kretschmar moved that final action on House Bill No. 31 be deferred one legislative day.

Which motion prevailed.

#### ROLL CALL

House Bill No. 34. A Bill for an Act Making an Appropriation to Pay the Current and Contingent Expenses of the School for the Deaf at Devils Lake, Together with Improvements and Repairs, Equipment and Miscellaneous Items.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Mikelthun	Steel
Ettestad	Murphy	Stevens



Messrs.	Messrs.	Messrs.
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

Senator Stevens moved that the vote by which House Bill No. 34 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### ROLL CALL

House Bill No. 38. A Bill for an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 39, nays 10, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patterson
Babcock	Kretschmar	Peck
Baird	Lynch	Ployhar
Bakken	Magnuson	Porter
Benson	Marshall	Schlosser
Bond	McCrary	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carey	McLachlin	Rusch
Fleckten	Patten	Whitmer
Martin	Ritchie	Wog
McCoy		

So the bill passed and the title was agreed to..

Senator Stevens moved that the vote by which House Bill No. 38 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Stevens moved that the clincher motion apply to all appropriation bills passed in this day's work unless objection is raised thereto.

Which motion prevailed.

ROLL CALL

House Bill No. 40. A Bill for an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 40, nays 9, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Schlosser
Bakken	Martin	Seamands
Benson	McCrorry	Steel
Bond	Miklethun	Stevens
Eastgate	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Patterson	Whitmer
Kaldor	Peck	Wog
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carey	McCoy	Patten
Ettestad	McLachlin	Ritchie
Fleckten	Pathman	Rusch

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 46. A Bill for an Act Making an Appropriation of \$262,680.00 to the State Training School, Mandan, North Dakota, for the Current and Contingent Expenses, Maintenance, New Buildings, Equipment and Miscellaneous Items, for the Biennium Beginning July 1st, 1925, and Ending June 30th, 1927.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 91 as amended. A Bill for an Act to Amend and Re-enact Section 1, Chapter 204, Session Laws of 1915, Being an Act to Compel Railroad Companies to Maintain Suitable Stock Yards.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 32, nays 17, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Kretschmar	Olson, Eddy-Foster
Bakken	Lynch	Pathman
Benson	Magnuson	Patten
Ettestad	Marshall	Patterson
Fleckten	Martin	Peck
Fredrickson	McCoy	Ritchie
Hamilton	McCrory	Seamands
Hart	Miklethun	Ward
Hjelmstad	Murphy	Whitmer
Ingerson	Olson, Barnes	Wog
Kaldor	Olson, Burleigh	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Page	Stevens
Baird	Ployhar	Storstad
Bond	Porter	Tofsrud
Carey	Rusch	Van Camp
Eastgate	Schlosser	Whitman
McLachlin	Steel	

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 92. A Bill for an Act to Repeal Sections 1733, 1734, 1735 and 1736 of the Compiled Laws of North Dakota for 1913, Relating to Military Instruction in the State Normal and Industrial School at Ellendale, N. D.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCroy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Flecken	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

Senator Ingerson moved that final action on House Bill No. 98 be deferred one legislative day.

Which motion prevailed.

ROLL CALL

House Bill No. 143. A Bill for an Act Prescribing the Penalty for Larceny in the Night Time of Poultry and Live Stock.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays 1, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser

Messrs.	Messrs.	Messrs.
Carey	McCroy	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hjelmstad	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Those voting in the negative were:

Messrs.  
Peck

So the bill passed and the title was agreed to.

Senator Whitmer offered the following amendment to House Bill No. 180: In line 16 of the printed bill after the word 'porter' strike out the balance of line 16 and all of line 17.

Which motion prevailed.

#### ROLL CALL

House Bill No. 180. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 97 of the Session Laws of 1921, as Amended and Re-enacted by Section 1, of Chapter 268 of the Session Laws of 1923, Defining Intoxicating Liquors.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 36, nays 12, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Hjelmstad	Patterson
Babcock	Ingerson	Peck
Baird	Kaldor	Ployhar
Bakken	Magnuson	Rusch
Benson	Marshall	Schlosser
Bond	Martin	Steel
Carey	McCroy	Stevens
Eastgate	Olson, Burleigh	Tofsrud
Ettestad	Olson, Eddy-Foster	Ward
Fleckten	Page	Whitman
Fredrickson	Pathman	Whitmer
Hamilton	Patten	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Kretschmar	Miklethun	Ritchie
Lynch	Murphy	Seamands
McCoy	Olson, Barnes	Storstad
McLachlin	Porter	Van Camp

Absent and not voting:

Messrs.  
Hart

So the bill passed and the title was agreed to.

Senator Whitmer explained his vote: I am going to vote on this bill for the purpose of having the privilege of making the motion on the next legislative day that the vote by which this bill passed be reconsidered. I vote "aye."

ROLL CALL

House Bill No. 275. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923, and Magpie Bounty Allowed in Chapter 144 of Session Laws, 1923.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 44, nays 5, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Ployhar
Babcock	Marshall	Ritchie
Baird	Martin	Rusch
Benson	McCrary	Schlosser
Bond	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog
Lynch	Peck	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Eastgate	Porter
Carey	McCoy	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Hamilton asked a return to the Eighth Order of Business.

Which request was granted.

Senator Hamilton then moved that the motion by which the Senate did not concur in the House Amendment to Senate Bill No. 275 be reconsidered.

Which motion prevailed.

Senator Hamilton further moved that the Senate do concur in the House Amendments to Senate Bill No. 275, and that Senate Bill No. 275 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

Senator Ployhar moved that the Senate do recess until 1:30 o'clock, Tuesday, upon completion of this day's calendar.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 275. A Bill for an Act to Amend and Re-enact Section 2263 Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of the Session Laws for 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays 0, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to..

### ROLL CALL

House Bill No. 289. A Bill for an Act Providing for the Moving of Schoolhouses to Other Places Within School Districts Under Certain Conditions.

Was read the third time

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 40, nays 9, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Rusch
Benson	Martin	Schlosser
Bond	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Van Camp
Fredrickson	Olson, Burleigh	Ward
Hamilton	Olson, Eddy-Foster	Whitman
Hart	Page	Whitmer
Hjelmstad	Pathman	Wog
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carey	McCroy	Ritchie
Kretschmar	Patten	Stevens
McCoy	Porter	Tofsrud

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 295. A Concurrent Resolution to Appropriate Money to Pay Expenses of Joint Committee on Interstate Bridges.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 47, nays 0, absent and not voting 0, passed 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Ployhar
Babcock	Magnuson	Porter
Baird	Martin	Ritchie
Bakken	McCoy	Rusch
Benson	McCroy	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog
Kaldor	Peck	

Passed:

Messrs.	Messrs.
Lynch	Marshall

So the bill passed and the title was agreed to.



A return was made to the Eighth Order of Business, which request was granted.

Senator Kaldor then made the following motion:

Whereas, the inaugural address of President Coolidge is to be broadcasted and the ceremony is to be held in the forenoon of March 4th, and

Whereas, Mr. B. K. Skeels of Bismarck has offered to install without cost to the state a receiving set in the Senate for the purpose of receiving the President's message;

Therefore, Be It Resolved, that the President of the Senate be authorized to appoint a committee of three Senators to inform Mr. Skeels that the Senate will be glad to accept his said offer.

Which motion prevailed.

The President appointed on such committee Senators Kaldor, Schlosser and Ritchie.

A return was made to the Sixth Order of Business.

#### SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT.

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 7. A Bill for an Act Making an Appropriation of \$1,525.48, or so much thereof as may be necessary to Pay an Existing Deficit in the Mine Inspection Department.

Also,

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out and Maintaining General Supervision and Regulation of Grain Grading, Elevator Accounting, Bonding, Licensing, and Inspection of Elevators, Warehouses and Flour Mills, in the Handling of All Agricultural Products.

Also,

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 2093 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 228, Laws of 1917, Relating to the Matter of Listing Property for Taxation Purposes.

Also,

Senate Bill No. 112. A Bill for an Act to Amend and Re-enact Sections 2, 5, and 13 of Chapter 159, Session Laws of 1919, Relating to Insurance on Public Buildings, Providing

for the Classification of All Public Property, Limiting the Amount of Insurance to Be Carried by the State Fire and Tornado Fund, Providing for the Re-Insurance of Certain Risks, and the Collection of the Premium Therefor.

Also,

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 145 of the Session Laws of 1921.

Also,

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 142 of the Session Laws of 1921 Defining Certain Words and Phrases Contained in said Chapter.

Also,

Senate Bill No. 160. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration Has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporation.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

The President appointed as a conference committee on House Bill No. 29, Senators Kaldor, Olson of Eddy, and Fleckten.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 73. A Bill for an Act to Amend and Re-enact Section 2464 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 58 of the Session Laws of 1921, and Amending and Re-enacting Section 2468 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Establishment of Drains and the Assessment of benefits Subject to Review.

House Bill No. 181. A Bill for an Act to Amend and Re-enact Section 21 of Chapter 231 of the Session Laws of 1917, as Amended and Re-enacted by Section 21 of Chapter 225 of the Session Laws of 1919 Relating to the Taxation of Transfers of Property by Will, Gift or by Intestate Law.

House Bill No. 142. A Bill for an Act to Repeal Sections 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289 and 2290 of the Compiled Laws of North Dakota for the Year 1913 Relating to Bond Issues Authorized by the Legislative Assembly of the State of North Dakota Which Have Been Retired.

House Bill No. 130. A Bill for an Act Appropriating \$10,000.00 out of the State Bar Fund and Transferring the Same to the General Fund of the State.

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 10248 of the Compiled Laws of North Dakota for the Year 1913, Forbidding the Injury, Destruction or Removal of Encumbered Chattel Property from the State and Prescribing Penalties Therefor.

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 61 of the 1915 Session Laws, Relating to the Filing of Itemized Statements Required by the State Budget Board.

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 10914 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Statement of the Case in Criminal Proceedings.

House Bill No. 260. A Bill for an Act Providing that All Bond Issues Shall Be Authorized by a Vote of the Qualified Electors, and Repealing All Acts and Parts of Acts in Conflict with the Provisions of This Act.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 167, Session Laws of 1919 and to Provide for Terms of Court in the State of North Dakota.

House Bill No. 216. A Bill for an Act Amending Sections 4, 9 and 12, Chapter 292, Session Laws of 1923, Relating to the Bonds of North Dakota, Real Estate Series.

House Bill No. 258. A Bill for an Act Relating to Bonds Issued by Counties, Cities, Villages, School Districts, Park Districts, and Other Subdivisions Within the State; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1925.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 208. A Concurrent Resolution.

Which the Senate has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 2, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 295. A Concurrent Resolution to Appropriate Money to Pay Expenses of Joint Committee on Interstate Bridges.

Also,

The report of Joint Committee on Interstate Bridges.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 2, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 229. A Bill for an Act to Prohibit the Adulteration of Milk and Dairy Products by the Introducing Therein of any Fat or Oil Other Than Milk Fat, and to Prohibit the Sale of Any Substitutes for Dairy Products or the Exposing for Sale of Such Products Through the Use of Any Advertisement, or Other Means, Suggesting the Words: "Butter," "Creamery," or "Dairy," or Suggesting the Name of any Breed of Cattle; and Prescribing Penalties for Violation.

Senate Bill No. 274. A Bill for an Act Providing for the Auditing of Expenditures of Funds for County Agent Work by County Boards of Commissioners; the Supervision of the Work and the Employment and Dismissal of the Agent.

Senate Bill No. 284. A Bill for an Act to Amend Section 25 of Chapter 77 of the Session Laws of 1921 Relating to the Abatement of Hail Insurance Taxes.

Senate Bill No. 232. A Bill for an Act Authorizing the Board of Trustees of the Teachers' Insurance and Retirement Fund to Employ an Actuary and Clerical Assistance and Making an Appropriation Therefor.

Senate Bill No. 255. A Bill for an Act Amending Section 1 and Section 5 of Chapter 326 of the Session Laws of 1923 Pertaining to Certified Indebtedness.

Senate Bill No. 276. A Bill for an Act to Amend Chapter 327 of the Session Laws of 1923, Relating to Advertising for

Bids for Bonds or for Certificates of Indebtedness, and Providing that it Shall be Unlawful for Certain Public Officials to Accept Commissions from Bidders Upon Sales of Bonds or Certificates of Indebtedness.

Senate Bill No. 85. A Bill for an Act to Amend Chapter 312, Laws of 1923, Relating to the State Income Tax Imposed on Incomes of Individuals, Fiduciaries, Corporations, Joint Stock Companies or Associations and Insurance Companies in the State of North Dakota.

Senate Bill No. 116. A Bill for an Act Relating to the Finances of Cities, Towns and Villages; Providing for the Time of Beginning and Ending of the Fiscal Year; Providing that the Council, Commission, Board or Manager of All Cities, Towns and Villages Shall Annually Prepare a Budget; Providing for Publicity of Such Budget; Providing for Public Hearings in Regard to Proposed Expenditures; Providing for Tax Levies; and Providing that All Expenditures Must Conform to the Budget as Adopted.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 8 and 12 of Chapter 326 of the Session Laws of North Dakota for the Year 1923, Relating to Placing Taxing Districts Upon a Cash Basis, and Classing Park Districts Having Population Over Four Thousand with Cities and School Districts of Like Size.

Senate Bill No. 185. A Bill for an Act Making it Unlawful to Sell or Offer for Sale in this State Motor Fuel Which has Been Mixed or Compounded, Unless the Compound Shall be Colored to Distinguish the Same from Ordinary Motor Fuel; Making Such Prohibited Sale a Misdemeanor and Providing the Penalty Therefor.

Senate Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3704 of the Compiled Laws of North Dakota for 1913 Providing for a Resolution Declaring Improvement Work to be Done by Special Assessment Necessary and Permitting Protests Against Said Improvements to be Filed by Property Owners.

Senate Bill No. 199. A Concurrent Resolution Providing for the Amendment of Section 45, Article 2, of the Constitution of the State of North Dakota, Relating to the Compensation and Mileage allowed Legislative Members.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 2, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 287. A Bill for an Act to Amend and Re-

enact Section 2980 Compiled Laws 1913, Relating to the Construction of Hotels.

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Chapter 6, Session Laws of 1919, as Amended by Special Session Laws of 1919, as Amended by Chapter 84 Session Laws of 1921, Chapter 239 of the Session Laws 1923, Relating to the Licensing, Regulating and Supervising the Licensing and Inspection of Pool and Billiard Rooms, Ball and Pin Alleys, Dance Halls, Theaters, Moving Picture Shows, Taxicab or Auto Liveries, Places Where Soft Drinks are Retailled or Where Cigars and Tobacco are Sold, or Public Halls, Owned Privately and Used for Public Purposes; Providing Fees Therefore, Inspectors, Defining Powers and Duties and Repealing all Acts and Parts of Acts Inconsistent Therewith.

Senate Bill No. 263. A Bill for an Act to Provide a System of Registering Titles to Motor Vehicles for the Protection of Owners of Motor Vehicles and to Facilitate the Recovery of Motor Vehicles Stolen or Unlawfully Taken, to Regulate the Certification of Such Titles, the Purchase, Sale and Transfer of Motor Vehicles and Their Registration; to Provide for the Collection of Fees for the Certification of Titles; and for Disposition Thereof; to Forbid the Destruction, Removal, Alteration, Covering or Defacement of Any Engine, Manufacturer's or Other Distinguishing Number or Identification Mark on Motor Vehicles; and to Provide for the Assignment of Special Numbers in Certain Cases; to Impose Duties on Sheriffs, Constables, Police Officers, and Other Peace Officers; and Providing Penalties.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### COURTESIES OF THE FLOOR

The courtesies of the floor were extended to the following:

Miss Marion Krebsbach and W. T. Krebsbach, Reeder, N. D.; Mr. Fred Cart and Walter Cart, Kenmare, N. D.

Senator C. J. Olson moved the adoption of the report.

Which motion prevailed.

Pursuant to Senator Ployhar's motion, the Senate stands recessed.

C. R. VERRY,  
Secretary.

## FIFTY-SIXTH DAY AFTER RECESS AND

## FIFTY-SEVENTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
March 3, 1925.

The Senate re-assembled at 1:30 o'clock P. M. pursuant to recess taken, the President, Walter Maddock, presiding.

SENATE COMMITTEE ON ENROLLMENT AND  
ENGIROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 229. A Bill for an Act to Prohibit the Adulteration of Milk and Dairy Products by the Introducing Therein of any Fat or Oil Other Than Milk Fat, and to Prohibit the Sale of Any Substitutes for Dairy Products or the Exposing for Sale of Such Products Through the Use of Any Advertisement, or Other Means, Suggesting the Words: "Butter," "Creamery," or "Dairy," or Suggesting the Name of any Breed of Cattle; and Prescribing Penalties for Violation.

Also,

Senate Bill No. 274. A Bill for an Act Providing for the Auditing of Expenditures of Funds for County Agent Work by County Boards of Commissioners; the Supervision of the Work and the Employment and Dismissal of the Agent.

Also,

Senate Bill No. 284. A Bill for an Act to Amend Section 25 of Chapter 77 of the Session Laws of 1921 Relating to the Abatement of Hail Insurance Taxes.

Also,

Senate Bill No. 232. A Bill for an Act Authorizing the Board of Trustees of the Teachers' Insurance and Retirement Fund to Employ an Actuary and Clerical Assistance and Making an Appropriation Therefor.

Also,

Senate Bill No. 255. A Bill for an Act Amending Section 1 and Section 5 of Chapter 326 of the Session Laws of 1923 Pertaining to Certified Indebtedness.

Also,

Senate Bill No. 276. A Bill for an Act to Amend Chapter 327 of the Session Laws of 1923, Relating to Advertising for Bids for Bonds or for Certificates of Indebtedness, and Providing that it Shall be Unlawful for Certain Public Officials to Accept Commissions from Bidders Upon Sales of Bonds or Certificates of Indebtedness.

Also,

Senate Bill No. 85. A Bill for an Act to Amend Chapter 312, Laws of 1923, Relating to the State Income Tax Imposed on Incomes of Individuals, Fiduciaries, Corporations, Joint Stock Companies or Associations and Insurance Companies in the State of North Dakota.

Also,

Senate Bill No. 116. A Bill for an Act Relating to the Finances of Cities, Towns and Villages; Providing for the Time of Beginning and Ending of the Fiscal Year; Providing that the Council, Commission, Board or Manager of All Cities, Towns and Villages Shall Annually Prepare a Budget; Providing for Publicity of Such Budget; Providing for Public Hearings in Regard to Proposed Expenditures; Providing for Tax Levies; and Providing that All Expenditures Must Conform to the Budget as Adopted.

Also,

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 8 and 12 of Chapter 326 of the Session Laws of North Dakota for the Year 1923, Relating to Placing Taxing Districts Upon a Cash Basis, and Classing Park Districts Having Population Over Four Thousand with Cities and School Districts of Like Size.

Also,

Senate Bill No. 185. A Bill for an Act Making it Unlawful to Sell or Offer for Sale in this State Motor Fuel Which has Been Mixed or Compounded, Unless the Compound Shall be Colored to Distinguish the Same from Ordinary Motor Fuel; Making Such Prohibited Sale a Misdemeanor and Providing the Penalty Therefor.

Also,

Senate Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3704 of the Compiled Laws of North Dakota



for 1913 Providing for a Resolution Declaring Improvement Work to be Done by Special Assessment Necessary and Permitting Protests Against Said Improvements to be Filed by Property Owners.

**Also,**

Senate Bill No. 199. A Concurrent Resolution Providing for the Amendment of Section 45, Article 2, of the Constitution of the State of North Dakota, Relating to the Compensation and Mileage Allowed Legislative Members.

**Also,**

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by Chapter 144 of the Session Laws of North Dakota for the Year 1921, and as Further Amended by the Session Laws of North Dakota for the Year 1923.

**Also,**

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 968, of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Section 201 of the Session Laws of 1923. Relating to the Disability of Electors in Marking their Ballots.

**Also,**

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Section 336, Compiled Laws of 1913, Relating to the Leasing and Sale of School and Other Public Lands of the State.

**Also,**

Senate Bill No. 275. A Bill for an Act to Amend and Re-enact Section 2263, Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of the Session Laws for 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923.

And find the same correctly Enrolled.

C. J. OLSON,  
Chairman.

Senator Olson of Barnes moved the adoption of the report, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

The Committee on Public Printing made the following report:

Mr. President: Your Committee on Public Printing to whom was referred:

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 69 of the Compiled Laws of North Dakota for

1913, Relating to the Printing of the Popular Edition of the Session Laws; Fixing the Specifications for the Unauthenticated Edition of the Session Laws of the State of North Dakota, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Have had the same under consideration and recommend that the same do pass.

W. H. PORTER,  
Chairman.

Senator Porter moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Banks and Banking made the following report:

Mr. President: Your committee on Banks and Banking to whom was referred:

House Bill No. 186. A Bill for an Act to Amend and Re-enact Section 5167 of the Compiled Laws of 1913 Requiring Regular and Special Reports to the State Examiner by Banking Associations, Savings Banks and Trust Companies, and Providing Penalties for Failure to Make the Same.

Have had the same under consideration and recommend that the same do pass.

RALPH INGERSON,  
Chairman.

Senator Ingerson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 27. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School at Minot and for Making Permanent Improvements and Repairs Thereto.

Have had the same under consideration and recommend that the same be amended as follows:

Under the subdivision "Improvements and Repairs" in the re-engrossed bill, insert line 3 making it to read "Finishing Auditorium \$65,000.00."

Change the total of the bill to read "\$306,325.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 30. A Bill for an Act Making an Appropriation of \$323,250.00 for the Current and Contingent Expenses of the State Normal School at Valley City, and Making Permanent Improvements Thereto.

Have had the same under consideration and recommend that the same be amended as follows:

On line 3 of Section 1 of the re-engrossed bill strike out the figures "\$309,850.00" and insert the figures "\$335,650.00."

On line 2 of subdivision "Salaries and Wages" strike out the figures "\$235,000.00" and insert the figures "\$241,400.00."

On line 10 of subdivision "Operating Expenses" strike out the figures "\$1,800.00" and insert the figures "\$2200.00."

On line 11 of the same subdivision strike out the figures "\$3,000.00" and insert the figures "\$4,000.00."

Change the Total Maintenance to read "\$389,600.00."

Change the Net Maintenance to read "\$289,600.00."

Under the subdivision "Improvements and Repairs" insert line 4 making it to read: "Purchasing Property Known as Platto Hospital \$18,000.00."

Change the total of the bill to read "335,650.00."

And when so amended recommend the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Education made the following report:

Mr. President: Your committee on Education to whom was referred:

House Bill No. 205. A Concurrent Resolution Addressed to the People of North Dakota and the Parents in Particular.

Have had the same under consideration and recommend that the same be indefinitely postponed.

P. J. MURPHY,  
Chairman.

Senator Murphy moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

House Bill No. 263. A Bill for an Act Providing that Real Estate Which Has Been Sold at Tax Sale Which Sale Is Invalid or of Doubtful Validity Because Not Conducted in Accordance with Section 3733 of the Compiled Laws of 1913, or for Other Reasons, May Again Be Sold at Future Tax Sales for the Taxes of the Years Included in Such Irregular Tax Sales.

Have had the same under consideration and recommend that the same be amended as follows:

On page 3, line 55, at the end of the line add the following: "Sales held under the provisions of this Act shall have the effect of cancelling any prior sales covering taxes of the same year or years."

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Warehouses and Grain Grading made the following report:

Mr. President: Your committee on Warehouses and Grain Grading to whom was referred:

House Bill No. 251. A Bill for an Act Prohibiting Discrimination on the Part of Insurance Companies and Bonding Companies in the Rate of Premium Charged for Insuring or Bonding Old Line or Line Elevators and Independent, Co-operative or Farmers' Elevators.

Have had the same under consideration and recommend that the same do pass.

O. H. OLSON,  
Chairman.

Senator O. H. Olson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Mines and Minerals made the following report:

Mr. President: Your Committee on Mines and Minerals to whom was referred:

House Bill No. 266. A Bill for an Act to Amend and Re-enact Section 31, Chapter 168, Session Laws of 1919, Relating to the Survey of Mines.

Have had the same under consideration and recommend that the same do pass.

JOHN FLECKTEN,  
Chairman.

Senator Fleckten moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Public Health made the following report:

Mr. President: Your committee on Public Health to whom was referred:

House Bill No. 268. A Bill for an Act to Amend and Re-enact Section 453 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Fees of Local Registrars to Read as Follows.

Have had the same under consideration and recommend that the same do pass.

L. O. FREDRICKSON,  
Chairman.

Senator Fredrickson moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Agriculture made the following report:

Mr. President: Your Committee on Agriculture to whom was referred:

House Bill No. 287. A Bill for an Act to Amend and Re-enact Section 4, Chapter 140, Session Laws of 1921, Relating to Sow Thistles.

Have had the same under consideration and recommend that the same be amended as follows:

Amend the title by inserting the following: "and providing penalty for violation thereof."

Strike out the second and third paragraphs on page 3 of the engrossed bill.

In Section 2 after the figure "2" strike out everything and insert in lieu thereof the following: "PENALTY. Any person violating any of the provisions of this Act shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than \$10.00 nor more than \$25.00."

And when so amended recommend the same do pass.

SENATOR ETTESTAD,  
Chairman.

Senator Ettestad moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Appropriations made the following report.

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 286. A Bill for an Act Directing the State Emergency Commission to Provide Funds for Opposing Any Increase in Lignite Freight Rates and Making an Appropriation Therefor.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman.

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Warehouses and Grain Grading made the following report:

Mr. President: Your committee on Warehouses and Grain Grading to whom was referred:

House Bill No. 271. A Bill for an Act Requiring All Public Terminal Grain Elevators to Issue Warehouse Receipts for Grain or Other Produce Received, and Prescribing What Such Warehouse Receipts Shall Contain.

Have had the same under consideration and recommend that the same do pass.

O. H. OLSON,  
Chairman.

Senator O. H. Olson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 267. A Bill for an Act Providing for the Cancellation and Destruction of Unsold Bonds of Counties, Cities, Villages and School Districts, on the Expiration of Five Years from the Date of Their Authorization.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 108. A bill for an Act to Amend and Re-enact Section Two (2) of Chapter 188 of the Session Laws of 1923 of the State of North Dakota, Relating to the Collection of Seed Grain and Feed Accounts Owing to Counties.

Have had the same under consideration and recommend that the engrossed bill be amended to conform to the printed bill.

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 210. A Bill for an Act to Amend and Re-enact Section 6815 of the Compiled Laws of the State of North Dakota for 1913, and Section 1 of Chapter 209 of the Laws of North Dakota for 1913, Relating to the Notice Required to be Filed by Claimnants of a Mechanic's Lien for Material and Fixing Priorities Thereof.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 239. A Bill for an Act Defining Public Dancing Places, Public Dances, Providing for the Issuing of Permits to Operate the Same, Regulating Public Dances and Public Dancing Places, Providing for the Policing of Public Dances, Providing for Penalties for the Violation of this Act, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 284. A Bill for an Act to Amend and Re-enact Section 5144 of the Compiled Laws of North Dakota for the Year 1913 Relating to Right of Way for Telephone Lines and Electric Light Systems.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 297 of the Session Laws of North Dakota for 1923, Being an Act to Prohibit the Keeping Open, Running or Permitting the Running of Any Place for Public Dances from the First Day of the Week, Commonly Called the Sabbath, and Prohibiting the Same Prior to Sunrise on Monday Morning, and Providing a Penalty Therefor.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 206. A Bill for an Act to Harmonize Appointments, Salaries, and Expenses of Appointees of the Different State Departments.

Have had the same under consideration and recommend that the same be indefinitely postponed.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 121. A Bill for an Act Creating the Office of State Efficiency Expert, Providing for the Appointment of Such Officer, Prescribing His Powers and Duties, Fixing his Salary, and Making an Appropriation for Payment of Same.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on State Affairs made the following report:

Mr. President: Your committee on State Affairs to whom was referred:

House Bill No. 269. A Bill for an Act to Amend and Re-



enact Section 3523, Compiled Laws of 1913, Relating to the Appointment and Fixing the Salary of Deputy Sheriffs.

Have had the same under consideration and recommend that the same be amended as follows:

Line six of the printed bill after the words "of a" and before the word deputy insert the word "chief" at the end of line after the word "or" insert the word "other."

Line ten after the word "provided" insert the word "further". In same line after the word "such" insert the word "chief." After the word "deputy" strike out words "or clerk."

Line eleven, after the word "hundred" insert the words "and ten."

Line nine, after the word "sheriff" insert "Provided that the salary of any deputy or clerk other than the chief deputy shall not be more than one hundred dollars per month."

Line twelve, strike out words "thirty. three" and insert word "eighteen" in lieu thereof.

Line fourteen after the word "salary" insert "No more than."

Line fifteen, after the word "sheriff" strike out the word "shall" and insert the word "may" in lieu thereof.

And when so amended recommend the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

House Bill No. 290. A Concurrent Resolution.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Bill No. 294. A Concurrent Resolution.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President: Your conference committee appointed to consider the Senate amendment to House Bill No. 68 have met, and the Senate has agreed to recede from its amendment.

Most sincerely yours,

J. H. McCOY,  
PETER McLACHLIN,  
L. R. BAIRD,  
Senate Committee.

JAMES McMANUS,  
O. C. MARTIN,  
L. L. TWICHELL,  
House Committee.

Senator McCoy moved that the report be adopted.

Which motion prevailed.

Mr. President: Your Committee on Conference to whom was referred:

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Section 2212 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 252 of the Session Laws of 1915, Relating to the Duty of the County Auditor and the Requirements of the Transfer of Real Property as to Taxes, Deeds, and Other Instruments of Conveyance.

Have had the same under consideration and recommend that the House recede from its amendments.

THEO. KALDOR,  
OLE ETTESTAD,  
JOHN E. FLECKTEN,  
Senate Conference Committee.

JAMES McMANUS,  
C. A. SAGEN,  
O. F. ANDERSON,  
House Conference Committee.

Senator Kaldor moved the adoption of the report.

Which motion prevailed.

Senator Murphy moved that the vote by which House Bill No. 191 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Murphy moved that House Bill No. 191 be recalled from the House.

Which motion prevailed.

Senator Murphy then moved that House Bil No. 191 be paced on the calendar of the next legislative day for third reading and final passage.

Which motion prevailed.

Senator Whitman moved that the vote by which House Bill No. 57 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Bond moved that the vote by which House Bill No. 55 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Murphy moved that House Bill No. 55 be laid on the table for future consideration by the Senate.

Which motion prevailed.

Senator Bond moved that House Bill No. 57 be laid on the table for future consideration by the Senate.

Which motion prevailed.

Senator Storstad moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## FIFTY-SEVENTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
March 3, 1925.

The Senate convened at 2:00 o'clock P. M. pursuant to adjournment, the President, Walter Maddock, Presiding.

Prayer by the chaplain, Capt. W. E. Jessup.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-fifth Day After Recess and Fifty-sixth Day and recommend that the same be corrected as follows:

Strike out last two lines on page 14 and all of page 15 down to the 7th line from the bottom of the page.

On page 16, line 35, correct spelling of word "appointed."

Strike out lines 37 and 38.

On page 23, line 7, after word "legislative" insert the word "day."

On page 26, line 9, correct spelling of word "receiving."

In line 26 correct spelling of word "much."

On page 3, line 21, correct spelling of word "year."

On page 17 strike out all of lines 9, 10, 11 and 12.

On page 13 strike out all of lines 15, 16, 17 and 18.

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## PETITIONS AND COMMUNICATIONS

Office of State Examiner  
State of North Dakota

Bismarck  
March 2, 1925

To the Nineteenth Legislative Assembly of North Dakota,  
Bismarck, North Dakota.

Gentlemen: In compliance with Section 10, Chapter 152, Session Laws of 1919, I herewith submit to your honorable body the audit report of the State Mill and Elevator at Grand Forks for the period from January 1, 1924, to June 30, 1924.

Yours very truly,

GILBERT SEMMINGSON,  
State Examiner.

Hd. Qrs. General Crook Post No. 33, G. A. R.  
Devils Lake, N. D., March 2, 1925.

Hon. J. E. Stevens,  
Bismarck, N. D.

Dear Senator: We see by the Journal of the 24th inst. that the Governor has signed Senate Bill No. 165. We surely appreciate not only your efforts in behalf of the old soldiers of the State, but also both Houses of the Legislature and the Governor for signing the bill.

Please convey to both Houses and to the Governor our thanks for what they have done if you deem it necessary and appropriate.

Sincerely and thankfully yours,

JAMES McCORMICK,  
Post Adjutant.

Senator Schlosser made a report on the work of the special committee appointed to secure the installation of a radio set to receive the President's inaugural message.

Senator Kaldor moved that the committee be discharged.

Which motion prevailed.

## REPORTS OF STANDING COMMITTEES

The Committee on Warehouses and Grain Grading made the following report:

Mr. President: Your Committee on Warehouses and Grain Grading to whom was referred:

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 3116 of Chapter 342, Session Laws of 1923, Relating to Storage Charges on Grain and Regarding Insurance on Grain Provided for Deposit of Insurance Policies and Dis-

bursement of Funds Derived from Insurance on Stored Grain.

Have had the same under consideration and recommend that the same do pass.

O. H. OLSON,  
Chairman.

Senator O. H. Olson moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 191.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 180. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 97 of the Session Laws of 1921, as Amended and Re-enacted by Section 1, of Chapter 268 of the Session Laws of 1923, Defining Intoxicating Liquors.

Which the Senate has amended.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 143. A Bill for an Act Prescribing the Penalty for Larceny in the Night Time of Poultry and Live Stock.

House Bill No. 38. A Bill for an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

House Bill No. 289. A Bill for an Act Providing for the Moving of Schoolhouses to Other Places Within School Districts Under Certain Conditions.

Which the Senate has amended.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 34. A Bill for an Act Making an Appropriation to Pay the Current and Contingent Expenses of the School for the Deaf at Devils Lake, Together with Improvements and Repairs, Equipment and Miscellaneous Items.

House Bill No. 40 as amended. A Bill for an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

House Bill No. 46. A Bill for an Act Making an Appropriation of \$262,380.00 to the State Training School, Mandan, North Dakota, for the Current and Contingent Expenses, Maintenance, New Buildings, Equipment and Miscellaneous Items, for the Biennium Beginning July 1st, 1925, and Ending June 30th, 1927.

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 1, Chapter 204, Session Laws of 1915, Being an Act to Compel Railroad Companies to Maintain Suitable Stock Yards.

House Bill No. 92. A Bill for an Act to Repeal Sections 1733, 1724, 1735 and 1736 of the Compiled Laws of North Dakota for 1913, Relating to Military Instruction in the State Normal and Industrial School at Ellendale, N. D.

House Bill No. 275. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923, and Magpie Bounty Allowed in Chapter 144 of Session Laws, 1923.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. Speaker: I have the honor to inform you that the Sen-

ate has appointed as a conference committee on House Bill No. 29, Senators Kaldor, Olson of Eddy and Fleckten.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota.  
March 3, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to

Senate Bill No. 275. A Bill for an Act to Amend and Re-enact Section 2263 Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of Session Laws for 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed as a conference committee on House Bill No. 93: Senators Lynch, Van Camp, Carey.

Very respectfully,

C. R. VERRY,  
Secretary.

### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 86. A Bill for an Act to Amend and Re-enact Sections 6, 7, 13, 26 and 27 of Chapter 160 of the Session Laws of 1919 as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota, as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the Year 1921, as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, Relating to State Hail Insurance.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 24, nays 20, absent and not voting 0, passed 2, excused 2.



Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrory	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson of Barnes	Whitmer
Hjelmstad	Olson of Burleigh	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Schlosser
Baird	McCoy	Steel
Bond	McLachlin	Stevens
Carey	Murphy	Storstad
Eastgate	Page	Tofsrud
Hart	Porter	Van Camp
Kaldor	Rusch	

Absent and not voting:

Messrs.  
Kretschmar

Passed:

Messrs.	Messrs.
Pathman	Ployhar

Excused:

Messrs.	Messrs.
Seamands	Whitman

So the bill was defeated.

### ROLL CALL

House Bill No. 110. A Bill for an Act to Amend and Re-enact Section 2214 of the Compiled Laws of North Dakota for 1913, Relating to Irregularities of Land to Be Platted Into Lots If Required.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 25, nays 23, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McLachlin	Schlosser
Baird	Murphy	Seamands
Bond	Olson, Burleigh	Steel
Carey	Page	Stevens
Eastgate	Pathman	Storstad
Hart	Ployhar	Tofsrud
Kaldor	Porter	Van Camp
Lynch	Rusch	Whitman
McCoy		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ritchie
Fleckten	McCrary	Ward
Fredrickson	Mikelthun	Whitmer
Hamilton	Olson, Barnes	Wog
Hjelmstad	Olson, Eddy-Foster	

Absent and not voting:

Messrs.  
Kretschmar

So the bill passed and the title was agreed to.

Senator Rusch moved that the vote by which House Bill No. 110 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### ROLL CALL

House Bill No. 112. A Bill for an Act to Provide an Appropriation in the Sum of One Thousand Dollars for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of North Dakota for the Year 1923.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 23, nays 26, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Peck
Baird	Marshall	Ployhar
Benson	McCrary	Ritchie
Bond	Olson, Barnes	Schlosser
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Patterson	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Lynch	Rusch
Bakken	Martin	Seamands
Carey	McCoy	Steel
Eastgate	McLachlin	Stevens
Ettestad	Miklethun	Storstad
Fleckten	Murphy	Tofsrud
Hart	Pathman	Whitmer
Kaldor	Patten	Wog
Kretschmar	Porter	

So the bill was defeated.

## ROLL CALL

House Bill No. 144. A Bill for an Act Providing for the Manner of Constructing Crossings, and For the Construction and Maintenance of Certain Signs at the Crossings of Railroads, Streets and Public Highways, and Regulating the Use of Such Crossings by the Public, and for the Establishment, and Re-location of Such Crossings and for the Protection of Dangerous Railroad Grade Crossings.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 26, nays 22, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Bond	Martin	Ritchie
Ettestad	McCroly	Schlosser
Fleckten	Miklethun	Ward
Fredrickson	Olson, Barnes	Whitmer
Hamilton	Olson, Eddy-Foster	Wog
Hjelmstad	Page	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Seamands
Baird	McLachlin	Steel
Carey	Murphy	Stevens
Eastgate	Olson, Burleigh	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

Absent and not voting:

Messrs.  
Porter

So the bill passed and the title was agreed to.

The President declared the emergency clause lost. Senator Atkins moved that the vote by which House Bill No. 86 was defeated be reconsidered and the motion to reconsider be laid on the table.

Roll call demanded and granted.

## ROLL CALL

The question being on the motion of Senator Atkins, the roll was called, and there were ayes 17, nays 29, absent and not voting none, passed 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Steel
Baird	McCoy	Stevens
Bond	Murphy	Storstad
Carey	Page	Tofsrud
Eastgate	Porter	Van Camp
Hart	Rusch	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patten
Bakken	Marshall	Patterson
Benson	Martin	Peck
Ettestad	McCrorry	Ritchie
Fleckten	McLachlin	Schlosser
Fredrickson	Miklethun	Seamands
Hamilton	Olson, Barnes	Ward
Hjelmstad	Olson, Burleigh	Whitmer
Ingerson	Olson, Eddy-Foster	Wog
Lynch	Pathman	

Passed:

Messrs.	Messrs.	Messrs.
Kretschmar	Ployhar	Whitman

So the motion was defeated.

Senator Ingerson explained his vote:

Mr. President: I am going to vote "no" on this clincher motion because I believe the Senate should reconsider their action in killing this bill. There are conditions in the amendment that would meet objections of the Supreme Court in regard to the method of levying the tax which I consider the most important feature now in this bill; and it is necessary that those amendments be placed on the present hail law so that that department may operate in the future, and it has done that by making a provision whereby the legislature levies the tax itself and is one of the things the Supreme Court has questioned in its recent decision. This bill has amendments for the purpose of showing that the legislature levies the tax directly on the acres as ascertained by the Department of Insurance. For that reason I believe this clincher motion should not go on and that there might be an opportunity for reconsidering the vote which I consider a very ill-advised vote of this legislative body to indefinitely postpone this bill today.

Senator Kaldor explained his vote:

Mr. President: I am going to vote "aye" for this motion for the reason that I believe the amendment offered does not cure the objection made by the Supreme Court. In its opinion it holds that it is not a tax upon any man but is on the voluntary action to determine whether or not he wants to pay it, and the only way he can pay, under the opinion of the Supreme Court to make this constitutional, is to make it compulsory and my opinion is that the bill as amended is not constitutional. Therefore, I vote "aye."

Senator Stevens moved that the vote by which House Bill 86 was lost be reconsidered. Which motion prevailed.

Senator Lynch moved that House Bill 86 be referred to the committee which motion prevailed.

### ROLL CALL

House Bill No. 152. A Bill for an Act to Enact and Re-enact Chapter 170 of the Session Laws of North Dakota for the Year 1919, as Amended by Chapter 346 of the Session Laws of North Dakota for the Year 1923, Being an Act Regulating and Fixing the Hours of Labor of Females and Providing Penalties for the Violation Thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrary	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Absent and not voting:

Messrs.  
Stevens

So the bill passed and the title was agreed to.

### ROLL CALL

House Bill No. 155. A Bill for an Act to Amend and Re-enact Chapter 136, Laws of North Dakota for the Year 1923, Providing for the Supervision and Regulation of the Transportation of Persons and Property for Compensation Over Any Public Highway by Motor Propelled Vehicles; Defining Transportation Companies; Providing for Supervision and Regulation Thereof by the Board of Railroad Commissioners of the State of North Dakota; Providing for the Enforcement of the Provisions of This Act and for the Punishment of the Violation Thereof.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 48, nays 1, absent and not voting none.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrorry	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Wog

Those voting in the negative were:

**Messrs.**  
Whitmer

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Kretschmar moved that the vote by which House Bill No. 155 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

### ROLL CALL

House Bill No. 165. A. Concurrent Resolution Introduced by the Joint Committee on Agriculture.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 44, nays 1, absent and not voting 4.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCrorry	Rusch
Carey	McLachlin	Schlosser
Eastgate	Miklethun	Seamands
Ettestad	Murphy	Steel
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor	Patterson	

Those voting in the negative were:

Messrs.

Stevens

Absent and not voting:

Messrs.

Bakken  
Kretschmar

Messrs.

McCoy

Messrs.

Van Camp

So the bill passed and the title was agreed to.

Senator Stevens explained his vote:

Mr. President: Whereas House Bill No. 165 is such a congregation and assimilation of nonsense that I don't believe it should be considered in this legislative body, I want to vote "no."

### ROLL CALL

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 9917 of the Compiled Laws of North Dakota for the Year 1913, Relating to Punishment of Grand Larceny.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 42, nays 5, absent and not voting 2.

Those voting in the affirmative were:

Messrs.

Atkins  
Babcock  
Baird  
Bakken  
Benson  
Bond  
Carey  
Eastgate  
Ettestad  
Fleckten  
Fredrickson  
Hamilton  
Hart  
Hjelmstad

Messrs.

Kaldor  
Kretschmar  
Lynch  
Magnuson  
Marshall  
Martin  
McCoy  
McCrorry  
McLachlin  
Miklethun  
Murphy  
Olson, Barnes  
Olson, Burleigh  
Page

Messrs.

Patterson  
Peck  
Ployhar  
Porter  
Ritchie  
Rusch  
Seamands  
Steel  
Stevens  
Storstad  
Tofsrud  
Ward  
Whitman  
Wog

Those voting in the negative were:

Messrs.

Ingerson  
Olson, Eddy-Foster

Messrs.

Pathman  
Patten

Messrs.

Whitmer

Absent and not voting:

Messrs.

Schlosser

Messrs.

Van Camp

So the bill passed and the title was agreed to.

Senator Ingerson moved that House Bill No. 173 be referred to the Committee on Temperance.

Which motion was defeated.

### ROLL CALL

House Bill No. 173. A Bill for an Act to Amend and Re-enact Section 10141 of the Compiled Laws of North Dakota for the Year 1913, Relating to Being Intoxicated in a Public Place.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 39, nays 7, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Ritchie
Benson	Martin	Schlosser
Carey	McCrorry	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Page	Van Camp
Hart	Pathman	Ward
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	McLachlin	Porter
Lynch	Olson, Eddy-Foster	Whitman
McCoy		
Absent and not voting:		
Messrs.	Messrs.	Messrs.
Bond	Kretschmar	Rusch

So the bill passed and the title was agreed to.

Senator Whitmer moved that the vote by which House Bill No. 173 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

### ROLL CALL

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 10523 of the Compiled Laws of North Dakota for the Year 1913, Relating to the time of Commencing Criminal Actions, and Providing Exceptions Therefor.

Was read the third time.



The question being on the final passage of the bill, the roll was called, and there were ayes 45, nays 2, absent and not voting 2.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	McCoy	Ritchie
Benson	McCrory	Rusch
Eastgate	McLachlin	Schlosser
Ettestad	Miklethun	Seamands
Fleckten	Murphy	Steel
Fredrickson	Olson, Barnes	Stevens
Hamilton	Olson, Burleigh	Storstad
Hart	Olson, Eddy-Foster	Tofsrud
Hjelmstad	Page	Van Camp
Ingerson	Pathman	Ward
Kaldor	Patten	Whitman
Kretschmar	Patterson	Wog

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>
Martin	Whitmer

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>
Bond	Carey

So the bill passed and the title was agreed to.

Senator Whitmer explained his vote:

Mr. President: I don't know anything about this bill, but since I notice it was drawn by a couple of lawyers and every lawyer in the Senate has voted for it, I vote "no."

### ROLL CALL

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 11113, and 11114 and 11115 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bail.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 37, nays 7, absent and not voting 5.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Lynch	Peck
Baird	Magnuson	Porter
Babcock	Marshall	Schlosser
Benson	McCoy	Seamands
Ettestad	McLachlin	Steel

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patterson	Wog
Kretschmar		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bakken	Miklethun	Ritchie
Martin	Patten	Whitmer
McCrorry		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bond	Eastgate	Rusch
Carey	Ployhar	

So the bill passed and the title was agreed to.

Senator Murphy moved that the Senate do now recess for ten minutes.

The Senate stands recessed.

The Senate re-assembled pursuant to recess taken.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 206. A Bill for an Act to Impose a Flat Tax of Five Mills on Money and Credits, Providing for the Distribution of the Proceeds of Such Tax and Repealing Chapter 307, Laws of 1923, Relating to the Exemption of Moneys and Credits, and Repealing Chapter 305, Laws of 1923 Relating to the Taxation of Corporate Excess and All Other Acts and Parts of Acts in Conflict with the Provisions of this Act.

Senate Bill No. 288. A Bill for an Act Authorizing the Industrial Commission to Make an Investigation for Oil and Gas in North Dakota, and Providing for an Appropriation Therefor.

Senate Bill No. 239. A Bill for an Act Providing that the Bank Examiner Notify the Guaranty Fund Commission of Violations of Sections 5172, 5175, 5189 and 5192 of the Compiled Laws of North Dakota for the Year 1913, and Providing that a Failure so to do Shall be Deemed a Misdemeanor.

**Senate Bill No. 279.** A Bill for an Act to Amend and Re-enact Section 2 of Chapter 139, Session Laws of 1923, Relating to Deposits in Banks and Trust Companies and Providing a Penalty for Making an Unlawful Charge Against Deposits Without the Consent of the Depositor.

**Senate Bill No. 290.** A Bill for an Act to Amend and Re-enact Section 5163 of the Compiled Laws of North Dakota for the Year 1913 Relating to Dividends and Surplus of Banking Corporations.

**Senate Bill No. 179.** A Bill for an Act to Safeguard the Distribution and Sale of Certain Dangerous Caustic or Corrosive Acids, Alkalis and Other Substances in the State of North Dakota.

**Senate Bill No. 240.** A Bill for an Act to Repeal Sections enact Chapter 136, Laws of North Dakota for the Year 1923, and Chapter 158 of the Compiled Laws of North Dakota for May Re Filed Against the State Bonding Fund from Sixty for 1923, Being an Act to Prohibit the Keeping Open, Run-

**Senate Bill No. 171.** A Bill for an Act to Empower Cities and Villages to Levy and Collect a Tax for Purpose of Furnishing Musical Concerts to the Public.

**Senate Bill No. 136.** A Bill for an Act to Amend Section 8719 of the Compiled Laws of 1913, Relating to the Exemption of the Avails of Life Insurance Payable to the Personal Representatives of a Deceased, His Heirs or Estate.

**Senate Bill No. 251.** A Bill for an Act to Amend and Re-enact Section 1 of Chapter 145, Session Laws of North Dakota for the Year 1923, Relating to State Bounty on Wolves and Coyotes.

**Senate Bill No. 183.** A Bill for an Act to Amend and Re-enact Section 9 of Chapter 236 of the Session Laws of North Dakota for the Year 1915, Relating to the Examination, Registration and Regulation of Graduated Nurses.

**Senate Bill No. 9.** A Bill for an Act Making an Appropriation of \$19,450.00 to Reimburse the Depositors Guaranty Fund for Monies Withdrawn Therefrom Under Authority of Section 34 of Chapter 200 of the Session Laws of 1923.

**Senate Bill No. 152.** A Bill for an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection with Taxes Assessed and Paid Under the 1919 Income Tax Law for the Years 1919, 1920, 1921 and 1922.

**Senate Bill No. 216.** A Bill for an Act to Transfer the Sum of \$400.00 From the Fund Appropriated to the War History Commission for Membership in National Association of War History Organizations to said Commission's Fund for Clerk Hire.

**Senate Bill No. 115.** A Bill for an Act Relating to the Collection of Checks, Drafts, Notes or Other Negotiable Instruments by Banks or Trust Companies.

Senate Bill No. 117. A Bill for an Act Relative to Payment of Deposits in Two Names.

Senate Bill No. 192. A Bill for an Act to Amend and Re-enact Sections 11275, 11276, 11278, 11279 11280, 11281, 11288, 11289 and 11291 of the Compiled Laws of 1913, and Acts Amendatory Thereof, Relating to the Officers and Employees of the State Training School, Their Duties and Salary, Those Who May be Committed to Said School and for What Time, Regulating the Conditions Under which the Students in Said School May be Paroled, and Fixing Penalty for Violation of Parole or Assisting Escapes from Said School.

Which the House has passed unchanged.

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 291. A Concurrent Resolution to Provide for the Payment of Expenses of the Special Committee Named by the Governor at the Instance of the House and Senate State Affairs Committee, for the Purpose of Investigating Conditions at the State Hospital at Jamestown, North Dakota.

Which the House has passed and your favorable consideration is respectfully requested.

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 159, 113, 221, 149.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. President: I have the honor to request the return of Senate Bill No. 287 for further consideration.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. President: I have the honor to return

House Bill No. 191. A Bill for an Act Repealing Sections 1192, 1193 and 1194 of the Compiled Laws of North Dakota for the Year 1913, Relating to District High Schools.

As requested by the Senate.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 10994 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Time for Appeal to the Supreme Court in Criminal Cases.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 39, nays 3, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Baird	Magnuson	Ployhar
Babcock	Marshall	Porter
Bakken	Martin	Ritchie
Bond	McCoy	Schlosser
Carey	McCrorry	Seamands
Eastgate	McLachlin	Stevens
Ettestad	Miklethun	Storstad
Fleckten	Murphy	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Lynch	Whitmer

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fredrickson	Olson, Burleigh	Rusch
Hamilton	Patterson	Steel
Olson, Barnes		

So the bill passed and the title was agreed to.

Senator Ingerson moved that House Bill No. 101 be referred to the committee on Tax Laws.

Which motion prevailed.

Senator Murphy moved that House Bill No. 191 be placed on tomorrow's calendar.

Which motion prevailed.

### ROLL CALL

House Bill No. 242. A Bill for an Act Providing that District Courts Shall Have Jurisdiction in the Foreclosure of Tax Liens in Cases of Irregular Tax Sales, Prescribing the Procedure in Such Cases; and Providing that Such Remedy Shall Be Cumulative.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Schlosser
Bond	McCoy	Seamands
Carey	McCrorry	Steel
Eastgate	McLachlin	Stevens
Ettestad	Mikelthun	Storstad
Fleckten	Murphy	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog
Kaldor		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Olson, Barnes	Olson, Burleigh	Rusch

So the bill passed and the title was agreed to.

Senator Stevens offered the following amendment to House Bill No. 84:

In line 4 of the printed bill, after the word "commodities" insert the words "other than the products and by-products of agriculture."

Which motion was defeated.

## ROLL CALL

House Bill No. 84. A Bill for an Act Empowering the Board of Railroad Commissioners to Order, Authorize and Permit Common Carriers to Publish and Charge Special Freight Rates, Classifications, Rules and Regulations, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 37, nays 11, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Pathman
Baird	Kaldor	Patten
Babcock	Lynch	Patterson
Bakken	Magnuson	Peck
Benson	Marshall	Ployhar
Bond	Martin	Ritchie
Carey	McCoy	Schlosser
Ettestad	McCroy	Seamands
Fleckten	Miklethun	Ward
Fredrickson	Olson, Barnes	Whitman
Hamilton	Oison, Burleigh	Whitmer
Hart	Olson, Eddy-Foster	Wog
Hjelmstad		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Eastgate	Page	Storstad
Kretschmar	Porter	Tofsrud
McLachlin	Steel	Van Camp
Murphy	Stevens	

Absent and not voting:

Messrs.  
Rusch

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senator Ward moved that the vote by which House Bill No. 84 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## ROLL CALL

House Bill No. 194 as amended. A Bill for an Act Providing for the Painting of a Sign in a Conspicuous Place on Each Side of All Motor Vehicles Owned and Operated on the Public Highways by State Departments, institutions, or Industries, Showing the Name of the Department, Institution or Industry, and Providing Penalty for Violation.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Schlosser
Carey	McCrorry	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Flekten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kalder	Patten	Wog

Absent and not voting:

Messrs.  
Rusch

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Benson offered the following amendment to House Bill No. 31:

In line 21, page 2, make the sum to read \$50,000.

In line 36, page 2, make the sum to read \$6,500.

In line 39, page 2, make the sum to read \$5,000.

Also, correct all totals, to correspond to the amended totals, rescinding all amendments made by the appropriations committee except the one for the erection of the new building.

Which motion prevailed.

### ROLL CALL

House Bill No. 31. A Bill for an Act Making an Appropriation of \$130,000.00 for Maintenance, Improvements and Repairs, Equipment and Miscellaneous for the Tuberculosis Sanatorium at San Haven.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes 48, nays 0, absent and not voting 1.



Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Baird	Lynch	Peck
Babcock	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Schlosser
Carey	McCrory	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Absent and not voting:

Messrs.

Rusch

So the bill passed and the title was agreed to.

Senator Miklethun moved that the vote by which House Bill No. 31 passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Ployhar moved that further consideration of House Bill No. 98 be indefinitely postponed.

Which motion prevailed.

A return was made to the 8th Order of Business.

Senator Kretschmar moved that the request of the House for the return of Senate Bill No. 48 be granted.

Which motion prevailed.

A return was made to the 10th Order of Business.

### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has approved the report of the conference committee on House Bill No. 68.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has approved the report of the conference committee on Senate Bill No. 114.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. Speaker: I have the honor to inform you that the Senate returns herewith Senate Bill No. 48, which the House has requested.

Very respectfully,

C. R. VERRY,  
Secretary.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. President: I have the honor to inform you that the House has refused to adopt the conference committee report on Senate Bill No. 26 and the Speaker has appointed as a new conference committee, Reps. Roberts, Anderson of Stutsman and Thatcher.

Also,

Mr. President: The House refuses to recede in its amendments to Senate Bill No. 257 and the Speaker has appointed as a conference committee Reps. Twichell, Hoople and Fine.

Also,

Mr. President: The House refuses to recede in its amendments to Senate Bill No. 277 and the Speaker has appointed as a conference committee Reps. Burkhart, Leraas and Plath.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. President: I have the honor to inform you that the House has re-considered its action by which it concurred in the Senate amendments to House Bill No. 149 and the Speaker

has appointed as a conference committee Reps. Freeman, Johnson of Ransom and Sanford.

Also,

Mr. President: The House has reconsidered its action by which it indefinitely postponed Senate Bill No. 48 and requests the return of same for further consideration.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 3, 1925.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 292. A Concurrent Resolution Memorializing the Congress of the United States to Take Steps Toward the Establishment of a National Park in Billings County, North Dakota, Embracing the Wonderful Petrified Forest There Located, to be Called Roosevelt Park.

Which the House has amended.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Hamilton moved that the Senate do not concur in the House amendments to Senate Bill No. 292 and that a conference committee be appointed.

Which motion prevailed.

Senator Whitman moved that the Senate do recess until 11:00 o'clock A. M. Wednesday, after the signing of bills by the President.

Which motion prevailed.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 229. A Bill for an Act to Prohibit the Adulteration of Milk and Dairy Products by the Introducing Therein of Any Fat or Oil Other Than Milk Fat; and to Prohibit the Sale of Any Substitute for Dairy Products or the Exposing for Sale of Such Products Through the Use of Any Advertisement, or Other Means, Suggesting the Words: "Butter," "Creamery," or "Dairy," or Suggesting the Name of Any Breed of Cattle; and Prescribing Penalties for Violation.

Senate Bill No. 85. A Bill for an Act to Amend Chapter 312, Laws of 1923, Relating to the State Income Tax Imposed

on Incomes of Individuals, Fiduciaries, Corporations, Joint Stock Companies or Associations and Insurance Companies in the State of North Dakota.

Senate Bill No. 275. A Bill for an Act to Amend and Re-enact Section 2263, Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of the Session Laws for 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923.

Senate Bill No. 255. A Bill for an Act Amending Section 1 and Section 5 of Chapter 326 of the Session Laws of 1923 Pertaining to Certified Indebtedness.

Senate Bill No. 274. A Bill for an Act Providing for the Auditing of Expenditures of Funds for County Agent Work by County Boards of Commissioners; the Supervision of the Work and the Employment and Dismissal of the Agent.

Senate Bill No. 199. A Concurrent Resolution Providing for the Amendment of Section 45, Article 2, of the Constitution of the State of North Dakota, Relating to the Compensation and Mileage allowed Legislative Members.

Senate Bill No. 232. A Bill for an Act Authorizing the Board of Trustees of the Teachers' Insurance and Retirement Fund to Employ an Actuary and Clerical Assistance and Making an Appropriation Therefor.

Senate Bill No. 276. A Bill for an Act to Amend Chapter 327 of the Session Laws of 1923, Relating to Advertising for Bids for Bonds or for Certificates of Indebtedness, and Providing that it Shall be Unlawful for Certain Public Officials to Accept Commissions from Bidders Upon Sales of Bonds or Certificates of Indebtedness.

Senate Bill No. 284. A Bill for an Act to Amend Section 25 of Chapter 77 of the Session Laws of 1921 Relating to the Abatement of Hail Insurance Taxes.

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by Chapter 144 of the Session Laws of North Dakota for the Year 1921, and as Further Amended by the Session Laws of North Dakota for the Year 1923.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 8 and 12 of Chapter 326 of the Session Laws of North Dakota for the Year 1923, Relating to Placing Taxing Districts Upon a Cash Basis, and Classing Park Districts Having Population Over Four Thousand with Cities and School Districts of Like Size.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 988, of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 201 of the Session Laws of 1923, Relating to the ability of Electors in Marking Their Ballots.

Senate Bill No. 176. A Bill for an Act to Amend and Re-

enact Section 336, Compiled Laws of 1913, Relating to the Leasing and Sale of School and Other Public Lands of the State.

Senate Bill No. 185. A Bill for an Act Making it Unlawful to Sell or Offer for Sale in this State Motor Fuel Which has Been Mixed or Compounded, Unless the Compound Shall be Colored to Distinguish the Same from Ordinary Motor Fuel; Making Such Prohibited Sale a Misdemeanor and Providing the Penalty Therefor.

Senate Bill No. 116. A Bill for an Act Relating to the Finances of Cities, Towns and Villages; Providing for the Time of Beginning and Ending of the Fiscal Year; Providing that the Council, Commission, Board or Manager of All Cities, Towns and Villages Shall Annually Prepare a Budget; Providing for Publicity of Such Budget; Providing for Public Hearings in Regard to Proposed Expenditures; Providing for Tax Levies; and Providing that All Expenditures Must Conform to the Budget as Adopted.

Senate Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3704 of the Compiled Laws of North Dakota for 1913 Providing for a Resolution Declaring Improvement Work to be Done by Special Assessment Necessary and Permitting Protests Against SSaid Improvements to be Filed by Property Owners.

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out and Maintaining General Supervision and Regulation of Grain Grading, Elevator Accounting, Bonding, Licensing, and Inspection of Elevators, Warehouses and Flour Mills; in the Handling of all Agricultural Products.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 2093 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 228, Laws of 1917, Relating to the Matter of Listing Property for Taxation Purposes.

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 142 of the Session Laws of 1921 Defining Certain Words and Phrases Contained in said Chapter.

Senate Bill No. 160. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of such Corporation.

Senate Bill No. 7. A Bill for an Act Making an Appropriation of \$1,525.48 to Pay an Existing Deficit in the Mine Inspection Department.

Senate Bill No. 112. A Bill for an Act to Amend and Re-enact Sections 2, 5, and 13 of Chapter 159, Session Laws of

1919, Relating to Insurance on Public Buildings, Providing for the Classification of All Public Property, Limiting the Amount of Insurance to Be Carried by the State Fire and Tornado Fund, Providing for the Re-insurance of Certain Risks, and the Collection of the Premium Therefor.

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 145 of the Session Laws of 1921.

House Bill No. 166. A Bill for an Act Defining and Establishing the State Mill and Elevator, Located at or Near the City of Grand Forks, North Dakota, as a Public Terminal Grain Elevator.

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 185 of the Session Laws of North Dakota for 1915, as Amended and Re-enacted by Chapter 156 of the Session Laws of North Dakota of 1923; Relating to the Support of Needy Women who are the Mothers of and Who are Compelled to Support One or More Children.

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 4503 of the Compiled Laws of North Dakota for the Year 1913; Limiting the Value of Property to be Held by Religious and Charitable Corporations and Associations.

House Bill No. 127. A Bill for an Act Extending the Rights of Eminent Domain as to State Institutions.

House Bill No. 82. A Bill for an Act to Regulate and Better Safeguard the Bonds of Public Officials and Public Depositories.

House Bill No. 36. A Bill for an Act Making an Appropriation for Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items for the Institution of the Feeble Minded at Grafton.

House Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Forestry at Bottineau and Making Permanent Improvements and Additions Thereto.

House Bill No. 19. A Bill for an Act to Repeal Section 1626B of the Compiled Laws of North Dakota for the Year 1913, Relating to Milling Experiments.

House Bill No. 24. A Bill for an Act Making an Appropriation of \$28,000.00 to Provide for the Payment of an Existing Deficit in the General Maintenance Fund of the State Training School at Mandan, North Dakota.

House Bill No. 32. A Bill for an Act Making an Appropriation for the State Hospital for the Insane at Jamestown for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Miscellaneous Items.

House Bill No. 33. A Bill for an Act Making an Appropriation of \$265,540.00 for the Current and Contingent Ex-

penses of the State Penitentiary and for Making Permanent Improvements and Repairs Thereto.

And the President signed the same in the presence of the Senate.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to the following:

Henry Finke, Minot, N. D.; Atty. Campbell, Minot, N. D.;  
Dr. LaMont, San Haven, N. D.; Ex-Senator Allan, Braddock,  
N. D.

Pursuant to Senator Whitman's motion, the Senate stands recessed.

C. R. VERRY,  
Secretary.

FIFTY-SEVENTH DAY AFTER RECESS AND  
THE FIFTY-EIGHTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1925.

The Senate re-assembled at 12 o'clock M. pursuant to recess taken, the President, Walter Maddock, presiding.

MOTIONS AND RESOLUTIONS

Senator Whitman asked a return to the Eighth Order of Business. Which request was granted.

Senator Whitman then moved that House Bill No. 180 be recalled from the House.

Senator Whitmer demanded a roll call.

Roll call was granted and showed the following Senators to be absent: Senators Babcock, Hamilton, Hjelmstad, Lynch, McCoy, Schlosser and Van Camp.

Senator Murphy moved that the call of the House be dispensed with.

Which motion prevailed.

Senator Whitman then moved that House Bill No. 180 be recalled from the House.

Which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,

March 4, 1925.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 180.

Very respectfully,

C. R. VERRY,  
Secretary.



Senator Murphy moved that the Senate do now recess until 1:30 p. m.

Which motion prevailed.

C. R. VERRY,  
Secretary.

The Senate re-assembled at 1:30 o'clock pursuant to recess taken, the President, Walter Maddock, presiding.

### REPORTS OF STANDING COMMITTEES

The committee on Insurance made the following report:

Mr. President: Your committee on Insurance to whom was referred:

House Bill No. 86 as amended. A Bill for an Act to Amend and Re-enact Sections 6, 7, 13, 26 and 27 of Chapter 160 of the Session Laws of 1919 as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota, as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the Year 1921, as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, Relating to State Hail Insurance.

Have had the same under consideration and recommend that the same do pass as amended by former committee.

NELS MAGNUSON,  
Chairman.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Insurance made the following report:

Mr. President: Your committee on Insurance to whom was referred:

House Bill No. 86. A Bill for an Act to Amend and Re-enact Sections 6, 7, 13, 26 and 27 of Chapter 160 of the Session Laws of 1919, as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota, as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the Year 1921 as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, Relating to State Hail Insurance.

Have had the same under consideration and recommend that the same be amended as follows:

In line 69, strike out the words "shall thereupon." In line 70, strike out the word "Levy" and insert in lieu thereof the following: "There is hereby levied each and every year". In line 72, after the word "specified" insert the following: "and any such tax or imposition, which has been heretofore, or may hereafter, levied, shall constitute a first and prior lien upon all lands upon which the same is levied, to the same extent

and with like effect, as any general tax, and shall be collected, and payment thereof enforced, in the same manner as any general tax."

And when so amended recommend the same do pass.

Senator Magnuson moved that the report be adopted, which motion prevailed and the report was adopted.

NELS MAGNUSON,  
Chairman.

Senator Stevens moved that the vote by which House Bill No. 86 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Stevens then moved that the vote by which the amendments to House Bill No. 86 as reported by the committee were adopted be reconsidered.

Which motion prevailed.

Senator Stevens further moved that House Bill No. 86 be placed on third reading and final passage.

Senator Ingerson moved that the Senate accept the report of the Insurance Committee on House Bill No. 86.

Roll call demanded and granted.

### ROLL CALL

The question being on Senator Ingerson's motion to adopt the report of the committee on House Bill No. 86, the roll was called, and there were ayes 26, nays 22, absent and not voting none, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Pathman
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrary	Ritchie
Fredrickson	Miklethun	Ward
Hamilton	Olson, Barnes	Whitmer
Hart	Olson, Burleigh	Wog
Hjelmstad	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Page	Stevens
Eastgate	Ployhar	Storstad
Kaldor	Porter	Tofsrud
Kretschmar	Rusch	Van Camp
Lynch		

Passed:

Messrs.

Whitman

So the motion was adopted.

Senator Ingerson moved that House Bill No. 86 be placed on third reading and final passage.

Which motion prevailed.

Senator Miklethun moved the previous question.

Division of the Senate granted, and showed the motion to be lost.

### ROLL CALL

House Bill No. 86. A Bill for an Act to Amend and Re-enact Sections 6, 7, 13, 26 and 27 of Chapter 160 of the Session Laws of 1919, as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota, as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the Year 1921, as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, Relating to State Hail Insurance.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 30, nays 17, absent and not voting none, passed 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Lynch	Pathman
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCroxy	Ritchie
Fredrickson	McLachlin	Seamands
Hamilton	Mikelthun	Stevens
Hjelmstad	Olson, Barnes	Ward
Ingerson	Olson, Burleigh	Whitmer
Kretschmar	Olson, Eddy-Foster	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	Murphy	Steel
Bond	Page	Storstad
Carey	Ployhar	Tofsrud
Eastgate	Porter	Van Camp
Kaldor	Rusch	

Passed:

Messrs.

Hart

Messrs.

Whitman

So the bill passed and the title was agreed to..

The President declared the emergency clause lost.

Senator Hamilton moved that the vote by which House Bill No. 86 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Benson moved for a roll call on the emergency clause.

Which motion prevailed.

#### ROLL CALL

The question being on the adoption of the emergency clause on House Bill No. 86, the roll was called, and there were ayes 33, nays 15, absent and not voting none, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Lynch	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ployhar
Fleckten	McCroxy	Ritchie
Fredrickson	McLachlin	Schlosser
Hamilton	Mikelthun	Seamands
Hart	Olson, Barnes	Stevens
Hjelmstad	Olson, Burleigh	Ward
Ingerson	Olson, Eddy-Foster	Whitmer
Kretschmar	Pathman	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Rusch
Baird	McCoy	Steel
Bond	Murphy	Storstad
Carey	Page	Tofsrud
Eastgate	Porter	Van Camp

Passed:

Messrs.  
Whitman

So the emergency clause was declared carried.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. Speaker: I have the honor to inform you that the Senate refuses to concur in the House amendments to Senate Bill No. 292 and the President has appointed as a conference committee Senators Hamilton, Page and Whitmer.

Very respectfully,

C. R. VERRY,  
Secretary.

## MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 83. A Bill for an Act to Regulate the Conduct of Elections, Repealing Section 1005, Compiled Laws of 1913, and Chapter 212 of Session Laws of 1923, and Providing Penalties for the Violation Thereof.

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913, Relating to Delinquent Personal Property Taxes.

Senate Bill No. 162. A Bill for an Act Authorizing the Conveyance of Certain Lands.

Senate Bill No. 167. A Bill for an Act Providing general rules of procedure in county courts relating to giving notice to and obtaining jurisdiction of all persons interested in estates of deceased persons, or of minors, or incompetents; and for giving notice to creditors of and presentation and investigation and allowance or rejection of claims against estates of deceased persons; and sales of real estate by executors, administrators and guardians; and to repeal Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777, 8780, 8790, 8791, 8909, 8911, 8767, 8769, 8770 of the Compiled Laws of North Dakota, 1913, and all Acts and parts of Acts in conflict herewith."

Senate Bill No. 180. A Bill for an Act Regulating the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

Senate Bill No. 197. A Bill for an Act to Amend and Re-enact Section 4922 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 165, Session Laws of 1919, Relating to the Revocation of the Certificates of Authority of Insurance and Surety Companies and Providing Against Discrimination.

Senate Bill No. 236. A Bill for an Act to Prescribe the Legal Reserve Fund of All Banking Associations and Corporations, on and After July 1, 1926.

Senate Bill No. 265. A Bill for an Act to Amend and Re-enact Sections 6854, 6855 and 6856, Compiled Laws of 1913, Relating to Threshing Lien.

Senate Bill No. 270. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North

**Dakota for the Year 1919, Relating to Teachers' Certificates Issued on High School Diplomas.**

Which the House has amended.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Chapter 91 of the Session Laws of 1921 of the State of North Dakota Relating to the Taking of Promissory Notes in Renewal of Notes Already Held by Banks, Other Corporations or Individuals and Affecting Their Legality.

Senate Bill No. 207. A Bill for an Act Relating to Primary Elections; Prescribing the Minimum Number of Votes for Nomination.

Senate Bill No. 210. A Bill for an Act Defining State Associations and Regulating and Limiting the Power of Such Associations to Re-Discount, to Borrow Money, to Pledge Assets, Forbidding Contracts to Re-Purchase Assets, Providing Procedure for the Foreclosure of Pledges With Redemption Therefrom, Declaring Void Pledge Contracts in Violation of the Provisions of the Act, Providing a Penalty for Borrowing Money and Pledging Assets in Violation of the Act and Repealing Laws in Conflict.

Senate Bill No. 264. A Bill for an Act Relating to Elections; Providing for a Recount in Case of a Tie Vote.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 80. A Bill for an Act Relating to School District Finances; Providing for the Time of Beginning and Ending of the Fiscal Year for School Districts; Providing that School Boards and Boards of Education Shall Annually Prepare a Budget; Providing for the Publicity of Such Budget; Providing for a Public Hearing in Regard to Proposed Expenditures; Providing for Tax Levies and Providing that all Expenditures must Conform to the Budget as Adopted.

Senate Bill No. 215. A Bill for an Act Providing for the Discontinuance of the Depositors Guaranty Fund and Limiting the Time Up to Which Deposits Are Guaranteed by Said Fund and the Laws Relating Thereto.

Senate Bill No. 241. A Bill for an Act to Permit the Use of Guide Cards in Elections, to Assist in Enabling Elector to Vote for the Candidate of His or Her Choice.

Senate Bill No. 253. A Bill for an Act to Amend and Re-enact Section 994, Compiled Laws of 1913, as Amended by Chapter 32, Special Session Laws of 1919, Relating to Absent Voters' Ballots.

Senate Bill No. 287. A Bill for an Act to Amend and Re-enact Section 2980 Compiled Laws 1913, Relating to the Construction of Hotels.

Senate Bill No. 289. A Bill for an Act Entitled: An Act to Authorize the District Courts of the State, Under Certain Conditions, to Order Sale or Other Disposition, or Mortgage or Lease of Property, Real or Personal, Held in Trust Created by Written Instrument, Upon Application to the Court by the Trustee, or any Beneficiary, and Providing Procedure Therefor, and for the Repeal of All Laws Inconsistent Herewith.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to return:

House Bill No. 180. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 97 of the Session Laws of 1921, as Amended and Re-enacted by Section 1, of Chapter 268 of the Session Laws of 1923, Defining Intoxicating Liquors.

As requested by the Senate.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Whitman moved that the vote by which House Bill No. 180 was passed be reconsidered.

Which motion prevailed.

Senator Hjelmstad moved that the vote by which the amendment to House Bill No. 180 was adopted be reconsidered.

Roll call demanded and granted.

## ROLL CALL

The question being on the reconsideration of the vote by which the amendment to House Bill No. 180 was adopted, the roll was called, and there were ayes 30, nays 19, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Porter
Baird	Marshall	Rusch
Bond	McCoy	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Fredrickson	Murphy	Stevens
Hjelmstad	Olson, Barnes	Storstad
Kaldor	Page	Tofsrud
Kretschmar	Pathman	Van Camp
Lynch	Ployhar	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patterson
Bakken	Martin	Peck
Benson	McCrory	Ritchie
Ettestad	Olson, Burleigh	Ward
Fleckten	Olson, Eddy-Foster	Whitmer
Hamilton	Patten	Wog
Hart		

So the motion was adopted.

Senator Whitman moved that House Bill No. 180 be placed on third reading and final passage.

Senator Martin moved that House Bill No. 180 be indefinitely postponed.

Which motion was defeated.

Senator O. H. Olson moved that the Senate do now adjourn.

Which motion was defeated.

Senator Whitman's motion was placed before the Senate and adopted.

Senator Martin moved that House Bill No. 180 be re-referred to the Committee on Temperance.

Roll call demanded and granted.

## ROLL CALL

The question being on the motion to re-refer House Bill No. 180 to the Committee on Temperance, the roll was called, and there were ayes 19, nays 30, absent and not voting none.



Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patterson
Bakken	Marshall	Peck
Benson	Martin	Ritchie
Ettestad	McCrary	Ward
Fleckten	Olson, Eddy-Foster	Whitmer
Hamilton	Patten	Wog
Ingerson		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Porter
Baird	McCoy	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Fredrickson	Olson, Barnes	Stevens
Hart	Olson, Burleigh	Storstad
Hjelmstad	Page	Tofsrud
Kaldor	Pathman	Van Camp
Kretschmar	Ployhar	Whitman

So the motion was defeated.

Senator Hamilton offered the following amendment to House Bill No. 180:

In line 17 of the printed bill, after the word "in" insert the words "keg or cask."

Roll call demanded and granted.

#### ROLL CALL

The question being on the adoption of the amendment of Senator Hamilton to House Bill No. 180, the roll was called, and there were ayes 19, nays 25, absent and not voting none, passed 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Hart	Patterson
Bakken	Ingerson	Peck
Benson	Martin	Ritchie
Carey	McCrary	Ward
Ettestad	Olson, Eddy-Foster	Whitmer
Fleckten	Patten	Wog
Hamilton		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McLachlin	Rusch
Baird	Miklethun	Schlosser
Bond	Murphy	Steel
Eastgate	Olson, Barnes	Stevens
Fredrickson	Page	Storstad
Hjelmstad	Pathman	Tofsrud
Lynch	Ployhar	Van Camp
Magnuson	Porter	Whitman
Marshall		

Passed:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Kaldor	McCoy	Seamands
Kretschmar	Olson, Burleigh	

So the amendment was defeated.

Senator Whitmer moved that the Senate do now adjourn.

Which motion was defeated.

Senator Ingerson offered the following amendment to House Bill No. 180:

In line 16, strike out the word "pasteurized" and in line 17 after the word "bottles" insert a comma and add "or kegs."

Which motion was defeated.

#### ROLL CALL

House Bill No. 180. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 97 of the Session Laws of 1921, as Amended and Re-enacted by Section 1, of Chapter 268 of the Session Laws of 1923, Defining Intoxicating Liquors.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 32, nays 17, absent and not voting none.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Magnuson	Porter
Baird	Marshall	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Fredrickson	Olson, Barnes	Stevens
Hart	Olson, Burleigh	Storstad
Hjelmstad	Olson, Eddy-Foster	Tofsrud
Kaldor	Page	Van Camp
Kretschmar	Pathman	Whitman
Lynch	Ployhar	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	Ingerson	Peck
Bakken	Martin	Ritchie
Benson	McCoy	Ward
Ettestad	McCrorry	Whitmer
Fleckten	Patten	Wog
Hamilton	Patterson	

So the bill passed and the title was agreed to.

Senator Ward explained his vote:

Mr. President: The main issue of this bill seems to be whether or not we should have malt in bottles or otherwise. The reason I vote "no" on this bill is because a good deal of

home brew and moonshine is consumed these days and there would be less if we had malt and it would be more reasonable, and safer.

Senator Whitmer explained his vote:

Mr. President: I vote "aye" on this bill for the purpose of reconsideration on the next legislative day.

Senator Storstad moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## FIFTY-EIGHTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1925.

The Senate convened at 2:00 o'clock P. M. pursuant to adjournment, the President, Walter Maddock, presiding.  
Prayer by the Chaplain, Capt. W. E. Jessup.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

The committee on Revision and Correction of the Journal made the following report:

Mr. President: Your committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-sixth Day After Recess and Fifty-seventh Day and recommend that the same be corrected as follows:

On page 15, line 27, correct spelling of word "thankfully."

In line 28 correct spelling of name "James."

On page 18, line 10, pick up Senate Bill No. 275 instead of House Bill No. 275.

On page 36, line 26, correct spelling of word "committee."

On page 24, line 24, correct spelling of word "Kretschmar."

At page 22, at bottom of page, insert the following: "Senator Stevens moved that the vote by which House Bill No. 86 was lost be reconsidered. Which motion prevailed. Senator Lynch moved that House Bill No. 86 be re-referred to the committee. Which motion prevailed."

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## MESSAGE FROM THE GOVERNOR

State of North Dakota  
Office of the Governor

March 3, 1925.

The Senate of the State of North Dakota:

Gentlemen: I have the honor to inform you that I have

this day received, approved and filed with the Secretary of State the following bills:

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

Senate Bill No. 86. A Bill for an Act to Amend and Re-enact Section 2094 and Section 2122 of the Compiled Laws of 1913, Relating to the Manner of Listing and Assessing Personal Property; to Repeal Sections 2102 and 2103, Compiled Laws 1913, and Chapter 232, Session Laws of 1915; to Amend and Re-enact Chapter 68, Special Session Laws of 1919 Relating to the Situs of Property for Taxation; to Amend and Re-enact Section 2101, Compiled Laws of 1913, Relating to Time and Place of Listing Taxable Property; and to Repeal All Acts and Parts of Acts in Conflict Therewith.

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by Chapter 141 of the Session Laws of North Dakota for the Year 1921.

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Chapter 353 of the Session Laws of North Dakota for the Year 1923, Requiring Reporting of Names of School District Clerks to the Workmen's Compensation Bureau.

Senate Bill No. 105. A Bill for an Act to Amend and Re-enact Section 5605 of the Compiled Laws of 1913, as Amended by Chapter 229 of the Session Laws of North Dakota for the Year 1923.

Senate Bill No. 121. A Bill for an Act Requiring Bonds of Contractors Doing Contract Work for the State or any Political Subdivision Thereof to Carry a Provision Guaranteeing that the Employees of Such Contractor or any of His Sub-Contractors Are Fully Covered Under the Provisions of the Workmen's Compensation Law, Being Chapter 162 of the Session Laws of North Dakota for the Year 1919, and Acts Amendatory Thereof.

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Senate Bill No. 132. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Senate Bill No. 2. A Bill for an Act to Amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws

of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Senate Bill No. 126. A Bill for an Act to Repeal Section 27 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law.

Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 2846 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 104 of the Session Laws of North Dakota for the Year 1917.

Senate Bill No. 150. A Bill for an Act to Repeal Sections 2147, 2245, 2252 of the Compiled Laws of the State of North Dakota for the Year 1913 Relating to Taxation of Public Utility Property in Unorganized Counties.

Senate Bill No. 184. A Bill for an Act to Repeal Section 3455 of the Compiled Laws of North Dakota for the Year 1913 Relating to Commissions Allowed County Treasurers Upon Bond Issues.

Senate Bill No. 213. A Bill for an Act to Empower and Authorize the Board of Administration to Furnish Current from its Lighting Plant at the State Tuberculosis Sanitarium at Dunseith, North Dakota, to the City of Dunseith, North Dakota, and the Inhabitants Thereof.

Very truly yours,

A. G. SORLIE,  
Governor.

#### SENATE COMMITTEE ON ENROLLMENT AND EN- GROSSMENT.

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 9. A Bill for an Act Making an Appropriation of \$19,450.00 to Reimburse the Depositors Guaranty Fund for Monies Withdrawn Therefrom Under Authority of Section 34 of Chapter 200 of the Session Laws of 1923.

Also,

Senate Bill No. 152. A Bill for an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection with Taxes Assessed and Paid Under the 1919 Income Tax Law for the Years 1919, 1920, 1921 and 1922.

Also,

Senate Bill No. 216. A Bill for an Act to Transfer the Sum of \$400.00 From the Fund Appropriated to the War History Commission for Membership in National Association of War

History Organizations to said Commission's Fund for Clerk Hire.

Also,

Senate Bill No. 115. A Bill for an Act Relating to the Collection of Checks, Drafts, Notes or Other Negotiable Instruments by Banks or Trust Companies.

Also,

Senate Bill No. 117. A Bill for an Act Relative to Payment of Deposits in Two Names.

Also,

Senate Bill No. 192. A Bill for an Act to Amend and Re-enact Sections 11275, 11276, 11278, 11279 11280, 11281, 11288, 11289 and 11291 of the Compiled Laws of 1913, and Acts Amendatory Thereof, Relating to the Officers and Employees of the State Training School, Their Duties and Salary, Those Who May be Committed to Said School and for What Time, Regulating the Conditions Under which the Students in Said School May be Paroled, and Fixing Penalty for Violation of Parole or Assisting Escapes from Said School.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report.

Which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

House Bill No. 101. A Bill for an Act to Provide for the Correction of Errors in the Assessment of Property; for the Placing of Omitted Property or Property Which has Escaped Taxation Upon the Tax Lists; for the Reassessment of Property which has been Undervalued and to Repeal Sections 2137, 2216, 2217, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304 of the Compiled Laws of the State of North Dakota for the Year 1913.

Have had the same under consideration and recommend that the same be amended as follows:

On page 4, line 34 of the Printed Bill, after the word "taxation" strike out the comma and insert in lieu thereof a period.

Strike out the remainder of line 34 and all of lines 35, 36, 37 and 38.

And when so amended recommend the same do pass.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Judiciary made the following report:

Mr. President: Your Committee on Judiciary to whom was referred:

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 8774 of the Compiled Laws of North Dakota for the Year 1913, Providing for the Sale of Real Estate by the County Court and For the Advertising of the Same and How Made.

Have had the same under consideration and recommend that the same be indefinitely postponed.

FRANK E. PLOYHAR,  
Chairman.

Senator Ployhar moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Game and Fish, made the following report:

Mr. President: Your committee on Game and Fish to whom was referred:

House Bill No. 212. A Bill for an Act Relating to Frogs, Establishing Closed Season, Regulating the Manner of Taking; Licensing Dealers and Providing Penalties for Violations.

Have had the same under consideration and recommend that the same be amended as follows:

Line four after the word "than" strike out the word three and insert the words "two and one half" in lieu thereof.

Line two of section two after the word "than" strike out the word "three" and insert the words "two and one half" in lieu thereof.

And when so amended, recommend the same do pass.

A. A. PECK,  
Chairman.

Senator Peck moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Game and Fish made the following report:

Mr. President: Your committee on Game and Fish to whom was referred:

House Bill No. 281. A Bill for an Act to Amend and Re-



enact Section 27 of Chapter 161, Session Laws of 1915, as Amended by Chapter 134, Session Laws of 1919, as Amended by Chapter 224, Session Laws of 1923, Relating to Hunting With Dogs.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. A. PECK,  
Chairman.

Senator Peck moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Game and Fish made the following report:

Mr. President: Your committee on Game and Fish to whom was referred:

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 33, Chapter 161, Session Laws of 1915, as Amended by Chapter 122, Session Laws of 1917, as Amended by Section 4, Chapter 134, Session Laws of 1919, Relating to Game Birds and Fixing the Open Season for Killing Same.

Have had the same under consideration and recommend that the same be amended as follows:

In line 14 strike out the figure "16" and insert in lieu thereof "24."

Strike out the words "16th day of October" and insert in lieu thereof "First day of November."

In line 16, strike out the words "First day of October" and insert in lieu thereof "24th day of September."

In line 21, strike out the words "First day of October" and insert in lieu thereof "24th day of September."

In same line strike out the words "First day of December" and insert in lieu thereof "31st day of December."

And when so amended recommend the same do pass.

A. A. PECK,  
Chairman.

Senator Peck moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Apportionment made the following report:

Mr. President: Your committee on Apportionment to whom was referred:

House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 44 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, and as Amended by Chapter 2 of the Session Laws of North Dakota for the Year 1917, Relating to Legislative Apportionment.

Have had the same under consideration and recommend that the same be amended as follows:

Beginning with the Seventh line of the printed bill, strike out the balance of the bill and insert in lieu thereof the following:

1. The first legislative district shall consist of the county of Pembina and be entitled to one senator and two representatives.

2. The second legislative district shall consist of the county of Walsh and be entitled to one senator and two representatives.

3. The third legislative district shall consist of the county of Grand Forks, with the exception of the city of Grand Forks, and be entitled to one senator and two representatives.

4. The fourth legislative district shall consist of the city of Grand Forks and be entitled to one senator and two representatives.

5. The fifth legislative district shall consist of the counties of Steele and Trail and be entitled to one senator and two representatives.

6. The sixth legislative district shall consist of the county of Cass with the exception of the city of Fargo and be entitled to one senator and two representatives.

7. The seventh legislative district shall consist of the city of Fargo and be entitled to one senator and three representatives.

8. The eighth legislative district shall consist of the county of Richland and be entitled to one senator and three representatives.

9. The ninth legislative district shall consist of the counties of Ransom and Sargent and be entitled to one senator and three representatives.

10. The tenth legislative district shall consist of the county of Barnes and be entitled to one senator and two representatives.

11. The eleventh legislative district shall consist of the counties of Foster and Griggs and be entitled to one senator and two representatives.

12. The twelfth legislative district shall consist of the counties of Eddy and Nelson and be entitled to one senator and two representatives.

13. The thirteenth legislative district shall consist of the county of Ramsey and be entitled to one senator and two house members.

14. The fourteenth legislative district shall consist of the county of Cavalier and be entitled to one senator and two representatives.

15. The fifteenth legislative district shall consist of the counties of Rolette and Towner and be entitled to one senator and two representatives.

16. The sixteenth legislative district shall consist of the counties of Pierce and Benson and be entitled to one senator and three representatives.

17. The seventeenth legislative district shall consist of the counties of Sheridan and Wells and be entitled to one senator and three representatives.

18. The eighteenth legislative district shall consist of that point of the county of Stutsman east of the line running south from the east line of Edwards township to the east line of Sharlow township and be entitled to one senator and two representatives.

19. The nineteenth legislative district shall consist of that part of Stutsman county west of legislative district number eighteen and be entitled to one senator and two representatives.

20. The twentieth legislative district shall consist of the counties of Kidder and Emmons and be entitled to one senator and two representatives.

21. The twenty-first legislative district shall consist of the counties of LaMoure and Dickey and be entitled to one senator and three representatives.

22. The twenty-second legislative district shall consist of the counties of Logan and McIntosh and be entitled to one senator and two representatives.

23. The twenty-third legislative district shall consist of the county of Burleigh and be entitled to one senator and two representatives.

24. The twenty-fourth legislative district shall consist of the county of McLean and be entitled to one senator and two representatives.

25. The twenty-fifth legislative district shall consist of the county of Ward with the exception of the city of Minot and be entitled to one senator and two representatives.

26. The twenty-sixth legislative district shall consist of the city of Minot and be entitled to one senator and two representatives.

27. The twenty-seventh legislative district shall consist of the county of McHenry and be entitled to one senator and two representatives.

28. The twenty-eighth legislative district shall consist of the counties of Bottineau and Renville and be entitled to one senator and three representatives.

29. The twenty-ninth legislative district shall consist of the county of Williams and be entitled to one senator and two representatives.

30. The thirtieth legislative district shall consist of the counties of Burke and Divide and be entitled to one senator and two representatives.

31. The thirty-first legislative district shall consist of the counties of Mountrail and McKenzie and be entitled to one senator and three representatives.

32. The thirty-second legislative district shall consist of the counties of Dunn, Mercer and Oliver, and be entitled to one senator and three representatives.

33. The thirty-third legislative district shall consist of the county of Morton and be entitled to one senator and two representatives.

34. The thirty-fourth legislative district shall consist of the counties of Grant and Sioux and be entitled to one senator and two representatives.

35. The thirty-fifth legislative district shall consist of the counties of Hettinger and Adams and be entitled to one senator and two representatives.

36. The thirty-sixth legislative district shall consist of the counties of Stark and Billings and be entitled to one senator and two representatives.

37. The thirty-seventh legislative district shall consist of the counties of Golden Valley, Slope and Bowman and be entitled to one senator and two representatives.

And when so amended recommend the same do pass.

GUST WOG,  
Chairman.

.....  
Senator Wog moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Stevens moved that any and all further consideration of House Bill No. 278, and any reports relating thereto be indefinitely postponed.

Roll call demanded and granted.

#### ROLL CALL

The question being on the indefinite postponement of House Bill No. 278 and any reports relating thereto, the roll was called, and there were ayes 29, nays 19, absent and not voting none, passed 1.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	McCoy	Schlosser
Baird	McCrory	Seamands
Bond	McLachlin	Steel
Carey	Murphy	Stevens
Eastgate	Page	Storstad
Fredrickson	Pathman	Tofsrud
Hart	Ployhar	Van Camp
Kaldor	Porter	Ward
Kretschmar	Rusch	Whitman
Lynch		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ritchie
Fleckten	Miklethun	Whitmer
Hamilton	Olson, Barnes	Wog
Hjelmstad	Olson, Eddy-Foster	

Passed:

**Messrs.**  
Olson, Burleigh

So the motion for indefinite postponement was carried.

Senator Ward explained his vote:

Mr. President: I vote "aye" for the reason that I expect to reconsider.

#### REPORT OF SELECT COMMITTEE

The conference committee on House Bill No. 93 made the following report:

Mr. President: Your conference committee to whom was referred House Bill No. 93 have had the same under consideration and report that they can not agree to the Senate amendments thereto.

For the Senate:

W. D. LYNCH,  
C. W. CAREY,  
FRED VAN CAMP.

For the House:

O. E. ERICKSON,  
GEORGE WORNER,  
WILLIAM R. HALL.

Senator Lynch moved that the committee be discharged and a new committee be appointed.

Which motion prevailed.

The President appointed Senators Lynch, Van Camp and Carey.

The conference committee on Senate Bill No. 25 made the following report:

Mr. President: Your conference committee to whom was referred:

Senate Bill No. 25. A Bill for an Act to Appropriate the Sum of \$15,000 to the Board of Auditors as Provided for in Section 369 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by the Initiated Law Approved November 2, 1920.

Have had the same under consideration and recommend that the Senate concur in the House amendment which raises the appropriation from \$10,000 to \$15,000, and further recommend that the House amendment in regard to budgeting such appropriation be stricken out.

For the Senate:

RALPH INGERTSON,  
C. A. WARD,  
S. J. ATKINS.

For the House:

F. A. VOGEL,  
E. R. HELBLING,  
EINAR MUUS.

Senator Ingerson moved that the conference committee report on Senate Bil No. 25 be adopted.

Which motion prevailed.

Senator Ingerson moved that Senate Bill No. 25 be considered properly engrossed, the rules be suspended and the bill be placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 25. A Bill for an Act to Appropriate the Sum of \$15,000.00 to the Board of Auditors as Provided for in Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays 2, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Seamands
Bond	McLachlin	Schlosser
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	

Those voting in the negative were:

Messrs.	Messrs.
McCrorry	Carey

So the bill passed and the title was agreed to.

The conference committee on Senate Bill No. 49 made the following report:

Mr. President: Your conference committee to whom was referred:

Senate Bill No. 49. A Bill for an Act Making an Appropriation of \$112,000.00 fo the Maintenance of the State Laboratory and Pure Seed Law Enforcement at the Agricultural College, Fargo, N. D.

Have had the same under consideration and recommend that the Senate do concur in the House amendments to Senate Bill No. 49.

For the Senate:

J. E. EASTGATE,  
C. A. WARD,  
R. W. PATTEN.

For the House:

CHAS. F. STREICH,  
ERNEST F. JOHNSON,  
A. I. QUADE.

Senator Eastgate moved that Senate Bill No. 49 be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Which motion prevailed.

## ROLL CALL

House Bill No. 49. A Bill for an Act to Amend and Re-enact Section 5, Chapter 224, Session Laws of the State of North Dakota for the Year 1923, Being an Act Prohibiting the Use of Dogs for Hunting.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	McCoy	Rusch
Bond	McCroory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog

Absent and not voting:

Messrs.  
Martin

So the bill passed and the title was agreed to.

The conference committee on House Bill No. 29 made the following report:

Mr. President: Your conference committee to whom was referred:

House Bill No. 29. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, Mayville, and for Equipment and Improvements and Repairs.

Have had the same under consideration and recommend that the same be amended as follows:

In Section 1, line 3, change the figures "\$129,020.00" to "\$134,720.00."

In line 2 "Faculty" change the figures from "82,300.00" to "84,000.00."

In line 13 "City Board of Education" change the figures "4,000.00" to "8,000.00."



Change the figures after "Total Maintenance" from "177,540.00" to "183,240.00."

Change "Net Maintenance" from "122,540.00" to "128,240.00."

Change total of bill from "\$129,020.00" to "\$134,720.00."

And when so amended recommend the same do pass.

For the Senate:

THEO. KALDOR,  
O. H. OLSON,  
J. E. FLECKTEN.

For the House:

F. A. VOGEL,  
A. I. QUADE,  
R. BUBEL.

Senator Kaldor moved that the report be adopted.

Which motion prevailed.

Senator Kaldor moved that House Bill No. 29 be placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

House Bill No. 29. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, Mayville, and for Equipment and Improvements and Repairs.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

## MOTIONS AND RESOLUTIONS

Senator Hamilton moved that the vote by which House Bill No. 208 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Hamilton moved that House Bill No. 208 be placed on the calendar for Thursday.

Which motion prevailed.

Senator Miklethun moved that the vote by which House Bill No. 112 was defeated be reconsidered.

Which motion prevailed.

Senator Miklethun moved that House Bill No. 112 be placed on third reading and final passage and placed on the calendar for Thursday.

Which motion prevailed.

Senator Murphy nominated Senator C. W. Carey as President Pro Tem of the Senate for the interim during the 19th and 20th legislative sessions.

Which motion prevailed.

Senator Steel moved that the President appoint a committee of three to draft a suitable telegram of congratulation and felicitation to President Coolidge on his inauguration into office, to be signed by the President of the Senate and the Speaker of the House.

Which motion prevailed.

Senator Rusch moved that the committee consist of five members.

Which motion prevailed.

The President appointed as such committee Senators Steel, Hamilton, Ritchie, Stevens and Rusch.

Senator Miklethun moved that House Bill No. 112 be recalled from the House.

Which motion prevailed.

## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 194. A Bill for an Act Providing for the Painting of a Sign in a Conspicuous Place on Each Side of All Motor Vehicles Owned and Operated on the Public High-

ways by State Departments, Institutions or Industries, Showing the Name of the Department, Institution or Industry, and Providing Penalty for Violation.

House Bill No. 31. A Bill for an Act Making an Appropriation of \$110,000.00 for Maintenance, Improvements and Repairs, Equipment and Miscellaneous for the Tuberculosis Sanatorium at San Haven.

Which the Senate has amended.

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 110. A Bill for an Act to Amend and Re-enact Section 2214 of the Compiled Laws of North Dakota for 1913, Relating to Irregularities of Land to Be Platted Into Lots If Required.

House Bill No. 144, re-engrossed as amended. A Bill for an Act Providing for the Manner of Constructing Crossings, and for the Construction and Maintenance of Certain Signs at the Crossings of Railroads, Streets and Public Highways, and Regulating the Use of Such Crossings by the Public, and for the Establishment, Vacation and Re-location of Such Crossings and for the Protection of Dangerous Railroad Grade Crossings.

House Bill No. 152. A Bill for an Act to Enact and Re-enact Chapter 170 of the Session Laws of North Dakota for the Year 1919, as Amended by Chapter 346 of the Session Laws of North Dakota for the Year 1923, Being an Act Regulating and Fixing the Hours of Labor of Females and Providing Penalties for the Violation Thereof.

House Bill No. 155. A Bill for an Act to Amend and Re-enact Chapter 136, Laws of North Dakota for the Year 1923, Providing for the Supervision and Regulation of the Transportation of Persons and Property for Compensation Over Any Public Highway by Motor Propelled Vehicles; Defining Transportation Companies; Providing for Supervision and Regulation Thereof by the Board of Railroad Commissioners of the State of North Dakota; Providing for the Enforcement of the Provisions of This Act and for the Punishment of the Violation Thereof.

House Bill No. 165. A Concurrent Resolution Introduced by the Joint Committee on Agriculture.

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 9917 of the Compiled Laws of North Dakota for the Year 1913, Relating to Punishment of Grand Larceny.

House Bill No. 173. A Bill for an Act to Amend and Re-

enact Section 10141 of the Compiled Laws of North Dakota for the Year 1913, Relating to Being Intoxicated in a Public Place.

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 10523 of the Compiled Laws of North Dakota for the Year 1913, Relating to the time of Commencing Criminal Actions, and Providing Exceptions Therefor.

House Bill No. 84. A Bill for an Act Empowering the Board of Railroad Commissioners to Order, Authorize and Permit Common Carriers to Publish and Charge Special Freight Rates, Classifications, Rules and Regulations, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 11113, and 11114 and 11115 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bail.

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 10994 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Time for Appeal to the Supreme Court in Criminal Cases.

House Bill No. 242. A Bill for an Act Providing That District Courts Shall Have Jurisdiction in the Foreclosure of Tax Liens in Cases of Irregular Tax Sales, Prescribing the Procedure in Such Cases; and Providing That Such Remedy Shall be Cumulative.

Which the Senate has passed unchanged.

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 112. A Bill for an Act to Provide an Appropriation in the Sum of One Thousand Dollars for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of North Dakota for the Year 1923.

House Bill No. 206. A Bill for an Act to Harmonize Appointments, Salaries, and Expenses of Appointees of the Different State Departments.

House Bill No. 205. A Concurrent Resolution Addressed to the People of North Dakota and the Parents in Particular.

House Bill No. 98. A Bill for an Act to Repeal Section 2263 Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of the Session Laws for the Year 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923, Relating to County Agents.

Which the Senate has indefinitely postponed.

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 86. A Bill for an Act to Amend and Re-enact Sections 6, 7, 13, 26 and 27 of Chapter 160 of the Session Laws of 1919 as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota, as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the Year 1921, as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, Relating to State Hail Insurance.

Which the Senate has Amended.

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of

House Bill No. 112. A Bill for an Act to Provide an Appropriation in the Sum of One Thousand Dollars for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of North Dakota for the Year 1923.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has approved the conference committee report on House Bill No. 29, also Senate Bill No. 25 and Senate Bill No. 49.

Very Respectfully,

C. R. VERRY,  
Secretary.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 293.

Which the House has passed and your consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to inform you that the House has requested the return of our message of March 3, covering the following bills: Senate Bills Nos. 206, 288, 239, 279, 290, 179, 240, 171, 136, 251, 183.

Very respectfully,

**J. C. MILLER,**  
Chief Clerk.

Senator Kretschmar moved that the request of the House be granted.

Which motion prevailed.

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bills Nos. 143, 38 and 289.

Also,

Mr. President: The House has receded from its amendments to Senate Bill No. 114.

Very respectfully,

**J. C. MILLER,**  
Chief Clerk.

Senator Carey moved that the Senate do not concur in the House amendments to Senate Bill No. 83 and that a conference committee be appointed.

Which motion prevailed.

The President appointed as such committee, Senators Olson of Barnes, Carey and Peck.

Senator Hamilton moved that the Senate do concur in the House amendments to Senate Bill No. 151.

Which motion prevailed.

Senator Storstad then moved that Senate Bill No. 151 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913, Relating to Delinquent Personal Property Taxes.

Was read the third time.

The question being on the final passage of the bill, as

amended, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

Senator Bakken moved that the Senate do concur in the House amendments to Senate Bill No. 162.

Which motion prevailed.

Senator Bakken then moved that Senate Bill No. 162 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 162. A Bill for an Act Authorizing the Conveyance of Certain Lands.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud

Messrs.	Messrs.	Messrs.
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Whitman
Hjelmstad	Pathman	Ward
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

Senator Kaldor moved that action be deferred one legislative day on Senate Bill No. 167.

Which motion prevailed.

Senator Rusch moved that the Senate do concur in the House amendments to Senate Bill No. 180.

Which motion prevailed.

Senator Ployhar moved that Senate Bill No. 180 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 180. A Bill for an Act Regulating the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.



Senator O. H. Olson moved that the Senate do concur in the House amendment to Senate Bill No. 197.

Which motion prevailed.

Senator O. H. Olson then moved that Senate Bill No. 197 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 197. A Bill for an Act to Amend and Re-enact Section 4922 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 165, Session Laws of 1919, Relating to the Revocation of the Certificates of Authority of Insurance and Surety Companies and Providing Against Discrimination.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to..

Senator McLachlin moved that the Senate do concur in the House amendments to Senate Bill No. 236.

Senator McLachlin moved that Senate Bill No. 236 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

Senator Stevens moved for a reconsideration of the vote by which the committee report on House Bill No. 281 was adopted for the purpose of making a correction in the same, so as to read "Do pass."

Which motion prevailed.

Senator McLachlin moved that final action on Senate Bill No. 236 be deferred one legislative day.

Which motion prevailed.

Senator Page moved that the Senate do concur in the House amendments to Senate Bill No. 265.

Which motion prevailed.

Senator Page moved that Senate Bill No. 265 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

Senate Bill No. 265. A Bill for an Act to Amend and Re-enact Sections 6854, 6855 and 6856, Compiled Laws of 1913, Relating to Threshing Lien.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 41, nays 7, absent and not voting 1.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs. °</b>
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Fleckten	Olson, Barnes	Stevens
Fredrickson	Olson, Burleigh	Storstad
Hamilton	Olson, Eddy-Foster	Tofsrud
Hart	Page	Van Camp
Hjelmstad	Pathman	Ward
Kaldor	Patterson	Whitman
Kretschmar	Peck	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Benson	McCrorry	Whitmer
Ettestad	Patten	Wog
Ingerson		

Absent and not voting:

**Messrs.**  
McCoy

So the bill passed and the title was agreed to.

Senator Murphy moved that final action on Senate Bill N.o 270 be deferred one legislative day.

Which motion prevailed.

Senator Ployhar moved for a roll call on the election of Senator Carey as President Pro Tem of the Senate.

#### ROLL CALL.

The question being on the election of Senator Carey as President Pro Tem for the interim of 19th to 20th sessions, the roll was called, and there were ayes 45, nays 1, absent and not voting 1, passed 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Bond	McCrory	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson of Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patterson	Whitmer
Kretschmar	Peck	Wog

Those voting in the negative were:

Messrs.  
Patten

Absent and not voting:

Messrs.  
McCoy  
Passed:

Messrs. Benson                      Messrs. Carey

So the motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 291. A Concurrent Resolution to Provide for the Payment of Expenses of the Special Committee Named by the Governor at the Instance of the House and Senate State Affairs Committee, for the Purpose of Investigating Conditions at the State Hospital at Jamestown, North Dakota.

By Mr. Twichell.

House Bill No. 293. A Concurrent Resolution.

By Mr. Martin.

Senator Kretschmar moved that Concurrent Resolution No. 291 be placed on third reading and final passage.

Which motion prevailed.

## ROLL CALL

House Bill No. 291. A Concurrent Resolution to Provide for the Payment of Expenses of the Special Committee Named by the Governor at the Instance of the House and Senate State Affairs Committee, for the Purpose of Investigating Conditions at the State Hospital at Jamestown, North Dakota.

Was read the third time

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays 1, absent and not voting none, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCrary	Schlosser
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar	Peck	

Absent and not voting:

Messrs.  
McCoy

Passed:

Messrs.  
Fredrickson

So the bill passed and the title was agreed to.

Senator Van Camp moved that the rules be suspended and Concurrent Resolution No. 293 be placed on third reading and final passage.

Which motion prevailed.

## ROLL CALL

House Bill No. 293. A Concurrent Resolution.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 69 of the Compiled Laws of North Dakota for 1913, Relating to the Printing of the Popular Edition of the Session Laws; Fixing the Specifications for the Unauthenticated Edition of the Session Laws of the State of North Dakota, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 44, nays none, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Schlosser
Bond	McCoy	Seamands
Carey	McCrory	Steel
Eastgate	McLachlin	Stevens
Ettestad	Miklethun	Storstad
Fleckten	Murphy	Tofsrud
Fredrickson	Olson of Barnes	Van Camp
Hamilton	Olson, Burleigh	Ward
Hart	Olson, Eddy-Foster	Whitman
Hjelmstad	Page	Wog
Ingerson	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	Patten	Whitmer
Pathman	Rusch	

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 186. A Bill for an Act to Amend and Re-enact Section 5167 of the Compiled Laws of 1913 Requiring Regular and Special Reports to the State Examiner by Banking Associations, Savings Banks and Trust Companies, and Providing Penalties for Failure to Make the Same.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays none, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrory	Schlosser
Carey	McLachlin	Seamands
Eastgate	Murphy	Steel
Ettestad	Miklethun	Stevens
Fleckten	Olson of Barnes	Storstad
Fredrickson	Olson of Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog
Hjelmstad		

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 27. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School at Minot and for Making Permanent Improvements and Repairs Thereto.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes 46, nays 2, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCrary	Seamands
Eastgate	McLachlin	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hart	Pathman	Ward
Hjelmstad	Patten	Whitman
Ingerson	Patterson	Wog
Kaldor		

Those voting in the negative were:

Messrs.	Messrs.
Miklethun	Olson, Barnes

Absent and not voting:

Messrs.
Whitmer

So the bill passed and the title was agreed to.

### ROLL CALL

House Bill No. 30. A Bill for an Act making an Appropriation for the Current and Contingent Expenses of the State Normal School at Valley City, North Dakota, and Making Permanent Improvements and Repairs Thereto.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 46, nays 2, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	McCoy	Ritchie
Bond	McCrary	Rusch
Carey	McLachlin	Schlosser
Eastgate	Miklethun	Seamands
Ettestad	Murphy	Steel
Fleckten	Olson, Barnes	Stevens
Fredrickson	Olson, Burleigh	Storstad
Hamilton	Olson, Eddy-Foster	Tofsrud
Hart	Page	Van Camp

Messrs.	Messrs.	Messrs.
Hjelmstad	Pathman	Ward
Ingerson	Patten	Whitman
Kaldor	Patterson	Wog
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.
Benson	Whitmer

Absent and not voting:

Messrs.  
Martin

So the bill passed and the title was agreed to.

Senator Stevens moved that the clincher motion shall apply to all bills passed in this day's work, unless objection is raised thereto.

Which motion prevailed.

ROLL CALL

House Bill No. 263. A Bill for an Act Providing that Real Estate Which Has Been Sold at Tax Sale Which Sale Is Invalid or of Doubtful Validity Because Not Conducted in Accordance with Section 3733 of the Compiled Laws of 1913, or for Other Reasons, May Again Be Sold at Future Tax Sales for the Taxes of the Years Included in Such Irregular Tax Sales.

Was read the third time.

The question being on the final passage of the bill as amended, the roll was called, and there were ayes 48, nays 1, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burieigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog

Those voting in the negative were:

Messrs.  
Martin

So the bill passed and the title was agreed to.



## ROLL CALL

House Bill No. 251. A Bill for an Act Prohibiting Discrimination on the Part of Insurance Companies and Bonding Companies in the Rate of Premium Charged for Insuring or Bonding Old Line or Line Elevators and Independent, Co-operative or Farmers' Elevators.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 22, nays 26, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patten
Bakken	Marshall	Patterson
Benson	Martin	Peck
Ettestad	McCrary	Ritchie
Fleckten	Miklethun	Ward
Fredrickson	Olson, Barnes	Whitmer
Hamilton	Olson, Eddy-Foster	Wog
Hjelmstad		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Schlosser
Baird	McCoy	Seamands
Bond	McLachlin	Steel
Carey	Murphy	Stevens
Eastgate	Olson, Burleigh	Storstad
Hart	Page	Tofsrud
Ingerson	Pathman	Van Camp
Kaldor	Porter	Whitman
Kretschmar	Rusch	

Absent and not voting:

Messrs.

Ployhar

So the bill was defeated.

Senator Ingerson explained his vote:

Mr. President: I vote "no" for the purpose of reconsidering this vote.

## ROLL CALL

House Bill No. 266. A Bill for an Act to Amend and Re-enact Section 31, Chapter 168, Session Laws of 1919, Relating to the Survey of Mines.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 39, nays 7, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Patten
Babcock	Kaldor	Patterson
Baird	Lynch	Peck
Bakken	Magnuson	Ritchie
Benson	Marshall	Schlosser
Carey	Martin	Seamands
Eastgate	McCrory	Steel
Ettestad	McLachlin	Storstad
Fleckten	Miklethun	Tofsrud
Fredrickson	Olson, Barnes	Ward
Hamilton	Olson, Eddy-Foster	Whitman
Hart	Page	Whitmer
Hjelmstad	Pathman	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Kretschmar	Olson, Burleigh	Stevens
McCoy	Porter	Van Camp
Murphy		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Ployhar	Rusch

So the bill passed and the title was agreed to..

The President appointed as a conference committee on House Bill No. 31 Senators Van Camp, Miklethun and Benson.

The President appointed as a conference committee on House Bill No. 194 Senators Atkins, Ward and Seamands.

### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

Which the House requests to correct an error.

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 236 of the Session Laws of North Dakota for the Year 1915, Relating to the Examination, Registration and Regulation of Graduated Nurses.

Senate Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 145, Session Laws of North Dakota for the Year 1923, Relating to State Bounty on Wolves and Coyotes.

Senate Bill No. 136. A Bill for an Act to Amend Section 8719 of the Compiled Laws of 1913, Relating to the Exemp..

tion of the Avails of Life Insurance Payable to the Personal Representatives of a Deceased, His Heirs or Estate.

Senate Bill No. 171. A Bill for an Act to Empower Cities and Villages to Levy and Collect a Tax for Purpose of Furnishing Musical Concerts to the Public.

Senate Bill No. 240. A Bill for an Act to Repeal Sections 910 to 916, Both Inclusive, Compiled Laws of 1913, Relating to the Presidential Primary Election.

Senate Bill No. 179. A Bill for an Act to Safeguard the Distribution and Sale of Certain Dangerous Caustic or Corrosive Acids, Alkalis and Other Substances in the State of North Dakota.

Senate Bill No. 290. A Bill for an Act to Amend and Re-enact Section 5163 of the Compiled Laws of North Dakota for the Year 1913 Relating to Dividends and Surplus of Banking Corporations.

Senate Bill No. 206. A Bill for an Act to Impose a Flat Rate Tax of Five Mills on Money and Credits; Providing for the Distribution of the Proceeds of Such Tax and Repealing Chapter 307, Laws of 1923, Relating to the Exemption of Moneys and Credits, and Repealing Chapter 305, Laws of 1923 Relating to the Taxation of Corporate Excess and All Other Acts and Parts of Acts in Conflict with the Provisions of this Act.

Senate Bill No. 279. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 139, Session Laws of 1923, Relating to Deposits in Banks and Trust Companies and Providing a Penalty for Making an Unlawful Charge Against Deposits Without the Consent of the Depositor.

Senate Bill No. 288. A Bill for an Act Authorizing the Industrial Commission to Make an Investigation for Oil and Gas in North Dakota, and Providing for an Appropriation Therefor.

Senate Bill No. 239. A Bill for an Act Providing that the Bank Examiner Notify the Guaranty Fund Commission of Violations of Sections 5172, 5175, 5189, and 5192 of the Compiled Laws of North Dakota for the Year 1913, and Providing that a Failure So to Do Shall Be Deemed a Misdemeanor.

Very respectfully,

C. R. VERRY,  
Secretary.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 117. A Bill for an Act Relative to Payment of Deposits in Two Names.

Senate Bill No. 192. A Bill for an Act to Amend and Re-

enact Sections 11275, 11276, 11278, 11279 11280, ~~11281~~, 11283, 11289 and 11291 of the Compiled Laws of 1913, and Acts Amendatory Thereof, Relating to the Officers and Employees of the State Training School, Their Duties and Salary, Those Who May be Committed to Said School and for What Time, Regulating the Conditions Under which the Students in Said School May be Paroled, and Fixing Penalty for Violation of Parole or Assisting Escapes from Said School.

Senate Bill No. 152. A Bill for an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection with Taxes Assessed and Paid Under the 1919 Income Tax Law for the Years 1919, 1920, 1921 and 1922.

Senate Bill No. 115. A Bill for an Act Relating to the Collection of Checks, Drafts, Notes or Other Negotiable Instruments by Banks or Trust Companies.

Senate Bill No. 9. A Bill for an Act Making an Appropriation of \$19,450.00 to Reimburse the Depositors Guaranty Fund for Monies Withdrawn Therefrom Under Authority of Section 34 of Chapter 200 of the Session Laws of 1923.

Senate Bill No. 216. A Bill for an Act to Transfer the Sum of \$400.00 From the Fund Appropriated to the War History Commission for Membership in National Association of War History Organizations to said Commission's Fund for Clerk Hire.

And the President signed the same in the presence of the Senate.

#### COURTESIES OF THE FLOOR

Courtesies of the floor were extended to the following:

C. O. Russell and Jas. Barrett of Devils Lake, N. D.; W. W. Plain, Grand Forks, N. D.; Atty. W. H. Campbell, Minot, N. D.; Hon. Ralph Daly, St. Paul, Minn.; John N. Thompson, Fargo, N. D.; S. A. Olson, Ryder, N. D.

Senator Murphy moved that the Senate do now recess until 10:00 A M. Thursday morning.

Which motion prevailed.

Senate stands recessed.

C. R. VERRY,  
Secretary.

FIFTY-EIGHTH DAY AFTER RECESS AND THE FIFTY-NINTH DAY.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

The Senate re-assembled at 10:00 o'clock A. M. pursuant to recess taken, the President, Walter Maddock, presiding.

MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 291. A Concurrent Resolution to Provide for the Payment of Expenses of the Special Committee Named by the Governor at the Instance of the House and Senate State Affairs Committee, for the Purpose of Investigating Conditions at the State Hospital at Jamestown, North Dakota.

House Bill No. 293.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota.  
March 5, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House Amendments to Senate Bill No. 83 and has appointed as a conference Committee Senators Olson of Barnes, Carey and Peck.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

**Mr. Speaker:** I have the honor to inform you that the Senate has concurred in the House amendment to

Senate Bill No. 162. A Bill for an Act Authorizing the Conveyance of Certain Lands.

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913 Relating to Delinquent Personal Property Taxes.

Senate Bill No. 180. A Bill for an Act Regulating the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

Senate Bill No. 197. A Bill for an Act to Amend and Re-enact Section 4922 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 165, Session Laws of 1919, Relating to the Revocation of the Certificates of Authority of Insurance and Surety Companies and Providing Against Discrimination.

Senate Bill No. 265. A Bill for an Act to Amend and Re-enact Sections 6854, 6855 and 6856, Compiled Laws of 1913, Relating to Threshing Lien.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

**Mr. Speaker:** I have the honor to inform you that the Senate has approved the reports of the conference committee on

Senate Bill No. 49. A Bill for an Act Making an Appropriation of \$10,000.00 for the Maintenance of the Pure Seed Laboratory and Pure Seed Law Enforcement at the Agricultural College, Fargo, N. D.

Also,

House Bill No. 278, as amended. A Bill for an Act to Amend and Re-enact Section 44, of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, and as Amended by Chapter 2 of the Session Laws of North Dakota for the Year 1917, Relating to the Legislative Apportionment.

Also,

Senate Bill No. 180. A Bill for an Act Regulating the Expenditure of Money for Travel Expenses of Members, Of-

ficers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

Also

House Bill No. 29. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, Mayville, and for Equipment and Improvements and Repairs.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 30. A Bill for an Act Making an Appropriation of \$323,250.00 for the Current and Contingent Expenses of the State Normal School at Valley City, and Making Permanent Improvements Thereto.

House Bill No. 27. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School at Minot and for Making Permanent Improvements and Repairs Thereto.

House Bill No. 263. A Bill for an Act Providing that Real Estate Which Has Been Sold at Tax Sale Which Sale Is Invalid or of Doubtful Validity Because Not Conducted in Accordance with Section 3733 of the Compiled Laws of 1913, or for Other Reasons, May Again Be Sold at Future Tax Sales for the Taxes of the Years Included in Such Irregular Tax Sales.

Which the Senate has amended.

Very respectfully,

C. R. VERRY,  
Secretary.

### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 268. A Bill for an Act to Amend and Re-enact Section 453 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Fees of Local Registrars to Read as Follows.

Was read the third time.

The question being on the final passage of the bill, as amended the roll was called, and there were ayes 44, nays 1, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Seamands
Bond	McCroy	Steel
Carey	McLachlin	Stevens
Ettestad	Miklethun	Storstad
Fleckten	Murphy	Tofsrud
Fredrickson	Olson, Barnes	Van Camp
Hamilton	Olson, Burleigh	Ward
Hart	Olson, Eddy-Foster	Whitman
Hjelmstad	Pathman	Whitmer
Kaldor	Patten	Wog
Kretschmar	Patterson	

Those voting in the negative were:

Messrs.  
Ingerson

Absent and not voting:

Messrs.	Messrs.	Messrs.
Eastgate	Page	Rusch
Schlosser		

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 287. A Bill for an Act to Amend and Re-enact Section 4, Chapter 140, Session Laws of 1921, Relating to Sow Thistles.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 42, nays 6, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Pathman
Babcock	Lynch	Patten
Baird	Magnuson	Patterson
Bakken	Marshall	Peck
Benson	Martin	Ployhar
Carey	McCoy	Porter
Ettestad	McCroy	Ritchie
Fleckten	McLachlin	Rusch
Fredrickson	Miklethun	Seamands
Hamilton	Murphy	Steel
Hart	Olson, Barnes	Storstad
Hjelmstad	Olson, Burleigh	Ward
Ingerson	Olson, Eddy-Foster	Whitmer
Kaldor	Page	Wog



Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Stevens	Van Camp
Eastgate	Tofsrud	Whitman

Absent and not voting:

Messrs.  
Schlosser

So the bill passed and the title was agreed to, and the emergency clause declared carried.

Senator Stevens moved that the clincher motion apply to all bills passed in this day's session unless objection is raised thereto.

Which motion prevailed.

Senator Baird offered the following amendment to House Bill No. 286: In Section 1, line 2 of the printed bill, strike out the words "Such department or departments" and insert in lieu thereof the words "the Attorney General's department."

In Section 1, line 4, strike out the words "or departments."

Which amendments prevailed.

Senator Benson moved that House Bill No. 286 be placed at the foot of the calendar.

Which motion prevailed.

### ROLL CALL

House Bill No. 271. A Bill for an Act Requiring All Public Terminal Grain Elevators to Issue Warehouse Receipts for Grain or Other Produce Received, and Prescribing What Such Warehouse Receipts Shall Contain.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 49, nays 0, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Mikelthun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad

Messrs.	Messrs.	Messrs.
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

#### ROLL CALL

House Bill No. 267. A Bill for an Act Providing for the Cancellation and Destruction of Unsold Bonds of Counties, Cities, Villages and School Districts, on the Expiration of Five Years from the Date of Their Authorization.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCroly	Seamands
Eastgate	McLachlin	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Wog
Kaldor	Patterson	Whitmer

Absent and not voting:

Messrs.  
Miklethun

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 108. A bill for an Act to Amend and Re-enact Section Two (2) of Chapter 188 of the Session Laws of 1923 of the State of North Dakota, Relating to the Collection of Seed Grain and Feed Accounts Owing to Counties.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 49, nays 0, absent and not voting 0.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

So the bill passed and the title was agreed to.

Senator O. A. Olson moved that further consideration of House Bill No. 210 be indefinitely postponed.

Roll call demanded and granted.

#### ROLL CALL

The question being on the motion for indefinite postponement of House Bill No. 210, the roll was called, and there were ayes 23, nays 25, absent and not voting 1.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	McCoy	Schlosser
Baird	McLachlin	Stevens
Carey	Murphy	Storstad
Eastgate	Olson, Burleigh	Tofsrud
Fleckten	Page	Van Camp
Fredrickson	Pathman	Whitman
Hart	Porter	Wog
Kaldor	Rusch	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	Lynch	Patterson
Bakken	Magnuson	Peck
Benson	Marshall	Ployhar
Bond	Martin	Ritchie
Ettestad	McCrorry	Seamands
Hamilton	Olson, Barnes	Steel
Hjelmstad	Olson, Eddy-Foster	Ward
Ingerson	Patten	Whitmer
Kretschmar		

Absent and not voting:

Messrs.

Miklethun

So the motion was defeated.

ROLL CALL

House Bill No. 210. A Bill for an Act to Amend and Re-enact Section 6815 of the Compiled Laws of the State of North Dakota for 1913, and Section 1 of Chapter 209 of the Laws of North Dakota for 1913, Relating to the Notice Required to be Filed by Claimnants of a Mechanic's Lien for Material and Fixing Priorities Thereof.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 21, nays 28, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Kretschmar	Pathman
Bakken	Lynch	Patten
Benson	Magnuson	Patterson
Bond	Marshall	Peck
Ettestad	Martin	Ployhar
Hjelmstad	Olson, Eddy-Foster	Steel
Ingerson	Page	Ward

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCrary	Schlosser
Baird	McLachlin	Seamands
Carey	Miklethun	Stevens
Eastgate	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Porter	Whitman
Hart	Ritchie	Whitmer
Kaldor	Rusch	Wog
McCoy		

So the bill was defeated.

Senator Rusch moved that the vote by which H. B. No. 210 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

ROLL CALL

House Bill No. 239. A Bill for an Act Defining Public Dancing Places, Public Dances, Providing for the Issuing of Permits to Operate the Same, Regulating Public Dances and Public Dancing Places, Providing for the Policing of Public Dances, Providing for Penalties for the Violation of this Act,

and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 37, nays 12, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Page
Babcock	Lynch	Pathman
Baird	Magnuson	Ployhar
Bakken	Marshall	Porter
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCrary	Steel
Eastgate	McLachlin	Stevens
Fredrickson	Miklethun	Storstad
Hart	Murphy	Tofsrud
Hjelmstad	Olson of Barnes	Van Camp
Ingerson	Olson of Burleigh	Ward
Kaldor		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Patten	Seamands
Fleckten	Patterson	Whitman
Hamilton	Peck	Whitmer
Olson, Eddy-Foster	Schlosser	Wog

So the bill passed and the title was agreed to.

#### MOTIONS AND RESOLUTIONS

Senator Hamiton asked a return to the Eighth Order of Business, which request was granted.

Senator Hamiton then moved that House Bill No. 206 be recalled from the House.

Roll call demanded and granted.

#### ROLL CALL

The question being on the recall of House Bill No 206 from the House, the roll was called, and there were ayes 23, nays 26, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Patterson
Bakken	Marshall	Peck
Benson	Martin	Ritchie
Ettestad	McCrary	Van Camp
Fleckten	Miklethun	Ward
Fredrickson	Olson, Barnes	Whitmer
Hamilton	Olson, Eddy-Foster	Wog
Hjelmstad	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Rusch
Baird	McCoy	Schlosser
Bond	McLachlin	Seamands
Carey	Murphy	Steel
Eastgate	Olson, Burleigh	Stevens
Hart	Page	Storstad
Ingerson	Pathman	Tofsrud
Kaldor	Ployhar	Whitman
Kretschmar	Porter	

So the motion was defeated.

Senator Hamilton moved that the Senate do concur in the House amendments to Senate Bill No. 292.

Which motion prevailed.

Senator Steel moved the adoption of the Concurrent Resolution submitted by your select committee.

Which motion prevailed.

#### CONCURRENT RESOLUTION

Be It Resolved by the Senate of the State of North Dakota, the House of Representatives Concurring Therein: That the President of the Senate and the Speaker of the House of Representatives be directed to sign and send to President Coolidge the following telegram:

“Calvin Coolidge, President,  
Washington, D. C.

“The Legislative Assembly of the State of North Dakota now in session has by resolution requested us to convey to you as chief executive of this nation, its congratulations and best wishes, and to assure you that North Dakota has faith in Calvin Coolidge.

-----  
President of the Senate.

-----  
Speaker of the House of Representatives.”

Senator Hamilton moved that Senate Bill No. 292 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 292. A Concurrent Resolution Memorializing the Congress of the United States to Take Steps Toward the Establishment of a National Park in Billings County, North Dakota, Embracing the Wonderful Petrified Forest There Located, to be Called Roosevelt Park.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCrary	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog

Absent and not voting:

Messrs.  
McCoy

So the bill passed and the title was agreed to.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to transmit herewith a Concurrent Resolution which the Senate asks the House to kindly take action on as soon as possible.

Very respectfully,

C. R. VERRY,  
Secretary.

#### THIRD READING OF HOUSE BILLS

##### ROLL CALL

House Bill No. 284. A Bill for an Act to Amend and Re-enact Section 5144 of the Compiled Laws of North Dakota for the Year 1913 Relating to Right of Way for Telephone Lines and Electric Light Systems.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 35, nays 13, absent and not voting 1, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Rusch
Babcock	Marshall	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Barnes	Stevens
Eastgate	Olson, Burleigh	Storstad
Fredrickson	Page	Tofsrud
Hamilton	Pathman	Van Camp
Hjelmstad	Patterson	Ward
Ingerson	Ployhar	Whitman
Kaldor	Porter	Wog
Kretschmar		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Martin	Patten
Ettestad	McCroy	Peck
Fleckten	Miklethun	Ritchie
Hart	Olson, Eddy-Foster	Whitmer
Magnuson		

Passed:

Messrs.  
Benson

Absent and not voting:

Messrs.  
McCoy

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

### ROLL CALL

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 297 of the Session Laws of North Dakota for 1923, Being an Act to Prohibit the Keeping Open, Running or Permitting the Running of Any Place for Public Dances from the First Day of the Week, Commonly Called the Sabbath, and Prohibiting the Same Prior to Sunrise on Monday Morning, and Providing a Penalty Therefor.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 34, nays 12, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Porter
Baird	Marshall	Ritchie



Messrs.	Messrs.	Messrs.
Bakken	McCrorry	Rusch
Bond	McLachlin	Seamands
Carey	Miklethun	Steel
Eastgate	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hart	Olson, Burleigh	Tofsrud
Hjelmstad	Page	Van Camp
Ingerson	Pathman	Ward
Kaldor		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Ettestad	Olson, Eddy-Foster	Schlosser
Fleckten	Patten	Whitman
Hamilton	Patterson	Whitmer
Martin	Peck	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Benson	Kretschmar	McCoy

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

Senator Carey moved that House Bill No. 121 be placed at the foot of the calendar.

Which motion prevailed.

#### ROLL CALL.

House Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3523, Compiled Laws of 1913, Relating to the Appointment and Fixing the Salary of Deputy Sheriffs.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McLachlin	Porter
Babcock	Hjelmstad	Patterson
Baird	Ingerson	Peck
Bakken	Kaldor	Ployhar
Benson	Magnuson	Rusch
Bond	Marshall	Steel
Carey	Martin	Tofsrud
Eastgate	McCrorry	Ward
Ettestad	Olson, Burleigh	Whitman
Fleckten	Page	Whitmer
Fredrickson	Pathman	Wog
Hamilton	Patten	Ritchie
Hart	Miklethun	Seamands
Kretschmar	Murphy	Storstad
Lynch	Olson, Barnes	Van Camp

Those voting in the negative were:

Messrs.  
Stevens

Absent and not voting:

Messrs.                      Messrs.                      Messrs.  
McCoy                      Olson, Eddy-Foster      Schlosser

So the bill passed and the title was agreed to.

ROLL CALL

House Bill No. 290. A Concurrent Resolution.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays 0, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Kaldor
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter
Bakken	Martin	Ritchie
Benson	McCrory	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hjelmstad	Pathman	Ward
Hart	Patten	Whitman
Ingerson	Patterson	Whitmer
Kretschmar	Peck	Wog

Absent and not voting:

Messrs.  
McCoy

So the bill passed and the title was agreed to.

ROLL CALL

Senate Bill No. 294. A Concurrent Resolution.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 46, nays 1, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Porter

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bakken	Martin	Ritchie
Benson	McCrary	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Kaldor	Patterson	Wog
Kretschmar		

Those voting in the negative were:

**Messrs.**  
Stevens

Absent and not voting:

**Messrs.**                      **Messrs.**  
Ingerson                      McCoy

So the bill passed and the title was agreed to..

Senator Storstad moved that House Bill No. 191 be placed at the foot of the calendar .

Which motion prevailed.

#### ROLL CALL

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 3116 of Chapter 342, Session Laws of 1923, Relating to Storage Charges on Grain and Regarding Insurance on Grain Provided for Deposit of Insurance Policies and Disbursement of Funds Derived from Insurance on Stored Grain.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Magnuson	Ployhar
Babcock	Marshall	Porter
Baird	Martin	Ritchie
Bakken	McCrary	Rusch
Benson	McLachlin	Schlosser
Bond	Miklethun	Seamands
Carey	Murphy	Steel
Eastgate	Olson, Barnes	Stevens
Ettestad	Olson, Burleigh	Storstad
Fleckten	Olson, Eddy-Foster	Tofsrud
Fredrickson	Page	Van Camp
Hamilton	Pathman	Ward
Hjelmstad	Patten	Whitman
Kaldor	Patterson	Whitmer
Kretschmar	Peck	Wog
Lynch		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hart	Ingerson	McCoy

So the bill passed and the title was agreed to.

Senator Storstad moved that the rules be suspended and all bills on the calendar for the next legislative day be forthwith placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

House Bill No. 101. A Bill for an Act to Provide for the Correction of Errors in the Assessment of Property; for the Placing of Omitted Property or Property Which has Escaped Taxation Upon the Tax Lists; for the Reassessment of Property which has been Undervalued and to Repeal Sections 2137, 2216, 2217, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304 of the Compiled Laws of the State of North Dakota for the Year 1913.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Peck
Babcock	Marshall	Ployhar
Baird	Martin	Porter
Bakken	McCoy	Ritchie
Benson	McCrorry	Rusch
Bond	McLachlin	Schlosser
Carey	Miklethun	Seamands
Eastgate	Murphy	Steel
Ettestad	Olson, Barnes	Stevens
Fleckten	Olson, Burleigh	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hamilton	Page	Van Camp
Hjelmstad	Pathman	Ward
Kaldor	Patten	Whitman
Lynch	Patterson	Wog

Those voting in the negative were:

Messrs.  
Whitmer

Absent and not voting:

Messrs.	Messrs.	Messrs.
Hart	Ingerson	Kretschmar

So the bill passed and the title was agreed to.

## ROLL CALL

House Bill No. 212. A Bill for an Act Relating to Frogs, Establishing Closed Season, Regulating the Manner of Taking; Licensing Dealers and Providing Penalties for Violations.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 44, nays 3, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Marshall	Porter
Babcock	McCoy	Ritchie
Baird	McCrory	Rusch
Bakken	McLachlin	Schlosser
Benson	Miklethun	Seamands
Bond	Murphy	Steel
Carey	Olson, Barnes	Stevens
Eastgate	Olson, Burleigh	Storstad
Ettestad	Olson, Eddy-Foster	Tofsrud
Fredrickson	Page	Van Camp
Hamilton	Pathman	Ward
Hart	Patten	Whitman
Kaldor	Patterson	Whitmer
Lynch	Peck	Wog
Magnuson	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Hjelmstad	Martin

Absent and not voting:

Messrs.	Messrs.
Ingerson	Kretschmar

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

## ROLL CALL

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 33, Chapter 161, Session Laws of 1915, as Amended by Chapter 122, Session Laws of 1917, as Amended by Section 4, Chapter 134, Session Laws of 1919, Relating to Game Birds and Fixing the Open Season for Killing Same.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 35, nays 13, absent and not voting none, passed 1.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Marshall	Patterson
Babcock	Martin	Peck
Baird	McCoy	Ployhar
Bakken	McCrory	Ritchie
Carey	McLachlin	Rusch
Fleckten	Miklethun	Steel
Fredrickson	Olson, Barnes	Stevens
Hamilton	Olson, Burleigh	Storstad
Hjelmstad	Olson, Eddy-Foster	Ward
Ingerson	Page	Whitmer
Kaldor	Pathman	Wog
Magnuson	Patten	

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bond	Lynch	Seamands
Eastgate	Murphy	Tofsrud
Ettestad	Porter	Van Camp
Hart	Schlosser	Whitman
Kretschmar		

Passed:

**Messrs.**  
Benson

So the bill passed and the title was agreed to.

**ROLL CALL**

House Bill No. 112. A Bill for an Act to Provide an Appropriation in the Sum of One Thousand Dollars for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of North Dakota for the Year 1923.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 41, nays 8, absent and not voting none.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Magnuson	Ployhar
Babcock	Marshall	Porter
Baird	Martin	Ritchie
Bakken	McCrory	Rusch
Benson	McLachlin	Schlosser
Bond	Miklethun	Steel
Eastgate	Olson, Barnes	Stevens
Ettestad	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Patterson	Wog
Lynch	Peck	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carey	Kretschmar	Seamands
Fleckten	McCoy	Storstad
Hart	Murphy	

So the bill passed and the title was agreed to.

Senator Storstad moved that further action on House Bill No. 191 be indefinitely postponed.

Which motion prevailed.

### ROLL CALL

House Bill No. 286. A Bill for an Act Directing the State Emergency Commission to Provide Funds for Opposing Any Increase in Lignite Freight Rates and Making an Appropriation Therefor.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 27, nays 22, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Rusch
Babcock	McCoy	Schlosser
Baird	McLachlin	Seamands
Benson	Murphy	Steel
Bond	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bakken	Magnuson	Patten
Carey	Marshall	Patterson
Ettestad	Martin	Peck
Fleckten	McCrory	Ritchie
Fredrickson	Mikelthun	Ward
Hamilton	Olson, Barnes	Whitmer
Hjelmstad	Olson, Eddy-Foster	Wog
Ingerson		

So the bill passed and the title was agreed to.

The emergency clause was declared lost.

Senator Stevens moved that House Bill No. 281 be placed on today's calendar.

Which motion prevailed.

## ROLL CALL

House Bill No. 121. A Bill for an Act Creating the Office of State Efficiency Expert, Providing for the Appointment of Such Officer, Prescribing His Powers and Duties, Fixing his Salary, and Making an Appropriation for Payment of Same.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 23, nays 26, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ritchie
Fleckten	Miklethun	Ward
Fredrickson	Olson, Barnes	Whitmer
Hamilton	Olson, Burleigh	Wog
Hjelmstad	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McCrorry	Seamands
Bond	McLachlin	Steel
Carey	Murphy	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Porter	Whitman
Lynch	Rusch	

So the bill was defeated.

## ROLL CALL

House Bill No. 281. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 161, Session Laws of 1915, as Amended by Chapter 134, Session Laws of 1919, as Amended by Chapter 224, Session Laws of 1923, Relating to Hunting With Dogs.

Was read the third time.

The question being on the final passage of the bill, the roll was called, and there were ayes 31, nays 17, absent and not voting 0,, passed 1.



Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Ployhar
Bakken	Martin	Rusch
Bond	McCroery	Steel
Carey	McLachlin	Stevens
Ettestad	Olson, Burleigh	Storstad
Hamilton	Page	Ward
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog
Kaldor		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Eastgate	Miklethun	Schlosser
Fleckten	Murphy	Seamands
Fredrickson	Olson, Barnes	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Kretschmar	Porter	Whitman
McCoy	Ritchie	

Passed:

Messrs.

Benson

So the bill passed and the title was agreed to..

Senator Hamilton moved that House Bill No. 208 be recalled from the House.

Which motion prevailed.

Senator Ployhar moved that the Senate do now go into executive session.

Which motion prevailed.

The Senate went into executive session at 12:25 P. M.

The Senate met in session following the executive session.

Senator Rusch moved that the Senate reconsider the vote by which Senate Bill No. 180 passed.

Which motion prevailed.

Senator Rusch moved that the vote by which the Senate concurred in the House amendments to Senate Bill No. 180 be reconsidered.

Which motion prevailed.

Senator Rusch then moved that the Senate do not concur in the House amendments to Senate Bill No. 180.

Which motion prevailed.

## REPORTS OF STANDING COMMITTEES

The committee on Railroads made the following report:

Mr. President: Your committee on Railroads to whom was referred:

House Bill No. 259. A Joint Resolution Asking the Commerce Commission to Order Railroads to Issue Return Transportation to Shippers.

Have had the same under consideration and recommend that the same do pass.

JOHN W. BENSON,  
Chairman.

Senator Benson moved that the report be adopted, which motion prevailed and the report was adopted.

The committee on Highways made the following report:

Mr. President: Your committee on Highways to whom was referred:

House Bill No. 3. A Bill for an Act to Amend and Re-enact Sections 6, 11, 12 16 and 17 of Chapter 44 of the Special Session Laws of North Dakota, for the Year 1919, Relating to the Registration and Licensing of Motor Vehicles, the Creation of a State Highway Fund, the Distribution of Such Fund, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Have had the same under consideration and recommend that the same be amended as follows:

Strike out in line 3, subdivision e, page 3 of the engrossed bill, the word "points" and insert in lieu thereof the words, "fixed termini." Further amend the same by striking out in line 1, page 4 of the engrossed bill the word "points" and insert in lieu thereof the words "fixed termini."

Further amend by striking out all of the bill following the word "transportation," after the same occurs in line 5, page 4 of the printed bill, to and including the word "manner," in line 13, page 4 of the engrossed bill, and insert in lieu thereof:

"Section 2. AMENDMENT.) Section 11, Chapter 44 of the Special Session Laws of the State of North Dakota for the year 1919 is hereby amended and re-enacted to read as follows:

"Section 11. AMENDMENT.) A State Highway Fund is hereby created and all moneys hereafter collected by, or paid to, the State Treasurer as tax upon gasoline, other than the first Two Hundred Thousand Dollars collected from such tax in each year hereafter, are hereby appropriated from the General Fund of the State and converted into such State Highway Fund, to be expended by the State Highway Commission in the construction, reconstruction and maintenance of Federal Aid and State Aid Highways and in compliance with the provisions of the Act of Congress approved July

11th, A. D. 1916, entitled 'An Act to Provide that the United States shall aid the States in the Construction of rural post roads and for other purposes.' In addition to the moneys so received by the State Treasurer and hereby above appropriated to the State Highway Fund, all moneys received into the State Treasury under the provisions of this Act or of any other Act, or any provisions of law, for Highway purposes, shall be expended under the supervision and direction of the State Highway Commission and the Motor Vehicle Registration Department. All moneys received into the State Treasury as motor vehicle license fees under the provisions of this Act shall be expended in the following manner:"

And when so amended recommend the same do pass.

S. J. ATKINS,  
Chairman.

Senator Atkins moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to return

House Bill No. 112. A Bill for an Act to Provide an Appropriation in the Sum of One Thousand Dollars for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of North Dakota for the Year 1923.

As requested by the Senate.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 48. A Bill for an Act to appropriate the Sum of Six Hundred Dollars to Pay Miss Leila Diesem, La-Moure, North Dakota, for Services Rendered in Connection with the Compilation of the Blue Book for North Dakota for the Year 1919, Under the Direction of the Secretary of State.

Senate Bill No. 209. A Bill for an Act Designating the Commissioner of Insurance as Receiver of Insolvent Domestic Insurance Companies, Outlining the Procedure in Dissolution of Such Companies, and Defining the Commissioner's Powers and Duties as Such Receiver.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 206. A Bill for an Act to Impose a Flat Tax of Five Mills on Money and Credits, Providing for the Distribution of the Proceeds of Such Tax and Repealing Chapter 307, Laws of 1923, Relating to the Exemption of Moneys and Credits, and Repealing Chapter 305, Laws of 1923 Relating to the Taxation of Corporate Excess and All Other Acts and Parts of Acts in Conflict with the Provisions of this Act.

Senate Bill No. 288. A Bill for an Act Authorizing the Industrial Commission to Make an Investigation for Oil and Gas in North Dakota, and Providing for an Appropriation Therefor.

Senate Bill No. 239. A Bill for an Act Providing that the Bank Examiner Notify the Guaranty Fund Commission of Violations of Sections 5172, 5175, 5189, and 5192 of the Compiled Laws of North Dakota for the Year 1913, and Providing, that a Failure so to do Shall Be Deemed a Misdemeanor.

Senate Bill No. 279. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 139, Session Laws of 1923, Relating to Deposits in Banks and Trust Companies and Providing a Penalty for Making an Unlawful Charge Against Deposits Without the Consent of the Depositor.

Senate Bill No. 290. A Bill for an Act to Amend and Re-enact Section 5163 of the Compiled Laws of North Dakota for the Year 1913 Relating to Dividends and Surplus of Banking Corporations.

Senate Bill No. 179. A Bill for an Act to Safeguard the Distribution and Sale of Certain Dangerous Caustic or Corrosive Acids, Alkalis and Other Substances in the State of North Dakota.

Senate Bill No. 240. A Bill for an Act to Repeal Sections 910 to 916, both Inclusive, Compiled Laws of 1913, Relating to the Presidential Primary Election.

Senate Bill No. 171. A Bill for an Act to Empower Cities and Villages to Levy and Collect a Tax for Purpose of Furnishing Musical Concerts to the Public.

Senate Bill No. 136. A Bill for an Act to Amend Section 8719 of the Compiled Laws of 1913, Relating to the Exemption of the Avails of Life Insurance Payable to the Personal Representatives of a Deceased, His Heirs or Estate.

Senate Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 145, Session Laws of North Dakota for the Year 1923, Relating to State Bounty on Wolves and Coyotes.

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 236 of the Session Laws of North Dakota for the Year 1915, Relating to the Examination, Registration and Regulation of Graduated Nurses.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.  
House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of the State of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited and Exceptions.

Senate Bill No. 200. A Bill for an Act to Regulate the Practice of the Professions of Engineering and Land Surveying in the State of North Dakota.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.  
House of Representatives,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 1400 of Article 22 of the Laws of the State of North Dakota, Relating to Consolidated, Graded, and Rural Schools May Receive State Aid.

Which the House has amended.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 294. A Concurrent Resolution.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bill No. 292. The Senate requests the return of House Bill No. 208.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 108. A bill for an Act to Amend and Re-enact Section Two (2) of Chapter 188 of the Session Laws of 1923 of the State of North Dakota, Relating to the Collection of Seed Grain and Feed Accounts Owing to Counties.

House Bill No. 287. A Bill for an Act to Amend and Re-enact Section 4, Chapter 140, Session Laws of 1921, Relating to Sow Thistles.

House Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3523, Compiled Laws of 1913, Relating to the Appointment and Fixing the Salary of Deputy Sheriffs.

House Bill No. 101. A Bill for an Act to Provide for the Correction of Errors in the Assessment of Property; for the Placing of Omitted Property or Property Which has Escaped Taxation Upon the Tax Lists; for the Reassessment of Property which has been Undervalued and to Repeal Sections 2137, 2216, 2217, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304 of the Compiled Laws of the State of North Dakota for the Year 1913.

House Bill No. 212. A Bill for an Act Relating to Frogs, Establishing Closed Season, Regulating the Manner of Taking; Licensing Dealers and Providing Penalties for Violations.

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 33, Chapter 161, Session Laws of 1915, as Amended by Chapter 122, Session Laws of 1917, as Amended by Section 4, Chapter 134, Session Laws of 1919, Relating to Game Birds and Fixing the Open Season for Killing Same.

House Bill No. 286. A Bill for an Act Directing the State

Emergency Commission to Provide Funds for Opposing Any Increase in Lignite Freight Rates and Making an Appropriation Therefor.

Which the Senate has amended.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 210. A Bill for an Act to Amend and Re-enact Section 6815 of the Compiled Laws of the State of North Dakota for 1913, Relating to the Notice Required to be Filed by Claimants of a Mechanic's Lien for Material and Fixing Priorities Thereof.

House Bill No. 191. A Bill for an Act Repealing Sections 1192, 1193 and 1194 of the Compiled Laws of North Dakota for the Year 1913, Relating to District High Schools.

House Bill No. 121. A Bill for an Act Creating the Office of State Efficiency Expert, Providing for the Appointment of Such Officer, Prescribing His Powers and Duties, Fixing His Salary, and Making an Appropriation for Payment of Same.

Which the Senate has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 239. A Bill for an Act Defining Public Dancing Places, Public Dances, Providing for the Issuing of Permits to Operate the Same, Regulating Public Dances and Public Dancing Places, Providing for the Policing of Public Dances, Providing for Penalties for the Violation of this Act, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 268. A Bill for an Act to Amend and Re-enact Section 453 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Fees of Local Registrars to Read as Follows.

House Bill No. 271. A Bill for an Act Requiring All Public Terminal Grain Elevators to Issue Warehouse Receipts for Grain or Other Produce Received, and Prescribing What Such Warehouse Receipts Shall Contain.

House Bill No. 267. A Bill for an Act Providing for the Cancellation and Destruction of Unsold Bonds of Counties, Cities, Villages and School Districts, on the Expiration of Five Years from the Date of Their Authorization.

House Bill No. 284. A Bill for an Act to Amend and Re-enact Section 5144 of the Compiled Laws of North Dakota for the Year 1913 Relating to Right of Way for Telephone Lines and Electric Light Systems.

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 297 of the Session Laws of North Dakota for 1923, Being an Act to Prohibit the Keeping Open, Running or Permitting the Running of Any Place for Public Dances from the First Day of the Week, Commonly Called the Sabbath, and Prohibiting the Same Prior to Sunrise on Monday Morning, and Providing a Penalty Therefor.

House Bill No. 290. A Concurrent Resolution Requesting the Industrial Commission and the State Examiner to Submit Reports to the Legislative Assembly Regarding the State Industries of North Dakota.

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 3116 of Chapter 342, Session Laws of 1923, Relating to Storage Charges on Grain and Regarding Insurance on Grain, Providing for Deposit of Insurance Policies and Disbursement of Funds Derived from Insurance of Stored Grain.

House Bill No. 112. A Bill for an Act to Provide an Appropriation in the Sum of One Thousand Dollars for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of North Dakota for the Year 1923.

House Bill No. 281. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 161, Session Laws of 1915, as Amended by Chapter 134, Session Laws of 1919, as Amended by Chapter 224, Session Laws of 1923, Relating to Hunting With Dogs.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Storstad moved that the Senate do now recess until 1:30 p. m.

Which motion prevailed.

Senate stands recessed.

The Senate re-assembled at 1:30 o'clock P. M., pursuant to recess taken, the president, Walter Maddock, presiding.



## SIGNING OF BILLS.

The Secretary announced that the President was about to sign:

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Section 2212 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 252 of the Session Laws of 1915 Relating to the Duty of the County Auditor and the Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

Senate Bill No. 207. A Bill for an Act Relating to Primary Elections; Prescribing the Minimum Number of Votes for Nomination.

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Chapter 91 of the Session Laws of 1921 of the State of North Dakota Relating to the Taking of Promissory Notes in Renewal of Notes Already Held by Banks, Other Corporations or Individuals and Affecting Their Legality.

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913, Relating to Delinquent Personal Property Taxes.

Senate Bill No. 162. A Bill for an Act Authorizing the Conveyance of Certain Lands.

Senate Bill No. 264. A Bill for an Act Relating to Elections; Providing for a Recount in Case of a Tie Vote.

Senate Bill No. 210. A Bill for an Act Defining State Associations and Regulating and Limiting the Power of Such Associations to Re-Discount, to Borrow Money, to Pledge Assets, Forbidding Contracts to Re-Purchase Assets, Providing Procedure for the Foreclosure of Pledges With Redemption Therefrom, Declaring Void Pledge Contracts in Violation of the Provisions of the Act, Providing a Penalty for Borrowing Money and Pledging Assets in Violation of the Act and Repealing Laws in Conflict.

Senate Bill No. 265. A Bill for an Act to Amend and Re-enact Sections 6854, 6855 and 6856, Compiled Laws of 1913, Relating to Threshing Lien.

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 146 of the Session Laws of 1919 as Amended and Re-enacted and as Purported to be Amended and Re-enacted by Chapter 176 of the Session Laws of 1923; Creating the Office of Commissioner of Immigration, Appointment by the Governor, Term of Office, and Prescribing Salary and Bond.

House Bill No. 73. A Bill for an Act to Amend and Re-enact Section 2464 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 58 of the Session Laws of 1921, and Amending and Re-enacting Section 2468 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Establishment of Drains and the Assessment of Benefits Subject to Review.

House Bill No. 216. A Bill for an Act Amending Sections 4, 9 and 12, Chapter 292, Session Laws of 1923, Relating to the Bonds of North Dakota, Real Estate Series.

House Bill No. 258. A Bill for an Act Relating to Bonds Issued by Counties, Cities, Villages, School Districts, Park Districts, and Other Subdivisions Within the States; and Repealing All Acts and Parts of Acts in Conflict Therewith.

House Bill No. 260. A Bill for an Act Providing that All Bond Issues Shall Be Authorized by a Vote of the Qualified Electors, and Repealing All Acts and Parts of Acts in Conflict with the Provisions of This Act.

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 61 of the 1915 Session Laws, Relating to the Filing of Itemized Statements Required by the State Budget Board.

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3532, Article 13, Chapter 43 of the Compiled Laws of 1913, Relating to the Fees of County Surveyors.

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 10248 of the Compiled Laws of North Dakota for the Year 1913, Forbidding the Injury, Destruction or Removal of Encumbered Chattel Property from the State, and Prescribing Penalties Therefor.

House Bill No. 181. A Bill for an Act to Amend and Re-enact Section 21 of Chapter 231 of the Session Laws of 1917, as Amended and Re-enacted by Section 21 of Chapter 225 of the Session Laws of 1919 Relating to the Taxation of Transfers of Property by Will, Gift or by Intestate Law.

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 10914 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Statement of the Case in Criminal Proceedings.

House Bill No. 159. A Bill for an Act to Amend and Re-enact Section 2664 of the Compiled Laws of North Dakota for the Year 1913, Having to Do With Estrays and the Sale Thereof.

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 167, Session Laws of 1919 and to Provide for Terms of Court in the State of North Dakota.

House Bill No. 142. A Bill for an Act to Repeal Sections 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289 and 2290 of the Compiled Laws of North Dakota for the Year 1913 Relating to Bond Issues Authorized by the Legislative Assembly of the State of North Dakota Which Have Been Retired.

House Bill No. 130. A Bill for an Act Appropriating \$10,000.00 out of the State Bar Fund and Transferring the Same to the General Fund of the State.

House Bill No. 289. A Bill for an Act Providing for the:

Moving of Schoolhouses to Other Places Within School Districts Under Certain Conditions.

House Bill No. 143. A Bill for an Act Prescribing the Penalty for Larceny in the Night Time of Poultry and Live Stock.

House Bill No. 38. A Bill for an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

House Bill No. 92. A Bill for an Act to Repeal Sections 1733, 1734, 1735 and 1736 of the Compiled Laws of North Dakota for 1913, Relating to Military Instruction in the State Normal and Industrial School at Ellendale, N. D.

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 1, Chapter 204, Session Laws of 1915, Being an Act to Compel Railroad Companies to Maintain Suitable Stock Yards.

House Bill No. 275. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923, and Magpie Bounty Allowed in Chapter 144 of Session Laws, 1923.

House Bill No. 46. A Bill for an Act Making an Appropriation of \$262,380.00 to the State Training School, Mandan, North Dakota, for the Current and Contingent Expenses, Maintenance, New Buildings, Equipment and Miscellaneous Items, for the Biennium Beginning July 1st, 1925, and Ending June 30th, 1927.

House Bill No. 40. A Bill for an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

House Bill No. 34. A Bill for an Act Making an Appropriation to Pay the Current and Contingent Expenses of the School for the Deaf at Devils Lake, Together with Improvements and Repairs, Equipment and Miscellaneous Items.

House Bill No. 68. A Bill for an Act to Provide for the Registration of all Marriages with the State Registrar of Vital Statistics, and to Provide Fees for the Same.

And the President signed the same in the presence of the Senate.

#### REPORTS OF STANDING COMMITTEES

The committee on Taxes and Tax Laws made the following report:

Mr. President: Your committee on Taxes and Tax Laws to whom was referred:

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 2191 of the Compiled Laws of North Dakota for the Year 1913, Relating to Tax Sales.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 1. A Bill for an Act to Amend and Re-enact Section 2185, Compiled Laws of North Dakota, for the Year 1913, as Amended by Chapter 67 of the 1919 Special Session and as Amended by Chapter 320 of the 1923 Session, Relating to Real Estate Taxes Due and Delinquent, and Penalty and Interest Thereon.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on Taxes and Tax Laws made the following report:

Mr. President: Your Committee on Taxes and Tax Laws to whom was referred:

House Bill No. 192. A Bill for an Act to Amend and Re-enact Section 2166, Compiled Laws of 1913, Relating to Delinquent Personal Taxes and Providing for the Collection of the Same.

Have had the same under consideration and recommend that the same be indefinitely postponed.

A. G. STORSTAD,  
Chairman.

Senator Storstad moved that the report be adopted, which motion prevailed and the report was adopted.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to return

House Bill No. 208. A Concurrent Resolution.

As requested by the Senate.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 86.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### MOTIONS AND RESOLUTIONS

Senator Carey moved that the vote by which the conference committee on Senate Bill No. 83 was appointed be reconsidered.

Which motion prevailed.

Senator Carey then moved that the Senate do concur in the House amendments to Senate Bill No. 83.

Which motion prevailed.

Senator Carey further moved that Senate Bill No. 83 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Sections 869 and 983 of the Compiled Laws of the State of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 119, Session Laws of 1919, as Amended and Re-enacted by Chapter 212, Session Laws of 1923, Relating to the Conduct of Primary and General Elections.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 40, nays 1, absent and not voting 6, passed 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	McCrary	Rusch
Carey	McLachlin	Stevens
Eastgate	Murphy	Storstad
Ettestad	Olson, Barnes	Tofsrud
Fleckten	Olson, Burleigh	Van Camp
Fredrickson	Page	Ward
Hamilton	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog
Kaldor		

Those voting in the negative were:

Messrs.

Seamands

Absent and not voting:

Messrs.

Bond

Hart

Messrs.

Martin

McCoy

Messrs.

Olson, Eddy-Foster

Steel

Passed:

Messrs.

Miklethun

Messrs.

Schlosser

So the bill passed and the title was agreed to.

Senator Ward moved that the vote by which House Bill No. 218 was lost be reconsidered.

Senator Murphy demanded a call of the Senate.

The roll call showed all members present.

Senator Murphy moved that the call be dispensed with.

Senator Stevens moved that the motion for reconsideration of House Bill No. 278 be laid upon the table.

Roll call demanded and granted.

### ROLL CALL

The question being on the motion of Senator Stevens to lay Senator Ward's motion on the table, the roll was called, and there were ayes 27, nays 21, absent and not voting 0, passed 1.

Those voting in the affirmative were:

Messrs.

Atkins

Baird

Bond

Carey

Eastgate

Fredrickson

Hart

Kaldor

Kretschmar

Messrs.

Lynch

McCoy

McCroy

McLachlin

Murphy

Page

Pathman

Ployhar

Porter

Messrs.

Rusch

Schlosser

Seamands

Steel

Stevens

Storstad

Tofsrud

Van Camp

Whitman

Those voting in the negative were:

Messrs.

Babcock

Bakken

Benson

Ettestad

Fleckten

Hamilton

Hjelmstad

Messrs.

Ingerson

Magnuson

Marshall

Martin

Miklethun

Olson, Barnes

Olson, Eddy-Foster

Messrs.

Patten

Patterson

Peck

Ritchie

Ward

Whitmer

Wog

Passed:

Messrs.

Olson, Burleigh

So the motion was carried.

Senator Ward explained his vote:

Mr. President: I am asking to have this reconsidered and am voting "no" because I think it should be given more careful consideration which has not been done ;and for the reason that I feel justice should be done. The Constitution says it should be done ,and I vote "no."

Senator Hamilton moved that House Bill No. 208 be placed on third reading and final passage.

Senator O. A. Olson moved that further consideration of House Bill No. 208 be indefinitely postponed.

Which motion prevailed.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

Mr. President: I have the honor to transmit herewith the following bills:

House Bill No. 294. A Concurrent Resolution to Provide Money to Pay the Expenses Incurred by the Special House Committee in Its Investigation of the State Highway Commission as Authorized by the House Resolution Known as House Bill No. 72.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

A return was made to the Sixth Order of Business.

#### SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Chapter 91 of the Session Laws of 1921 of the State of North Dakota Relating to the Taking of Promissory Notes in

Renewal of Notes Already Held by Banks, Other Corporations or Individuals and Affecting Their Legality.

Also,

Senate Bill No. 207. A Bill for an Act Relating to Primary Elections; Prescribing the Minimum Number of Votes for Nomination.

Also,

Senate Bill No. 210. A Bill for an Act Defining State Associations and Regulating and Limiting the Power of Such Associations to Re-Discount, to Borrow Money, to Pledge Assets, Forbidding Contracts to Re-Purchase Assets, Providing Procedure for the Foreclosure of Pledges With Redemption Therefrom, Declaring Void Pledge Contracts in Violation of the Provisions of the Act, Providing a Penalty for Borrowing Money and Pledging Assets in Violation of the Act and Repealing Laws in Conflict.

Also,

Senate Bill No. 264. A Bill for an Act Relating to Elections; Providing for a Recount in Case of a Tie Vote.

Also.

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Section 2212 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 252 of the Session Laws of 1915, Relating to the Duty of the County Auditor and the Requirements of the Transfer of Real Property as to Taxes, Deeds, and Other Instruments of Conveyance.

Also,

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913 Relating to Delinquent Personal Property Taxes.

Also,

Senate Bill No. 162. A Bill for an Act Authorizing the Conveyance of Certain Lands.

Also,

Senate Bill No. 197. A Bill for an Act to Amend and Re-enact Section 4922 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 165, Session Laws of 1919, Relating to the Revocation of the Certificates of Authority of Insurance and Surety Companies and Providing Against Discrimination.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.



Senator C. J. Olson moved the adoption of the report.

Which motion prevailed.

The President appointed as a conference committee on Senate Bill No. 180, Senators Rusch, Olson of Burleigh, and Ettestad.

Senator Stevens moved for a reconsideration of the vote by which the Senate refused to recall House Bill No. 206 from the House.

Roll call demanded and granted.

### ROLL CALL

The question being on the motion of Senator Stevens, the roll was called, and there were ayes 23, nays 26, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	McLacolin	Ritchie
Babcock	Miklethun	Steel
Bakken	Olson of Barnes	Stevens
Benson	Olson, Burleigh	Tofsrud
Hamilton	Page	Van Camp
Marshall	Pathman	Whitmer
Martin	Patterson	Wog
McCrorry	Peck	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Baird	Ingerson	Ployhar
Bond	Kaldor	Porter
Carey	Kretschmar	Rusch
Eastgate	Lynch	Schlosser
Ettestad	Magnuson	Seamands
Fleckten	McCoy	Storstad
Fredrickson	Murphy	Ward
Hart	Olson, Eddy-Foster	Whitman
Hjelmstad	Patten	

So the motion was defeated.

Senator Ployhar moved that the vote by which the motion was defeated be reconsidered and the motion to reconsider be laid on the table.

Which motion was carried.

### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to inform you that the Senate does not concur in the House amendments to Senate Bill

THURSDAY, MARCH 5, 1925

1021

No. 180 and the President appointed as a conference committee Senator Rusch, Olson of Burleigh and Ettestad.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Murphy moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## FIFTY-NINTH DAY

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

The Senate convened at 2:00 o'clock P. M., Pursuant to adjournment, the President, Walter Maddock, presiding.

Prayer by the chaplain, Capt. W. E. Jessup.

## ROLL CALL

All members present.

## REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of Fifty-Seventh Day after Recess and the Fifty-Eighth Day, and recommend that the same be corrected as follows:

On page 3, line 14, after the word "committee," insert the words "were adopted."

On page 21 lines 4 and 8 from bottom of page, change words "Senate" to "House."

On page 45 line 18, correct spelling of word "Under."

And when so corrected recommend that the same be approved.

WALTER SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

## MESSAGE FROM THE GOVERNOR

State of North Dakota  
Office of the Governor

Bismarck

To the Senate of the State of North Dakota:

Gentlemen: I have the honor to inform you that I have approved and have this day filed with the Secretary of State the following bills:

Senate Bill No. 112. A Bill for an Act to Amend and Re-enact Sections 2, 5, and 13 of Chapter 159, Session Laws of

1919, Relating to Insurance on Public Buildings, Providing for the Classification of All Public Property, Limiting the Amount of Insurance to Be Carried by the State Fire and Tornado Fund, Providing for the Re-Insurance of Certain Risks, and the Collection of the Premium Therefor.

Senate Bill No. 7. A Bill for an Act Making an Appropriation of \$1,525.48 to Pay an Existing Deficit in the Mine Inspection Department.

Senate Bill No. 160. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration has Expired Without the Renewal Thereof and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporation.

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 142 of the Session Laws of 1921. Defining Certain Words and Phrases Contained in said Chapter.

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 2093 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 228, Laws of 1917, Relating to the Matter of Listing Property for Taxation Purposes.

Senate Bill No. 93. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out and Maintaining General Supervision and Regulation of Grain Grading, Elevator Accounting, Bonding, Licensing, and Inspection of Elevators, Warehouses and Flour Mills, in the Handling of All Agricultural Products.

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 145 of the Session Laws of 1921.

Very truly yours,

A. G. SORLIE,  
Governor.

Mr. President: Your conference committee appointed to consider House Bill No. 149, have met and we are unable to agree, and therefore recommend that the present committee be discharged and a new committee appointed.

C. VERNON FREEMAN,  
I. SANFORD,  
O. M. JOHNSON,  
WALTER H. SCHLOSSER,  
A. S. MARSHALL,  
JOHN L. MIKLETHUN.

Senator Ployhar moved that action be deferred temporarily on the conference committee report on Senate Bill No. 26.

Which motion prevailed.

Mr. President: Your committee on Conference to whom was referred:

Senate Bill No. 257. A Bill for an Act to Amend Chapter 131 of the Session Laws of 1919 as Amended by Chapter 66 of the Session Laws of 1921, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Have had the same under consideration and recommend that the House recede from the House amendment, and further recommend that the printed bill be amended as follows:

After the word "amend" in the first line of the title of the printed bill, insert the following: "and re-enact."

Strike out all of lines 13, 14, 15 and 16 down to and including the word "land" in the printed bill, and insert in lieu thereof the following:

"the records in the office of the Register of Deeds concerning and affecting the title to the premises described in such notice at his or their post office address as shown by such records, and if such address is not so shown, personal service upon such owner or owners proven by the certificate of the sheriff or by the affidavit of the person serving the same shall be sufficient, or if the sheriff's return shows that after diligent inquiry made for the purpose of serving such notice, he is unable to make service thereof upon the said title owner or owners or record within the county where the said land is situated, then and in such case, such notice shall not be required to be served upon such owner or owners whose post office address is not shown by such records in the office of the Register of Deeds."

THEO. KALDOR,

E. B. PAGE,

A. A. PECK.

Senate Conference Com.

G. H. HOOPLE,

C. W. FINE,

L. L. TWICHELL,

House Conference Com.

Senator Kaldor moved the adoption of the report, which motion prevailed.

Senator Kaldor moved that Senate Bill No. 257 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 257. A Bill for an Act to Amend Chapter 131 of the Session Laws of 1919 as Amended by Chapter 66 of the Session Laws of 1921, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Ployhar
Babcock	Lynch	Porter
Baird	Magnuson	Ritchie
Bakken	Marshall	Rusch
Benson	Martin	Schlosser
Bond	McCroxy	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Olson, Barnes	Storstad
Fleckten	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hart	Pathman	Whitman
Hjelmstad	Patten	Whitmer
Ingerson	Patterson	Wog
Kaldor	Peck	

Absent and not voting:

Messrs.	Messrs.
Murphy	McCoy

So the bill passed and the title was agreed to.

Senator Patterson moved that the Senate do concur in the Conference Committee report on Senate Bill No. 26.

Senator Ployhar moved the call of the Senate.

The call was granted and showed all Senators present except Senators Bond, Ettestad, McCoy and Murphy.

Senator Ployhar moved that further business under the call of the Senate be dispensed with.

Which motion prevailed.

Senator Ployhar moved that the report of the conference committee be not adopted and the committee be discharged and a new committee appointed.

Roll call demanded and granted.

#### ROLL CALL

The question being on the motion for rejection of conference committee report on Senate Bill No. 26 as amended, the roll was called, and there were ayes 18, nays 31, absent and not voting 0.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Baird	Kaldor	Ployhar
Bakken	Kretschmar	Porter
Eastgate	Lynch	Rusch
Fleckten	Magnuson	Schlosser
Hart	McCoy	Seamands
Ingerson	Pathman	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCrorry	Peck
Babcock	McLachlin	Ritchie
Benson	Miklethun	Steel
Bond	Murphy	Stevens
Carey	Olson, Barnes	Storstad
Ettestad	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hamilton	Page	Ward
Hjelmstad	Patten	Whitmer
Marshall	Patterson	Wog
Martin		

So the motion was defeated.

Senator Patterson's motion for adoption of Conference Committee report on Senate Bill No. 26 was again placed before the Senate.

Which motion prevailed.

Senator Patterson moved that Senate Bill No. 26 be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 26. A Bill for an Act Making an Appropriation of \$9,400.00 for the Use of the Board of Administration in Administering Child Welfare Laws.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 45, nays 4, absent and not voting none.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McCrorry	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens

Messrs.	Messrs.	Messrs.
Ettestad	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Ployhar	Porter
Kretschmar		

So the bill passed and the title was agreed to.

Senator Patterson moved that the vote by which Senate Bill No. 26 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Kaldor moved that the Senate do concur in the House amendment to Senate Bill No. 167.

Which motion prevailed.

Senator Kaldor moved that Senate Bill No. 167 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 167. A Bill for an Act Providing general rules of procedure in county courts relating to giving notice to and obtaining jurisdiction of all persons interested in estates of deceased persons, or of minors, or incompetents; and for giving notice to creditors of and presentation and investigation and allowance or rejection of claims against estates of deceased persons; and sales of real estate by executors, administrators and guardians; and to repeal Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777, 8780, 8790, 8791, 8909, 8911, 8767, 8769, 8770 of the Compiled Laws of North Dakota, 1913, and all Acts and parts of Acts in conflict herewith."

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 48, nays none, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter



Messrs.	Messrs.	Messrs.
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCrorry	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog

Absent and not voting:

Messrs.

Patterson

So the bill passed and the title was agreed to.

Senator McLachlin moved that the Senate do concur in the House amendments to Senate Bill No. 236.

Which motion prevailed.

Senator McLachlin then moved that Senate Bill No. 236 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 236. A Bill for an Act to Prescribe the Legal Reserve Fund of all Banking Associations and Corporations, on and After July 1, 1926.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 44, nays 3, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Porter
Babcock	Magnuson	Ritchie
Baird	Marshall	Rusch
Bakken	Martin	Schlosser
Benson	McCoy	Seamands
Bond	McCrorry	Steel
Carey	McLachlin	Stevens
Eastgate	Murphy	Storstad
Ettestad	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Ingerson	Patten	Whitmer
Kaldor	Peck	Wog
Kretschmar	Ployhar	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Fleckten	Miklethun	Olson, Barnes

Absent and not voting:

Messrs.	Messrs.
Hamilton	Patterson

So the bill passed and the title was agreed to.

Senator Schlosser moved that the Senate do concur in the House amendments to Senate Bill No. 230.

Which motion prevailed.

Senator Schlosser then moved that Senate Bill No. 230 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 1400 of Article 22 of the Laws of the State of North Dakota, Relating to Consolidated, Graded and Rural Schools May Receive State Aid.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 45, nays none, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Carey	McCrorry	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Bond	Olson, Burieigh	Porter
Hamilton		

So the bill passed and the title was agreed to.

Senator Murphy moved that action be delayed temporarily on Senate Bill No. 270.

Which motion prevailed.

#### FIRST AND SECOND READING OF HOUSE BILLS

House Bill No. 294. A Concurrent Resolution to Provide Money to Pay the Expenses Incurred by the Special House Committee in Its Investigation of the State Highway Commission as Authorized by the House Resolution Known as House Bill No. 72.

Was read the first and second time and referred to the Committee on Appropriations.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. President: I have the honor to inform you that the House has concurred in the conference committee report on Senate Bill No. 26.

Also,

Mr. President: The House has concurred in the conference committee report on Senate Bill No. 257.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. President: I have the honor to inform you that the House refuses to concur in the Senate amendments to House Bill No. 30 and the Speaker has appointed as a conference committee Reps. Streich, Carr and Ferris.

Also,

Mr. President: The House refuses to concur in the Senate amendments to House Bill No. 27 and the Speaker has appointed as a conference committee Reps. Arduser, Hardy of Slope and Craig.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 4, 1925.

**Mr. President:** I have the honor to inform you that the House has receded in its amendments to Senate Bill No. 277.

Also,

**Mr. President:** The House has adopted the conference committee report on Senate Bill No. 25.

Also,

**Mr. President:** I have the honor to inform you that the House refuses to recede from its amendments to Senate Bill No. 292 and the Speaker has appointed a conference committee composed of Reps. Starke, Morton and Hempel.

Also,

**Mr. President:** I have the honor to inform you that the House refuses to concur in the Senate amendments to House Bill No. 194 and the Speaker has appointed a conference committee composed of Reps. Swett, Tschida and Rasmussen.

Also,

**Mr. President:** I have the honor to inform you that the House refuses to concur in the Senate amendments to House Bill No. 31 and the Speaker has appointed a conference committee composed of Reps. Loudenbeck, Thompson of Sargent and Erickson of Kidder.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 3. A Bill for an Act to Amend and Re-enact Sections 6, 11, 12 16 and 17 of Chapter 44 of the Special Session Laws of North Dakota, for the Year 1919, Relating to the Registration and Licensing of Motor Vehicles, the Creation of a State Highway Fund, the Distribution of Such Fund, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 36, nays 8, absent and not voting 3, passed 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Ployhar
Babcock	Magnuson	Ritchie
Baird	Marshall	Schlosser
Bakken	Martin	Seamands

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Bond	McCoy	Steel
Carey	McLachlin	Stevens
Eastgate	Miklethun	Storstad
Hart	Murphy	Tofsrud
Hjelmstad	Olson, Barnes	Van Camp
Ingerson	Olson, Eddy-Foster	Ward
Kaldor	Page	Whitman
Kretschmar	Pathman	Whitmer

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Benson	McCrorry	Peck
Ettestad	Patten	Wog
Fleckten	Patterson	

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Hamilton	Olson, Burleigh	Rusch

Passed:

<b>Messrs.</b>	<b>Messrs.</b>
Fredrickson	Porter

So the bill passed and the title was agreed to.

#### ROLL CALL

House Bill No. 259. A Joint Resolution.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 43, nays 0, absent and not voting 6.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Marshall	Ployhar
Babcock	Martin	Porter
Baird	McCoy	Ritchie
Bakken	McCrorry	Rusch
Bond	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Eddy-Foster	Tofsrud
Hjelmstad	Page	Van Camp
Hart	Pathman	Ward
Ingerson	Patten	Whitman
Kaldor	Patterson	Whitmer
Lynch	Peck	Wog
Magnuson		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Benson	Hamilton	Olson, Burleigh
Carey	Kretschmar	Schlosser

So the bill passed and the title was agreed to..

## MOTIONS AND RESOLUTIONS

Senator Murphy moved that the Senate do concur in the House amendments to Senate Bill No. 270.

Which motion prevailed.

Senator Murphy then moved that Senate Bill No. 270 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 270. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled SSchool Laws of North Dakota for the Year 1919, Relating to Teachers' Certificates Issued on High School Diplomas.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kaldor	Patterson
Babcock	Lynch	Ployhar
Baird	Magnuson	Porter
Bakken	Marshall	Ritchie
Benson	Martin	Rusch
Bond	McCoy	Seamands
Carey	McCroly	Steel
Eastgate	McLachlin	Stevens
Ettestad	Mikelthun	Storstad
Fleckten	Murphy	Tofsrud
Fredrickson	Olson, Barnes	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Ingerson	Patten	Wog

Those voting in the negative were:

Messrs.  
Peck

Absent and not voting:

Messrs.	Messrs.	Messrs.
Kretschmar	Olson, Burleigh	Schlosser

So the bill passed and the title was agreed to.

Senator Murphy moved that the Senate do now go into executive session.

Which motion prevailed.

The Senate went into executive session.

The Senate dissolved itself from executive session.

Open session.

The President announced the Senate had under consideration in executive session a sealed communication from the Governor, wherein he nominated and asked the Senate to advise and consent to the appointment of:

Mr. Gilbert Semingson of Bismarck, N. Dak., as State Examiner to succeed himself for a term of two years, beginning March 11, 1925;

Also that of

Mr. Alfred Waddington of Wilton, N. Dak., as coal mine inspector for the State of North Dakota for a period of two years, beginning March 5, 1925;

Also that of

Also that of Mr. T. H. H. Thoreson of Dunn Center, N. Dak., to the office of Tax Commissioner for the State of North Dakota, for the term from April 1, 1925 to July 26, 1925, being the unexpired term of Mr. C. C. Converse, resigned;

And also for the nomination of

Mr. T. H. H. Thoreson as Tax Commissioner for the State of North Dakota for the term of six years, beginning July 26, 1925;

And with the unanimous consent and suspension of the rules, the Senate did advise and consent to all of such nominations.

A return was made to the Eighth Order of Business.

Senator Kaldor moved that the vote by which House Bill No. 208 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Hamilton offered the following amendment to House Bill No. 208:

In line 15, after the word "Dakota," strike out the period, insert a comma instead, and the following: "if the same can be done to advantage and if suitable arrangements cannot be made with the owners of the said building, that steps be taken to arrange for other permanent quarters for all state departments, including the Bank of North Dakota."

Which motion prevailed.

Senator Hamilton then moved that House Bill No. 208 be placed on third reading and final passage as amended.

Which motion prevailed.

ROLL CALL

House Bill No. 208. A Concurrent Resolution.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Bakken	Magnuson	Ployhar
Benson	Marshall	Porter
Bond	Martin	Ritchie
Carey	McCoy	Rusch
Eastgate	McCrory	Seamands
Ettestad	McLachlin	Steel
Fleckten	Miklethun	Storstad
Fredrickson	Murphy	Tofsrud
Hamilton	Olson, Barnes	Ward
Hart	Olson, Burleigh	Van Camp
Hjelmstad	Olson, Eddy-Foster	Whitman
Ingerson	Page	Whitmer
Kaldor	Patten	Wog
Stevens	Pathman	

Absent and not voting:

Messrs.	Messrs.
Baird	Schlosser

So the bill passed and the title was agreed to.

Senator Martin moved that the vote by which House Bill No. 208 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SIGNING OF BILLS

The Secretary announced that the President was about to

Senate Bill No. 197. A Bill for an Act to Amend and Re-enact Section 4922 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 165, Session Laws of 1919, Relating to the Revocation of the Certificates of Authority of Insurance and Surety Companies and Providing Against Discrimination.

sign:  
And the President signed the same in the presence of the Senate.

Senator Murphy moved that the Senate do now recess subject to the call of the Chair.

Which motion prevailed.

Senate stands recessed.

The Senate re-assembled pursuant to recess taken.



## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed as a conference committee on House Bill No. 30, Senators Olson of Barnes, Seamands and Kaldor.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed as a conference committee on House Bill No. 31, Senators Van Camp, Miklethun and Benson; and as a conference committee on House Bill No. 149, Senators Tofsrud, McCrory, and Ingerson.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has approved the conference committee report on Senate Bill No. 257 and also Senate Bill No. 26.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 44 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, and as Amended by Chapter 2 of the Session Laws of North Dakota for the Year 1917, Relating to Legislative Apportionment.

Which the Senate has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 180. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 97 of the Session Laws of 1921, as Amended and Re-enacted by Section 1, of Chapter 268 of the Session Laws of 1923, Defining Intoxicating Liquors.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 259, as re-engrossed. A Joint Resolution by Mr. Root.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 8774 of the Compiled Laws of North Dakota for the Year 1913, Providing for the Sale of Real Estate by the County Court and For the Advertising of the Same and How Made.

House Bill No. 251. A Bill for an Act Prohibiting Discrimination on the Part of Insurance Companies and Bonding Companies in the Rate of Premium Charged for Insuring or Bonding Old Line or Line Elevators and Independent, Co-operative or Farmers' Elevators.

Which the Senate has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 186. A Bill for an Act to Amend and Re-enact Section 5167 of the Compiled Laws of 1913 Requiring Regular and Special Reports to the State Examiner by Banking Associations, Savings Banks and Trust Companies, and Providing Penalties for Failure to Make the Same.

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 69 of the Compiled Laws of North Dakota for 1913, Relating to the Printing of the Popular Edition of the Session Laws; Fixing the Specifications for the Unauthenticated Edition of the Session Laws of the State of North Dakota, and Repealing All Acts and Parts of Acts in Conflict Therewith.

House Bill No. 266. A Bill for an Act to Amend and Re-enact Section 31, Chapter 168, Session Laws of 1919, Relating to the Survey of Mines.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Sections 869 and 983 of the Compiled Laws of 1913, as Amended and Re-enacted by Chapter 119, Session Laws of 1919, as Amended and Re-enacted by Chapter 212, Session Laws of 1923, Relating to the Conduct of Primary and General Elections.

Also,

Senate Bill No. 167. A Bill for an Act Providing general rules of procedure in county courts relating to giving notice to and obtaining jurisdiction of all persons interested in estates of deceased persons, or of minors, or incompetents; and for giving notice to creditors of and presentation and investigation and allowance or rejection of claims against estates of deceased persons; and sales of real estate by executors, administrators and guardians; and to repeal Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777, 8780, 8790, 8791, 8909, 8911, 8767, 8769, 8770 of the Compiled Laws of North Dakota, 1913, and all Acts and parts of Acts in conflict herewith."

Also,

Senate Bill No. 236. A Bill for an Act to Prescribe the Legal Reserve Fund of all Banking Associations and Corporations, on and After July 1st, 1926.

Also,

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 1440 of Article 22 of the Laws of the State of North Dakota, Relating to Consolidated, Graded, and Rural Schools May Receive State Aid.

Also,

Senate Bill No. 270. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North Dakota for the Year 1919, Relating to Teachers' Certificates Issued on High School Diplomas.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 1. A Bill for an Act to Amend and Re-enact Section 2185, Compiled Laws of North Dakota, for the Year 1913, as Amended by Chapter 67 of the 1919 Special Session and as Amended by Chapter 320 of the 1923 Session, Relating to Real Estate Taxes Due and Delinquent, and Penalty and Interest Thereon.

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 2191 of the Compiled Laws of North Dakota for the Year 1913, Relating to Tax Sales.

House Bill No. 192. A Bill for an Act to Amend and Re-enact Section 2166, Compiled Laws of 1913, Relating to Delinquent Personal Taxes and Providing for the Collection of the Same.

Which the Senate has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 3. A Bill for an Act to Amend and Re-enact Sections 6, 11, 12 16 and 17 of Chapter 44 of the

Special Session Laws of North Dakota, for the Year 1919, Relating to the Registration and Licensing of Motor Vehicles, the Creation of a State Highway Fund, the Distribution of Such Fund, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Which the Senate has amended.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to return  
House Bill No. 208. A Concurrent Resolution.

Which the Senate has amended.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed as a conference committee on House Bill No. 27, Senators Baird, Hamilton and Patterson.

Very respectfully,

C. R. VERRY,  
Secretary.

The President appointed as a conference committee on House Bill No. 27, Senators Baird, Hamilton and Patterson.

Senator Storstad moved that the Senate do now recess until 10 o'clock Friday morning.

Which motion prevailed.

Senate stands recessed.

C. R. VERRY,  
Secretary.

FIFTY-NINTH DAY AFTER RECESS AND  
SIXTIETH DAY

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

The Senate re-assembled at 10:00 o'clock A. M. pursuant to recess taken, the President, Walter Maddock, presiding.

MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 1. A Bill for an Act to Amend and Re-enact Chapter 320, Laws of 1923, also Sections 2191, 2192, 2197, 2202, 2203, 3733, 3735 and 3736 of the Compiled Laws of North Dakota for the Year 1913, Providing for Penalties on Delinquent Real Estate Taxes and Special Assessments; for the Sale of Land for Taxes and Special Assessments; Issuance of Certificates of Sale and Assignments Thereof; for Redemption of Land Sold at Tax Sale; for the Issuance of Tax Deeds on Land Not Redeemed from Sale for Taxes and for the Disposition or Conveyance of Land Bid in by the County and Not Redeemed or Purchased; and to Repeal All Acts in Anywise Contravening the Provisions of This Act.

Senate Bill No. 52. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters or Purposes Provided for Herein.

Senate Bill No. 235. A Bill For an Act to Amend and Re-enact Section 959 Compiled Laws of 1913, as Amended by Chapter 203, Session Laws of 1923, Relating to Election Ballots.

Senate Bill No. 242. A Bill for an Act to Safeguard the

Initiative, Referendum and Recall Provisions of the Constitution by Prohibiting Illegal and Fraudulent Signatures to Petitions, Prescribing Form and Manner of Signing and Penalties for Violations.

Which the House has amended.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Mr. President: I have the honor to transmit herewith the following bill:

House Bill No. 292.

Which the House has passed and your favorable consideration is respectfully requested.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 142. A Bill for an Act Making an Appropriation of Ten Thousand Dollars for the Biennium to the State Fair at Fargo for the Year 1926, as Provided Under Sections 1847 to 1859 of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 143. A Bill for an Act Making an Appropriation of Ten Thousand Dollars to the State Fair at Grand Forks for the Year 1925, as Provided for Under Sections 1847 to 1859 of the Compiled Laws of North Dakota for the Year 1913.

Senate Bill No. 144. A Bill for an Act to appropriate \$5000.00 to the Northwest Agricultural Livestock and Fair Association of Minot, for the Fairs to be Held in the Years 1925 and 1926, as Authorized by Section 6 of Chapter 217.

Senate Bill No. 145. A Bill for an Act Making an Appropriation of \$6,000.00 to the Missouri Slope Agricultural and Fair Association at Mandan for the Fairs to be Held in the Years 1925 and 1926.

Senate Bill No. 155. A Bill for an Act to appropriate the Sum of \$30,000.00 for the Purpose of Paying State's Share for the Construction of Pavement on Federal Aid Project No. 100 Under the Provisions of Chapter 73 of the Laws Passed at the Sixteenth Session of the Legislative Assembly of North Dakota, said Project Being part of Missouri River Bridge Project, and that Such Appropriation be Made from the State Highway Fund.

FRIDAY, MARCH 6, 1925

1043

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 263, 280, 286, 212, 269, 101, 287 and 208.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed a new conference committee on House Bill No. 149 composed of Reps. Brant, Rulon and McManus.

Also,

Mr. President: The House refuses to concur in the Senate amendments to House Bill No. 108 and the Speaker has appointed as a conference committee, Reps. Quam, Keierleber and Twichell.

Also,

Mr. President: The House refuses to recede from its amendments to Senate Bill No. 180 and the Speaker has appointed as a conference committee Reps. Watt, Hildre and Sanford.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. President: I have the honor to request the return of Senate Bill No. 287 for further consideration.

Very respectfully,

J. C. MILLER,  
Chief Clerk.



Senator Kretschmar moved the request be granted.  
Which motion prevailed.

House of Representatives,  
Bismarck, North Dakota,  
March 5, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 286. A Bill for an Act to Repeal Chapter 6 of the Session Laws of North Dakota for the Year 1915, Relating to Aid to the Grand Army of the Republic from the Soldiers Home of North Dakota.

Also, an unnumbered resolution.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed as a conference committee on House Bill No. 108 Senators Hart, Olson of Eddy and Patten.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator McCoy moved that the Senate return to the Eighth Order of Business.

#### MOTIONS AND RESOLUTIONS

Senator Marshall moved that the Senate adopt the conference committee report on Senate Bill No. 277.

Which motion prevailed.

Senator Tofsrud moved the adoption of the conference committee report on House Bill No. 149.

Which motion prevailed.

#### REPORTS OF SELECT COMMITTEES

Mr. President: Your conference committee on House Bill No. 31 report that they have failed to agree and ask that the

committee be discharged and a new committee be appointed.

FRED VAN CAMP,  
JOHN L. MIKLETHUN,  
JOHN W. BENSON,

For the Senate.

A. J. LOUDENBECK,  
A. M. THOMPSON,  
O. E. ERICKSON.

For the House.

Senator Van Camp moved the adoption of the report.

Which motion prevailed.

Mr. President: Your conference committee on House Bill No. 93 beg leave to report that the joint conference committee have agreed that the Senate do not recede from its amendments to House Bill No. 93.

W. D. LYNCH,  
C. W. CAREY,  
FRED VAN CAMP,

For the Senate.

G. W. MORTON,  
JOHN F. ZIMMERMAN,  
WILLIAM R. HARTL,

For the House.

Senator Lynch moved the adoption of the report.

Which motion prevailed.

Senator McCrory moved that the vote by which House Bill No. 121 was defeated be reconsidered.

Which motion prevailed.

Senator Ingerson moved that House Bill No. 121 be recalled from the House.

Which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate requests the return of House Bill No. 121.

Very respectfully,

C. R. VERRY,  
Secretary.

The conference committee on House Bill No. 27 made the following report:

Mr. President: Your conference committee to whom was referred:

House Bill No. 27. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School at Minot and for Making Permanent Improvements and Repairs Thereto.

Have had the same under consideration and beg leave to report that they cannot agree to the Senate amendment thereto.

L. R. BAIRD,  
D. H. HAMILTON,  
G. PATTERSON,

For the Senate.

J. C. ARDUSER,  
MINNIE D. CRAIG,  
FRANK J. HARDY,

For the House.

Senator Baird moved that the report be adopted, the committee discharged, and a new conference committee be appointed.

Which motion prevailed.

The President appointed as a new conference committee on House Bill No. 27, Senators Ployhar, Ingerson and Bakken.

Senator Hamilton moved that William Willis be retained as mailing clerk to mail out the Journals of the Sixtieth Day to the Senators in their homes.

Which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed as a conference committee on House Bill No. 31, Senators Kaldor, Bakken, Fredrickson.

And as a conference committee on House Bill No. 27, Senators Ployhar, Ingerson, Bakken.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Hamilton moved that one month's pay be allowed and divided between Bernard and Dore Maddock for their work as special messengers in the Senate.

## ROLL CALL

The question being on the motion to allow one month's compensation to be divided between Bernard and Dore Maddock, the roll was called, and there were ayes 41, nays 0, absent and not voting 8.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Peck
Babcock	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCrary	Seamands
Bond	McLachlin	Steel
Carey	Mikelthun	Stevens
Ettestad	Murphy	Storstad
Fleckten	Olson, Barnes	Tofsrud
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hart	Page	Whitman
Hjelmstad	Pathman	Whitmer
Kaldor	Patten	Wog
Kretschmar	Patterson	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Baird	Lynch	Porter
Eastgate	McCoy	Schlosser
Ingerson	Ployhar	

So the motion carried.

Senator Rusch moved that the Senate do concur in the House amendments to Senate Bill No. 1.

Which motion prevailed.

Senator Rusch moved that Senate Bill No. 1 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 1. A Bill for an Act to Amend and Re-enact Section 2185 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 320, Laws of 1923, also Sections 2191, 2192, 2197, 2202, 2203, 3733, 3735, and 3736 of the Compiled Laws of North Dakota for the Year 1913. Providing for Penalties on Delinquent Real Estate Taxes and Special Assessments; for the Sale of Land for Taxes and Special Assessments; Issuance of Certificates of Sale and Assignments Thereof; for Redemption of Land Sold at Tax Sale; for the Issuance of Tax Deeds on Land Not Redeemed from Sale for Taxes and for the Disposition or Conveyance of Land Bid in by the County and Not Redeemed or Purchased;

and to Repeal All Acts in Anywise Contravening the Provisions of This Act.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 42, nays 1, absent and not voting 6.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patten
Babcock	Lynch	Patterson
Bakken	Magnuson	Peck
Benson	Marshall	Ritchie
Bond	Martin	Rusch
Carey	McCrory	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Van Camp
Hamilton	Olson, Burleigh	Ward
Hart	Olson, Eddy-Foster	Whitman
Ingerson	Page	Whitmer
Kaldor	Pathman	Wog

Those voting in the negative were:

Messrs.  
Hjelmstad

Absent and not voting:

Messrs.	Messrs.	Messrs.
Baird	Ployhar	Schlosser
McCoy	Porter	Tofsrud

So the bill passed and the title was agreed to.

#### REPORT OF SELECT COMMITTEE

Mr. President: Your conference committee appointed to consider the Senate amendments to

House Bill No. 149. A Bill for an Act to Create a State Board of Accountancy and Prescribing its Duties and Powers; to Provide for the Examinations of and Issuance of Certificates to Qualified Accountants, with the Designation of Certified Public Accountants; to Provide the Penalty for Violations of the Provisions Thereof; and to Repeal Sections 549, 550, 551, 552, 553, 554, 555, 556 and 557 of the Compiled Laws of North Dakota for the Year 1913 and All Other Acts or Parts of Acts in Conflict Therewith.

Have had the same under consideration and concur in the Senate amendments with the understanding that the Senate amendments following the word "provided" in line 12, page 3, of the printed bill, be inserted after the word "practice" in

line 11, page 3, of the printed bill, instead of after the word "provided" in line 12, page 3 of the printed bill.

For the Senate:

O. T. TOFSRUD,  
RALPH INGERSON,  
R. G. McCORRY.

For the House:

E. H. BRANT,  
JAMES McMANUS,  
A. J. RULON.

Senator Ingerson moved that House Bill No. 149 be placed on third reading and final passage, as amended.

Which motion prevailed.

### ROLL CALL

House Bill No. 149. A Bill for an Act to Create a State Board of Accountancy and Prescribing Its Duties and Powers; to Provide for the Examinations of and Issuance of Certificates to Qualified Accountants, with the Designation of Certified Public Accountants; to Provide the Penalty for Violations of the Provisions Thereof; and to Repeal Sections 549, 550, 551, 552, 553, 554, 555, 556 and 557 of the Compiled Laws of North Dakota for the Year 1913 and All Other Acts or Parts of Acts in Conflict Therewith.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Marshall	Ployhar
Baird	Martin	Ritchie
Bakken	McCoy	Rusch
Bond	McCorry	Seamands
Eastgate	McLachlin	Stevens
Ettestad	Mikelthun	Schlosser
Fleckten	Murphy	Steel
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Lynch	Patterson	Wog
Magnuson	Peck	

Absent and not voting:

Messrs.	Messrs.	
Atkins	Carey	Porter
Benson	Kretschmar	

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Stevens moved that the Senate do unanimously endorse the action of the special committee which investigated the Insane Hospital at Jamestown, N. Dak.

Which motion prevailed.

A return was made to the Tenth Order of Business.

Senator Carey moved that the Senate do concur in the House amendments to Senate Bill No. 242.

Which motion prevailed.

Senator Carey then moved that Senate Bill No. 242 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 242. A Bill for an Act to Safeguard the Initiative, Referendum and Recall Provisions of the Constitution by Prohibiting Illegal and Fraudulent Signatures to Petitions, Prescribing Form and Manner of Signing and Penalties for Violations.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patterson
Babcock	Magnuson	Peck
Bakken	Marshall	Ployhar
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCroly	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Van Camp
Hamilton	Olson, Burleigh	Ward
Hart	Olson, Eddy-Foster	Whitman
Hjelmstad	Page	Whitmer
Kaldor	Pathman	Wog
Kretschmar	Patten	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Baird	Porter	Tofsrud
Ingerson	Schlusser	

So the bill passed and the title was agreed to.

The President declared the emergency clause had carried.

Senator Carey moved that the Senate do not concur in the House amendments to Senate Bill No. 235 and that a conference committee be appointed.

Which motion prevailed.

The President appointed as such committee Senators Carey, Fredrickson and Stevens.

Senator Kretschmar moved that the Senate do not concur in the House amendments to Senate Bill No. 52 and that a conference committee be appointed.

Which motion prevailed.

The President appointed as such committee Senators Kretschmar, Benson and Marshall.

A return was made to the Seventh Order of Business.

The conference committee on Senate Bill No. 180 made the following report:

Mr. President: Your conference committee to whom was referred:

Senate Bill No. 180. A Bill for an Act Regulating the Expenditure of Money for Travel Expenses of the Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

Have had the same under consideration and recommend that the same be amended as follows:

In line 6, Section 1, after the word "officer," insert a comma and strike out the words "or in the same time," and after the word "thereof" strike out the semicolon and insert a comma.

And when so amended recommend the same do pass.

WM. WATT,  
I. SANFORD,  
OLE HILDRE,

For the House.

H. J. RUSCH,  
OBERT A. OLSON,  
OLE ETTESTAD,

For the Senate.

Senator Rusch moved the adoption of the report

Which motion prevailed.

Be It Resolved by the Senate of the State of North Dakota, the House of Representatives Concurring Therein, that:

Whereas, The cabin of Theodore Roosevelt now located near the Capitol Building in Bismarck is falling into a sad state of neglect and repair; and



Whereas, Its proper location is clearly that in which its illustrious former occupant lived as a Dakota frontiersman; and,

Whereas, A National Park, to include the territory of its original location is in contemplation by both State and Federal authorities and a transcontinental highway passes such location; and,

Whereas, The citizens of Medora anxiously desire its return to their locality and its former location and are willing to assume the expense necessary to make the removal suggested herein; now, therefore,

Be It Resolved: That it is the sense of the Sénate of the State of North Dakota, the House of Representatives concurring therein, that permission is hereby granted to the citizens of Medora to remove the cabin of Theodore Roosevelt from the Capitol Grounds to Billings County where the former President lived.

Senator Murphy moved that the resolution be referred to the Committee on State Affairs.

Which motion prevailed.

Senator Storstad moved that the Senate do recess until 1:30 P. M., after signing of bills by the President.

Which motion prevailed.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate refuses to concur in the House amendments to Senate Bill No. 235 and the President has appointed as a conference committee, Senators Carey, Fredrickson, Stevens.

Also, the Senate refuses to concur in House amendments to Senate Bill No. 52 and has appointed as a conference committee Senators Kretschmar, Benson, Marshall.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the

Senate has concurred in the House amendment to Senate Bill No. 242.

Very respectfully,

C. R. VERRY,  
Secretary.

### SIGNING OF BILLS

The Secretary announced that the President was about to sign

Senate Bill No. 167. A Bill for an Act Providing general rules of procedure in county courts relating to giving notice to and obtaining jurisdiction of all persons interested in estates of deceased persons, or of minors, or incompetents; and for giving notice to creditors of and presentation and investigation and allowance or rejection of claims against estates of deceased persons; and sales of real estate by executors, administrators and guardians; and to repeal Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777, 8780, 8790, 8791, 8909, 8911, 8767, 8769, 8770 of the Compiled Laws of North Dakota. 1913, and all Acts and parts of Acts in conflict herewith."

Senate Bill No. 292. A Concurrent Resolution Memorializing the Congress of the United States to Take Steps Toward the Establishment of a National Park in Billings County, North Dakota, Embracing the Wonderful Petrified Forest There Located, to be Called Roosevelt Park.

Senate Bill No. 25. A Bill for an Act to appropriate the sum of \$15,000.00 to the Board of Auditors as provided for in Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920.

Senate Bill No. 49. A Bill for an Act Making an Appropriation of \$8,000.00 for the Maintenance of the Pure Seed Laboratory and Pure Seed Law Enforcement at the Agricultural College, Fargo, N. D.

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 1400 of Article 22 of the Laws of the State of North Dakota, Relating to Consolidated, Graded and Rural Schools May Receive State Aid.

Senate Bill No. 26. A Bill for an Act Making an Appropriation of \$9,400.00 for the Use of the Board of Administration in Administering Child Welfare Laws.

Senate Bill No. 209. A Bill for an Act Designating the Commissioner of Insurance as Receiver of Insolvent Domestic Insurance Companies, Outlining the Procedure in Dissolution of Such Companies, and Defining the Commissioner's Powers and Duties as Such Receiver.

Senate Bill No. 257. A Bill for an Act to Amend Chapter 131 of the Session Laws of 1919 as Amended by Chapter 66 of the Session Laws of 1921, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Senate Bill No. 48. A Bill for an Act to Appropriate the Sum of Six Hundred Dollars to Pay Miss Leila Diesem, LaMoure, North Dakota, for Services Rendered in Connection With the Compilation of the Blue Book for North Dakota for the Year 1919, Under the Direction of the Secretary of State.

Senate Bill No. 270. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North Dakota for the Year 1919, Relating to Teachers' Certificates Issued on High School Diplomas.

Senate Bill No. 236. A Bill for an Act to Prescribe the Legal Reserve Fund of all Banking Associations and Corporations, on and After July 1, 1926.

House Bill No. 86. A Bill for an Act to Amend and Re-enact Sections 6, 7, 13, 26 and 27 of Chapter 160 of the Session Laws of 1919, as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota, as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the Year 1921 as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, Relating to State Hail Insurance.

House Bill No. 110. A Bill for an Act to Amend and Re-enact Section 2214 of the Compiled Laws of North Dakota for 1913, Relating to Irregularities of Land to Be Platted Into Lots If Required.

House Bill No. 152. A Bill for an Act to Enact and Re-enact Chapter 170 of the Session Laws of North Dakota for the Year 1919, as Amended by Chapter 346 of the Session Laws of North Dakota for the Year 1923, Being an Act Regulating and Fixing the Hours of Labor of Females and Providing Penalties for the Violation Thereof.

House Bill No. 242. A Bill for an Act Providing that District Courts Shall Have Jurisdiction in the Foreclosure of Tax Liens in Cases of Irregular Tax Sales, Prescribing the Procedure in Such Cases; and Providing that Such Remedy Shall Be Cumulative.

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 10523 of the Compiled Laws of North Dakota for the Year 1913, Relating to the time of Commencing Criminal Actions, and Providing Exceptions Therefor.

House Bill No. 173. A Bill for an Act to Amend and Re-enact Section 10141 of the Compiled Laws of North Dakota for the Year 1913, Relating to Being Intoxicated in a Public Place.

House Bill No. 144. A Bill for an Act Providing for the Manner of Constructing Crossings, and For the Construction

and Maintenance of Certain Signs at the Crossings of Railroads, Streets and Public Highways, and Regulating the Use of Such Crossings by the Public, and for the Establishment, and Re-location of Such Crossings and for the Protection of Dangerous Railroad Grade Crossings.

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 10994 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Time for Appeal to the Supreme Court in Criminal Cases.

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 9917 of the Compiled Laws of North Dakota for the Year 1913, Relating to Punishment of Grand Larceny.

House Bill No. 155. A Bill for an Act to Amend and Re-enact Chapter 136, Laws of North Dakota for the Year 1923, Providing for the Supervision and Regulation of the Transportation of Persons and Property for Compensation Over Any Public Highway by Motor Propelled Vehicles; Defining Transportation Companies; Providing for Supervision and Regulation Thereof by the Board of Railroad Commissioners of the State of North Dakota; Providing for the Enforcement of the Provisions of This Act and for the Punishment of the Violation Thereof.

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 11113, and 11114 and 11115 of the Compiled Laws of 1913.

House Bill No. 84. A Bill for an Act Empowering the Board of Railroad Commissioners to Order, Authorize and Permit Common Carriers to Publish and Charge Special Freight Rates, Classifications, Rules and Regulations, and Repealing all Acts and Parts of Acts in Conflict Herewith.

House Bill No. 29. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, Mayville, and for Equipment and Improvements and Repairs.

House Bill No. 165. A Concurrent Resolution Introduced by the Joint Committee on Agriculture.

House Bill No. 3. A Bill for an Act to Amend and Re-enact Sections 6, 11, 12 16 and 17 of Chapter 44 of the Special Session Laws of North Dakota, for the Year 1919, Relating to the Registration and Licensing of Motor Vehicles the Creation of a State Highway Fund, the Distribution of Such Fund, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 108. A Bill for an Act to Amend and Re-enact Section Two (2) of Chapter 188 of the Session Laws of 1923 of the State of North Dakota, Relating to the Collection of Seed Grain and Feed Accounts Owing to Counties.

House Bill No. 194. A Bill for an Act Providing for the Painting of a Sign in a Conspicuous Place on Each Side of All Motor Vehicles Owned and Operated on the Public Highways by State Departments, Institutions or Industries, Show-

ing the Name of the Department, Institution or Industry, and Providing Penalty for Violation.

House Bill No. 292. A Concurrent Resolution.

House Bill No. 31. A Bill for an Act Making an Appropriation of \$130,000.00 for Maintenance, Improvements and Repairs, Equipment and Miscellaneous for the Tuberculosis Sanatorium at San Haven.

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Section 959, Compiled Laws of 1913, as Amended by Chapter 203, Session Laws of 1923, Relating to Election Ballots.

Senate Bill No. 83. A Bill for an Act to Regulate the Conduct of Elections, Repealing Section 1005, Compiled Laws of 1913, and Chapter 212 of Session Laws of 1923, and Providing Penalties for the Violation Thereof.

Senate Bill No. 296. A Concurrent Resolution.

And the President signed the same in the presence of the Senate.

Pursuant to Senator Storstad's motion, the Senate stands recessed.

The Senate re-assembled at 1:30 P. M., pursuant to recess taken, the President, Walter Maddock, presiding.

Senator Storstad moved that the Senate do now adjourn.

Which motion prevailed.

Senate stands adjourned.

C. R. VERRY,  
Secretary.

## SIXTIETH DAY.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

The Senate convened at 2:00 o'clock P. M. pursuant to adjourned, the President, Walter Maddock, presiding.

Prayer by the chaplain, Rev. C. J. Fyelling.

## ROLL CALL

All members present except Senator Porter.

## REVISION AND CORRECTION OF THE JOURNAL

The Committee on Revision and Correction of the Journal made the following report:

Mr. President: Your Committee on Revision and Correction of the Journal have carefully examined the Journal of the Fifty-eighth Day after Recess and Fifty-ninth Day and recommend that the same be corrected as follows:

On page 3 line 8 correct spelling of word "State."

On page 4, line 32, correct spelling of word "called."

On page 10, line 23, correct spelling of words "directed" and "send."

On page 16, line ..., correct word "list." On page 22, line 14, correct spelling of word "section."

On page 24, correct title of Senate Bill No. 240.

On page 25, line 17, correct spelling of word "exceptions."

On page 38 correct spelling of word "conference" in first line.

On page 40, lines 13 and 27, correct spelling of words "performed" and "carrying."

On page 41, strike out lines 8 and 9. In line 18 correct spacing of words "of the." After line "39" insert the following: Senator Kaldor moved the adoption of the report, which motion prevailed."

On page 45, line 19, change figure "54" to "44." and in line 18 from bottom of page change figure "4" to "2"

On page "51" in first line add word "session" after word "executive."

In line 7, strike out one "M" in word "Semingson."

On page "56" line "7" correct spacing of words "of the."

In line 12, strike out extra "S" in word "School."

On page "57" last line, change word "adjourned" to "recessed."

On page 23 of the Journal for March 2, in line 5, change name "Whitmer" to "Whitman."

Correct word "Thursday" to "Wednesday" in head of pages in Journal of March 4, 1925.

Strike out all of the title "House Bill No. 281" at bottom of page 54.

And when so corrected recommend that the same be approved.

WALTER H. SCHLOSSER,  
Chairman.

Senator Schlosser moved that the report be adopted, which motion prevailed and the report was adopted.

#### SENATE COMMITTEE ON ENROLLMENT AND ENGISSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Also,

Senate Bill No. 167. A Bill for an Act Providing general rules of procedure in county courts relating to giving notice to and obtaining jurisdiction of all persons interested in estates of deceased persons, or of minors, or incompetents; and for giving notice to creditors of and presentation and investigation and allowance or rejection of claims against estates of deceased persons; and sales of real estate by executors, administrators and guardians; and to repeal Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777 8780, 8790, 8791, 8833, 8834, 8909, 8911, 8767, 8769, 8770 of the Compiled Laws of North Dakota, 1913, and all Acts and parts of Acts in conflict herewith."

Also,

Senate Bill No. 265. A Bill for an Act to Amend and Re-enact Sections 6854, 6855 and 6856, Compiled Laws of 1913, Relating to Threshing Lien.

Also,

Senate Bill No. 236. A Bill for an Act to Amend and Re-enact Chapter 23, of the Laws of the State of North Dakota of the Special Session of 1919.

Also,

Senate Bill No. 270. A Bill for an Act to Amend and Re-enact Section 1369, Compiled Laws of North Dakota for 1913, as Amended by Chapter 130, Session Laws of 1915, Relating to Teachers' Certificates.

Also,

Senate Bill No. 257. A Bill for an Act to Amend and Re-enact Chapter 131 of the Session Laws of 1919 as Amended by Chapter 66 of the Session Laws of 1921, pertaining to the Giving of Notice of Intention to Foreclose Real Estate Mortgages.

Also,

Senate Bill No. 48. A Bill for an Act to Appropriate the Sum of Six Hundred Dollars to Pay Miss Leila Diesem, La-Moure, North Dakota, for Services Rendered in Connection with the Compilation of the Blue Book for North Dakota for the Year 1919, Under the Direction of the Secretary of State.

Also,

Senate Bill No. 209. A Bill for an Act Designating the Commissioner of Insurance as Receiver of Insolvent Domestic Insurance Companies, Outlining the Procedure in Dissolution of Such Companies, and Defining the Commissioner's Powers and Duties as Such Receiver.

Also,

Senate Bill No. 277. A Bill for an Act to Amend and Re-enact Section 1725 of the Compiled Laws of North Dakota for the Year 1913, Relative to the Industrial School at Ellendale, North Dakota.

Also,

Senate Bill No. 26. A Bill for an Act Making an Appropriation of \$11,000.00 for the Use of the Board of Administration in Administering Child Welfare Laws.

Also,

Senate Bill No. 25. A Bill for an Act to Appropriate the Sum of \$15,000.00 to the Board of Auditors as Provided for in Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920.

Also,

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 1440 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 212 of the Ses-



sion Laws for the Year 1917, Relating to Consolidated, Graded, and Rural Schools May Receive State Aid.

Also,

Senate Bill No. 292. A Concurrent Resolution Memorializing the Congress of the United States to Take Steps Toward the Establishment of a National Park in Billings County, North Dakota, Embracing the Wonderful Petrified Forest There Located, to be Called Roosevelt Park.

Also,

Senate Bill No. 49. A Bill for an Act Making an Appropriation of \$10,000.00 for the Maintenance of the Pure Seed Laboratory and Pure Seed Law Enforcement at the Agricultural College, Fargo, N. D.

Also,

Senate Bill No. 242. A Bill for an Act to Safeguard the Initiative, Referendum and Recall Provisions of the Constitution by Prohibiting Illegal and Fraudulent Signatures to Petitions, Prescribing Form and Manner of Signing and Penalties for Violations.

Also,

Senate Bill No. 286. A Bill for an Act to Repeal Chapter 6 of the Session Laws of North Dakota for the Year 1915, Relating to Aid to the Grand Army of the Republic from the Soldiers Home of North Dakota.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

The committee on Appropriations made the following report:

Mr. President: Your committee on Appropriations to whom was referred:

House Bill No. 294. A Concurrent Resolution to Provide Money to Pay the Expenses Incurred by the Special House Committee in its Investigation of the State Highway Commission as Authorized by the House Resolution Known as House Bill No. 72.

Have had the same under consideration and recommend that the same do pass.

P. T. KRETSCHMAR,  
Chairman,

Senator Kretschmar moved that the report be adopted, which motion prevailed and the report was adopted.

The Committee on State Affairs made the following report:

Mr. President: Your Committee on State Affairs to whom was referred:

Senate Concurrent Resolution Introduced by Senator Wog. A Concurrent Resolution asking for the removal of the Roosevelt Cabin from Bismarck to Medora in the State of North Dakota.

Have had the same under consideration and recommend that the same do pass.

D. H. HAMILTON,  
Chairman.

Senator Hamilton moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Rusch moved that Senate Bill No. 180 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 180. A Bill for an Act Regulating the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 42, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Peck
Baird	Marshall	Ployhar
Bakken	Martin	Ritchie
Bond	McCoy	Rusch
Eastgate	McCrary	Schlosser
Ettestad	McLachlin	Seamands
Fleckten	Mikelthun	Steel
Fredrickson	Olson, Barnes	Stevens
Hamilton	Olson, Burleigh	Storstad
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Lynch	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Porter
Benson	Murphy	Tofsrud
Carey		

So the bill passed and the title was agreed to.

### CONFERENCE COMMITTEE REPORT

The committee on Conference made the following report:

Mr. President: Your committee on Conference to whom was referred:

House Bill No. 108. For an Act to Amend and Re-enact Section Two (2) of Chapter 188 of the Session Laws of 1923 of the State of North Dakota, Relating to the Collection of Seed Grain and Feed Accounts Owing to Counties.

Have had the same under consideration and make the following report: Your committee recommends that the Senate recede from its amendments and that the bill be amended by striking out everything after the words "accounts" as the same occurs in line 8 of Section 2 of the engrossed bill and adding thereafter "and take security therefor" and may extend the time of payment thereof."

Section 3. Emergency. An emergency is hereby declared to exist and this Act shall take effect and be in force from and after its passage and approval.

And when so amended recommend that the same do pass.

J. L. HART,  
O. H. OLSON,  
R. W. PATTEN,

Senate Committee.

PETER KEIERLEBER,  
JOHN QUAM,  
L. L. TWICHELL,

House Committee.

Senator Hart moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Hart moved that House Bill No. 108 be placed on third reading and final passage as amended.

Which motion prevailed.

### ROLL CALL

House Bill No. 108. A Bill for an Act to Amend and Re-enact Section Two (2) of Chapter 188 of the Session Laws of 1923 of the State of North Dakota, Relating to the Collection of Seed Grain and Feed Accounts Owing to Counties.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 42, nays 0, absent and not voting 7.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Peck
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Bond	McCoy	Schlosser
Eastgate	McCrory	Seamands
Ettestad	McLachlin	Steel
Fleckten	Miklethun	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Olson, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Lynch	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Ployhar
Benson	Murphy	Porter
Carey		

So the bill passed and the title was agreed to and the emergency clause was declared carried.

Senator Hamilton offered the following resolution:

Whereas, Walter J. Maddock, Lieutenant Governor of North Dakota, has presided over the deliberations of this Senate body during the Nineteenth Legislative Assembly in a manner so straightforward and fair as to endear him to us all. That his friendly attitude and kindly consideration will go with us always a cherished memory;

Therefore, Be It Resolved by the Senate of North Dakota, that we hereby tender to Walter J. Maddock our presiding officer the sincere and lasting goodwill and friendship of the Senate body and, further, that we present to him as a token of our esteem the chair which he has so ably occupied; and

Further, that the pictures of the Senators and officers over which he has presided is hereby also presented to him that we may continue to be remembered by him as he will always be remembered by us.

Senator Hamilton moved the adoption of the Resolution, which motion prevailed by unanimous rising vote.

#### A CONCURRENT RESOLUTION

Introduced by Senator Stevens.

Whereas, There are certain deputies and other subordinate officers and employees in the employ of the State Departments, Boards and Commissions, whose salaries are fixed and determined and the number of whom are limited by statute; and

Whereas, the appropriations made for the salaries of such

deputies, employees and subordinate officers by the Nineteenth Session of the Legislative Assembly of the State of North Dakota, in various instances, increases the amount of such salaries as well as the number of such deputies, employees and subordinate officers for the biennium commencing July 1, 1925, and

Whereas, the action of the Legislature in so doing may be confusing to the disbursing officers of the State:

Now, Therefore, Be It Resolved, by the Senate of the State of North Dakota, the House of Representatives concurring:

That, it is the intention of the said Legislative Assembly that where and when in its appropriations it has varied from the statutes of the State relative to the salaries and the number of deputies, employees and subordinate officers of the State Departments, Boards and Commissions that the number thereof and the salary of each shall be as fixed in the appropriations provided for the biennium commencing July 1, 1925.

Senator Stevens moved the adoption of the resolution.

Roll call demanded and granted.

Senator Miklethun moved a call of the Senate.

The call was granted and showed all members present, except Senators Atkins, Carey, Fredrickson and Porter.

Senator Murphy moved that the call be dispensed with.

Which motion prevailed.

#### ROLL CALL

The question being on the adoption of Senator Stevens' Resolution, the roll was called and there were ayes 24, nays 23, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Baird	Hjelmstad	Patterson
Babcock	Martin	Peck
Bakken	McCrary	Steel
Benson	McLachlin	Stevens
Eastgate	Miklethun	Van Camp
Fleckten	Olson, Barnes	Ward
Fredrickson	Olson, Burleigh	Whitmer
Hamilton	Page	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	Magnuson	Ritchie
Carey	Marshall	Rusch
Ettestad	McCoy	Schlosser
Hart	Murphy	Seamands
Ingerson	Olson, Eddy-Foster	Storstad
Kaldor	Pathman	Tofsrud
Kretschmar	Patten	Whitman
Lynca	Ployhar	

Absent and not voting:

Messrs.	Messrs.
Atkins	Porter

So the Resolution was adopted.

#### MESSAGES FROM THE HOUSE

House of Representatives.  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to return

House Bill No. 121. A Bill for an Act Creating the Office of State Efficiency Expert, Providing for the Appointment of Such Officer, Prescribing His Powers and Duties, Fixing His Salary, and Making an Appropriation for Payment of Same.

As requested by the Senate.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives.  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendment to House Bill No. 3.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives.  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 78. A Bill for an Act Levying a Tax on Dogs, Providing for the Collection of the Same and Creating a Fund for the Purpose of Reimbursing the Owners of Livestock or Fowls for Damages and Injury by Dogs, and for the Destruction of Dogs.

Senate Bill No. 287. A Bill for an Act to Amend and Re-enact Section 2980 Compiled Laws 1913, Relating to the Construction of Hotels.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Murphy moved that the absent Senator be excused.

Which motion prevailed.

#### SENATE RESOLUTION

Whereas, the Senate has been particularly fortunate during the 19th Legislative Assembly in having a Secretary of industry, faithfulness and ability, and is duly appreciative thereof, and believes that such character and service should be commended, and

Whereas, the Senate believes that the services performed by C. R. Verry, Secretary, has been exceptionally valuable to the State and has been so far in excess of that which could have been reasonably required of him, that they ought not to go unrewarded, and

Whereas, faithfulness, ability and willingness to serve are altogether too rare on the part of public servants and should be rewarded where found, now

Therefore, be it resolved, by the Senate of the State of North Dakota, that the faithfulness, industry and ability of the said Secretary has contributed in large measure to the public good and has aided the Legislature as a whole.

Be It Further Resolved, that the regular compensation provided to be allowed to said C. R. Verry, Secretary, is insufficient to adequately compensate him for the services performed in behalf of the State, therefore.

Be It Further Resolved, Said C. R. Verry shall be paid in addition to his regular compensation the sum of \$2.00 for each and every day of the session. Said payment to be a part of the legislative expense.

Senator Martin moved the adoption of the Resolution.

#### ROLL CALL

The question being on the adoption of Senator Martin's resolution, the roll was called, and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.  
Babcock  
Baird  
Bakken  
Benson

Messrs.  
Lynch  
Magnuson  
Marshall  
Martin

Messrs.  
Peck  
Ployhar  
Ritchie  
Rusch

Messrs.	Messrs.	Messrs.
Bond	McCoy	Schlosser
Carey	McCrorry	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog
Kretschmar		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Patterson	Porter

So the resolution was adopted.

## RESOLUTION

Introduced by Senator Ployhar

Whereas, William Laist, the custodian of the Capitol Building, has served the State in that humble capacity for thirty years, during which time he has unstintedly given of the best he had for the good of the State, and has, on innumerable occasions, contributed to the convenience and comfort of our Legislative Assemblies that have met during his tenor of employment and he has been especially courteous, gracious and accommodating to this closing session, Now Therefore,

Be It Resolved by the Senate of the State of North Dakota: That we extend to the said William Laist our thanks for, and appreciation of his many courteous contributions to our comfort.

Senator Murphy moved the adoption of the resolution.

Which motion prevailed.

## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has approved the reports of the Select Conference Committees on Senate Bill No. 180; House Bill No. 149 and House Bill No. 108.

Very respectfully,

C. R. VERRY,  
Secretary.



## JOURNAL OF THE SENATE

## MESSAGES FROM THE HOUSE

House of Representatives.  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the House has adopted the conference committee reports on House Bills Nos. 108 and 149.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives.  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 295. A Concurrent Resolution.

Which the House has amended.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives.  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee on Senate Bill No. 52, Representatives Starke, Ferris and Vogel; also, Mr. President, the Speaker has appointed as a conference committee on Senate Bill No. 235, Representatives Yeater, Rabe and Streich.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

## SENATE RESOLUTION

Whereas, a number of Committee Clerks and employees present and ready for duty, because of the tardy naming of Senate committees were not entered on the pay-roll until after the first day, therefore,

Be It Resolved by the Senate of the State of North Dakota that the above referred to employees be paid as if entered on the employment roll on the first day.

Senator Martin moved the adoption of the resolution.

## ROLL CALL

The question being on Senator Martin's Resolution, the roll was called, and there were ayes 18, nays 24, absent and not voting 6, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Lynch	Olson, Eddy-Foster
Baird	Magnuson	Page
Benson	Marshall	Pathman
Fredrickson	Martin	Patterson
Hamilton	McCrary	Stevens
Ingerson	Olson, Burleigh	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Bond	McLachlin	Schlosser
Carey	Miklethun	Steel
Eastgate	Murphy	Storstad
Ettestad	Patten	Tofsrud
Fleckten	Peck	Van Camp
Hart	Ployhar	Ward
Hjelmstad	Ritchie	Whitman
McCoy	Rusch	Whitmer

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Porter
Kaldor	Olson, Barnes	Seamands

Passed:

Messrs.  
Bakken

So the resolution was defeated.

## SENATE RESOLUTION

Introduced by Senator Fleckten

Whereas, many of the officials and heads of departments and institutions of the State of North Dakota have spent money beyond their appropriations in direct violation of the law, now therefore,

Be It Resolved by the Senate of the State of North Dakota, that the Attorney general advise himself of the fact in regard to the various unlawful expenditures to the end that he may proceed to the entire enforcement of the laws provided for in such instances so that the interests of the State of North Dakota may be fully protected.

Senator Fleckten moved the adoption of the resolution, which motion prevailed.

CARD OF THANKS FROM MRS. CATHERINE GRIFFIN  
AND MR. EMMETT GRIFFIN

We wish to thank the members of the Senate and the House of Representatives for their generous patronage and many kindnesses shown us during the present legislative session; we desire also to thank the Board of Administration for the privilege of operating the cigar, candy and fruit stand in the hallway.

Signed:

MRS. C. GRIFFIN,  
EMMETT GRIFFIN.

REPORT OF CONFERENCE COMMITTEE

Your conference committee on Senate Bill No. 52, have met and agreed upon the following amendments to the bill as the same passed the House:

Page 3, line 46, subdivision 4, amend so as to read:  
Printing reports and purchasing books.....\$10,000.00  
Amend page 7, line 136 ,subdivision 10 to read:  
Bookkeeper .....\$3,000.00  
Amend page 11, line 239, subdivision 16 to read:  
2 Assistant dairy commissioners ..... 8,000.00

And correct all totals to conform thereto.

P. T. KRETSCHMAR,  
A. S. MARSHALL,  
JOHN W. BENSON,

For the Senate.

C. H. STARKE,  
F. A. VOGEL,  
FRED FERRIS,

For the House.

Senator Kretschmar moved that Senate Bill No. 52 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

Senate Bill No. 52. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropria-

tions Conflicting Herewith, or to Appropriations for the Same Matters or Purposes Provided for Herein.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 45, nays 0, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Peck
Baird	Marshall	Ployhar
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Fleckten	Murphy	Stevens
Fredrickson	Olson, Barnes	Storstad
Hamilton	Oison, Burleigh	Tofsrud
Hart	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kretschmar	Patten	Whitmer
Lynch	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ettestad	Kaldor	Porter
Atkins		

So the bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

House of Representatives.  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to return

Senate Bill No. 295. A Concurrent Resolution.

Which the House has amended.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Lynch moved that the Senate do concur in the House amendments to Senate Bill No. 295.

Which motion prevailed.

Senator Lynch moved that Senate Bill No. 295 be considered properly engrossed, the rules suspended and the bill placed on third reading and final passage.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 295. A Concurrent Resolution to appropriate Money to Pay Expenses of Joint Committee on Interstate Bridges.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 46, nays 0, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Magnuson	Peck
Baird	Marshall	Ployhar
Bakken	Martin	Ritchie
Benson	McCoy	Rusch
Bond	McCrorry	Schlosser
Carey	McLachlin	Seamands
Eastgate	Miklethun	Steel
Ettestad	Murphy	Stevens
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Tofsrud
Hamilton	Olson, Eddy-Foster	Van Camp
Hart	Page	Ward
Hjelmstad	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog
Lynch		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Porter	Ingerson

So the bill passed and the title was agreed to.

Senator McCrorry moved that House Bill No. 121 be placed on third reading and final passage.

Which motion prevailed.

Senator Hjelmstad demanded a call of the Senate.

The call was granted and showed all members present except Senators Atkins, Kaldor, McLachlin, Olson of Barnes, Porter, Seamands, Stevens, Van Camp.

Senator Murphy moved that the call of the Senate be dispensed with.

Which motion prevailed.

## ROLL CALL

House Bill No. 121. A Bill for an Act Creating the Office of State Efficiency Expert, Providing for the Appointment of Such Officer, Prescribing His Powers and Duties, Fixing His Salary, and Making an Appropriation for Payment of Same.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 18, nays 26, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Hjelmstad	Olson of Burleigh
Bakken	Ingerson	Olson, Eddy-Foster
Benson	Magnuson	Patten
Ettestad	Marshall	Ritchie
Fleckten	McCroory	Ward
Fredrickson	Miklethun	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Baird	McCoy	Schlusser
Bond	McLachiin	Steel
Carey	Murphy	Stevens
Eastgate	Page	Storstad
Hamilton	Pathman	Tofsrud
Hart	Patterson	Van Camp
Kretschmar	Peck	Whitman
Lynch	Ployhar	Whitmer
Martin	Rusch	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Atkins	Olson of Barnes	Seamands
Kaldor	Porter	

So the bill was defeated.

Senator Murphy moved that the vote by which House Bill No. 121 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 121. A Bill for an Act Creating the Office of State Efficiency Expert, Providing for the Appointment of Such Officer, Prescribing His Powers and Duties, Fixing His Salary, and Making an Appropriation for Payment of Same.

Which the House has indefinitely postponed.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has approved the report of the conference committee on Senate Bill No. 52.

Very respectfully,

C. R. VERRY,  
Secretary.

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,239,255.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

Senate Bill No. 50. A Bill for an Act Making an Appropriation of \$178,200.00 to Pay the Maintenance, Improvements and Repairs, New Buildings and Miscellaneous for the Experiment Station at the Agricultural College, Fargo, North Dakota.

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$80,000.00 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, N. Dak.

Senate Bill No. 53. A Bill for an Act Making an Appropriation of \$565,600.00 to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Which the House has amended.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 189. A Bill for an Act Authorizing the State Engineer to Cooperate with the Director of the United States Geological Survey in Making Topographic Surveys and Maps to be Used in the Development of Flood Protection, Domestic Water Supply, Restoration of Water Areas,

Irrigation and Drainage Projects in the State of North Dakota, and Making an Appropriation Therefor.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Murphy moved that the Senate do now recess for 30 minutes.

Which motion prevailed.

Senate stands recessed.

The Senate re-assembled at 4:00 P. M., pursuant to recess taken.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has approved the report of the conference committee on Senate Bill No. 292.

Very respectfully,

C. R. VERRY,  
Secretary.

Resolution introduced by Senator Whitmer and read.

Senator Eastgate moved that the author of the bill be allowed to take his document home with him and bury same in the rubbish heap.

Senator Whitmer moved as a substitute motion that the resolution be adopted and printed in the Journal.

Senator Storstad demanded a call of the Senate, which was granted and showed all members present except Senators Bakken, Carey, Ingerson, Olson of Barnes, Ployhar, Porter and Stevens.

Senator Hamilton moved that the call be dispensed with.

Which motion prevailed.

Senator Hamilton then moved that the resolution be laid on the table for future consideration.

Which motion prevailed.

Senator Patterson moved the suspension of the rules and that House Bill No. 292 be put on third reading and final passage.

Which motion prevailed.



## ROLL CALL

House Bill No. 292.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 22, nays 17, absent and not voting 8, passed 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Lynch	Olson, Eddy-Foster
Benson	Magnuson	Patten
Bond	Marshall	Patterson
Fleckten	Martin	Ployhar
Hart	McCrory	Steel
Hjelmstad	Miklethun	Ward
Ingerson	Olson, Barnes	Whitmer
Kaldor		

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Murphy	Seamands
Eastgate	Page	Storstad
Ettestad	Pathman	Tofsrud
Kretschmar	Peck	Whitman
McCoy	Ritchie	Wog
McLachlin	Schlosser	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Baird	Hamilton	Stevens
Bakken	Porter	Van Camp
Carey	Rusch	

Passed:

Messrs.	Messrs.
Fredrickson	Olson, Burleigh

So the bill was defeated.

## REPORTS OF SELECT COMMITTEES

Mr. Speaker: Your conference committee to whom was referred:

House Bill No. 30. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School at Valley City, North Dakota, and Making Permanent Improvements and Repairs Thereto.

Reg leave to report that they are unable to agree and ask that the committee be discharged.

C. A. SEAMANDS,  
C. J. OLSON,  
THEO. KALDOR,  
For the Senate.

CHAS. F. STREICH,  
JOHN W. CARR,  
FRED FERRIS,  
For the House.

Senator Kaldor moved the adoption of the report.

Which motion prevailed.

The conference committee on House Bill No. 31 made the following report:

Mr. President: Your conference committee to whom was referred:

House Bill No. 31. A Bill for an Act Making an Appropriation of \$150,000.00 for Maintenance, Improvements and Repairs, Equipment for the Tuberculosis Sanitarium at San Haven.

Have had the same under consideration and recommend that the House concur in the Senate amendment.

And when so amended recommend the same do pass.

For the Senate:

THEO. KALDOR,  
C. L. BAKKEN,  
L. O. FREDRICKSON.

For the House:

JAMES McMANUS,  
C. H. STARKE,  
J. W. O'NEILL.

Senator Kaldor moved that the report be adopted, which motion prevailed and the report was adopted.

The conference committee on House Bill No. 27 made the following report:

Mr. President: Your conference committee to whom was referred:

House Bill No. 27. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, Minot, North Dakota, and Making Permanent Improvements and Repairs Thereto.

Have had the same under consideration and beg leave to report we cannot agree and ask that the committee be discharged and a new conference committee be appointed.

For the Senate:

FRANK E. PLOYHAR,  
RALPH INGERSON,  
C. L. BAKKEN.

For the House:

CHAS. F. STREICH,  
A. I. QUADE,  
A. J. LOUDENBECK.

Senator Ployhar moved that the report of the conference-

committee on House Bill No. 27 be adopted, the committee be discharged and a new committee be appointed.

Which motion prevailed.

The President appointed as a new conference committee on House Bill No. 27 Senators Ingerson, Bakken and Patterson.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to return herewith the following bill:

House Bill No. 294. A Concurrent Resolution to Provide Money to Pay the Expenses Incurred by the Special House Committee in Its Investigation of the State Highway Commission as Authorized by the House Resolution Known as House Bill No. 72.

Which the House has indefinitely postponed.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on House Bill No. 31.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the House has adopted the conference committee reports on Senate Bills No. 152, 180, and House Bill No. 194.

Also,

Mr. President: The Speaker has appointed as a new conference committee on House Bill No. 31, Reps. McManus, Starke and O'Neill.

Also,

Mr. President: The Speaker has appointed as a new con-

ference committee on House Bill No. 27, Reps. Streich, Quade and Loudenbeck.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Fleckten moved that the vote by which the Martin resolution raising the Secretary's salary was passed be reconsidered.

Which motion prevailed.

Senator Fleckten then moved that the same resolution be indefinitely postponed.

Which motion prevailed.

The conference committee on House Bill No. 194 made the following report:

Mr. President: Your conference committee to whom was referred:

House Bill No. 194. A Bill for an Act Providing for the Painting of a Sign in a Conspicuous Place on Each Side of All Motor Vehicles Owned and Operated on the Public Highways by State Departments, Institutions or Industries, Showing the Name of the Department, Institution or Industry, and Providing Penalty for Violation.

Have had the same under consideration and recommend that the same be amended as follows:

Section 1, line 5, strike out the word "in" after the word "manner."

And when so amended recommend the same do pass.

For the House:

SWETT,  
MICHAEL TSCHIDA,  
GEO. W. RASMUSSEN.

For the Senate:

S. J. ATKINS,  
C. A. WARD,  
C. A. SEAMANDS.

Senator Atkins moved the adoption of the report on House Bill No. 194.

Which motion prevailed.

Senator Atkins moved that House Bill No. 194 be placed on third reading and final passage as amended.

Which motion prevailed.

## ROLL CALL.

House Bill No. 194. A Bill for an Act Providing for the Painting of a Sign in a Conspicuous Place on Each Side of All Motor Vehicles Owned and Operated on the Public Highways by State Departments, Institutions or Industries, Showing the Name of the Department, Institution or Industry, and Providing Penalty for Violation.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 45, nays 1, absent and not voting 3.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patten
Babcock	Lynch	Patterson
Baird	Magnuson	Peck
Bakken	Marshall	Ployhar
Benson	Martin	Ritchie
Bond	McCoy	Rusch
Carey	McCroy	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Storstad
Fleckten	Murphy	Tofsrud
Fredrickson	Olson, Barnes	Van Camp
Hamilton	Olson, Burleigh	Ward
Hart	Olson, Eddy-Foster	Whitman
Hjelmstad	Page	Whitmer
Kaldor	Pathman	Wog

Those voting in the negative were:

Messrs.  
Schlosser

Absent and not voting:

Messrs.	Messrs.	Messrs.
Ingerson	Porter	Stevens

So the bill passed and the title was agreed to.

The President appointed as a conference committee on House Bill No. 30 Senators Ployhar, Carey and Olson of Barnes.

Senator Schlosser moved that the Senate do not concur in the House amendments to Senate Bill No. 40 and that a conference committee be appointed.

Which motion prevailed.

The President appointed as such committee on Senate Bill No. 40, Senators Whitman, Steel and Ettestad.

Senator Rusch moved that the Senate do not concur in the House amendments to Senate Bill No. 50 and a conference committee be appointed.

Which motion prevailed.

FRIDAY, MARCH 6, 1925

1081

The President appointed as such committee on Senate Bill No. 50, Senators Rusch, Patten and Page.

Senator Kretschmar moved that the Senate do not concur in the House amendments to Senate Bill No. 51 and that a conference committee be appointed.

Which motion prevailed.

The President appointed as such committee on Senate Bill No. 51, Senators Fredrickson, Benson and Schlosser.

Senator Rusch moved that the Senate do not concur in the House amendments to Senate Bill No. 53 and that a new conference committee be appointed.

Which motion prevailed.

The President appointed as such committee on Senate Bill No. 53 Senators McLachlin, Pathman and Bakken.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate refuses to concur in the House amendments to Senate Bills No. 50, 51 and 52, and has appointed as a conference committee on Senate Bill No. 50, Senators Rusch, Patten and Page.

And on Senate Bill No. 51, Senators Fredrickson, Benson and Schlosser.

And on Senate Bill No. 53, Senators McLachlin, Pathman and Bakken.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed as a conference committee on House Bill No. 27 Senators Ingerson, Patterson and Babcock.

And as a conference committee on House Bill No. 30, Senators Ployhar, Carey and Olson of Barnes.

Also,

The Senate refuses to concur in the House amendments to Senate Bill No. 40 and has appointed as a conference committee Senators Whitman, Steel and Etestad.

Very respectfully,

C. R. VERRY,  
Secretary.

## SIGNING OF BILLS

The Secretary announced that the President was about to sign

House Bill No. 263. A Bill for an Act Providing that Real Estate Which Has Been Sold at Tax Sale Which Sale Is Invalid or of Doubtful Validity Because Not Conducted in Accordance with Section 3733 of the Compiled Laws of 1913, or for Other Reasons, May Again Be Sold at Future Tax Sales for the Taxes of the Years Included in Such Irregular Tax Sales.

House Bill No. 212. A Bill for an Act Relating to Frogs, Establishing Closed Season, Regulating the Manner of Taking; Licensing Dealers and Providing Penalties for Violations.

House Bill No. 112. A Bill for an Act to Provide an Appropriation in the Sum of One Thousand Dollars for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of North Dakota for the Year 1923.

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 297 of the Session Laws of North Dakota for 1923, Being an Act to Prohibit the Keeping Open, Running or permitting the Running or the Use of Any Place for Public Dances on the First Day of the Week, Commonly Called the Sabbath, and Prohibiting the Same Prior to Sunrise on Monday Morning, and Providing a Penalty Therefor.

House Bill No. 293.

House Bill No. 284.

House Bill No. 101. A Bill for an Act to Provide for the Correction of Errors in the Assessment of Property; for the Placing of Omitted Property or Property Which Has Escaped Taxation Upon the Tax Lists; for the Reassessment of Property Which Has Been Undervalued; and to Repeal Sections 2137, 2216, 2217, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, of the Compiled Laws of the State of North Dakota for the Year 1913.

House Bill No. 269.

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 3116 of Chapter 342, Session Laws of 1923, Relating to Storage Charges on Grain and Regarding Insurance on Grain Provided for Deposit of Insurance Policies and Disbursement of Funds Derived from Insurance on Stored Grain.

House Bill No. 266. A Bill for an Act to Amend and Re-enact Section 31, Chapter 168, Session Laws of 1919, Relating to the Survey of Mines.

House Bill No. 239. A Bill for an Act Defining Public Dancing Places, Public Dances, Providing for the Issuing of Permits to Operate the Same, Regulating Public Dances and Public Dancing Places, Providing for the Policing of Public

Dances, Providing for Penalties for the Violation of This Act, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 290.

House Bill No. 184.

House Bill No. 208.

House Bill No. 286.

House Bill No. 180. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 97 of the Session Laws of 1921, as Amended and Re-enacted by Section 1, of Chapter 268 of the Session Laws of 1923, Defining Intoxicating Liquors.

House Bill No. 259. A Joint Resolution Introduced by Mr. Root.

House Bill No. 281. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 161, Session Laws of 1915, as Amended by Chapter 134, Session Laws of 1919, as Amended by Chapter 224, Session Laws of 1923, Relating to Hunting With Dogs.

House Bill No. 271.

House Bill No. 291. A Concurrent Resolution to Provide for the Payment of Expenses of the Special Committee Named by the Governor at the Instance of the House and Senate State Affairs Committee, for the Purpose of Investigating Conditions at the State Hospital at Jamestown, North Dakota.

House Bill No. 287. A Bill for an Act to Amend and Re-enact Section 4, Chapter 140, Session Laws of 1921, Relating to Sow Thistles.

House Bill No. 186. A Bill for an Act to Amend and Re-enact Section 5167 of the Compiled Laws of 1913 Requiring Regular and Special Reports to the State Examiner by Banking Associations, Savings Banks and Trust Companies, and Providing Penalties for Failure to Make the Same.

House Bill No. 268. A Bill for an Act to Amend and Re-enact Section 453 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Fees of Local Registrars to Read as Follows.

House Bill No. 267. A Bill for an Act Providing for the Cancellation and Destruction of Unsold Bonds of Counties, Cities, Villages and School Districts, on the Expiration of Five Years from the Date of Their Authorization.

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 33, Chapter 161, Session Laws of 1915, as Amended by Chapter 122, Session Laws of 1917, as Amended by Section 4, Chapter 134, Session Laws of 1919, Relating to Game Birds and Fixing the Open Season for Killing Same.

House Bill No. 149. A Bill for an Act to Create a State Board of Accountancy and Prescribing Its Duties and Powers; to Provide for the Examination of and Issuance of Certifi-



ates to Qualified Accountants, with the Designation of Certified Public Accountants; to Provide the Penalty for Violations of the Provisions Thereof; and to Repeal Sections 549, 550, 551, 552, 553, 554, 555, 556 and 557 of the Compiled Laws of North Dakota for the Year 1913 and All Other Acts or Parts of Acts in Conflict Therewith.

Senate Bill No. 189. A Bill for an Act Authorizing the State Engineer to Cooperate with the Director of the United States Geological Survey in Making Topographic Surveys and Maps to be Used in the Development of Flood Protection, Domestic Water Supply, Restoration of Water Areas, Irrigation and Drainage Projects in the State of North Dakota, and Making an Appropriation Therefor.

Senate Bill No. 53. A Bill for an Act Making an Appropriation of \$565,600.00 to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$129,061.98 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, N. Dak.

Senate Bill No. 50. A Bill for an Act Making an Appropriation of \$278,200.00 to Pay the Maintenance, Improvements and Repairs, New Buildings and Miscellaneous for the Experiment Station at the Agricultural College, Fargo, North Dakota

And the President signed the same in the presence of the Senate.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to return herewith the following bill:

House Bill No. 292.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bill:

Senate Bill No. 296.

Which the Senate has passed and your favorable consideration is respectfully requested.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Storstad moved that the Senate do recess until 7:00 o'clock P. M., after the signing of bills by the President.

The Senate re-assembled at 7:00 o'clock P. M. pursuant to recess taken, the President, Walter Maddock, presiding.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to return herewith the following bill:

Senate Bill No. 296.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed the following conference committees:

On Senate Bill No. 50, Reps. Cart, McGauvren and Swett.

On Senate Bill No. 51, Reps. Quade, Helbling and Johnson of Foster.

On Senate Bill No. 53, Reps. Erickson of Divide, Bubel and Anderson of Stutsman.

On Senate Bill No. 40, Reps. Jacobson, Ferris and Craig.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### REPORT OF SELECT COMMITTEE

The conference committee on Senate Bill No. 40 made the following report:

Mr. President: Your conference committee to whom was referred:

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,254,355.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, etc., of the State University at Grand Forks, North Dakota.

Beg leave to report that they fail to agree and recommend

that their report be accepted, the committee discharged and a new committee be appointed.

For the Senate:

W. S. WHITMAN,  
ALFRED STEEL,  
OLE ETTESTAD.

For the House:

MINNIE D. CRAIG,  
JOHN JACOBSON,  
FRED FERRIS.

Senator Whitman moved the adoption of the report and that a new conference committee be appointed on Senate Bill No. 40.

Which motion prevailed.

The President appointed as such conference committee Senators Schlosser, Hamilton and Kretschmar.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed a new conference committee on Senate Bill No. 40, being Senators Schlosser, Hamilton, Kretschmar.

Very respectfully,

C. R. VERRY,  
Secretary.

#### REPORT OF SELECT COMMITTEE

The conference committee on Senate Bill No. 235 made the following report:

Mr. President: Your conference committee to whom was referred:

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Section 959, Compiled Laws of 1913, as Amended by Chapter 203, Session Laws of 1923, Relating to Election Ballots.

Have had the same under consideration and recommend that the House recede from its amendment to said bill and that the same be amended as follows:

In line 29, after the period insert the following: "The names of candidates under headings designating each official position shall be alternated on the official ballot in the printing in the manner as provided by the Primary Election Law."

Also in line 30 strike out the words "by paper or."

And when so amended recommend the same do pass.

C. W. CAREY,  
L. O. FREDRICKSON,  
JOHN W. BENSON,

For the Senate.

ROY A. YEATER,  
CHAS. F. STREICH,  
HERMAN RABE,

For the House.

Senator Carey moved that the Senate adopt the conference committee report on Senate Bill No. 235.

Which motion prevailed.

Senator Carey moved that Senate Bill No. 235 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

#### ROLL CALL

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Section 959, Compiled Laws of 1913, as Amended by Chapter 203, Session Laws of 1923, Relating to Election Ballots.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 40, nays 0, absent and not voting 9.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Ingerson	Patten
Babcock	Kaldor	Patterson
Baird	Kretschmar	Peck
Bakken	Lynch	Ployhar
Benson	Marshall	Ritchie
Bond	Martin	Steel
Carey	McCrary	Storstad
Eastgate	Miklethun	Tofsrud
Ettestad	Murphy	Van Camp
Fleckten	Olson, Barnes	Ward
Fredrickson	Olson, Burleigh	Whitman
Hamilton	Olson, Eddy-Foster	Whitmer
Hart	Pathman	Wog
Hjelmstad		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Magnuson	Page	Schlosser
McCoy	Porter	Seamands
McLachlin	Rusch	Stevens

So the bill passed and the title was agreed to.

## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report on Senate Bill No. 235.

Very respectfully,

C. R. VERRY,  
Secretary.

## REPORT OF SELECT COMMITTEE

The conference committee on House Bill No. 30 made the following report:

Mr. President: Your conference committee to whom was referred:

House Bill No. 30. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School at Valley City, North Dakota, and Making Permanent Improvements and Repairs Thereto.

Have had the same under consideration and beg leave to report we cannot agree.

FRANK E. PLOYHAR,  
C. W. CAREY,  
C. J. OLSON,

For the Senate.

O. C. MARTIN,  
OSCAR S. OBERG.

For the House.

Senator Ployhar moved that the report be adopted, the committee discharged and a new conference committee appointed.

Which motion prevailed.

The President appointed as such committee on House Bill No. 30, Senators Ployhar, Olson of Barnes and Carey.

## MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed a new conference committee on House Bill No. 30, Senators Ployhar, Olson of Barnes, Carey.

Very respectfully,

C. R. VERRY,  
Secretary.

Senator Wog moved that the Senate do now vote on Senate Bill No. 298.

Senator Hamilton moved that Senate Bill No. 298 be made a special order of business for 8:00 P. M.

Which motion prevailed.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee on House Bill No. 30, Reps. Martin, Richardson and Yeater.

Also,

Mr. President: The House has adopted the conference committee report on Senate Bill No. 235.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee on Senate Bill No. 40, Reps. Oberg, Shepard and Hempel.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### SIGNING OF BILLS

The Secretary announced that the President was about to sign

Senate Bill No. 180. A Bill for an Act Regulating the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

Senate Bill No. 1. A Bill for an Act to Amend and Re-enact Section 2185 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 320, Laws of 1923, also Sections 2191, 2192, 2197, 2202, 2203, 3733, 3735, and 3736 of the Compiled Laws of North Dakota for the Year 1913, Providing for Penalties on Delinquent Real Estate Taxes and Special Assessments; Issuance of Certificates of Sale and Assignments Thereof; for Redemption of Land Sold at Tax Sale; for the Issuance of Tax Deeds on Land Not Redeemed from Sale for Taxes and for the Disposition or Conveyance of Land

Bid in by the County and Not Redeemed or Purchased; and to Repeal All Acts in Anywise Contravening the Provisions of This Act.

Senate Bill No. 52. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters or Purposes Provided for Herein.

And the President signed the same in the presence of the Senate.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee on House Bill No. 30, Reps. Hardy of Slope, Bubel and Watt.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### REPORT OF SELECT COMMITTEE

The conference committee on House Bill No. 30 made the following report:

Mr. President: Your conference committee to whom was referred:

House Bill No. 30. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School at Valley City, North Dakota, and Making Permanent Improvements and Repairs Thereto.

Have had the same under consideration and beg leave to report we cannot agree.

FRANK E. PLOYHAR,  
C. W. CAREY,  
C. J. OLSON,

For the Senate.

O. C. MARTIN,  
ROY A. YEATER,  
L. O. RICHARDSON,

For the House.

Senator Ployhar moved the adoption of the report and that the committee be discharged and a new conference committee be appointed on House Bill No. 30.

Which motion prevailed.

The conference committee on Senate Bill No. 51 made the following report:

Mr. President: Your conference committee to whom was referred:

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$80,000.00 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, North Dakota.

Beg leave to report that it does not agree on Senate Bill No. 51.

For the House:

A. I. QUADE,  
ERNEST F. JOHNSON,  
E. R. HELBLING.

For the Senate:

L. O. FREDRICKSON,  
JOHN W. BENSON,  
WALTER H. SCHLOSSER.

Senator Fredrickson moved that the report be adopted, the committee be discharged and a new conference committee appointed on Senate Bill No. 51.

Which motion prevailed.

The conference committee on Senate Bill No. 50 made the following report:

Mr. President: Your conference committee to whom was referred:

Senate Bill No. 50. A Bill for an Act Making an Appropriation of \$278,200.00 to Pay the Maintenance, Improvements and Repairs, New Buildings and Miscellaneous for the Experiment Station at the Agricultural College, Fargo, North Dakota.

Have had the same under consideration and cannot agree.

For the Senate:

H. J. RUSCH,  
E. B. PAGE,  
R. W. PATTEN.

For the House:

CART,  
JOSEPH McGAUVREN,  
SWETT.

Senator Rusch moved that the report be adopted, which motion prevailed and the report was adopted.

Senator Rusch moved that the committee be discharged and a new conference committee appointed on Senate Bill No. 50.

Which motion prevailed.



## SPECIAL ORDER OF BUSINESS

Senate Bill No. 298.

Senator O. A. Olson moved that further consideration of Senate Bill No. 298 be indefinitely postponed.

Which motion was defeated.

## ROLL CALL

Senate Bil No. 298.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 22, nays 25, absent and not voting 2.

Those voting in the affirmative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	McCoy	Peck
Ettestad	McCrary	Ritchie
Fleckten	McLachlin	Stevens
Fredrickson	Olson, Eddy-Foster	Whitman
Hamilton	Pathman	Wog
Hjelmstad		

Those voting in the negative were:

<b>Messrs.</b>	<b>Messrs.</b>	<b>Messrs.</b>
Atkins	Martin	Schlosser
Bond	Miklethun	Seamands
Carey	Murphy	Steel
Eastgate	Olson, Barnes	Storstad
Hart	Olson, Burleigh	Tofsrud
Kaldor	Page	Van Camp
Kretschmar	Ployhar	Ward
Lynch	Rusch	Whitmer
Marshall		

Absent and not voting:

<b>Messrs.</b>	<b>Messrs.</b>
Baird	Porter

So the bill was defeated.

Senator Obert Olson moved that the vote by which Senate Bill No. 298 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

## MESSAGES FROM THE HOUSE

House of Representatives.  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: The Speaker of the House of Representa-

tives, wishes to inform your honorable body that the House will adjourn sine die promptly at 12 midnight.

Very respectfully,

B. C. LARKIN,  
Speaker.

The conference committee made the following report:

Mr. President: Your conference committee to whom was referred:

Senate Bill No. 53. A Bill for an Act Making an Appropriation of \$565,600 to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of The Agricultural College, Fargo, North Dakota.

Have had the same under consideration and have agreed to disagree.

PETER McLACHLIN,  
FRED PATHMAN,  
CHAS. M. WHITMER,

For the Senate.

ALIX ANDERSON,  
RICH. BUBEL,  
C. E. ERICKSON,

For the House.

Senator McLachlin moved the adoption of the report and that the committee be discharged and a new conference committee be appointed on Senate Bill No. 53.

Which motion prevailed.

Senator Whitmer moved that House Bill No. 57 be taken from the table.

Which motion prevailed.

Senator Whitmer moved that House Bill No. 57 be placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

House Bill No. 57. A Bill for an Act to appropriate the sum of \$100,000 from any moneys in the State Highway Bridge Fund, for the purpose of aiding in the construction of a bridge across the Missouri River, at a point near the town of Sanish, between McKenzie County, North Dakota and Mountrail County, North Dakota, under the provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 23, nays 25, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ritchie
Fleekten	McCrary	Ward
Fredrickson	Miklethun	Whitmer
Hamilton	Olson, Barnes	Wog
Hjelmetad	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Carey	Olson, Burleigh	Stevens
Eastgate	Page	Storstad
Hart	Pathman	Tofsrud
Kaldor	Ployhar	Van Camp
Kretschmar	Rusch	Whitman
Lynch		

Absent and not voting:

Messrs.  
Porter

So the bill was defeated.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee on Senate Bill No. 51 Representatives Johnson of Foster, Cart and Quam; also, Mr. President, the Speaker has appointed as a new conference committee on Senate Bill No. 50 Representatives McGauvren, Brant and Arduser.

Also, Mr. President, the House has reconsidered its action whereby it indefinitely postponed House Bill No. 93 and the Speaker has appointed as a conference committee on House Bill No. 93 Representatives Erickson of Kidder, Twichell and Miller of Williams.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Whitmer moved that House Bill No. 55 be taken from the table.

Which motion prevailed.

Senator Whitmer then moved that House Bill No. 55 be placed on third reading and final passage.

Which motion prevailed.

ROLL CALL

House Bill No. 55. A Bill for an Act to Appropriate the Sum of \$200,000.00 from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Williams County and McKenzie County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 23, nays 24, absent and not voting 1, passed, one absent.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Ettestad	Martin	Ritchie
Fleckten	McCrary	Ward
Fredrickson	Miklethun	Whitmer
Hamilton	Olson, Barnes	Wog
Hjelmstad	Olson, Eddy-Foster	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McCoy	Schlosser
Baird	McLachlin	Seamands
Carey	Murphy	Steel
Eastgate	Olson, Burleigh	Stevens
Hart	Page	Storstad
Kaldor	Pathman	Tofsrud
Kretschmar	Ployhar	Van Camp
Lynch	Rusch	Whitman

Absent and not voting:

Messrs.

Porter

Passed:

Messrs.

Bond

So the bill was defeated.

Senator Rusch moved that House Bill No. 47 be taken from the table.

Which motion prevailed.

Senator Rusch moved that House Bill No. 47 be placed on third reading and final passage.

Senator Benson moved that the motion made by Senator Rusch be laid on the table.

Roll call demanded.

#### ROLL CALL

The question being on the motion by Senator Benson, the roll was called, and there were ayes 29, nays 18, absent and not voting 1, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Hjelmstad	Patten
Bakken	Magnuson	Patterson
Benson	Marshall	Peck
Carey	Martin	Ritchie
Eastgate	McCoy	Rusch
Ettestad	McCrary	Tofsrud
Fleckten	Miklethun	Ward
Fredrickson	Olson, Barnes	Whitmer
Hamilton	Olson, Eddy-Foster	Wog
Hart	Pathman	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Schlosser
Baird	McLachlin	Seamands
Bond	Murphy	Steel
Ingerson	Olson, Burleigh	Storstad
Kaldor	Page	Van Camp
Kretschmar	Ployhar	Whitman

Absent and not voting:

Messrs.  
Stevens

Passed:

Messrs.  
Porter

So the motion was adopted.

The President appointed as new conference committees on the following bills:

House Bill No. 30.—Senators Ingerson, McLachlin and Magnuson.

Senate Bill No. 51.—Senators Storstad, Benson and Ritchie.

Senate Bill No. 50. Senators Carey, Wog and Martin.

FRIDAY, MARCH 6, 1925

1097

Senate Bill No. 53.—Senators Eastgate, Fredrickson and Ettestad.

House Bill No. 93.—Senators Murphy, Pathman and Kretschmar.

MESSAGES TO THE HOUSE

Bismarck, North Dakota,  
Senate Chamber,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed a new conference committee on Senate Bill No. 50, Senators Carey, Wog, Martin.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed a new conference committee on House Bill No. 30, consisting of Senators Ingerson, McLachlin and Magnuson.

And as a conference committee on Senate Bill No. 40, Senators Schlosser, Patterson and Kretschmar.

And as a conference committee on Senate Bill No. 51 Senators Storstad, Benson and Ritchie.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed as a new conference committee on Senate Bill No. 53, Senators Eastgate, Fredrickson and Ettestad.

Also, as a conference committee on House Bill No. 93, Senators Murphy, Pathman and Kretschmar.

Very respectfully,

C. R. VERRY,  
Secretary.

## MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee on Senate Bill No. 53, Representatives Craig, Roberts and Hardy of Mountrail.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Ployhar moved that the Senate do now recess subject to the call of the chair.

Which motion prevailed.

Senate stands recessed.

The Senate re-assembled at 9:40 p. m., pursuant to recess taken.

## MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee on House Bill No. 30 Representatives Watt, Bubel and Hardy of Slope.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee on Senate Bill No. 40, Representatives Swett, Oberg and Quade.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

## CONFERENCE COMMITTEE REPORT

The conference committee on House Bill No. 30 made the following report:

Mr. President: Your conference committee to whom was referred House Bill No. 30 are unable to agree, and ask that

the committee be discharged and a new conference committee be appointed.

WM. WATT,  
RICH. BUBEL,  
FRANK J. HARDY.

House Committee.

RALPH INGERSON,  
P. McLACHLIN,  
NELS MAGNUSON,

Senate Committee.

Senator Ingerson moved that the report be adopted, the committee discharged and a new conference committee be appointed.

Which motion prevailed.

The President appointed as such conference committee on House Bill No. 30, Senators Benson, Ingerson and Steel.

Mr. President: Your conference committee appointed to consider House Bill No. 93, beg leave to report that the Senate recedes from its amendment thereto.

P. J. MURPHY,  
FRED PATHMAN,  
P. T. KRETSCHMAR,

Senate Committee.

O. E. ERICKSON,  
A. C. MILLER,  
L. L. TWICHELL,

House Committee.

Senator Kretschmar moved that House Bill No. 93 be placed on third reading and final passage. Which motion prevailed.

#### ROLL CALL

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 211 of the Session Laws of North Dakota for the Year of 1919 as Amended by Chapter 211 of the Session Laws of North Dakota for 1923, Relating to the Qualifications of Official and Legal Newspapers and Providing for the Election of Such Newspapers.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 37, nays 0, absent and not voting 12.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Marshall	Peck
Babcock	Martin	Ployhar
Bakken	McCoy	Rusch



Messrs.	Messrs.	Messrs.
Bond	McLachlin	Schlosser
Fleckten	Miklethun	Seamands
Hamilton	Murphy	Steel
Hart	Olson, Barnes	Stevens
Hjelmstad	Olson, Burleigh	Storstad
Ingerson	Olson, Eddy-Foster	Tofsrud
Kaldor	Page	Van Camp
Kretschmar	Pathman	Ward
Lynch	Patterson	Whitman
Magnuson		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Baird	Ettestad	Porter
Benson	Fredrickson	Ritchie
Carey	McCrory	Whitmer
Eastgate	Patten	Wog

So the bill passed and the title was agreed to.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

The committee on Conference made the following report:

Mr. President: Your conference committee to whom was referred:

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$129,061.98 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, N. Dak.

Have had the same under consideration and beg leave to report that they can not agree.

A. G. STORSTAD,  
JOHN W. BENSON,  
C. G. RITCHIE,

For the Senate.

ERNEST F. JOHNSON,  
JOHN QUAM  
ELMER W. CART,

For the House.

Senator Storstad moved the adoption of the report, the discharge of the committee and the appointment of a new conference committee.

Which motion prevailed.

The President appointed as such committee on Senate Bill No. 51 Senators Seamands, Ployhar and Ingerson.

The committee on Conference made the following report:

FRIDAY, MARCH 6, 1925

1101

Mr. President: Your conference committee to whom was referred:

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,254,355.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

Have had the same under consideration and begs leave to report that your committee cannot agree.

WALTER SCHLOSSER,  
P. T. KRETSCHMAR,  
G. PATTERSON.,  
Senate Committee.

OSCAR S. OBERG,  
J. W. HEMPEL,  
H. A. SHEPARD,  
House Committee.

Senator Schlosser moved the adoption of the report, the discharge of the committee and the appointment of a new conference committee.

Which motion prevailed.

The President appointed as a new conference committee on Senate Bill No. 40, Senators Lynch, Olson of Eddy and Schlosser.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,

Mr. Speaker: I have the honor to inform you that the Senate has appointed as a new conference committee on House Bill No. 30, Senators Benson, Ingerson, and Steel.

Also, on Senate Bill No. 51, a new conference committee of Senators Seamands, Ployhar and Ingerson.

Also, the Senate has appointed a sa new conference committee on Senate Bill No. 40, Senators Lynch, Olson of Eddy, and Shclosser.

Very respectfully,

C. R. VERRY,  
Secretary.

State of North Dakota  
Office of the Governor  
Bismarck.  
March 6, 1925.

The Senate of the State of North Dakota.  
Gentlemen:

I have the honor to inform you that I have this day re-

ceived, approved and filed with the Secretary of State the following bills:

Senate Bill No. 255. A Bill for an Act Amending Section 1 and Section 5 of Chapter 326 of the Session Laws of 1923 Pertaining to Certified Indebtedness.

Senate Bill No. 274. A Bill for an Act Providing for the Auditing of Expenditures of Funds for County Agent Work by County Boards of Commissioners; the Supervision of the Work and the Employment and Dismissal of the Agent.

Senate Bill No. 232. A Bill for an Act Authorizing the Board of Trustees of the Teachers' Insurance and Retirement Fund to Employ an Actuary and Clerical Assistance and Making an Appropriation Therefor.

Senate Bill No. 276. A Bill for an Act to Amend Chapter 327 of the Session Laws of 1923, Relating to Advertising for Bids for Bonds or for Certificates of Indebtedness, and Providing that it Shall be Unlawful for Certain Public Officials to Accept Commissions from Bidders Upon Sales of Bonds or Certificates of Indebtedness.

Senate Bill No. 284. A Bill for an Act to Amend Section 25 of Chapter 77 of the Session Laws of 1921 Relating to the Abatement of Hail Insurance Taxes.

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by Chapter 144 of the Session Laws of North Dakota for the Year 1921, and as Further Amended by the Session Laws of North Dakota for the Year 1923.

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 8 and 12 of Chapter 326 of the Session Laws of North Dakota for the Year 1923, Relating to Placing Taxing Districts Upon a Cash Basis, and Classing Park Districts Having Population Over Four Thousand with Cities and School Districts of Like Size.

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Section 336, Compiled Laws of 1913, Relating to the Leasing and Sale of School and Other Public Lands of the State.

Senate Bill No. 229. A Bill for an Act to Prohibit the Adulteration of Milk and Dairy Products by the Introducing Therein of any Fat or Oil Other Than Milk Fat, and to Prohibit the Sale of Any Substitutes for Dairy Products or the Exposing for Sale of Such Products Through the Use of Any Advertisement, or Other Means, Suggesting the Words: "Butter," "Creamery," or "Dairy," or Suggesting the Name of any Breed of Cattle; and Prescribing Penalties for Violation.

Senate Bill No. 275. A Bill for an Act to Amend and Re-enact Section 2263, Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in

Chapter 1 of the Session Laws for 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923.

Senate Bill No. 185. A Bill for an Act Making it Unlawful to Sell or Offer for Sale in this State Motor Fuel Which has Been Mixed or Compounded, Unless the Compound Shall be Colored to Distinguish the Same from Ordinary Motor Fuel; Making Such Prohibited Sale a Misdemeanor and Providing the Penalty Therefor.

Senate Bill No. 117. A Bill for an Act Relative to Payment of Deposits in Two Names.

Senate Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3704 of the Compiled Laws of North Dakota for 1913 Providing for a Resolution Declaring Improvement Work to be Done by Special Assessment Necessary and Permitting Protests Against Said Improvements to be Filed by Property Owners.

Senate Bill No. 116. A Bill for an Act Relating to the Finances of Cities, Towns and Villages; Providing for the Time of Beginning and Ending of the Fiscal Year; Providing that the Council, Commission, Board or Manager of All Cities, Towns and Villages Shall Annually Prepare a Budget; Providing for Publicity of Such Budget; Providing for Public Hearings in Regard to Proposed Expenditures; Providing for Tax Levies; and Providing that All Expenditures Must Conform to the Budget as Adopted.

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 988, of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 201 of the Session Laws of 1923, Relating to the ability of Electors in Marking Their Ballots.

Senate Bill No. 115. A Bill for an Act Relating to the Collection of Checks, Drafts, Notes or Other Negotiable Instruments by Banks or Trust Companies.

Senate Bill No. 152. A Bill for an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection with Taxes Assessed and Paid Under the 1919 Income Tax Law for the Years 1919, 1920, 1921 and 1922.

Senate Bill No. 197. A Bill for an Act to Amend and Re-enact Section 4922 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 165, Session Laws of 1919, Relating to the Revocation of the Certificates of Authority of Insurance and Surety Companies and Providing Against Discrimination.

Senate Bill No. 265. A Bill for an Act to amend and Re-enact Sections 6854, 6855 and 6856, Compiled Laws of 1913, Relating to Threshing Lien.

Senate Bill No. 216. A Bill for an Act to Transfer the Sum of \$400.00 From the Fund Appropriated to the War History Commission for Membership in National Association of War History Organizations to said Commission's Fund for Clerk Hire.

Senate Bill No. 210. A Bill for an Act Defining State Associations and Regulating and Limiting the Power of Such Associations to Re-Discount, to Borrow Money, to Pledge Assets, Forbidding Contracts to Re-purchase Assets, Providing Procedure for the Foreclosure of Pledges With Redemption Therefrom, Declaring Void Pledge Contracts in Violation of the Provisions of the Act, Providing a Penalty for Borrowing Money and Pledging Assets in Violation of the Act and Repealing Laws in Conflict.

Senate Bill No. 9. A Bill for an Act Making an Appropriation of \$19,450.00 to Reimburse the Depositors Guaranty Fund for Monies Withdrawn Therefrom Under Authority of Section 34 of Chapter 200 of the Session Laws of 1923.

Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Chapter 91 of the Session Laws of 1921 of the State of North Dakota Relating to the Taking of Promissory Notes in Renewal of Notes Already Held by Banks, Other Corporations or Individuals and Affecting Their Legality.

Senate Bill No. 207. A Bill for an Act Relating to Primary Elections; Prescribing the Minimum Number of Votes for Nomination.

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913, Relating to Delinquent Personal Property Taxes.

Senate Bill No. 162. A Bill for an Act Authorizing the Conveyance of Certain Lands.

Senate Bill No. 85. A Bill for an Act to Amend Chapter 312, Laws of 1923, Relating to the State Income Tax Imposed on Incomes of Individuals, Fiduciaries, Corporations, Joint Stock Companies or Associations and Insurance Companies in the State of North Dakota.

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Section 2212 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 252 of the Session Laws of 1915, Relating to the Duty of the County Auditor and the Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

Senate Bill No. 192. A Bill for an Act to Amend and Re-enact Sections 11275, 11276, 11278, 11279, 11280, 11281, 11288, 11289 and 11291 of the Compiled Laws of 1913, and Acts Amendatory Thereof, Relating to the Officers and Employees of the State Training School, Their Duties and Salaries. Those who may be Committed to Said School and for what Time, Regulating the Conditions Under Which the Students in Said School May be Paroled, and Fixing Penalty for Violation of Parole or Assisting Escapes from Said School.

Senate Bill No. 264. A Bill for an Act Relating to Elections; Providing for a Recount in Case of a Tie Vote.

I have also received and filed with the Secretary of State this day Senate Bill No. 199, a Concurrent Resolution provid-

FRIDAY, MARCH 6, 1925

1105

ing for the amendment of Section 45, Article 2, of the Constitution of the State of North Dakota, relating to the compensation and mileage allowed legislative members.

Very truly yours,

A. G. SORLIE,  
Governor.

MESSAGE FROM THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has approved the conference committee report on House Bill No. 93.

Very respectfully,

C. R. VERRY,  
Secretary.

SENATE COMMITTEE ON ENROLLMENT AND  
ENGROSSMENT

The Committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 180. A Bill for an Act Regulating the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

Also,

Senate Bill No. 296. A Concurrent Resolution.

Also,

Senate Bill No. 1. A Bill for an Act to Amend and Re-enact Chapter 320, Laws of 1923, also Sections 2191, 2192, 2197, 2202, 2203, 3733, 3735 and 3736 of the Compiled Laws of North Dakota for the Year 1913, Providing for Penalties on Delinquent Real Estate Taxes and Special Assessments; for the Sale of Land for Taxes and Special Assessments; Issuance of Certificates of Sale and Assignments Thereof; for Redemption of Land Sold at Tax Sale; for the Issuance of Tax Deeds on Land Not Redeemed from Sale for Taxes and for the Disposition or Conveyance of Land Bid in by the County and Not Redeemed or Purchased; and to Repeal All Acts in Anywise Contravening the Provisions of this Act.

Also,

Senate Bill No. 189. A Bill for an Act Authorizing the State Engineer to Co-operate with the Director of the United States Geological Survey in Making Topographic Surveys and Maps to Be used in the Development of Flood Protection, Domestic Water Supply, Restoration of Water Areas, Irrigation and Drainage Projects in the State of North Dakota, and Making an Appropriation Therefor.

Also,

Senate Bill No. 52. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and time for which Such Appropriations Shall be Available and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith or to Appropriations for the Same Matters or Purposes Provided for Herein.

And find the same correctly Enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

#### MOTIONS AND RESOLUTIONS

Senator Ployhar moved the call of the Senate.

The call was granted and showed Senators Baird, Carey, Eastgate, Ettestad, Fredrickson, Kretschmar, Lynch, Martin, Murphy, Olson of Eddy, Porter, Schlosser, Van Camp, Whitmer and Wog to be absent.

Senator Ployhar moved that further business under the call be dispensed with.

Which motion prevailed.

Senator Ployhar moved that House Bill No. 88 be taken from the table.

Which motion prevailed.

Senator Ployhar then moved that House Bill No. 58 be placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

House Bill No. 58. A Bill for an Act to Appropriate the Sum of Twenty-five Thousand (\$25,000.00) Dollars for the Purpose of Aiding in the Construction of a Bridge and Approaches Across the Des Lacs Lake on the County Line Between Burke and Ward Counties in the State of North Da-

kota, Under the Provisions of Chapter 73 of the Session Laws of North Dakota for the Year 1919, and that Such Appropriation be Made from the State Highway Fund.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 36, nays 12, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Patterson
Babcock	Lynch	Peck
Baird	Magnuson	Ployhar
Bakken	Marshall	Rusch
Benson	Martin	Schlosser
Bond	McCrary	Steel
Eastgate	McLachlin	Storstad
Ettestad	Murphy	Van Camp
Fleckten	Olson, Burleigh	Ward
Hamilton	Olson, Eddy-Foster	Whitman
Hjelmstad	Page	Whitmer
Ingerson	Patten	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carey	McCoy	Ritchie
Fredrickson	Miklethun	Seamands
Hart	Olson, Barnes	Stevens
Kaldor	Pathman	Tofsrud

Absent and not voting:

Messrs.  
Porter

So the bill passed and the title was agreed to.

Senator Ployhar moved that House Bill No. 47 be taken from the table.

Which motion prevailed.

Senator Ployhar then moved that House Bill No. 47 be placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

House Bill No. 47. A Bill for an Act to Appropriate the Sum of \$100,000.00, from any moneys in the State Highway Fund, for the purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Was read the third time.



The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 27, nays 21, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Porter
Baird	Marshall	Rusch
Bakken	Martin	Schlosser
Bond	McLachlin	Seamands
Eastgate	Murphy	Steel
Hjelmstad	Olson, Burleigh	Storstad
Ingerson	Page	Van Camp
Kaldor	Patten	Ward
Kretschmar	Peck	Whitman

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Babcock	Hart	Pathman
Benson	Magnuson	Patterson
Carey	McCoy	Ritchie
Ettestad	McCroy	Stevens
Fleckten	Mikelthun	Tofsrud
Fredrickson	Olson, Barnes	Whitmer
Hamilton	Olson, Eddy-Foster	Wog

Absent and not voting:

Messrs.  
Ployhar

So the bill passed and the title was agreed to.

The President appointed as a new conference committee on Senate Bill No. 51 Senators Seamands, Ployhar and Ingerson.

On Senate Bill No. 40, Senators O. H. Olson, Lynch and Schlosser; on House Bill No. 27, Senators Baird, Patterson and Ingerson.

#### REPORT OF CONFERENCE COMMITTEE

The conference committee on Senate Bill No. 53 made the following report:

Mr. President: Your conference committee to whom was referred:

Senate Bill No. 53. A Bill for an Act Making an Appropriation of \$565,600.00 to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Beg leave to report that the committee agree to the following changes:

That the House recede from its amendments on items 5 and 6 under "Administration" and also recommend that the Sen-

ate concur in the other house amendments, and that all totals be corrected to conform to the changes.

J. E. EASTGATE,  
OLE ETTESTAD,  
L. O. FREDRICKSON,  
HARRY HARDY,  
MINNIE D. CRAIG,  
HERBERT ROBERTS.

And when so amended recommend the same do pass.

Senator Eastgate moved that the report be adopted, which motion prevailed.

Senator Murphy moved that House Bill No. 53 be placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

Senate Bill No. 53. A Bill for an Act Making an Appropriation of \$565,600.00 to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 47, nays 0, absent and not voting 1, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Bond	McCoy	Schlosser
Carey	McCrorry	Seamands
Eastgate	McLachlin	Steel
Ettestad	Miklethun	Stevens
Fleckten	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog
Kretschmar	Patterson	

Absent and not voting:

Messrs.  
Porter

Passed:

Messrs.  
Benson

So the bill passed and the title was agreed to.

The committee on Conference made the following report:

Mr. Speaker: Your committee on Conference to whom was referred:

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,254,355.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

Have had the same under consideration and state that they cannot agree.

SWETT,  
OSCAR S. OBERG,  
A. L. QUADE,

For the House.

W. D. LYNCH,  
WALTER H. SCHLOSSER,  
O. H. OLSON,

For the Senate.

Senator Lynch moved that the report be adopted, the committee be discharged and a new conference committee be appointed.

Mr. President: Your conference committee to whom was referred:

Senate Bill No. 50. A Bill for an Act Making an Appropriation of \$278,200.00 to Pay the Maintenance Improvements and Repairs, New Buildings and Miscellaneous for the Experiment Station at the Agricultural College, Fargo, North Dakota.

Have had the same under consideration and recommend that we do concur in the House amendments.

C. W. CAREY,  
GUST WOG,  
W. E. MARTIN,

Senate Committee.

JOSEPH MCGAUVREN,  
J. C. ARDUSER,  
E. H. BRANT,

House Committee.

Senator Carey moved the adoption of the report on Senate Bill No. 50.

Which motion prevailed.

Senator Carey then moved that Senate Bill No. 50 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

## ROLL CALL

Senate Bill No. 50. A Bill for an Act Making an Appropriation of \$278,200.00 to Pay the Maintenance, Improvements and Repairs, New Buildings and Miscellaneous for the Experiment Station at the Agricultural College, Fargo, North Dakota.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 47, nays 0, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Peck
Babcock	Magnuson	Ployhar
Baird	Marshall	Ritchie
Bakken	Martin	Rusch
Benson	McCoy	Schlosser
Bond	McCroxy	Seamands
Carey	McLachlin	Steel
Eastgate	Miklethun	Stevens
Ettestad	Murphy	Storstad
Fredrickson	Olson, Barnes	Tofsrud
Hamilton	Olson, Burleigh	Van Camp
Hart	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Pathman	Whitmer
Kaldor	Patten	Wog
Kretschmar	Patterson	

Absent and not voting:

Messrs.	Messrs.
Fleckten	Porter

So the bill passed and the title was agreed to.

The committee on Conference made the following report:

Mr. President: Your Conference Committee to whom was referred:

Senate Bill No. 30. A Bill for an Act to Repeal Section 8 of Chapter 17 of the Session Laws for North Dakota for the Year 1921, Relating to an Annual Appropriation for the Payment of Expenses and Per Diem of Investigating Artesian Waters.

Have had the same under consideration and beg leave to report they cannot agree.

FRANK J. HARDY,  
WM. WATT,  
RICH. BUBEL,  
For the House.

RALPH INGERSON,  
ALFRED STEEL,  
JOHN W. BENSON,  
For the Senate.

Senator Ingerson moved the adoption of the report, the discharge of the committee and the appointment of a new conference committee.

Which motion prevailed.

The President appointed as a new conference committee on Senate Bill No. 30 Senators McCoy, Bakken and Ingerson.

#### MESSAGES TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 58. A Bill for an Act to appropriate the sum of Thirty-five Thousand Dollars (\$35,000.00) for the Purpose of Aiding in the Construction of a Bridge and Approaches Across the Des Lacs Lake on the County Line Between Burke and Ward Counties in the State of North Dakota, Under the Provisions of Chapter 73 of the Session Laws of North Dakota for the Year 1919, and that Such Appropriation be Made from the State Highway Fund.

House Bill No. 47. A Bill for an Act to appropriate the sum of \$100,000.00 from any moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed a new conference committee on House Bill No. 27, Senators Baird, Patterson and Hamilton.

Also, Mr. Speaker, the Senate has approved the report of Conference Committee on Senate Bill No. 50.

Very respectfully,

C. R. VERRY,  
Secretary.

FRIDAY, MARCH 6, 1925

1113

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed a new conference committee on House Bill No. 30, Senators McCoy, Bakken and Ingerson.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has approved the conference committee report on Senate Bill No. 53.

Very respectfully,

C. R. VERRY,  
Secretary.

#### MESSAGES FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee on House Bill No. 30, Representatives Watt, Bubel and Hardy of Slope; also, Mr. President, the House has adopted the conference committee report on Senate Bill No. 50; also

Mr. President, the House has adopted the conference committee report on Senate Bill No. 53; also,

Mr. Speaker, the Speaker has appointed as a new conference committee on Senate Bill No. 51, Representatives Johnson of Foster, Erickson of Kidder and Quam; also,

Mr. President, the Speaker has appointed as a new conference committee on House Bill No. 27, Representatives Yeater, Divet and Jones.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the

Speaker has appointed as a new conference committee on Senate Bill No. 40, Representatives Oberg, Hartl and Ferris.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### REPORT OF CONFERENCE COMMITTEE

The committee on Conference made the following report:

Mr. Speaker: Your committee on Senate Bill No. 40 to whom was referred:

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,254,355.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

Begs leave to report that your committee cannot agree.

OSCAR S. OBERG,  
Chairman.

FRED FERRIS,  
WILLIAM HARTL,  
House Committee.

WALTER H. SCHLOSSER,  
A. S. MARSHALL,  
Senate Committee.

S. J. ATKINS,  
Chairman.

Senator Atkins moved the adoption of the report, the discharge of the committee and the appointment of a new conference committee.

Which motion prevailed.

The president appointed as such committee on Senate Bill No. 40, Senators Olson of Burleigh, Lynch and Eastgate.

The committee on Conference made the following report:

Mr. Speaker: Your committee on conference to whom was referred:

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$129,061.98 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, North Dakota.

Have had the same under consideration and recommend that the Senate do concur in the House amendments.

RALPH INGERSON,  
C. A. SEAMANDS,  
FRANK E. PLOYHAR.  
For the Senate.

ERNEST F. JOHNSON, Ch.,  
O. E. ERICKSON of Kidder.  
JOHN QUAM,  
For the House.

Senator Ingerson moved the adoption of the report, which motion prevailed.

Senator Ingerson then moved that Senate Bill No. 51 be considered properly engrossed, the rules be suspended and the bill placed on final passage.

Which motion prevailed.

### ROLL CALL

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$129,061.98 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, North Dakota.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 44, nays 0, absent and not voting 5.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Ployhar
Babcock	Marshall	Ritchie
Baird	Martin	Rusch
Bakken	McCrary	Schlosser
Benson	McLachlin	Steel
Bond	Miklethun	Stevens
Carey	Murphy	Storstad
Eastgate	Olson, Barnes	Seamands
Ettestad	Olson, Burleigh	Tofsrud
Fredrickson	Olson, Eddy-Foster	Van Camp
Hjelmstad	Page	Ward
Ingerson	Pathman	Whitman
Kaldor	Patten	Whitmer
Kretschmar	Patterson	Wog
Lynch	Peck	

Absent and not voting:

Messrs.	Messrs.	Messrs.
Fleckten	Hart	Porter
Hamilton	McCoy	

So the bill passed and the title was agreed to.

Senator Ingerson moved that the vote by which Senate Bill No. 51 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

### MOTIONS AND RESOLUTIONS

Senator Marshall requested a return to the 8th Order of Business, which motion was granted.

In behalf of the faculty and students of the Ellendale Normal and Industrial School Senator Marshall presented the President with a beautifully inlaid and hand-made gavel.



Senator Bond moved a call of the Senate.

The call was granted and showed the following Senators to be absent: Baird, Carey, Hamilton, Ingerson, Kretschmar, Lynch, McCrory, Olson of Burleigh, Patten, Ployhar, Porter, Schlosser and Storstad.

Senator Bond moved the call be dispensed with.

Senator Bond moved that the vote by which House Bill No. 55 was defeated be reconsidered.

Which motion prevailed.

Senator Bond moved that House Bill No. 55 be placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

House Bill No. 55. A Bill for an Act to Appropriate the Sum of \$200,000.00 from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Williams County and McKenzie County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 36, nays 12, absent and not voting 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patterson
Babcock	Magnuson	Peck
Baird	Marshall	Ployhar
Bakken	Martin	Ritchie
Benson	McCrory	Rusch
Bond	McLachlin	Schlosser
Ettestad	Miklethun	Seamands
Fleckten	Olson, Barnes	Storstad
Fredrickson	Olson, Burleigh	Van Camp
Hamilton	Olson, Eddy-Foster	Ward
Hjelmstad	Page	Whitman
Ingerson	Patten	Wog

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carey	Kretschmar	Steel
Eastgate	McCoy	Stevens
Hart	Murphy	Tofsrud
Kaldor	Pathman	Whitmer

Absent and not voting:

Messrs.  
Porter

So the bill passed and the title was agreed to, and the emergency clause was declared carried.

Senator Bond moved that the vote by which House Bill No. 55 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Van Camp moved that the vote by which House Bill No. 57 was indefinitely postponed be reconsidered.

Which motion prevailed.

Senator Van Camp then moved that House Bill No. 57 be placed on third reading and final passage.

Which motion prevailed.

### ROLL CALL

House Bill No. 57. A Bill for an Act to appropriate the Sum of \$100,000.00 from any Moneys in the State Highway Bridge Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River, at a Point Near the Town of Sanish, Between McKenzie County North Dakota, and Mountrail County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 39, nays 7, absent and not voting 2, passed 1.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Lynch	Patterson
Babcock	Magnuson	Peck
Bakken	Marshall	Ployhar
Benson	Martin	Ritchie
Bond	McCrorry	Rusch
Ettestad	McLachlin	Seamands
Flechten	Miklethun	Steel
Fredrickson	Murphy	Storstad
Hamilton	Olson, Barnes	Van Camp
Hjelmstad	Olson, Burleigh	Ward
Ingerson	Olson, Eddy-Foster	Whitman
Kaldor	Page	Wog
Kretschmar	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Carey	McCoy	Tofsrud
Eastgate	Pathman	Whitmer
Hart	Stevens	

Absent and not voting:

Messrs.	Messrs.
Baird	Porter

Passed:

Messrs.	Messrs.
Schlusser	

So the bill passed and the title was agreed to and the emergency clause declared carried.

Senator Van Camp moved that the vote by which House Bill No. 57 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Whitmer explained his vote:

A while ago I tried to get these bridges across and fell down on it. I don't know what's wrong now but they seem to be going across. There seems to have been some kind of a trade made. I am going to vote "no."

### THIRD READING OF HOUSE BILLS

#### ROLL CALL

House Bill No. 294. A Concurrent Resolution to Provide Money to Pay the Expenses Incurred by the Special House Committee in Its Investigation of the State Highway Commission as Authorized by the House Resolution Known as House Bill No. 72.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 26, nays 21, absent and not voting 2.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Babcock	Ingerson	Olson, Eddy-Foster
Bakken	Magnuson	Patten
Benson	Marshall	Patterson
Carey	Martin	Peck
Ettestad	McCoy	Ritchie
Fleckten	McCrary	Ward
Fredrickson	Miklethun	Whitmer
Hamilton	Olson, Barnes	Wog
Hjelmstad	Olson, Burleigh	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Atkins	McLachlin	Seamands
Bond	Murphy	Steel
Eastgate	Page	Stevens
Hart	Pathman	Storstad
Kaldor	Ployhar	Tofsrud
Kretschmar	Rusch	Van Camp
Lynch	Schlusser	Whitman

Absent and not voting:

Messrs.	Messrs.
Baird	Porter

So the bill passed and the title was agreed to.

### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed a new conference committee on Senate Bill No. 40, Senators Olson of Burleigh, Lynch and Eastgate.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 294. A Concurrent Resolution to Provide Money to Pay the Expenses Incurred by the Special House Committee in Its Investigation of the State Highway Commission as Authorized by the House Resolution Known as House Bill No. 72.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has approved the conference committee report on Senate Bill No. 51.

Very respectfully,

C. R. VERRY,  
Secretary.

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to return herewith the following bills:

House Bill No. 55. A Bill for an Act to appropriate the Sum of \$200,000.00 from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge across the Missouri River Between Williams County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

House Bill No. 57. A Bill for an Act to appropriate the Sum of \$100,00 from any Moneys in the State Highway Bridge Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River, at a Point Near the Town of Sanish, Between McKenzie County, North Dakota and Mountrail County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Which the Senate has passed unchanged.

Very respectfully,

C. R. VERRY,  
Secretary.

#### MESSAGES FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee on Senate Bill No. 40, Representatives Swett, Quade and Cart.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the House requests the return of Senate Bill No. 65.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

Senator Ward moved that the request be granted.

Which motion prevailed.

#### MESSAGES TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to transmit herewith the following bills:

Senate Bill No. 65. A Bill for an Act to Establish the North Dakota Corn Show and Making an Appropriation therefor.

Which the House has requested.

Very respectfully,

C. R. VERRY,  
Secretary.

### SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Bill No. 83. A Bill for an Act to Regulate the Conduct of Elections, Repealing Section 1005, Compiled Laws of 1913, and Chapter 212 of Session Laws of 1923, and Providing Penalties for the Violation Thereof.

House Bill No. 108. A Bill for an Act to Amend and Re-enact Section Two (2) of Chapter 188 of the Session Laws of 1923 of the State of North Dakota, Relating to the Collection of Seed Grain and Feed Accounts Owing to Counties.

House Bill No. 31. A Bill for an Act Making an Appropriation of \$110,000.00 for Maintenance, Improvements and Repairs, Equipment and Miscellaneous for the Tuberculosis Sanatorium at San Haven.

House Bill No. 194. A Bill for an Act Providing for the Painting of a Sign in a Conspicuous Place on Each Side of All Motor Vehicles Owned and Operated on the Public Highways by State Departments, Institutions or Industries, Showing the Name of the Department, Institution or Industry, and Providing Penalty for Violation.

House Bill No. 149. A Bill for an Act to Create a State Board of Accountancy and Prescribing its Duties and Powers; to Provide for the Examinations of and Issuance of Certificates to, Qualified Accountants, with the Designation of Certified Public Accountants; to Provide the Penalty for Violations of the Provisions Thereof; and to Repeal Sections 549, 550, 551, 552, 553, 554, 555, 556 and 557 of the Compiled Laws of North Dakota for the Year 1913 and all Other Acts or Parts of Acts in Conflict Therewith.

House Bill No. 3. A Bill for an Act to Amend and Re-enact Sections 6, 11, 12 16 and 17 of Chapter 44 of the Special Session Laws of North Dakota, for the Year 1919, Relating to the Registration and Licensing of Motor Vehicles, the Creation of a State Highway Fund, the Distribution of Such Fund, and Repealing All Acts and Parts of Acts in Conflict Herewith.

House Bill No. 292.

And the President signed the same in the presence of the Senate.

The President appointed as a new conference committee on House Bill No. 27, Senators Hamilton, Patterson and Baird.

#### REPORT OF CONFERENCE COMMITTEE

Mr. President: Your conference committee on House Bill No. 27 beg leave to report that they cannot agree.

L. R. BAIRD,  
D. H. HAMILTON,  
G. PATTERSON,  
For the Senate.

ROY A. YEATER,  
W. R. JONES,  
A. G. DIVET,  
For the House.

Senator Ployhar moved that the report be adopted, the committee be discharged and a new conference committee be appointed.

Which motion prevailed.

#### MESSAGES FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to return herewith the following bills:

Senate Bill No. 65. A Bill for an Act to Establish the North Dakota State Corn Show and Making an Appropriation Therefor.

Which the House has passed unchanged.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

The committee on Conference made the following report:

Mr. President: Your committee on Conference to whom was referred:

House Bill No. 30. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, at Valley City, North Dakota, and Making Permanent Improvements and Repairs Thereto.

Have had the same under consideration and cannot agree.

R. INGERSON,  
C. L. BAKKEN,  
R. G. McCRORY,  
Senate Committee.

WM. WATT,  
RICH. BUBEL,  
FRANK J. HARDY,  
House Committee.

Senator Ingerson moved the adoption of the report, the discharge of the Committee and the appointment of a new conference committee

Which motion prevailed.

The President appointed as such committee on House Bill No. 30, Senators Kaldor, Ingerson and Bakken.

The committee on Conference made the following report:

Mr. President: Your committee on Conference to whom was referred:

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,254,355.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

Have had the same under consideration and cannot agree, and ask that the committee be discharged and a new conference committee be appointed.

OBERT A. OLSON, Ch.  
W. D. LYNCH,  
J. E. EASTGATE,  
Senate Committee.

HERBERT F. SWETT,  
ELMER L. CART,  
A. I. QUADE,  
House Committee.

Senator Obert Olson moved the adoption of the report, the discharge of the committee and the appointment of a new conference committee.

Which motion prevailed.

The President appointed as such committee on Senate Bill No. 40 Senators Van Camp, Hamilton and Murphy.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has appointed as a new conference committee on House Bill No. 30, Senators Kaldor, Ingerson and Bakken; also as a new conference committee on Senate Bill No. 40, Senators Van Camp, Hamilton and Murphy.

Very respectfully,

C. R. VERRY,  
Secretary.



## MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed as a new conference committee on House Bill No. 7, Representatives Burkhart, Divet and Streich.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

## CONFERENCE COMMITTEE REPORT

Mr. President: Your conference committee on House Bill No. 27 recommend that the House do concur in the Senate amendments thereto.

G. PATTERSON,  
L. R. BAIRD,  
D. H. HAMILTON,  
For the Senate.

J. H. BURKHART,  
A. G. DIVET,  
CHAS. F. STREICH,  
For the House.

Senator Baird moved the adoption of the report, which motion prevailed.

## MESSAGE FROM THE HOUSE

House of Representatives.  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the Speaker has appointed a new conference committee on Senate Bill No. 40, Representatives Elken, Hoople and Yeater; also, Mr. President, the Speaker has appointed a new conference committee on Senate Bill No. 30, Representatives Martin, Bubel and Craig.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

## REPORT OF CONFERENCE COMMITTEE

Mr. President: Your committee on conference to whom was referred:

House Bill No. 30. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, at Valley City, North Dakota, and Making Permanent Improvements and Repairs Thereto.

Have had the same under consideration and your committee recommends that the Senate recede from their Amendment of Purchasing Building \$18,000.00 and the House accept the other Senate Amendments.

THEO. KALDOR,  
RALPH INGERSON,  
C. L. BAKKEN.  
For the Senate.

MINNIE D. CRAIG,  
RICH BUBEL,  
O. C. MARTIN,  
For the House.

Senator Van Camp moved the adoption of the report.

Which motion prevailed.

Senator Kaldor moved that Senate Bill No. 30 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL

House Bill No. 30. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, at Valley City, North Dakota, and Making Permanent Improvements and Repairs Thereto.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 41, nays 4, absent and not voting 4.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Magnuson	Patterson
Babcock	Marshall	Peck
Baird	Martin	Ployhar
Bakken	McCoy	Rusch
Bond	McCrorry	Schlosser
Eastgate	McLachlin	Seamands
Ettestad	Miklethun	Steel
Fredrickson	Murphy	Stevens
Hart	Olson, Baines	Storstad
Hjelmstad	Olson, Burleigh	Tofsrud
Ingerson	Olson, Eddy-Foster	Van Camp
Kaldor	Page	Ward
Kretschmar	Pathman	Whitman
Lynch	Patten	

Those voting in the negative were:

Messrs.	Messrs.	Messrs.
Benson	Whitmer	Wog
Ritchie		

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Hamilton	Porter
Fleckten		

So the bill passed and the title was agreed to.

The committee on Conference made the following report:

Mr. President: Your committee on Conference to whom was referred:

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,254,355.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

We recede from the House amendments on the following items:

Law School, \$46,500.00.

Military and Physical Training, \$18,000.00.

Summer Session, \$27,700.00.

Extension Division, \$31,000.00.

New Building, Armory, \$20,000.00.

And that all totals be corrected to conform to the changes.

FRED VAN CAMP,  
P. J. MURPHY,  
D. H. HAMILTON,  
ROY A. YEATER.

Senator Van Camp moved the adoption of the report on Senate Bill No. 40.

Which motion prevailed.

Senator McCoy moved that Senate Bill No. 40 be considered properly engrossed, the rules be suspended and the bill placed on third reading and final passage.

Which motion prevailed.

#### ROLL CALL.

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,254,355.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

Was read the third time.

The question being on the final passage of the bill, as amended, the roll was called, and there were ayes 36, nays 0, absent and not voting 13.

Those voting in the affirmative were:

Messrs.	Messrs.	Messrs.
Atkins	Kretschmar	Peck
Babcock	Magnuson	Schlosser
Baird	Marshall	Seamands
Bakken	McCoy	Steel
Benson	McCrory	Stevens
Bond	Miklethun	Storstad
Eastgate	Murphy	Tofsrud
Ettestad	Olson, Barnes	Van Camp
Fredrickson	Olson, Burleigh	Ward
Hamilton	Olson, Eddy-Foster	Whitman
Hjelmstad	Page	Whitmer
Kaldor	Patterson	Wog

Absent and not voting:

Messrs.	Messrs.	Messrs.
Carey	Martin	Ployhar
Fleckten	McLachlin	Porter
Hart	Pathman	Ritchie
Ingerson	Patten	Rusch
Lynch		

So the Bill passed and the title was agreed to.

#### MESSAGE FROM THE HOUSE

House of Representatives,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. President: I have the honor to inform you that the House has concurred in the conference committee report on Senate Bill No. 40.

Very respectfully,

J. C. MILLER,  
Chief Clerk.

#### MESSAGE TO THE HOUSE

Senate Chamber,  
Bismarck, North Dakota,  
March 6, 1925.

Mr. Speaker: I have the honor to inform you that the Senate has approved the conference committee report on House Bill No. 30 and also on Senate Bill No. 40.

Very respectfully,

C. R. VERRY,  
Secretary.

#### SIGNING OF BILLS

The secretary announced that the President was about to sign:

House Bill No. 27. A Bill for an Act Making an Appropri-

ation for the Current and Contingent Expenses of the State Normal School, Minot, North Dakota and Making Permanent Improvements and Repairs Thereto.

Senate Bill No. 286.

Senate Bill No. 65. A Bill for an Act to Establish the North Dakota State Corn Show and Making an Appropriation Therefor.

Senate Bill No. 242. A Bill for an Act to Safeguard the Initiative, Referendum and Recall Petitions of the Constitution by Prohibiting Illegal and Fraudulent Signatures to Petitions, Prescribing Form and Manner of Signing and Penalties for Violations.

Senate Bill No. 277. A Bill for an Act to Amend and Re-enact Section 1725 of the Compiled Laws of North Dakota for the Year 1913, Relative to the Industrial School at Ellendale, North Dakota.

House Bill No. 55. A Bill for an Act to Appropriate the Sum of \$200,000.00 from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Williams County and McKenzie County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

House Bill No. 271. A Bill for an Act Requiring All Public Terminal Grain Elevators to Issue Warehouse Receipts for Grain or Other Produce Received, and Prescribing What Such Warehouse Receipts Shall Contain.

House Bill No. 58. A Bill for an Act to Appropriate the Sum of Thirty-five Thousand Dollars (\$35,000.00) for the Purpose of Aiding in the Construction of a Bridge and Approaches Across the Des Lacs Lake on the County Line Between Burke and Ward Counties in the State of North Dakota, Under the Provisions of Chapter 73 of the Session Laws of North Dakota for the Year 1919, and that Such Appropriation be Made from the State Highway Fund.

House Bill No. 47. A Bill for an Act to Appropriate the Sum of \$100,000.00 from any Moneys in the State Highway Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Red River of the North, Between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

House Bill No. 57. A Bill for an Act to Appropriate the Sum of \$100,000 from any Moneys in the State Highway Bridge Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River, at a Point Near the Town of Sanish, Between McKenzie County, North Dakota and Mountrail County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 187 of the Session Laws of North

Dakota for the Year of 1919 as Amended by Chapter 211 of the Session Laws of North Dakota for 1923, Relating to the Qualifications of Official and Legal Newspapers and Providing for the election of such newspapers.

House Bill No. 294. A Concurrent Resolution.

House Bill No. 30. A Bill for an Act Making an Appropriation of \$323,250.00 for the Current and Contingent Expenses of the State Normal School at Valley City, and Making Permanent Improvements Thereto.

And the President signed the same in the presence of the Senate.

#### SENATE COMMITTEE ON ENROLLMENT AND ENGROSSMENT

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 53. A Bill for an Act Making an Appropriation of \$543,000.00 to pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

Senate Bill No. 83. A Bill for an Act to Regulate the Conduct of Elections, Repealing Section 1005, Compiled Laws of 1913, and Chapter 212 of the Session Laws of 1923, and Providing Penalties for the Violation Thereof.

Also,

Senate Bill No. 65. A Bill for an Act to Establish the North Dakota State Corn Show and to Make an Appropriation Therefor.

Also,

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$989,555.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

Also,

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$65,000.00 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, N. D.

Also,

Senate Bill No. 50. A Bill for an Act Making an Appropriation of \$255,400.00 to Pay the Maintenance, Improvements and Repairs, New Buildings and Miscellaneous for the

Experiment Station at the Agricultural College, Fargo, North Dakota.

And find the same correctly enrolled.

C. J. OLSON,  
Chairman.

Senator C. J. Olson moved the adoption of the report, which motion prevailed.

**SENATE COMMITTEE ON ENROLLMENT AND EN-GROSSMENT.**

The committee on Enrollment and Engrossment made the following report:

Mr. President: Your committee on Enrollment and Engrossment respectfully report that

Senate Bill No. 277. A Bill for an Act to Amend and Re-enact Section 1725 of the Compiled Laws of North Dakota for the Year 1913, Relative to the Industrial School at Ellendale, North Dakota.

Also,

Senate Bill No. 242. A Bill for an Act to Safeguard the Initiative, Referendum and Recall Provisions of the Constitution by Prohibiting Illegal and Fraudulent Signatures to Petitions, Prescribing Form and Manner of Signing and Penalties for Violations.

Also,

Senate Bill No. 65. A Bill for an Act to Establish the North Dakota State Corn Show and Making an Appropriation Therefor.

Also,

Senate Bill No. 286.

Also,

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Section 959, Compiled Laws of 1913, as Amended by Chapter 203, Session Laws of 1923, Relating to Election Ballots.

Also,

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Sections 869 and 983 of the Compiled Laws of 1913, as Amended and Re-enacted by Chapter 119, Session Laws of 1919, as Amended and Re-enacted by Chapter 212, Session Laws of 1923, Relating to the Conduct of Primary and General Elections.

Also,

Senate Bill No. 296.

Also,

Senate Bill No. 189. A Bill for an Act Authorizing the State Engineer to Cooperate with the Director of the United States Geological Survey in Making Topographic Surveys and Maps to be Used in the Development of Flood Protection, Domestic Water Supply, Restoration of Water Areas, Irrigation and Drainage Projects in the State of North Dakota, and Making an Appropriation Therefor.

Also,

Senate Bill No. 53. A Bill for an Act Making an Appropriation of \$565,600.00 to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Also,

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$129,061.98 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, N. Dakota.

Also,

Senate Bill No. 50. A Bill for an Act Making an Appropriation of \$273,200.00 to Pay the Maintenance Improvements and Repairs, New Buildings and Miscellaneous for the Experiment Station at the Agricultural College, Fargo, North Dakota.

Also,

Senate Bill No. 1. A Bill for an Act to Amend and Re-enact Chapter 320, Laws of 1923, also Sections 2191, 2192, 2197, 2202, 2203, 3733, 3735 and 3736 of the Compiled Laws of North Dakota for the Year 1913, Providing for Penalties on Delinquent Real Estate Taxes and Special Assessments; Issuance of Certificates of Sale and Assignments Thereof; for Redemption of Land Sold at Tax Sale; for the Issuance of Tax Deeds on Land Not Redeemed from Sale for Taxes and for the Disposition or Conveyance of Land Bid in by the County and Not Redeemed or Purchased; and to Repeal All Acts in anywise Contravening the Provisions of this Act.

Also,

Senate Bill No. 52. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or parts of Actes, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters or Purposes Provided for Herein.

Also,

Senate Bill No. 180. A Bill for an Act Regulating the Ex-



penditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

Also,

Senate Bill No. 292.

Also,

Senate Bill No. 49. A Bill for an Act Making an Appropriation of \$14,000.00 for the Maintenance of the Pure Seed Laboratory and Pure Seed Law Enforcement at the Agricultural College, Fargo, N. D.

Also,

Senate Bill No. 167. A Bill for an Act Providing general rules of procedure in county courts relating to giving notice to and obtaining jurisdiction of all persons interested in estates of deceased persons, or of minors, or incompetents; and for giving notice to creditors of and presentation and investigation and allowance or rejection of claims against estates of deceased persons; and sales of real estate by executors, administrators and guardians; and to repeal Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777, 8780, 8790, 8791, 8909, 8911, 8767, 8769, 8770 of the Compiled Laws of North Dakota 1913, and all Acts and Parts of Acts in Conflict Herewith.

Also,

Senate Bill No. 25. A Bill for an Act to appropriate the Sum or \$15,000.00 to the Board of Auditors as Provided for in Section 369 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by the Initiated Law Approved November 2nd, 1920.

Also,

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 1400 of Article 22 of the Laws of the State of North Dakota, Relating to Consolidated, Graded and Rural Schools May Receive State Aid.

Also,

Senate Bill No. 26. A Bill for an Act Making an Appropriation of \$12,000.00 for the Use of the Board of Administration in Administering Child Welfare Laws.

Also,

Senate Bill No. 209. A Bill for an Act Designating the Commissioner of Insurance as Receiver of Insolvent Domestic Insurance Companies, Outlining the Procedure in Dissolution

of Such Companies, and Defining the Commissioner's Powers and Duties as Such Receiver.

Also,

Senate Bill No. 257. A Bill for an Act to Amend Chapter 131 of the Session Laws of 1919 as Amended by Chapter 66 of the Session Laws of 1921, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Also,

Senate Bill No. 48. A Bill for an Act to appropriate the Sum of Six Hundred Dollars to Pay Miss Leila Diesem, La-Moure, North Dakota, for Services Rendered in Connection with the Compilation of the Blue Book for North Dakota for the Year 1919, Under the Direction of the Secretary of State.

Also,

Senate Bill No. 270. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North Dakota for the Year 1919, Relating to Teacher's Certificates Issued on High School Diplomas.

Also,

Senate Bill No. 236. A Bill for an Act to Prescribe the Legal Reserve Fund of All Banking Associations and Corporations, on and after July 1st, 1926.

Also,

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,254,355.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

Were delivered to the governor for his approval at the hour of 11:35 o'clock P. M., March 6.

C. J. OLSON,  
Chairman.

Senator Olson of Barnes moved the adoption of the report, which motion prevailed.

#### COURTESIES OF THE FLOOR

Walter Page, Leeds, N. D.; Rasmus Christensen, Flaxton, N. D.; Mrs. J. H. McCoy, Wahpeton, N. D.

Senator Hamilton moved that the President appoint a committee of three to notify the House that the Senate has completed its labors and is about to adjourn sine die.

Which motion prevailed.

The President appointed as such committee Senators Hamilton, Patterson and Murphy.

Senator Whitmer moved that the President appoint a committee of three to notify the Governor that the Senate is about to adjourn sine die.

Which motion prevailed.

The Senate appointed as such committee Senators Whitmer, Fredrickson and Ployhar.

The committee appointed by the President, Walter Maddock, to notify the House that the Senate is about to adjourn reported that it had so notified the House, and the Chairman moved that the committee be discharged, which motion prevailed.

The committee appointed to notify the Governor that the Senate is ready to adjourn reported that it had so notified the Governor, and that the Governor had no other messages to transmit to the Senate, and the chairman of the committee moved that the committee be discharged.

Which motion prevailed.

Senator Patterson moved that the Senate do now adjourn.

Which motion prevailed, and the Senate did adjourn sine die.

**C. R. VERRY,**  
Secretary.

# GENERAL INDEX

## ADJOURNMENT—

Sine die, 1134.

## COMMITTEES—

Standing, 44, 45, 46.

Joint, 67, 91, 98, 439.

Select, 90, 91, 131, 144, 167, 218, 250, 254, 255, 309,  
320, 321, 364, 454, 465, 475, 479, 502, 537, 589, 590,  
685, 698, 789, 834, 851, 892, 893, 909, 960, 961, 962,  
963, 965, 981, 1040, 1044, 1046, 1048, 1051, 1070,  
1076, 1077, 1078, 1079, 1080, 1081, 1085, 1086, 1088,  
1090, 1091, 1093, 1096, 1097, 1098, 1100, 1101, 1108,  
1110, 1112, 1114, 1122, 1123, 1124, 1126, 1133.

## COMMUNICATIONS—

Secretary of State, 1, 396.

Ex-Lieutenant Governor Hyland, 27, 34, 113.

U. S. Government, 29.

Secretary of State, 28.

Highway Department, 79.

United States Supreme Court, 84.

Board of Railroad Commissioners, 110.

State of Florida, 111.

State of Texas, 175.

John J. Lee, Warden Penitentiary, 215, 251.

Federal Department Agriculture, 237, 240.

(regarding Federal Highway Aid)

Board of Administration, 330.

Board of City Commissioners of Bismarck, 331.

State of South Dakota, 396.

State of Wisconsin, 416.

State Bank Examiner, 912.

General Crook Post. G. A. R., 192.

Mrs. Catherine Griffin and Mr. Emmett Griffin, 1070.

## EXECUTIVE SESSION—1004, 1034.

## MADDOCK, WALTER J. (Lieutenant Governor)—

Oath administered, 1.

Address, 1.

Resolution concerning, 1063.

Presentation of gavel, 1115.

## LAIST, WM.—

Resolution concerning, 1067.

## MILEAGE AND PER DIEM—

Committee Report, 55.

## MESSAGES FROM THE GOVERNOR—24, 25, 111, 121, 150, 214, 295, 296, 395, 464, 524, 571, 572, 714, 951, 1022, 1101.

## II

## INDEX

OATHS—1, 4, 5, 10, 22, 24, 26, 33, 42, 53, 58, 66.

### ORGANIZATION—

Senate, 1, 22.

### PROGRAMS—

Joint Session, 23.

Lincoln's Day Program, 95, 263.

Washington's Birthday Program, 685.

### REPORTS—

Dolman Investigation at Penitentiary, 251.

Interstate Bridge Conference, 789.

State Hospital Investigation, Jamestown, 876, 1050.

### RESOLUTIONS—24, 30, 122, 230, 290, 1063, 1068, 1069.

Joint Resolutions, 29, 100, 168, 185, 262, 282, 287, 291,  
327, 429, 518.

Child Labor Amendment to U. S. Constitution, 29, 152.

### RULES—

Committee on, 4.

Eighteenth Legislative Assembly, 5, 65.

Senate, 65, 74, 80.

Joint, 49, 64, 69, 74, 80, 81.

### SENATORS—

List of, 2.

Hold-over, 3.

Elect, 3.

Oath administered, 4.

# INDEX

## RECORD of BILLS in the SENATE

### Senate Bill No. 1.—(Rusch)

Senate Bill No. 1. A Bill for an Act to Amend and Re-enact Chapter 320, Laws of 1923, also Sections 2191, 2192, 2197, 2202, 2203, 3733, 3735 and 3736 of the Compiled Laws of North Dakota for the Year 1913, Providing for Penalties on Delinquent Real Estate Taxes and Special Assessments; for the Sale of Land for Taxes and Special Assessments; Issuance of Certificates of Sale and Assignments Thereof; for Redemption of Land Sold at Tax Sale; for the Issuance of Tax Deeds on Land Not Redeemed from Sale for Taxes and for the Disposition or Conveyance of Land Bid in by the County and Not Redeemed or Purchased; and to Repeal All Acts in Anywise Contravening the Provisions of This Act.

Introduction, first and second reading, 49, 223.

Reference, 49, 223.

Reported back, 69, 297.

Amended, 298, 340, 1041.

Third reading, 340, 1048.

Passed, 341, 1048.

Forwarded, 383.

Returned, 1041.

Other action, 213, 1047.

Signed by President, 1089.

Forwarded to Governor, 1131.

### Senate Bill No. 2.—(Miklethun)

Senate Bill No. 2. A Bill for an Act to Amend Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 176 of the Session Laws of 1915, Prescribing Lawful Rates of Interest for any Legal Indebtedness, and Defining Usury.

Introduction, first and second reading, 32.

Reference, 32.

Reported back, 155.

Amended, 155, 190, 191.

Third reading, 192.

Passed, 192.

Forwarded, 208.

Returned, 833.

Other action, 142, 178, 190, 191, 192.

Signed by President, 854.

**Senate Bill No. 3.—(Miklethun)**

Senate Bill No. 3. A Bill for an Act Limiting the Rate of Interest to Be paid on Deposits by Any State or National Bank, Trust Company, Savings Bank, Loan Company, Corporation, Firm or Partnership Doing Business Under the Provisions of the Banking Laws of the State of North Dakota.

Introduction, first and second reading 32.

Reference 32.

Reported back, 157.

Amended, 157.

Indefinitely postponed, 159.

Other action 141.

**Senate Bill No. 4.—(Tofsrud)**

Senate Bill No. 4. A Bill for an Act Providing for the Time When Real Estate Taxes Become Delinquent, the Penalties and Interest Upon Delinquent Taxes, the Manner of Sale of Real Estate for Delinquent Taxes, the Redemption of the Same and the Issuance of Certificates of Indebtedness to provide funds for the State, Counties and Subdivisions thereof.

Introduction, first and second reading, 41.

Reference, 41.

Reported back, 602.

Indefinitely postponed, 602.

Other action, 309.

**Senate Bill No. 5.—(Martin)**

Senate Bill No. 5. A Bill for an Act to Amend and Re-enact Sections 6072 and 6073 of the Compiled Laws of the State of North Dakota for the Year 1913 as Amended by Chapter 176 of the Session Laws of North Dakota for the Year 1915, Relating to the Legal Rate of Interest and Usury.

Introduction, first and second reading, 41.

Reference, 41.

Reported back, 140.

Indefinitely postponed, 141.

**Senate Bill No. 6.—(Tofsrud)**

Senate Bill No. 6. A Bill for an Act to Amend and Re-enact Sections 6072 and 6073 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 176 of the Laws of the Legislative Session for the Year 1915.

Introduction, first and second reading, 41.

Reference 41.

Reported back, 140.

Indefinitely postponed, 140.

Other action, 98.

**Senate Bill No. 7.—(Appropriations Committee)**

**Senate Bill No. 7. A Bill for an Act Making an Appropriation of \$1,525.48 to Pay an Existing Deficit in the Mine Inspection Department.**

Introduction, first and second reading, 43.  
 Reference 43.  
 Reported back, 122.  
 Amended, 847.  
 Third reading, 132, 850.  
 Indefinitely postponed, 292.  
 Passed, 132, 851.  
 Forwarded, 137, 743.  
 Returned, 292, 847.  
 Other action, 717, 718, 850, 855.  
 Signed by President, 936.

**Senate Bill No. 8.—(Appropriations Committee)**

**Senate Bill No. 8. A Bill for an Act Making an Appropriation to Provide for the Payment of an Existing Deficit in the Fund for the Payment of Stenographic Help of the Supreme Court.**

Introduction, first and second reading, 43.  
 Reference, 43.  
 Reported back, 159.  
 Amended, 159.  
 Third Reading, 181.  
 Passed, 181.  
 Forwarded, 189.  
 Returned, 264.  
 Signed by President, 293.

**Senate Bill No. 9.—(Appropriations Committee)**

**Senate Bill No. 9. A Bill for an Act Making an Appropriation of \$19,450.00 to Reimburse the Depositors Guaranty Fund for Monies Withdrawn Therefrom Under Authority of Section 34 of Chapter 200 of the Session Laws of 1923.**

Introduction, first and second reading, 43.  
 Reference, 43, 370.  
 Reported back, 161, 332, 466.  
 Amended, 332, 466.  
 Third reading, 505.  
 Passed, 506.  
 Forwarded, 533.  
 Returned, 926.  
 Other action, 130, 161, 162, 506.  
 Signed by the President, 983.



**Senate Bill No. 10.—(Appropriations Committee)**

**Senate Bill No. 10. A Bill for an Act Making an Appropriation of \$4,027.76 to Pay an Existing Deficit in the Amount Appropriated for the Eighteenth Legislative Assembly Per Diem and Expenses.**

Introduction, first and second reading, 44.  
Reference, 44.  
Reported back, 69.  
Third reading, 75.  
Passed, 75.  
Forwarded, 77.  
Returned, 121.  
Signed by President, 147.  
Forwarded to Governor, 151.

**Senate Bill No. 11.—(Committee on Appropriations)**

**Senate Bill No. 11. A Bill for an Act to appropriate \$1,000.00 to Provide Funds for the Payment of the Per Diem and Necessary Expenses of the Members of the State Board of Pardons.**

Introduction, first and second reading, 49.  
Reference, 49.  
Reported back, 69.  
Third reading, 75.  
Passed, 75.  
Forwarded, 77.  
Returned, 121.  
Signed by President, 147.  
Forwarded to Governor 151.

**Senate Bill No. 12.—(Committee on Appropriations)**

**Senate Bill No. 12. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923.**

Introduction, first and second reading, 49.  
Reference 50.  
Reported back, 69.  
Amended, 316.  
Third reading, 76, 314.  
Passed, 76, 314.  
Forwarded, 77.  
Returned, 316, 354, 596.  
Other action, 595.  
Signed by President, 382.  
Forwarded to Governor, 439.

**Senate Bill No. 13.—(Appropriations Committee)**

**Senate Bill No. 13. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses with Improvements and Repairs, Equipment and Miscellaneous Items for the State School for the Blind at Bathgate.**

Introduction, first and second reading, 50.  
 Reference, 50.  
 Reported back, 95.  
 Amended, 316.  
 Third Reading, 116, 311.  
 Passed, 116, 312.  
 Forwarded, 114, 273.  
 Returned, 222, 316.  
 Other action, 264, 354.  
 Signed by President, 381.  
 Forwarded to Governor, 439.

**Senate Bill No. 14.—(Appropriations Committee)**

**Senate Bill No. 14. A Bill for an Act Making an Appropriation of \$27,150.00 for the Purpose of Carrying Out the Provisions of Chapter 203 of the Session Laws of 1919 and Chapter 115 of the Session Laws of 1921 Relating to Vocational Education and Vocational Rehabilitation.**

Introduction, first and second reading, 50.  
 Reference, 50.  
 Reported back, 159.  
 Amended, 160, 411.  
 Third reading, 182, 412.  
 Passed, 182, 412.  
 Forwarded, 189.  
 Returned, 411.  
 Signed by President, 491.  
 Forwarded to Governor, 526.

**Senate Bill No. 15.—(Appropriations Committee)**

**Senate Bill No. 15 as amended. A Bill for an Act Making an Appropriation of \$104,500.00 for the Maintenance of the State Capitol and for Improvements, Rents, Repairs, Insurance and Upkeep of Grounds.**

Introduction, first and second reading, 50.  
 Reference, 50.  
 Reported back 123, 364.  
 Amended, 123, 364.  
 Third Reading, 132, 365.  
 Passed, 132, 365.  
 Forwarded, 137.  
 Returned, 254.  
 Other action, 254, 272, 319.  
 Signed by President, 491.  
 Forwarded to Governor, 526.

**Senate Bill No. 16.—(Appropriations Committee)**

Senate Bill No. 16. A Bill for an Act Making an Appropriation of \$885.00 to Pay the Expenses of the State Board of Veterinary Medical Examiners as Authorized Under Section 2711 to 2720, Inclusive, of the Compiled Laws of 1913 for North Dakota.

Introduction, first and second reading, 50.  
Reference, 50.  
Reported back, 95.  
Amended, 96.  
Third reading, 116.  
Passed, 116.  
Forwarded, 114.  
Returned, 179.  
Signed by President 205.

**Senate Bill No. 17.—(Appropriations Committee)**

Senate Bill No. 17. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Department of Public Health for the Biennium, Beginning on July 1st, 1925, and Ending on June 30th, 1927, in the Sum of \$40,150.00.

Introduction, first and second reading 50.  
Reference, 50.  
Reported back, 217.  
Amended, 217.  
Third reading, 231.  
Passed, 232.  
Forwarded, 234.  
Returned, 376.  
Signed by President, 491.  
Forwarded to Governor, 520.

**Senate Bill No. 18.—(Appropriations Committee)**

Senate Bill No. 18. A Bill for an Act Making an Appropriation of \$15,000.00 to the State Regulatory Department for Paying Salaries, Clerkhire and Miscellaneous Expenses.

Introduction, first and second reading, 50.  
Reference, 51.  
Reference 51.  
Reported back, 96.  
Indefinitely postponed, 96.

**Senate Bill No. 19.—(Appropriations Committee)**

Senate Bill No. 19. A Bill for an Act Making an Appropriation of \$21,350.00 for the Purpose of Paying Salary, Clerkhire and General Expenses of the State Historical Society.

- Introduction, first and second reading, 51.
- Reference, 51.
- Reported back, 123, 160.
- Amended, 123, 160.
- Third reading, 133, 183.
- Passed, 133, 183.
- Forwarded, 137, 189.
- Returned, 147, 376.
- Other action, 144.
- Signed by President, 491.
- Forwarded to Governor, 520.

**Senate Bill No. 20.—(Appropriations Committee)**

Senate Bill No. 20. A Bill for an Act Making an Appropriation for the Use and Benefit of the North Dakota Firemen's Association for the Purpose of Promoting the Efficiency and Growth of Its Different Departments, and the Holding of an Annual Tournament, According to the Rules and Regulations of Such Association.

- Introduction, first and second reading, 51.
- Reference 51.
- Reported back, 86.
- Amended, 316, 698.
- Third reading, 100, 698.
- Passed, 100, 699.
- Forwarded, 114, 273.
- Returned, 222, 316.
- Other action 264, 314, 320, 334, 519, 532, 699, 713, 769. ....
- Signed by President, 854.
- Conference Committee, 502, 522, 698.

**Senate Bill No. 21.—(Martin)**

Senate Bill No. 21. A Bill for an Act to Repeal Sections 10092 to 10176, Both Inclusive, Together with All Acts Amendatory Thereto.

- Introduction, first and second reading, 57.
- Reference, 57.
- Reported back, 762.
- Indefinitely postponed, 762.

**Senate Bill No. 22.—(Appropriations Committee)**

Senate Bill No. 22. A Bill for an Act Making an Appropriation to Provide for Compensation and Expenses of the Board of Trustees of the State Live Stock Sanitary Board.

- Introduction, first and second reading, 57.
- Reference, 57.
- Reported back, 96
- Third reading, 117.
- Indefinitely postponed, 291.
- Passed, 117.
- Returned, 291.

**Senate Bill No. 23.—(Appropriations Committee)**

Senate Bill No. 23. A Bill for an Act Making an Appropriation of \$10,200.00 for the Purpose of Paying the General Expenses of Carrying Out the Provisions of Chapter 168 of the Session Laws of 1919, Relating to Mine Inspection.

- Introduction, first and second reading, 57.
- Reference, 57.
- Reported back, 124.
- Amended, 124.
- Third reading, 134.
- Passed, 134.
- Forwarded, 137.
- Returned, 207.
- Signed by President, 234.

**Senate Bill No. 24.—(Appropriations Committee)**

Senate Bill No. 24. A Bill for an Act to appropriate the Sum of \$5,000.00 for the Use and Benefit of the Great Lakes-St. Lawrence Tidewater Association.

- Introduction, first and second reading, 57.
- Reference, 57.
- Reported back, 126.
- Indefinitely postponed, 126.

**Senate Bill No. 25.—(Appropriations Committee)**

Senate Bill No. 25. A Bill for an Act to appropriate the Sum of \$15,000 to the Board of Auditors as Provided for in Section 369 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by the Initiated Law Approved November 2, 1920.

- Introduction, first and second reading, 57.
  - Reference, 57.
  - Reported back, 86.
  - Amended, 86, 476.
  - Third reading, 101, 961.
  - Passed, 101, 962.
  - Forwarded, 114.
  - Returned, 476.
  - Other action, 101, 592, 630, 961, 968, 1031.
  - Signed by President, 1053.
  - Forwarded to Governor 1132.
  - Conference Committee, 478, 961.
- Senate Bill No. 26.—(Appropriations Committee)**

**Senate Bill No. 26. A Bill for an Act Making an Appropriation of \$12,000.00 for the Use of the Board of Administration in Administering Child Welfare Laws.**

Introduction, first and second reading, 57.  
 Reference, 57.  
 Reported back, 125.  
 Amended, 254, 355, 809.  
 Third reading, 134, 356, 811, 1026.  
 Passed, 135, 356, 811, 1027.  
 Forwarded, 137.  
 Returned, 254.  
 Other action, 254, 272, 309, 319, 321, 334, 354, 355, 411, 426, 592, 596, 811, 933 1023, 1025, 1026, 1027, 1030, 1036.  
 Signed by President, 1053.  
 Forwarded to Governor, 1132.  
 Conference Committee, 436, 589, 809.

**Senate Bill No. 28.—(Appropriations Committee)**

**Senate Bill No. 28. A Bill for an Act to Repeal Section 10960 of the Compiled Laws of North Dakota for the Year 1913, Relating to Society for the Friendless.**

Introduction, first and second reading, 61.  
 Reference, 61.  
 Reported back, 87.  
 Third reading, 102.  
 Passed, 102.  
 Forwarded, 114.  
 Returned, 591.  
 Signed by President, 631.  
 Forwarded to Governor, 635.

**Senate Bill No. 29.—(Appropriations Committee)**

**Senate Bill No. 29. A Bill for an Act to Repeal Sections 2670 and 2671 of the Compiled Laws of North Dakota for the Year 1913 and Chapter 72 of the Session Laws of 1923, Relating to Cruelty to Animals.**

Introduction, first and second reading, 61.  
 Reference, 61.  
 Reported back, 87.  
 Third reading, 102.  
 Passed, 102.  
 Forwarded, 114.  
 Returned, 207.  
 Signed by President, 234.

**Senate Bill No. 30.—(Appropriations Committee)**

**Senate Bill No. 30. A Bill for an Act to Repeal Section 8 of Chapter 17 of the Session Laws for North Dakota for the Year 1921, Relating to an Annual Appropriation for the Payment of Expenses and Per Diem of Investigating Artesian Waters.**

Introduction, first and second reading, 61.  
 Reference, 61.  
 Reported back, 246.  
 Indefinitely postponed, 246.

**Senate Bill No. 31.—(Appropriations Committee)**

Senate Bill No. 31.—A Bill for an Act to Repeal Section 335, of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to the Expenses of Publishing Notices of Sale of University and All Other Public Lands.

Introduction, first and second reading, 61.  
Reference, 61.  
Reported back, 87.  
Third reading, 103.  
Passed, 103.  
Forwarded, 114.  
Returned, 207.  
Signed by President, 234.

**Senate Bill No. 32.—(Appropriations Committee)**

Senate Bill No. 32. A Bill for an Act to Repeal Section 362 of Chapter 1 of the Compiled Laws of 1913 for North Dakota, Relating to the Expenses of Advertising the Common School Lands for Lease.

Introduction, first and second reading, 61.  
Reference, 62.  
Reported back, 88.  
Third reading, 104.  
Passed, 104.  
Forwarded, 114.  
Returned, 208.  
Signed by President, 234.

**Senate Bill No. 33.—(Appropriations Committee)**

Senate Bill No. 33. A Bill for an Act Making an Appropriation of \$1,000.00 for the Benefit of the North Dakota Dairymen's Association, for the Purpose of Promoting and Encouraging the Dairying Interests of the State.

Introduction, first and second reading, 62.  
Reference 62.  
Reported back, 245.  
Indefinitely postponed, 245.

**Senate Bill No. 34.—(Appropriations Committee)**

Senate Bill No. 34. A Bill for an Act Making an Appropriation for the Reward and Apprehension of Criminals According to Chapter 200 of the Session Laws of 1917.

Introduction, first and second reading, 62.  
Reference, 62.  
Reported back, 88.  
Third reading, 104.  
Passed, 104.  
Forwarded, 114.  
Returned, 179.  
Signed by President, 206.

**Senate Bill No. 35.—(Appropriations Committee)**

Senate Bill No. 35. A Bill for an Act Making an Appropriation of \$10,000.00 for the Florence Critenden Home at Fargo, North Dakota.

Introduction, first and second reading, 62.  
Reference, 62.  
Reported back, 88.  
Third reading, 105.  
Passed, 105.  
Forwarded, 114.  
Returned, 179.  
Signed by President, 205.

**Senate Bill No. 36.—(Appropriations Committee)**

Senate Bill No. 36. A Bill for an Act to Appropriate \$60,000.00 to Provide Funds for the Maintenance of the North Dakota National Guard, or State Militia, as Provided for Under Chapter 35 of the Political Code of the Compiled Laws of North Dakota for the Year 1913, and to Meet the Other Requirements Prescribed by the Federal Statutes.

Introduction, first and second reading, 62.  
Reference, 62.  
Reported back, 89.  
Third reading, 105, 272.  
Passed, 105, 273.  
Forwarded, 114.  
Returned, 254.  
Other action, 105, 106, 254, 272, 273.  
Signed by President, 292.

**Senate Bill No. 37.—(Appropriations Committee)**

Senate Bill No. 37. A Bill for an Act to Appropriate the Sum of \$38,208.34, or So Much Thereof as May be Needed, for the Purpose of Paying Certain Revenue Warrants Issued by the Board of Trustees of the State Industrial School and School for Manual Training at Ellendale for the Repayment of \$35,000.00 Borrowed and Used for the Erection of a Building at Such School; and Providing the Manner of Repayment of Same with Unpaid Interest.

Introduction, first and second reading, 62.  
Reference, 62.  
Reported back, 125.  
Third reading, 135.  
Passed, 136.  
Forwarded, 137.  
Returned, 592.  
Signed by President, 631.  
Forwarded to Governor, 634.



**Senate Bill No. 38.—(Appropriations Committee)**

Senate Bill No. 38. A Bill for an Act Making an Appropriation of \$70,000.00 for the Care of Insane Patients Whose Residence Can Not Be Determined and Whose Care Must Be Borne by the State.

- Introduction, first and second reading, 65.
- Reference, 65.
- Reported back, 97.
- Amended, 97, 316.
- Third reading, 118, 312.
- Passed, 118, 313.
- Forwarded, 114, 273.
- Returned, 222, 316.
- Other action, 264, 354.
- Signed by President, 381.
- Forwarded to Governor, 439.

**Senate Bill No. 39.—(Appropriations Committee)**

Senate Bill No. 39. A Bill for an Act to appropriate the Sum of \$90,000.00 for the Purpose of Paying Insurance Tax to the Various Fire Departments of the State.

- Introduction, first and second reading, 65.
- Reference, 65.
- Reported back, 89.
- Third reading, 107.
- Passed, 107.
- Forwarded, 114.
- Returned, 207.
- Signed by President, 234.

**Senate Bill No. 40.—(Appropriations Committee)**

Senate Bill No. 40. A Bill for an Act Making an Appropriation of \$1,239,255.00 for the Purpose of Paying the General Maintenance, Improvements and Repairs, New Equipment, Etc., of the State University at Grand Forks, North Dakota.

- Introduction, first and second reading, 65.
- Reference, 65.
- Reported back, 332.
- Amended, 332, 370, 1074.
- Third reading, 371, 1126.
- Passed, 372, 1127.
- Forwarded, 384, 521.
- Returned, 476, 1074.
- Other action, 475, 490, 1080, 1081, 1085, 1089, 1097, 1098, 1101, 1114, 1119, 1120, 1126, 1127.
- Forwarded to Governor, 1133.
- Conference Committee, 1080, 1085, 1086, 1101, 1108, 1110, 1114, 1123.

**Senate Bil No. 41.—(Appropriations Committee)**

Senate Bill No. 41. A Bill for an Act Making an Appropriation for the Per Diem and General Expenses of the State Live Stock Sanitary Board and for the Glanders & Dourine and Bovine Tuberculosis Funds.

Introduction, first and second reading, 65.  
Reference, 65.  
Reported back, 97.  
Amended, 97, 316.  
Third reading, 118, 313.  
Passed, 118, 313.  
Forwarded, 114, 273.  
Returned, 222, 316.  
Other action, 264, 354.  
Signed by President, 381.  
Forwarded to Governor, 439.

**Senate Bill No. 42.—(Appropriations Committee)**

Senate Bill No. 42. A Bill for an Act Making an Appropriation for the General Expenses of the Department of Motor Vehicle Registration.

Introduction, first and second reading, 65.  
Reference, 66.  
Reported back, 160.  
Amended, 161.  
Third reading, 183.  
Passed, 184.  
Forwarded, 189.  
Returned, 376.  
Signed by President, 491.  
Forwarded to Governor, 520.

**Senate Bill No. 43.—(Appropriations Committee)**

Senate Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the Minimum Wage, Health and Morals of Women Workers, for Salary, Postage, Office Supplies, Printing, Traveling Expenses, Hearing, Conferences, Witness Fees, Legal Fees and Office Rent.

Introduction, first and second reading, 66.  
Reference, 66.  
Reported back, 98, 365.  
Amended, 98.  
Third reading, 119, 503.  
Passed, 119, 504.  
Forwarded, 114.  
Other action, 272, 319, 366, 411, 475.  
Signed by President, 568.  
Forwarded to Governor, 600.  
Conference committee report, 254, 365, 366, 436, 503.

**Senate Bill No. 44.—(Appropriations Committee)**

Senate Bill No. 44. A Bill for an Act Making an Appropriation of \$5,000.00 Out of the State Bar Funds to Pay for Books and Reports Under the Direction of the State Supreme Court.

Introduction, first and second reading, 66.  
Reference, 66.  
Reported back, 162.  
Indefinitely postponed, 163.

**Senate Bill No. 45.—(Page)**

Senate Bill No. 45. A Bill for an Act Regulating the Pledging of Assets by State Banking Associations, as Security for Loans and Providing Penalties.

Introduction, first and second reading, 66.  
Reference, 66.  
Other action, 699.

**Senate Bill No. 46.—(Bond)**

Senate Bill No. 46. A Bill for an Act to Repeal Sections 917, 918 and 919, Compiled Laws of 1913, Relating to Party Registration.

Introduction, first and second reading, 66.  
Reference, 66.  
Reported back, 177.  
Indefinitely postponed, 454.  
Third reading, 202.  
Passed, 203.  
Forwarded, 208.  
Returned, 454.  
Other action, 203.

**Senate Bill No. 47.—(Bond)**

Senate Bill No. 47. A Bill for an Act to Amend and Re-enact Section 2078, Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 223, Session Laws of 1919, and Chapter 122, Session Laws of 1921, as Amended by Chapter 308, Session Laws of 1923, Relating to the Exemption of Certain Property from Taxation.

Introduction, first and second reading, 66.  
Reference, 66.  
Reported back, 694.  
Indefinitely postponed, 694.

**Senate Bill No. 48.—(Hamilton and Lynch)**

Senate Bill No. 48. A Bill for an Act to Appropriate the Sum of Six Hundred Dollars to Pay Miss Leila Diesem, La-Moure, North Dakota, for Services Rendered in Connection with the Compilation of the Blue Book for North Dakota for the Year 1919, Under the Direction of the Secretary of State.

Introduction, first and second reading, 70.  
 Reference, 70.  
 Reported back, 125.  
 Indefinitely postponed, 319.  
 Third reading, 136.  
 Passed, 136.  
 Forwarded, 137.  
 Returned, 319, 1006.  
 Other action, 932, 933, 934.  
 Signed by President, 1054.  
 Forwarded to Governor, 1133.

**Senate Bill No. 49.—(Appropriations Committee)**

Senate Bill No. 49. A Bill for an Act Making an Appropriation of \$10,000.00 for the Maintenance of the Pure Seed Laboratory and Pure Seed Law Enforcement at the Agricultural College, Fargo, N. D.

Introduction, first and second reading, 70.  
 Reference, 70.  
 Reported back, 89.  
 Amended, 316.  
 Third reading, 106, 963.  
 Passed, 106, 963.  
 Forwarded, 114.  
 Returned, 316.  
 Other action, 314, 321, 334, 962, 968, 985.  
 Signed by President, 1053.  
 Forwarded to Governor, 1132.

**Senate Bill No. 50.—Appropriations Committee)**

Senate Bill No. 50. A Bill for an Act Making an Appropriation of \$266,900.00 to Pay the Maintenance, Improvements and Repairs, New Buildings and Miscellaneous for the Experiment Station at the Agricultural College, Fargo, North Dakota.

Introduction, first and second reading, 70.  
 Reference, 70.  
 Reported back, 399.  
 Amended, 399, 1074.  
 Third reading, 427, 1111.  
 Passed, 427, 1111.  
 Forwarded, 413.  
 Returned, 1074.  
 Other action, 1080, 1081, 1085, 1094, 1097, 1110.  
 Signed by President, 1084.  
 Forwarded to Governor, 1131.  
 Conference committee report, 1081, 1091, 1096, 1110, 1112.

**Senate Bill No. 51.—(Appropriations Committee)**

Senate Bill No. 51. A Bill for an Act Making an Appropriation of \$100,000.00 as an Offset for Federal Aid in Extension Division Work of the Agricultural College, Fargo, N. Dak.

Introduction, first and second reading, 70.

Reference, 70.

Reported back, 447.

Amended, 447, 481, 1074.

Third reading, 481, 1115.

Passed, 482, 1115.

Forwarded, 629.

Returned, 1074.

Other action, 1081, 1085, 1094, 1097, 1101, 1113, 1115, 1119.

Signed by President, 1084.

Forwarded to Governor, 1131.

Conference committee report 1081, 1091, 1096, 1100, 1108, 1114.

**Senate Bill No. 52.—(Appropriations Committee)**

Senate Bill No. 52. A Bill for an Act to Appropriate Money for the Expenses of the Executive, Legislative and Judicial Departments of the State Government, and for Public Schools, Specifying the Amount and Time for Which Such Appropriations Shall Be Available, and Repealing All Acts, or Parts of Acts, Insofar as the Same Shall Relate to Appropriations Conflicting Herewith, or to Appropriations for the Same Matters or Purposes Provided for Herein.

Introduction, first and second reading, 70.

Reference, 70.

Reported back, 575.

Amended, 575, 616, 617, 619, 620, 622, 623, 625, 626, 1041, 1070.

Third reading, 617, 618, 619, 620, 621, 622, 624, 625, 626, 627, 628, 1071.

Passed, 618, 619, 620, 621, 622, 624, 625, 626, 627, 628, 629, 1071.

Forwarded, 712.

Returned, 1041.

Other action, 616, 1051, 1052, 1068, 1070, 1074.

Signed by President, 1090.

Forwarded to Governor, 1131.

Conference committee report, 1051, 1070.

**Senate Bill No. 53.—(Appropriations Committee)**

Senate Bill No. 53. A Bill for an Act Making an Appropriation of \$565,600.00 to Pay the General Maintenance, Improvements and Repairs, Equipment, Miscellaneous and Public Service of the Agricultural College, Fargo, North Dakota.

Introduction, first and second reading, 71.

Reference, 71.

Reported back, 400.

Amended, 400, 1074.

Third reading, 428, 1109.

Passed, 428, 1109.

Forwarded, 413.

Returned, 1074.

Other action, 1081, 1085, 1097, 1098, 1109, 1113.

Signed by President, 1084.

Forwarded to Governor, 1131.

Conference committee report, 1081, 1093, 1097, 1108.

**Senate Bill No. 54.—(Appropriations Committee)**

Senate Bill No. 54. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$10,181.24 Credited to the Hotel Inspection Fund to the General Fund of the State of North Dakota.

Introduction, first and second reading, 71.  
Reference, 71.  
Reported back, 90.  
Third reading, 108.  
Passed, 108.  
Forwarded, 114.  
Returned, 179.  
Signed by President, 206.

**Senate Bill No. 55.—(Appropriations Committee)**

Senate Bill No. 55. A Bill for an Act to Authorize the State Treasurer to Transfer the Sum of \$40,981.56 Credited to the Oil Inspection Special Fund to the General Fund of the State of North Dakota.

Introduction, first and second reading, 71.  
Reference 71.  
Reported back, 90.  
Third reading, 107.  
Passed, 107.  
Forwarded, 114.  
Returned, 179.  
Signed by President, 205.

**Senate Bill No. 56.—(Martin)**

Introduction, first and second reading, 71.  
Reference, 71.  
Other action, 71.

**Senate Bill No. 57.—(Schlosser)**

Senate Bill No. 57. A Bill for an Act Providing for the Appointment of Representatives on Behalf of the State of North Dakota to Negotiate a Compact and Agreement Between the States of North Dakota, South Dakota and Minnesota, and Between Said States and the United States of America, Respecting the Use, Control, Utilization and Disposition of the Waters of the Red River of the North and the Rights of Said States and the United States Thereto.

Introduction, first and second reading, 71.  
Reference, 71.  
Reported back, 195.  
Third reading, 223.  
Passed, 223.  
Forwarded, 235.  
Returned, 290.  
Signed by President, 327.

**Senate Bill No. 58.—(Rusch)**

Senate Bill No. 58. A Bill for an Act to Amend and Re-enact Sections 8 and 12 of Chapter 326 of the Session Laws of North Dakota for the Year 1923, Relating to Placing Taxing Districts Upon a Cash Basis, and Classing Park Districts Having Population Over Four Thousand with Cities and School Districts of Like Size.

Introduction, first and second reading, 71.  
Reference, 71.  
Reported back, 496.  
Third reading, 542.  
Passed, 542.  
Forwarded, 561.  
Returned, 896.  
Signed by President, 935.

**Senate Bill No. 59.—(Martin)**

Senate Bill No. 59. A Bill for an Act Authorizing Cities, Towns and Villages to License and Regulate Shows.

Introduction, first and second reading, 74.  
Reference, 74.  
Reported back, 246.  
Indefinitely postponed, 246.

**Senate Bill No. 60.—(Whitman)**

Senate Bill No. 60. A Bill for an Act Permitting Municipal Corporations to Dam that Portion of the Red River of the North that Forms the Boundary Common of the State of North Dakota, and the State of Minnesota, Subject to Conditions Therein Expressed.

Introduction, first and second reading, 75.  
Reference, 75.  
Reported back, 163.  
Amended, 163.  
Third reading, 184.  
Passed, 185.  
Forwarded, 189.  
Returned, 290.  
Signed by President, 327.

**Senate BiBill No. 61.—(Hamilton)**

Senate Bill No. 61. A Bill for an Act to Amend and Re-enact Sections 10184 and 10185 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 126 of the 1921 Session Laws, Regulating the Sale, Manufacturing, Bartering or Giving Away of Any Cigarettes, Cigarette Papers or Wrappers, to Minors, and Prohibiting the Smoking of Cigarettes by Minors, or Permitting the Smoking of Cigarettes by Minors, and Providing Penalties.

- Introduction, first and second reading, 77.
- Reference, 78.
- Reported back, 163.
- Amended, 163, 458, 537.
- Indefinitely postponed, 164.
- Third reading, 172, 459, 538.
- Passed, 172, 459, 539.
- Forwarded, 173.
- Returned, 458.
- Other action, 167, 172, 276, 475, 491, 532, 538, 539.
- Signed by President, 568.
- Forwarded to Governor, 600.
- Conference committee report, 537.

**Senate Bill No. 62.—(Hamilton)**

Senate Bill No. 62. A Bill for an Act Entitled, An Act Relating to the Sale of Cigarettes, and Cigarette Papers and Wrappers and Papers Used and Prepared for the Making of Cigarettes; Providing for Issuing Licenses for the Purpose of Making Sales Thereof and Furnishing of Bond; Providing for the Levy, Assessment, Collection and Payment of a Tax Thereon; Providing for the Regulation of the Sales Thereof, and Penalty for Violation of This Act; and Defining the Duties of the Attorney General, State Auditor and State Treasurer Imposed Under the Provisions of This Act; and Providing that Any Person Violating This Act May Be Enjoined, and that any Building or Premises Made Use of for Purposes in Violation of This Act Shall Be Deemed a Nuisance and Abated by Injunction.

- Introduction, first and second reading, 78.
- Reference, 78.
- Reported back, 142.
- Amended, 143, 170, 456.
- Third reading, 170, 457.
- Passed, 171, 458.
- Forwarded, 173.
- Returned, 456.
- Other action, 143, 144, 171, 457.
- Signed by President, 491.
- Forwarded to Governor, 526.



**Senate Bill No. 63.—(Carey)**

Senate Bill No. 63. A Bill for an Act to Amend and Re-enact Sections 1 and 4 of Chapter 17 of the Session Laws of North Dakota for the Year 1921, Relating to the Control of Artesian Wells.

Introduction, first and second reading, 81.

Reference, 81.

Reported back, 165.

Amended, 318.

Third reading, 185, 310.

Passed, 185, 311.

Forwarded, 189.

Returned, 318.

Other action, 354.

Signed by President, 381.

Forwarded to Governor, 439.

**Senate Bill No. 64.—(Carey)**

Senate Bill No. 64. A Bill for an Act to Amend and Re-enact Section 1172 of the Compiled Laws of 1913, Relating to the Salary of School Treasurer in Common School Districts.

Introduction, first and second reading, 82.

Reference, 82.

Reported back, 177.

Third reading, 203.

Indefinitely postponed, 292.

Passed, 204.

Forwarded, 208.

Returned, 292.

Other action, 132.

**Senate Bill No. 65.—(O. A. Olson)**

Senate Bill No. 65. A Bill for an Act to Establish the North Dakota State Corn Show and Making an Appropriation Therefor.

Introduction, first and second reading, 82.

Reference, 82.

Reported back, 246.

Amended, 246.

Indefinitely postponed, 454.

Third reading, 267.

Passed, 268.

Forwarded, 271, 1120.

Returned, 454, 1122.

Other action, 1120.

Signed by President, 1128.

Forwarded to Governor, 1130.

**Senate Bill No. 66.—(Fredrickson)**

Senate Bill No. 66. A Bill for an Act Regulating the Practice of Chiropody, Providing for the Examination and Licensing of Chiropodists and Penalties for the Violation of this Act.

Introduction, first and second reading, 82.

Reference, 82.

Reported back, 260.

Third reading, 283.

Indefinitely postponed, 283.

**Senate Bill No. 67.—(Stevens)**

Senate Bill No. 67. A Bill or an Act to Amend and Re-enact Chapter 6 of the Session Laws of North Dakota for the Year 1915.

Introduction, first and second reading, 91.

Reference, 91.

Other action, 144.

**Senate Bill No. 68.—(Martin)**

Senate Bill No. 68. A Bill for an Act to Establish a State Highway Commission, Prescribing Its Powers and Duties, Fixing the Salaries of the Commission and the Employees Thereof, Authorizing the Engagement of Employees and Repealing All Acts and All Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 91.

Reference, 91.

Reported back, 672.

Indefinitely postponed, 672.

**Senate Bill No. 69.—(Carey)**

Senate Bill No. 69. A Bill for an Act to Amend and Re-enact Section 4206 of the Compiled Laws of 1913, Relating to the Duties and Compensation of Township Treasurer.

Introduction, first and second reading, 92.

Reference, 92.

Reported back, 178.

Indefinitely postponed, 319.

Third reading, 204.

Passed, 204.

Forwarded, 208.

Returned, 319.

Other action, 166.

**Senate Bill No. 70.—(Rusch)**

Senate Bill No. 70. A Joint Resolution Relating to Interstate Bridges Across Rivers Forming Boundary Lines Between North Dakota, Minnesota, Wisconsin and South Dakota.

Introduction, first and second reading, 92.

Reference, 92.

Reported back, 165.

Third reading, 185.

Passed, 186.

Forwarded, 189.

Returned, 291.

Signed by President, 327.

**Senate Bill No. 71.—(Ingerson)**

Senate Bill No. 71. A Bill for an Act to Safeguard and Conserve the Assets of State Banks, Regulate and Control the Pledging or Hypothecating of the Assets of State Banks, Regulating and Controlling Rediscounts and Loans for State Banks, and Fixing the Ratio that the Assets Pledged and Hypothecated Shall Bear to the Banks Obligations Thereby Secured and Prescribing the Percentage of the Bank's Assets Which May be Pledged and Hypothecated, and Limiting Bills Payable in State Banks to Their Combined Capital and Surplus, Providing for Filing Such Contracts for Record in the State Examiner's Office and Authorizing the State Banking Board in Case of Emergency to Grant Relief, and Fixing the Penalty for the Violation Thereof.

Introduction, first and second reading, 99.

Reference, 99.

Other action, 685.

**Senate Bill No. 72.—(Martin)**

Senate Bill No. 72. A Bill for an Act to Amend and Re-enact Chapter 6, Session Laws of 1919, as Amended by Special Session Laws of 1919, as Amended by Chapter 84 Session Laws of 1921, Chapter 239 of the Session Laws 1923, Relating to the Licensing, Regulating and Supervising the Licensing and Inspection of Pool and Billiard Rooms, Ball and Pin Alleys, Dance Halls, Theaters, Moving Picture Shows, Taxicab or Auto Liveries, Places Where Soft Drinks are Retailed or Where Cigars and Tobacco are Sold, or Public Halls, Owned Privately and Used for Public Purposes; Providing Fees Therefore, Inspectors, Defining Powers and Duties and Repealing all Acts and Parts of Acts Inconsistent Therewith.

Introduction, first and second reading, 99.

Reference, 99.

Reported back, 362.

Amended, 362, 430.

Third reading, 430.

Indefinitely postponed, 897.

Passed, 430.

Forwarded, 460.

Returned, 897.

Other action, 431.

**Senate Bill No. 73.—(Ingerson)**

Senate Bill No. 73. A Bill for an Act to Amend and Re-enact Sections 5759 and 5160, Compiled Laws of 1913, Providing that Securities Be Deposited, and Maintained by the Shareholder of State Banks, with the State Treasurer to the Amount of the Par Value of all State Bank Stock Held by Persons, Corporations and Associations whatsoever, as a Guarantee for the Payment of Assessments, Providing Authority to Enforce the Collection of Assessments by Proceedings Against the Securities, as Provided by Law for Delinquent Shareholders.

Introduction, first and second reading, 99.

Reference, 99.

Reported back, 299.

Amended, 299.

Third reading, 504.

Indefinitely postponed, 505.

Other action, 300, 341, 375, 431, 460.

**Senate Bill No. 74.—(Ettestad)**

Senate Bill No. 74. A Bill for an Act Relating to the Assessment of Telephone Property, Providing for a Tax on Gross Earnings of Telephone Companies in Lieu of the General Property Tax on the Property of Such Companies Used Exclusively in Connection with the Operation of their Telephone Business, and in Lieu of any Franchise or Exise or Income Tax Upon Such Companies; Repealing All Acts and Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 99.

Reference, 100.

Reported back, 195.

Indefinitely postponed, 195.

Other action, 167.

**Senate Bill No. 75.—(Hjelmstad)**

Senate Bill No. 75. A Joint Resolution Memorializing Calvin Coolidge, President, and the Congress of the United States Pertaining to Future Wars.

Introduction, first and second reading, 100.

Reference, 100.

Reported back, 195.

Other action, 196.

Indefinitely postponed, 197.

**Senate Bill No. 76.—(Rusch)**

Senate Bill No. 76. A Bill for an Act Providing for a Reduced Rate of Interest Upon Redemption of Real Estate Sold to the County for the Taxes of 1925 or any Prior Year and Still Held by the County, Provided Such Redemption is Made on or before November 1, 1925.

Introduction, first and second reading, 100.

Reference, 100.

Reported back, 260.

Amended, 260.

Third reading, 284.

Passed, 284.

Forwarded, 320.

Returned, 597.

Other action, 590, 596, 614.

**Senate Bill No. 77.—(Ward)**

Senate Bill No. 77. A Bill for an Act to Amend and Re-enact Section 988, of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Section 201 of the Session Laws of 1923, Relating to the Disability of Electors in Marking Their Ballots.

Introduction, first and second reading, 100.

Reference, 100.

Reported back, 260.

Amended, 260, 285, 847.

Third Reading, 285, 878.

Passed, 285, 878.

Forwarded, 320.

Returned, 847.

Other action, 230, 851, 877, 882.

Signed by President, 935.

**Senate Bill No. 78.—(Whitmer)**

Senate Bill No. 78. A Bill for an Act Levying a Tax on Dogs; Providing for the Collection of the Same and Creating a Fund for the Purpose of Reimbursing the Owners of Live Stock or Fowls for Damage and Injury by Dogs; and for the Destruction of Dogs.

Introduction, first and second reading, 100.  
 Reference, 100.  
 Reported back, 673.  
 Amended, 673.  
 Third Reading, 735.  
 Indefinitely postponed, 1065.  
 Passed, 735.  
 Forwarded, 745.  
 Returned, 1065.  
 Other action, 735.

**Senate Bill No. 79.—(Storstad)**

Senate Bill No. 79. A Bill for an Act to Amend and Re-enact Section 2093 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 228, Laws of 1917, Relating to the Matter of Listing Property for Taxation Purposes.

Introduction, first and second reading, 115.  
 Reference, 115, 341.  
 Reported back, 301, 499.  
 Reported back, 301, 497.  
 Third Reading, 542.  
 Passed, 543.  
 Forwarded, 561.  
 Returned, 847.  
 Other action 341.  
 Signed by President, 936.

**Senate Bill No. 80.—(Storstad)**

Senate Bill No. 80. A Bill for an Act Relating to School District Finances; Providing for the Time of Beginning and Ending of the Fiscal Year for School Districts; Providing that School Boards and Boards of Education Shall Annually Prepare a Budget; Providing for the Publicity of Such Budget; Providing for a Public Hearing in Regard to Proposed Expenditures; Providing for Tax Levies and Providing that all Expenditures must Conform to the Budget as

Introduction, first and second reading, 115.  
 Reference, 115.  
 Reported back, 551.  
 Amended, 551.  
 Third Reading, 630.  
 Indefinitely postponed, 946.  
 Passed, 631.  
 Forwarded, 651.  
 Returned, 945.  
 Other action, 309, 616, 630.

**Senate Bill No. 81.—(Stevens)**

Senate Bill No. 81. A Bill for an Act to Amend and Re-enact Section 425, Compiled Laws of North Dakota for the Year 1913, Relating to Compulsory Vaccination, and to Repeal Chapter 236, Laws of North Dakota for the Year 1919.

Introduction, first and second reading, 115.

Reference, 116.

Reported back, 261.

Indefinitely postponed, 261.

Other action, 167.

**Senate Bill No. 82.—(Stevens)**

Senate Bill No. 82. A Bill for an Act to Amend and Re-enact Section 426, Compiled Laws of North Dakota for the Year 1913, Relating to the Duty of School Officials.

Introduction, first and second reading, 116.

Reference, 116.

Reported back, 261.

Indefinitely postponed, 261.

Other action, 167.

**Senate Bill No. 83.—(C. J. Olson)**

Senate Bill No. 83. A Bill for an Act to Amend and Re-enact Sections 869 and 983 of the Compiled Laws of the State of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 119, Session Laws of 1919, as Amended and Re-enacted by Chapter 212,, Session Laws of 1923, Relating to the Conduct of Primary and General Elections.

Introduction, first and second reading, 126.

Reference, 126.

Reported back, 261.

Amended, 261, 944.

Third Reading, 285, 1016.

Passed, 286, 1017.

Forwarded, 320.

Returned, 944.

Other action, 230, 969, 984, 1016, 1038.

Signed by President, 1056.

Forwarded to Governor, 1130.

Conf. Committee, 969.

**Senate Bill No. 84.—(Bond)**

Senate Bill No. 84. A Bill for an Act to Amend and Re-enact Section 319 of the Compiled Laws of North Dakota for 1913, Relating to Redemption of State and School Lands, on which the Contracts have Been Cancelled.

Introduction, first and second reading, 127.

Reference, 127.

Reported back, 197.

Third Reading, 224.

Passed 224.

Forwarded, 235.

Returned, 290.

Signed by President, 327.

**Senate Bill No. 85.—(Kaldor)**

Senate Bill No. 85. A Bill for an Act to Amend Chapter 312, Laws of 1923, Relating to the State Income Tax Imposed on Incomes of Individuals, Fiduciaries, Corporations, Joint Stock Companies or Associations and Insurance Companies in the State of North Dakota.

Introduction, first and second reading, 127.

Reference, 127.

Reported back, 262.

Amended, 262.

Third Reading, 286.

Passed, 286.

Forwarded, 320.

Returned, 896.

Signed by President, 934.

**Senate Bill No. 86.—(Kaldor)**

Senate Bill No. 86. A Bill for an Act to Amend and Re-enact Section 2094 and Section 2122 of the Compiled Laws of 1913, Relating to the Manner of Listing and Assessing Personal Property; to Repeal Sections 2102 and 2103, Compiled Laws 1913, and Chapter 232, Session Laws of 1915; to Amend and Re-enact Chapter 68, Special Session Laws of 1919 Relating to the Situs of Property for Taxation; to Amend and Re-enact Section 2101, Compiled Laws of 1913, Relating to Time and Place of Listing Taxable Property; and to Repeal All Acts and Parts of Acts in Conflict Therewith.

Introduction, first and second reading, 127.

Reference, 127.

Reported back, 301.

Amended, 301.

Third Reading, 341.

Passed, 342.

Forwarded, 376.

Returned, 833.

Signed by President, 854.

**Senate Bill No. 87.—(Ployhar)**

Senate Bill No. 87. A Bill for an Act to Amend and Re-enact Section 4560 of the Compiled Laws of the State of North Dakota for 1918, Relating to the Manner of Keeping Record of Business Transactions, Stock Book, Publicity, by Corporations.

Introduction, first and second reading, 127.

Reference, 127.

Reported back, 197.

Indefinitely postponed, 197.

**Senate Bill No. 88.—(Ployhar)**

Senate Bill No. 88. A Concurrent Resolution to Amend and Re-enact Section 173 of Article 10 of the Constitution of the State of North Dakota Providing for the Election of County Officials.

Introduction, first and second reading, 127.

Reference, 127.

Reported back, 555.

Indefinitely postponed, 555.

Other action, 230.

**Senate Bill No. 89.—(Carey)**

Senate Bill No. 89. A Bill for an Act to Amend and Re-enact Section 1165 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bond of Treasurer of Common School District and Approval Thereof, Bond of Treasurer in Case of Failure to Elect a Successor, Vacancies, Duties of County Treasurer in Case a Vacancy Exists and Compensation of County Treasurer When Performing Duties of School District Treasurer.

Introduction, first and second reading, 131.

Reference, 131.

Reported back, 178.

Indefinitely postponed, 319.

Third Reading, 205.

Passed, 205.

Forwarded, 208.

Returned, 319.

**Senate Bill No. 90.—(Appro. Committee)**

Senate Bill No. 90. A Bill for an Act Making an Appropriation of \$14,990.00 for the Completion and Furnishing of the Liberty Memorial Building.

Introduction, first and second reading, 131.

Reference, 131.

Reported back, 197.

Amended, 198.

Indefinitely postponed, 386.

Third Reading, 224.

Passed, 225.

Forwarded, 235.

Returned, 386.

**Senate Bill No. 91.—(Ingerson)**

Senate Bill No. 91. A Bill for an Act to Prohibit the Borrowing of Money from State Banks by Its Officers or Directors and Declaring Such Borrowing to Be a Larceny.

Introduction, first and second reading, 131.

Reference, 131.

Reported back, 302.

Third Reading, 479.

Indefinitely postponed, 479.

Forwarded, 521.

Returned, 595.

Other action, 341, 375, 431, 460, 568.

**Senate Bill No. 92.—(Van Camp)**

Senate Bill No. 92. A Bill for an Act to Amend and Re-enact Section 2486 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Drain Kept Open and in Repair. Cost of.

Introduction, first and second reading, 131.

Reference, 132.

Reported back, 166.

Third Reading, 186.

Passed, 187.

Forwarded, 189.

Returned, 290.

Signed by President, 327.



**Senate Bill No. 93.—(Patten)**

**Senate Bill No. 93. A Bill for an Act Making an Appropriation for the Purpose of Carrying Out and Maintaining General Supervision and Regulation of Grain Grading, Elevator Accounting, Bonding, Licensing, and Inspection of Elevators, Warehouses and Flour Mills, in the Handling of all Agricultural Products.**

Introduction, first and second reading, 144.  
 Reference, 144.  
 Reported back, 247.  
 Amended, 832.  
 Third Reading, 268, 846.  
 Passed. 269, 846.  
 Forwarded, 271.  
 Returned, 832.  
 Other action, 834, 845, 855, 915.  
 Signed by President, 936.

**Senate Bill No. 94.—(Patten)**

**Senate Bill No. 94. A Bill for an Act to Amend and Re-enact Section 6854, Compiled Laws of 1915, Being an Act Relating to Threshers Liens.**

Introduction, first and second reading, 145.  
 Reference, 145, 338.  
 Reported back, 400.  
 Amended, 401.  
 Third reading, 428, 479.  
 Indefinitely postponed, 429, 630.  
 Passed, 430.  
 Forwarded, 521.  
 Returned, 630.  
 Other action, 338, 440.

**Senate Bill No. 95.—(Lynch)**

**Senate Bill No. 95. A Bill for an Act to Amend and Re-enact Chapter 91 of the Session Laws of 1921 of the State of North Dakota Relating to the Taking of Promissory Notes in Renewal of Notes Already Held by Banks, Other Corporations or Individuals and Affecting Their Legality.**

Introduction, first and second reading, 145.  
 Reference, 145, 685.  
 Reported back, 602.  
 Amended, 667.  
 Third reading, 668.  
 Passed, 668.  
 Forwarded, 712.  
 Returned, 945.  
 Other action 590  
 Signed by President 1012.

**Senate Bill No. 96—(Magnuson)**

Senate Bill No. 96. A Bill for an Act to Amend and Re-enact Section 4884 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to the Contingency Reserves of Life Insurance Companies.

Introduction, first and second reading, 145.  
Reference 145.  
Reported back, 218.  
Amended, 232.  
Third reading, 232.  
Passed, 232.  
Forwarded, 235.  
Returned, 567.  
Signed by President 597.  
Forwarded to Governor 635.

**Senate Bill No. 97.—(Magnuson)**

Senate Bill No. 97. A Bill for an Act to Amend and Re-enact Section 6624, Compiled Laws of 1913, Relating to Liability of Fire Insurance Companies.

Introduction, first and second reading, 145.  
Reference, 145.  
Reported back, 449.  
Amended, 449.  
Indefinitely postponed, 713.  
Third reading, 483.  
Passed, 484.  
Forwarded 521.  
Returned, 713.  
Other action, 253, 426.

**Senate Bill No. 98.—(Benson)**

Senate Bill No. 98. A Bill for an Act Fixing the Maximum Rate that Railroad Companies May Charge for the Transportation of Lignite Within the State of North Dakota.

Introduction, first and second reading, 145.  
Reference, 145.  
Reported back, 166.  
Amended, 166.  
Third reading, 187.  
Passed, 187.  
Forwarded, 189.  
Returned, 456.  
Signed by President, 491.  
Forwarded to Governor, 525.

**Senate Bill No. 99.—(Magnuson)**

Senate Bill No. 99. A Bill for an Act to Amend and Re-enact Sub-section 3 of Section 6635c of the Compiled Laws of North Dakota for the Year 1913, Relating to the Incontestable Clause to Be Included in the Required Provisions of Life Policies.

Introduction, first and second reading, 145.

Reference, 145.

Reported back, 218.

Amended, 218.

Third reading, 232.

Indefinitely postponed, 831.

Passed, 233.

Forwarded, 235.

Returned, 831.

**Senate Bill No. 100.—(Martin)**

Introduction, first and second reading, 168.

Indefinitely postponed, 168.

Other action, 168.

**Senate Bill No. 101.—(Patterson)**

Senate Bill No. 101. A Bill for an Act Providing for the Collection of Certain Taxes by the State Treasurer and Providing a Method of Apportionment and Distribution Thereof.

Introduction, first and second reading, 168.

Reference, 168.

Reported back, 552.

Indefinitely postponed, 552.

Other action 309.

**Senate Bill No. 102.—(Bakken)**

Senate Bill No. 102. A Bill for an Act to Confirm Title to Real Estate Sold by Decedents in Their Lifetime Under Contract, Conveyed Pursuant to Article 8 of Chapter 6 of the Probate Code of North Dakota, in Estates Now Closed, and Not Approved by the County Judge.

Introduction, first and second reading, 168.

Reference, 168.

Reported back, 302.

Third reading, 342.

Passed, 342.

Forwarded, 376.

Returned, 592.

Signed by President, 631.

Forwarded to Governor, 635.

**Senate Bill No. 103.—(Ward)**

Senate Bill No. 103. A Bill for an Act Relating to the Powers of Stockholders and Management of Co-operative Corporations and Associations.

Reference, 168.

Reported back, 218.

Third reading, 233.

Passed, 234.

Forwarded, 235.

Returned, 335.

Signed by President, 381.

Forwarded to Governor, 439.

**Senate Bill No. 104.—(Ettestad)**

Senate Bill No. 104. A Joint Resolution to Amend and Re-enact Section 82 of Article 3 of the Constitution of the State of North Dakota, Providing for the Election of State Officials.

- Introduction, first and second reading, 168.
- Reference, 169.
- Reported back, 262.
- Third reading, 287.
- Passed, 287.
- Forwarded, 320.
- Returned, 477.
- Signed by President, 518.
- Forwarded to Governor, 550.

**Senate Bill No. 105.—(Miklethun)**

Senate Bill No. 105. A Bill for an Act to Amend and Re-enact Section 5605 of the Compiled Laws of 1913, as Amended by Chapter 229 of the Session Laws of North Dakota for the Year 1923.

- Introduction, first and second reading, 169.
- Reference, 169.
- Reported back, 363.
- Third reading, 480.
- Passed 481.
- Forwarded, 520.
- Returned, 834.
- Other action, 431, 444.
- Signed by President 855.

**Senate Bill No. 106.—(Miklethun)**

Senate Bill No. 106. A Bill for an Act Relating to Additional Alternative Exemptions for Persons Engaged in Farming, Dairying and Stockraising.

- Introduction, first and second reading, 169.
- Reference, 169.
- Reported back, 363.
- Third Reading, 445.
- Indefinitely postponed, 445.
- Other action, 431, 445.

**Senate Bill No. 107.—(Miklethun)**

Senate Bill No. 107. A Bill for an Act to Provide for the Removal of Buildings, Fences, Windmills, Additions to Buildings and Mechanical Appliances Attached to Buildings Which are Placed Upon Land After the Land has Been Encumbered, and Repealing All Acts and Parts of Acts in Conflict Herewith.

- Introduction, first and second reading, 169.
- Reference, 169.
- Reported back, 639.
- Amended, 636.
- Third reading, 718.
- Indefinitely postponed, 719.

**Senate Bill No. 108.—(Ritchie)**

Senate Bill No. 108. A Bill for an Act Providing for the Redemption of Real Estate from Foreclosure Sale and Prescribing the Time Within Which Such Redemption May be Made.

- Introduction, first and second reading, 169.
- Reference, 169.
- Reported back, 578.
- Indefinitely postponed, 579.
- Other action 578.

**Senate Bill No. 109.—(Ritchie)**

Senate Bill No. 109. A Bill for an Act to Amend and Re-enact Section 16, Chapter 147, Session Laws of 1919, Being an Act Relating to Real Estate Loans Made by the Bank of North Dakota.

- Introduction, first and second reading, 169.
- Reference, 169.
- Reported back, 637.
- Indefinitely postponed, 637.
- Other action 590.
- Other action 590.

**Senate Bill No. 110.—(Martin)**

Senate Bill No. 110. A Bill for an Act to Appropriate the Sum of Three Hundred (\$300.00) Dollars for the Purpose of Paying Attorneys Fees incurred by the Special Investigating Committee Appointed by the House of Representatives of the Special Session of the Sixteenth Legislative Assembly of the State of North Dakota, in Conducting a Hearing as to the Charges Preferred Against the Library and Those in Charge of Same and Specifically the Charge that Had Been Made that Certain Books Specified Were in the Circulating Library, as Authorized and Directed by Said House of Representatives.

- Introduction, first and second reading, 170.
- Reference, 170.
- Reported back, 637.
- Third reading, 719.
- Indefinitely postponed, 720.
- Other action, 726.

**Senate Bill No. 111.—(O. A. Olson)**

Senate Bill No. 111. A Bill for an Act to Amend and Re-enact Section 13, Chapter 159, Session Laws of 1919, Relating to Limitation of Risk Assumed by the State Fire and Tornado Fund.

- Introduction, first and second reading, 170.
- Reference, 170.
- Reported back, 401.
- Indefinitely postponed, 401.
- Other action, 309.

**Senate Bill No. 112.—(Schlosser and O. A. Olson)**

Senate Bill No. 112. A Bill for an Act to Amend and Re-enact Sections 2, 5, and 13 of Chapter 159, Session Laws of 1919, Relating to Insurance on Public Buildings, Providing for the Classification of All Public Property, Limiting the Amount of Insurance to Be Carried by the State Fire and Tornado Fund, Providing for the Re-Insurance of Certain Risks, and the Collection of the Premium Therefor.

Introduction, first and second reading, 170.  
 Reference, 170.  
 Reported back, 247.  
 Amended, 247, 288.  
 Third reading, 322.  
 Passed, 322.  
 Forwarded, 353.  
 Returned, 847.  
 Other action, 269, 289, 290, 321.  
 Signed by President, 936.

**Senate Bill No. 113.—(Murphy)**

Senate Bill No. 113. A Bill for an Act to Amend and Re-enact Sub-division 3 of Section 6637, Compiled Laws of 1913, Relating to Form and Provisions Required in Insurance Policies.

Introduction, first and second reading, 180.  
 Reference 180.  
 Reported back, 250.  
 Third reading 269.  
 Indefinitely postponed, 519.  
 Passed, 269.  
 Forwarded, 271.  
 Returned, 519.

**Senate Bill No. 114.—(Kaldor)**

Senate Bill No. 114. A Bill for an Act to Amend and Re-enact Section 2212 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 252 of the Session Laws of 1915, Relating to the Duty of the County Auditor and the Requirements of the Transfer of Real Property as to Taxes, Deeds and Other Instruments of Conveyance.

Introduction, first and second reading, 180.  
 Reference, 180.  
 Reported back, 302.  
 Amended, 352, 832.  
 Third reading, 343, 352.  
 Passed, 343, 353.  
 Forwarded, 376.  
 Returned, 832.  
 Other action, 352, 834, 848, 880, 933, 969.  
 Signed by President, 1012.  
 Conference committee, 834, 909.

**Senate Bill No. 115.—(Page and Fleckten)**

Senate Bill No. 115. A Bill for an Act Relating to the Collection of Checks, Drafts, Notes or Other Negotiable Instruments by Banks or Trust Companies.

Introduction, first and second reading, 181.  
 Reference, 181.  
 Reported back, 467.  
 Third reading, 507.  
 Passed, 507.  
 Forwarded, 533.  
 Returned, 926.  
 Signed by President, 983.

**Senate Bill No. 116.—(Storstad)**

Senate Bill No. 116. A Bill for an Act Relating to the Finances of Cities, Towns and Villages; Providing for the Time of Beginning and Ending of the Fiscal Year; Providing that the Council, Commission, Board or Manager of All Cities, Towns and Villages Shall Annually Prepare a Budget; Providing for Publicity of Such Budget; Providing for Public Hearings in Regard to Proposed Expenditures; Providing for Tax Levies; and Providing that All Expenditures Must Conform to the Budget as Adopted.

Introduction, first and second reading, 181.  
 Reference, 181.  
 Reported back, 552.  
 Amended, 553.  
 Third reading, 655.  
 Passed, 656.  
 Forwarded, 684.  
 Returned, 896.  
 Signed by President, 936.

**Senate Bill No. 117.—(Rusch)**

Senate Bill No. 117. A Bill for an Act Relative to Payment of Deposits in Two Names.

Introduction, first and second reading, 181.  
 Reference, 181.  
 Reported back, 673.  
 Third Reading, 735.  
 Passed, 736.  
 Forwarded, 745.  
 Returned, 927.  
 Other action, 736.  
 Signed by President, 982.

**Senate Bill No. 118.—(Benson and Schlosser)**

Senate Bill No. 118. A Bill for an Act to Provide an Appropriation for the Eradication of the Barberry Bushes.

Introduction, first and second reading, 199.  
Reference, 199, 278.  
Reported back, 278, 332.  
Indefinitely postponed, 713.  
Third reading, 372.  
Passed, 372.  
Forwarded, 383.  
Returned, 713.

**Senate Bill No. 119.—(O. A. Olson)**

Senate Bill No. 119. A Bill for an Act to Amend and Re-enact Chapter 42 of the Session Laws of North Dakota for the Year 1921, Relating to Safety Appliances in Construction Work.

Introduction, first and second reading, 199.  
Reference, 199.  
Reported back, 402.  
Indefinitely postponed, 402.  
Other action, 402.

**Senate Bill No. 120.—(Committee on Insurance)**

Senate Bill No. 120. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 145 of the Session Laws of 1921.

Introduction, first and second reading, 199.  
Reference, 199.  
Reported back, 303.  
Amended, 303, 343.  
Third reading, 343.  
Passed, 344.  
Forwarded, 384.  
Returned, 848.  
Signed by President, 937.

**Senate Bill No. 121.—Committee on Insurance)**

Senate Bill No. 121. A Bill for an Act Requiring Bonds of Contractors Doing Contract Work for the State or any Political Subdivision Thereof to Carry a Provision Guaranteeing that the Employees of Such Contractor or any of His Sub-Contractors Are Fully Covered Under the Provisions of the Workmen's Compensation Law, Being Chapter 162 of the Session Laws of North Dakota for the Year 1919, and Acts Amendatory Thereof.

Introduction, first and second reading, 199.  
Reference, 199.  
Reported back, 303.  
Third reading, 344.  
Passed, 345.  
Forwarded, 376.  
Returned, 853.  
Signed by President, 855.



**Senate Bill No. 122.—(Committee on Insurance)**

Senate Bill No. 122. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by Chapter 141 of the Session Laws of North Dakota for the Year 1921.

Introduction, first and second reading, 199.  
Reference, 199.  
Reported back, 304.  
Third reading, 345.  
Passed, 345.  
Forwarded, 376.  
Returned, 833.  
Signed by President, 854.

**Senate Bill No. 123.—(Committee on Insurance)**

Senate Bill No. 123. A Bill for an Act to Amend and Re-enact Section 7 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Introduction, first and second reading, 199.  
Reference 200.  
Reported back, 304.  
Third reading, 346.  
Passed, 346.  
Forwarded, 376.  
Returned, 833.  
Signed by President, 854.

**Senate Bill No. 124.—(Committee on Insurance)**

Senate Bill No. 124. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by Chapter 144 of the Session Laws of North Dakota for the Year 1921, and as Further Amended by the Session Laws of North Dakota for the Year 1923.

Introduction, first and second reading, 200.  
Reference, 200.  
Reported back, 304.  
Amended, 304, 346, 880.  
Third reading, 347, 881.  
Passed, 347, 881.  
Forwarded, 384.  
Returned, 880.  
Other action, 880, 881, 883.  
Signed by President, 935.

**Senate Bill No. 125.—(Committee on Insurance)**

Senate Bill No. 125. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923, Known as the Workmen's Compensation Law.

- Introduction, first and second reading, 200.
- Reference, 200.
- Reported back, 305.
- Indefinitely postponed, 305.

**Senate Bill No. 126.—(Committee on Insurance)**

Senate Bill No. 126. A Bill for an Act to Repeal Section 27 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law.

- Introduction, first and second reading, 200.
- Reference, 200.
- Reported back, 305.
- Third reading, 347.
- Passed, 347.
- Forwarded, 384.
- Returned, 833.
- Signed by President, 855.

**Senate Bill No. 127.—(Committee on Insurance)**

Senate Bill No. 127. A Bill for an Act to Amend and Re-enact Chapter 353 of the Session Laws of North Dakota for the Year 1923, Requiring Reporting of Names of School District Clerks to the Workmen's Compensation Bureau.

- Introduction, first and second reading, 200.
- Reference, 200.
- Reported back, 305.
- Amended, 348.
- Third reading, 348.
- Passed, 348.
- Forwarded, 384.
- Returned, 834.
- Signed by President, 854.

**Senate Bill No. 128.—(Committee on Insurance)**

Senate Bill No. 128. A Bill for an Act Providing for the Investment of Moneys in the Workmen's Compensation Fund.

- Introduction, first and second reading, 200.
- Reference, 200.
- Reported back, 306.
- Indefinitely postponed, 306.

**Senate Bill No. 129.—(Committee on Insurance)**

Senate Bill No. 129. A Bill for an Act Making an Appropriation to Provide Funds to Pay the Expenses of Investigating Claims of Persons Injured in the Course of their Employment Whose Employers Have Not Paid Premiums Into the Workmen's Compensation Fund.

- Introduction, first and second reading, 201.
- Reference, 201, 306.
- Reported back, 306, 580.
- Indefinitely postponed, 580.

**Senate Bill No. 130.—(Committee on Insurance)**

Senate Bill No. 130. A Bill for an Act Fixing the Responsibility for Carrying Workmen's Compensation Insurance for the Employes of Sub-Contractors Upon the General Contractor.

Introduction, first and second reading, 201.

Reference, 201, 380.

Reported back, 306, 602.

Third reading, 349, 700.

Indefinitely postponed, 700.

Passed, 349.

Other action, 380.

**Senate Bill No. 131.—(Committee on Insurance)**

Senate Bill No. 131. A Bill for an Act to Define "Commercial Threshing" and to Bring Commercial Threshing Under the peration of Chapter 162 of the Session Laws of North Dakota for the Year 1919, known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Introduction, first and second reading, 207.

Reference, 201.

Reported back, 306.

Amended, 349.

Indefinitely postponed, 350.

**Senate Bill No. 132.—(Committee on Insurance)**

Senate Bill No. 132. A Bill for an Act to Amend and Re-enact Section 11 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Introduction, first and second reading, 201.

Reference, 201.

Reported back, 333.

Amended, 333, 372.

Third reading, 350, 373.

Passed, 351, 373.

Forwarded, 384.

Returned, 833.

Other action, 373.

Signed by President, 854.

**Senate Bill No. 133.—(Fleekten)**

Senate Bill No. 133. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 162 of the Laws of North Dakota for the Year 1919, as Amended by Chapter 142 of the Session Laws of 1921, Defining Certain Words and Phrases Contained in Said Chapter.

Introduction, first and second reading, 201.

Reference, 201.

Reported back, 307.

Amended, 832.

Third reading, 852.

Passed, 852.

Forwarded, 384.

Returned, 832.

Other action, 851, 855.

Signed by President, 936.

**Senate Bill No. 134.—(Hamilton)**

**Senate Bill No. 134. A Bill for an Act to Amend and Re-enact Section 2846 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 104 of the Session Laws of North Dakota for the Year 1917.**

Introduction, first and second reading, 201.  
Reference, 201.  
Reported back, 281.  
Amended, 325.  
Third reading, 326.  
Passed, 326.  
Forwarded, 376.  
Returned, 833.  
Signed by President, 854.

**Senate Bill No. 135.—(Martin)**

**Senate Bill No. 135. A Bill for an Act to Amend and Re-enact Section 1,000 of the Compiled Laws of North Dakota for the Year 1913, Relating to Transmission of Ballots to Election Inspector.**

Introduction, first and second reading, 201.  
Reference, 202.  
Indefinitely postponed, 279.

**Senate Bill No. 136.—(Schlosser)**

**Senate Bill No. 136. A Bill for an Act to Amend Section 8719 of the Compiled Laws of 1913, Relating to the Exemption of the Avails of Life Insurance Payable to the Personal Representatives of a Deceased, His Heirs or Estate.**

Introduction, first and second reading, 202.  
Reference, 202, 307.  
Reported back, 307, 673.  
Third reading, 736.  
Indefinitely postponed, 1008.  
Passed, 737.  
Forwarded, 760, 981.  
Returned, 926, 1007.  
Other action, 737, 969.

**Senate Bill No. 137.—(Kaldor)**

**Senate Bill No. 137. A Bill for an Act Relating to the Deposits of Money by Executors, Administrators and Guardians in Solvent Banks of Trust Companies.**

Introduction, first and second reading, 202.  
Reference, 202.  
Reported back, 307.  
Third reading, 351.  
Indefinitely postponed, 832.  
Passed, 352.  
Forwarded, 376.  
Returned, 832.

**Senate Bill No. 138.—(O. A. Olson)**

Senate Bill No. 138. A Bill for an Act Requiring the Publication of Official Proceedings of School Boards in Cities Having a Population of One Thousand or More Inhabitants.

- Introduction, first and second reading, 202.
- Reference, 202.
- Reported back, 403
- Amended, 403.
- Third reading, 440.
- Indefinitely postponed, 441.
- Other action, 429.

**Senate Bill No. 139.—(O. A. Olson)**

Senate Bill No. 139. A Bill for an Act Requiring the Publication of Official Proceedings of City Councils or Commissions in Cities Having a Population of One Thousand or More Inhabitants.

- Introduction, first and second reading, 202.
- Reference, 202.
- Reported back, 403
- Indefinitely postponed, 713.
- Third reading, 441.
- Passed, 442.
- Returned, 490, 713.
- Other action, 429.

**Senate Bill No. 140.—(Ward)**

Senate Bill No. 140. A Bill for an Act to Amend and Re-enact Section 7417, Compiled Laws of 1913, Relating to the Place of Trial of Civil Actions and Prescribing Conditions Upon Which Judgments May be Entered by Default.

- Introduction, first and second reading, 202.
- Reference, 202, 352.
- Reported back, 308, 674.
- Indefinitely postponed, 674.
- Other action, 352.

**Senate Bill No. 141.—(Babcock)**

Senate Bill No. 141. A Concurrent Resolution for an Amendment to the Constitution, Increasing the Debt Limit, Providing for the Sale of Bonds to Provide Funds to Liquidate the Liabilities of Insolvent Banks, to Levy Taxes to Pay the Principal and Interest of said Bonds, to Provide for the Disbursement of the Moneys Arising Therefrom, and to Protect the State in the Recovery or Recoupment Thereof.

- Introduction, first and second reading, 210.
- Reference, 210.
- Reported back, 603.
- Indefinitely postponed, 603.

**Senate Bill No. 142.—(Rusch)**

Senate Bill No. 142. A Bill for an Act Making an Appropriation of Ten Thousand Dollars for the Biennium to the State Fair at Fargo for the Year 1926, as Provided Under Sections 1847 to 1859 of the Compiled Laws of North Dakota for the Year 1913.

Introduction, first and second reading, 210.  
Reference, 210.  
Reported back, 605.  
Third reading, 664.  
Indefinitely postponed, 1042.  
Passed, 665.  
Forwarded, 712.  
Returned, 1042.  
Other action, 655, 664, 665.

**Senate Bill No. 143.—(Whitman)**

Senate Bill No. 143. A Bill for an Act Making an Appropriation of Ten Thousand Dollars to the State Fair at Grand Forks for the Year 1925, as Provided for Under Sections 1847 to 1859 of the Compiled Laws of North Dakota for the Year 1913.

Introduction, first and second reading, 210.  
Reference 210.  
Reported back, 605.  
Third reading 665.  
Indefinitely postponed, 1042.  
Passed, 666.  
Forwarded, 712.  
Returned, 1042.  
Other action, 655, 664, 666.

**Senate Bill No. 144.—(Bond)**

Senate Bill No. 144. A Bill for an Act to appropriate \$5000.00 to the Northwest Agricultural Livestock and Fair Association of Minot, for the Fairs to be Held in the Years 1925 and 1926, as Authorized by Section 6 of Chapter 217.

Introduction, first and second reading, 210.

Reference, 210.  
Reported back, 604.  
Amended, 666.  
Third reading, 666.  
Indefinitely postponed, 1042.  
Forwarded, 712.  
Returned, 1042.  
Other action, 655, 664, 667.

**Senate Bill No. 145.—(Martin)**

Senate Bill No. 145. A Bill for an Act Making an Appropriation of \$6,000.00 to the Missouri Slope Agricultural and Fair Association at Mandan for the Fairs to be Held in the Years 1925 and 1926, as Authorized by Sections 1860 to 1866, Both Inclusive, of the Compiled Laws for North Dakota for 1913.

- Introduction, first and second reading, 210.
- Reference, 211.
- Reported back 605.
- Third reading, 667.
- Indefinitely postponed, 1042.
- Passed, 667.
- Forwarded, 712.
- Returned, 1042.
- Other action, 655, 664, 667.

**Senate Bill No. 146.—(Martin)**

Senate Bill No. 146. A Bill for an Act to Amend and Re-enact Section 2110 of the Compiled Laws of 1913 as Amended by Chapter 221 of the Session Laws of 1919 and Chapter 119 of the Session Laws of 1921 and Chapter 305 of the Session Laws of 1923, and Repealing Acts in Conflict Herewith, Relating to the Taxation of Corporate Excess Providing that the Tax Commissioner shall Assess Such Corporate Excess Upon the Verified Reports Filed by Each of Such Corporation or Upon Such Other Evidence as May Be by Him Deemed Sufficient.

- Introduction, first and second reading, 211.
- Reference, 211.
- Reported back, 499.
- Amended, 499.
- Indefinitely postponed, 500.

**Senate Bill No. 147.—(Martin)**

Senate Bill No. 147. A Bill for an Act to Amend and Re-enact Section 5238 of the Compiled Laws of 1913, as amended by Chapter 96 of the Laws of 1915 by Adding Thereto Provision Requiring Foreign Corporations Having a Business Domicile Within the State to Apply for a Domestic Corporation Charter; Providing Fees Therefor and Other Regulations Additional to Such Other Regulations as May Be Otherwise Provided.

- Introduction, first and second reading, 211.
- Reference, 211.
- Reported back, 497.
- Amended, 497.
- Indefinitely postponed, 499.
- Other action, 498.

**Senate Bill No. 148.—(Hamilton)**

Senate Bill No. 148. A Bill for an Act to Appropriate \$3,000.00 for the Purpose of Removing the Roosevelt Cabin to a Place Near the Liberty Memorial Building on the Capitol Grounds, and for the Protection and Decoration of the Same.

Introduction, first and second reading, 211.  
Reference, 211.  
Reported back, 279.  
Indefinitely postponed, 630.  
Third reading, 322.  
Passed, 323.  
Forwarded, 353.  
Returned, 630.

**Senate Bill No. 149.—(Rusch)**

Senate Bill No. 149. A Bill for an Act Providing for the Assessment and Taxation of Land Owned by the Bank of North Dakota, the State of North Dakota or any Political Subdivision Within the State of North Dakota When Such Land Is Not Used or Held for Use for Public Purposes; Specifically Except Federal Land Grant Tracts Belonging to the Permanent Endowment Fund of the Common Schools and State Institutions.

Introduction, first and second reading, 211.  
Reference 211.  
Reported back, 638.  
Third reading 720.  
Passed 720.  
Other action 722, 757.

**Senate Bill No. 150.—(Tofsrud)**

Senate Bill No. 150. A Bill for an Act to Repeal Sections 2147, 2245, 2252 of the Compiled Laws of the State of North Dakota for the Year 1913 Relating to Taxation of Public Utility Property in Unorganized Counties.

Introduction, first and second reading, 211.  
Reference, 212.  
Reported back, 448.  
Third reading, 482.  
Passed, 482.  
Forwarded, 521.  
Returned, 833.  
Signed by President, 855.



**Senate Bill No. 151.—(Tofsrud)**

Senate Bill No. 151. A Bill for an Act to Amend and Re-enact Section 2166 of the Compiled Laws of North Dakota for the Year 1913 Relating to Delinquent Personal Property Taxes.

Introduction, first and second reading, 212.

Reference 212.

Reported back, 448.

Amended, 448, 944.

Third reading, 482, 969.

Passed, 483, 970.

Forwarded, 521.

Returned, 944.

Other action, 969, 985.

Signed by President, 1012.

**SSenate Bill No. 152.—(Rusch)**

Senate Bill No. 152. A Bill for an Act Making an Appropriation to Provide for the Payment of Income Tax Refunds in Connection with Taxes Assessed and Paid Under the 1919 Income Tax Law for the Years 1919, 1920, 1921 and 1922.

Introduction, first and second reading. 212.

Reference, 212.

Reported back, 555.

Third reading, 653.

Passed, 653.

Forwarded, 684.

Returned, 926.

Other action, 1078.

Signed by President, 983.

**Senate Bill No. 153.—(Bakken)**

Senate Bill No. 153. A Bill for an Act to Amend and Re-enact Section 18, Chapter 199, Session Laws of 1923, Being an Act Providing Punishment for the Unlawful Deposit of Public Funds.

Introduction, first and second reading, 212.

Reference, 212.

Reported back 555.

Third reading, 656.

Indefinitely postponed, 657.

**Senate Bill No. 154.—(Ettestad)**

Senate Bill No. 154. A Bill for an Act to Repeal Section 2306 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 232, Laws of 1919 and Sections 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345 and 2346 of the Compiled Laws of the State of North Dakota for the Year 1913, Relating to Tax Judgment Procedure on Lands Forfeited to the State or County for Taxes.

Introduction, first and second reading, 212.

Reference, 212.

Reported back, 556.

Indefinitely postponed, 556.

**Senate Bill No. 155.—(Atkins)**

Senate Bill No. 155. A Bill for an Act to appropriate the Sum of \$30,000.00 for the Purpose of Paying State's Share for the Construction of Pavement on Federal Aid Project No. 100 Under the Provisions of Chapter 73 of the Laws Passed at the Sixteenth Session of the Legislative Assembly of North Dakota, said Project Being part of Missouri River Bridge Project, and that Such Appropriation be Made from the State Highway Fund.

Introduction, first and second reading, 213.  
Reference, 213, 590.  
Reported back, 638.  
Third reading, 721.  
Indefinitely postponed, 1042.  
Passed, 722.  
Forwarded, 744.  
Returned 1042.  
Other action, 720.

**Senate Bill No. 156.—(Committee on Insurance)**

Senate Bill No. 156. A Bill for an Act to Repeal Section 6624 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Face of Policy to Be Paid in Case of Loss.

Introduction, first and second reading 213.  
Reference, 213.  
Reported back, 263.  
Third reading, 287.  
Indefinitely postponed, 519.  
Passed, 288.  
Forwarded, 320.  
Returned, 519.

**Senate Bill No. 157.—(Wog)**

Senate Bill No. 157. A Bill for an Act to Repeal Sections 2228, 2229, 2230 and 2231 of the Compiled Laws of the State of North Dakota for the Year 1913 Legalizing Irregularities in Assessments and Levies of 1895, 1896 and 1897, 1898, 1899 and 1900 ;and Repealing Section 2232, 2233, 2234, 2235, 2236 and 2237 of the Compiled Laws of the State of North Dakota for the Year 1913 Validating All Assessments Made Since 1889.

Introduction, first and second reading, 213.  
Reference, 213.  
Reported back, 556.  
Third reading, 657.  
Indefinitely postponed, 765.  
Passed, 657.  
Forwarded, 684.  
Returned, 765.

**Senate Bill No. 158.—(Select Committee: Porter, Patterson and Fredrickson)**

Senate Bill No. 158. A Senate Resolution Replying to the Resolution of the Legislature of the State of Florida, Touching on the Death of Martin Tabert.

Introduction, first and second reading, 218.  
Adopted, 220.  
Forwarded, 235.  
Returned, 290.  
Signed by President, 358.  
Forwarded to Governor, 409.

**Senate Bill No. 159.—(Bakken)**

Senate Bill No. 159. A Bill for an Act Requiring all Banks and Trust Companies to Furnish Indemnity Bonds for the Protection of Private Deposits.

Introduction, first and second reading, 230.  
Reference, 230.  
Reported back, 467.  
Indefinitely postponed, 467.

**Senate Bill No. 160.—(Ward)**

Senate Bill No. 160. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations Whose Period of Duration has Expired Without the Renewal Thereof and Legalizing Acts and Contracts of Such Corporation Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporation.

Introduction, first and second reading, 230.  
Reference, 230.  
Reported back, 338.  
Amended, 832.  
Third reading, 374, 852.  
Passed, 374, 863.  
Forwarded, 384.  
Returned, 832.  
Other action, 852, 856.  
Signed by President, 936.

**Senate Bill No. 161.—(Martin)**

Senate Bill No. 161. A Resolution Offered by Senator Martin Regarding Prison Revolving Fund.

Introduction, first and second reading, 230.  
Reference, 230.  
Reported back, 603.  
Indefinitely postponed, 603.  
Other action, 230.

**Senate Bill No. 162.—(Bakken)**

Senate Bill No. 162. A Bill for an Act Authorizing the Conveyance of Certain Lands.

Introduction, first and second reading, 230.  
Reference, 231.  
Reported back, 674.  
Amended, 674, 739, 944.  
Third reading, 737, 970.  
Passed, 738, 971.  
Forwarded, 760.  
Returned, 944, 985.  
Other action, 738, 970.  
Signed by President, 1012.

**Senate Bill No. 163.—(Fleckten)**

Senate Bill No. 163. A Bill for an Act to Amend and Re-enact Sections 2 and 5 of Chapter 38 of the Session Laws of 1921, Relating to Conciliation of Controversies.

Introduction, first and second reading, 231.  
Reference, 231.  
Reported back, 580.  
Indefinitely postponed, 580.

**Senate Bill No. 164.—(Ingerson)**

Senate Bill No. 164. A Bill for an Act to Amend and Re-enact Section 6915, Compiled Laws of 1913, Relating to the Negotiation of Negotiable Instruments.

Introduction, first and second reading, 231.  
Reference, 231.  
Reported back, 467.  
Amended, 507.  
Third reading, 508.  
Indefinitely postponed, 508.

**Senate Bill No. 165.—(Ritchie, Stevens and Rusch)**

Senate Bill No. 165. A Bill for an Act Making an Annual Appropriation of \$1,000.00 for the Purpose of Aiding the Department of North Dakota of the Grand Army of the Republic, in Maintaining the Expense of its Organization, and to Aid in Defraying the Expenses of its Annual Encampment.

Introduction, first and second reading, 231.  
Reference, 231.  
Reported back, 338.  
Amended, 338.  
Third reading, 374.  
Passed, 375.  
Forwarded, 383.  
Returned, 531.  
Signed by President, 568.  
Forwarded to Governor, 600.

**Senate Bill No. 166.—(O. H. Olson)**

Senate Bill No. 166. A Bill for an Act Providing that the State May Issue Certificates of Indebtedness for the Purpose of Borrowing in Anticipation of Taxes Levied but Not Collected; Providing that Such Borrowings Shall Be Authorized by the Emergency Commission; Making an Appropriation to Retire Such Borrowings; and Repealing Section 2305 of the Compiled Laws of 1913.

Introduction, first and second reading, 255.

Reference, 256.

Reported back, 468.

Indefinitely postponed, 468.

**Senate Bill No. 167.—(Committee on Judiciary)**

Senate Bill No. 167. A Bill for an Act Providing general rules of procedure in county courts relating to giving notice to and obtaining jurisdiction of all persons interested in estates of deceased persons, or of minors, or incompetents; and for giving notice to creditors of and presentation and investigation and allowance or rejection of claims against estates of deceased persons; and sales of real estate by executors, administrators and guardians; and to repeal Sections 8549, 8550, 8551, 8552, 8553, 8554, 8555, 8556, 8557, 8558, 8559, 8565, 8734, 8736, 8737, 8740, 8741, 8742, 8743, 8744, 8747, 8748, 8752, 8754, 8771, 8772, 8774, 8775, 8776, 8777, 8780, 8790, 8791, 8909, 8911, 8767, 8769, 8770 of the Compiled Laws of North Dakota, 1913, and all Acts and parts of Acts in conflict herewith."

Introduction, first and second reading, 256.

Reference, 256.

Reported back, 674.

Amended, 675, 944.

Third reading, 738, 1027.

Passed, 739, 1028.

Forwarded, 760.

Returned, 944.

Other action, 739, 971, 1027, 1038.

Signed by President, 1053.

Forwarded to Governor, 1132.

**Senate Bill No. 168.—(Whitman)**

Senate Bill No. 168. A Bill for an Act Providing that the Question of Operating and Conducting Picture Shows in Any City, Village or Township in the State of North Dakota on the First Day of the Week Shall Upon Petition of a Certain Percentage of the Electors Therein Be Submitted to the Electors Thereof for Decision; Providing the Form of the Ballot to be Used at Such Election; and Providing that Upon a Favorable Vote of the Electors Voting Upon the Question, It Shall Thereafter Be Lawful to Operate and Conduct Moving Picture Shows Therein on Said Day.

Introduction, first and second reading, 256.

Reference, 256.

Reported back, 403.

Amended, 404, 442.

Third reading, 443.

Indefinitely postponed, 443.

Other action, 404, 405, 429, 443, 444.

**Senate Bill No. 169.—(Committee on Judiciary)**

Senate Bill No. 169. A Bill for an Act to Amend and Re-enact Section 2565 of the Compiled Laws of North Dakota for the Year 1913, Relating to Salaries and Fees of Members of Board of Commissioners of Insanity, by Whom Paid.

Introduction, first and second reading, 256.

Reference, 256.

Reported back, 468.

Indefinitely postponed, 468.

**Senate Bill No. 170.—(Martin)**

Senate Bill No. 170. A Bill for an Act to Amend Section 11260 of Article 13 of Chapter 17 Compiled Laws of 1913, providing for the Establishment at the State Penitentiary of a Motor Vehicle License Tag Factory and a Coffin and Casket and Undertaking Findings Factory and Such Other Industry as the Governor May From Time to Time Order and Direct in Addition to Such Industries as Are Provided for in Article 13, Chapter 17 of the Compiled Laws of 1913 and Providing for the Employment of the State Prison Industry Efficiency Agent, Defining His Powers and Duties and Fixing His Compensation and Term of Office and Authorizing the Governor to Appoint Such Agent.

Introduction, first and second reading, 256.

Reference, 256.

Reported back, 603.

Third reading, 700.

Indefinitely postponed, 701.

**Senate Bill No. 171.—(C. J. Olson)**

Senate Bill No. 171. A Bill for an Act to Empower Cities and Villages to Levy and Collect a Tax for Purpose of Furnishing Musical Concerts to the Public.

Introduction, first and second reading, 257.

Reference, 257.

Reported back, 500.

Amended, 500.

Third reading, 543.

Indefinitely postponed, 1008.

Passed, 544.

Forwarded, 561, 982.

Returned, 926, 1007.

Other action, 969.

**Senate Bill No. 172.—(Committee on Appropriations)**

Senate Bill No. 172. A Bill for an Act to appropriate the Sum of \$2,000.00 for the Purpose of Paying Premiums on Bonds of State Officials as Provided for by Chapter 175 of the Laws of North Dakota for the Year 1917.

Introduction, first and second reading, 257.

Reference, 257.

Reported back, 279.

Third reading, 323.

Passed, 323.

Forwarded, 353.

Returned, 477.

Signed by President, 518.

Forwarded to Governor, 550.

**Senate Bill No. 173.—(Committee on Appropriations)**

Senate Bill No. 173. A Bill for an Act Making an Appropriation of \$5,000.00, for the Biennium to Pay the Expenses and Per Diem of Agents in the Arrest and Return of Fugitives from Justice as Prescribed by Section 11162 of the Compiled Laws of 1913 for North Dakota.

Introduction, first and second reading, 257.  
Reference, 257.  
Reported back, 280.  
Third reading, 323.  
Passed, 324.  
Forwarded, 353.  
Returned, 477.  
Signed by President, 518.  
Forwarded to Governor, 550.

**Senate Bill No. 174.—(Committee on Appropriations)**

Senate Bill No. 174. A Bill for an Act to appropriate the Sum of \$2 000.00 for the Purpose of Paying the Per Diem and Expenses of the State Budget Board as Prescribed by Chapter 61 of the Session Laws of North Dakota for the Year 1915.

Introduction, first and second reading, 257.  
Reference, 257.  
Reported back, 280.  
Third reading, 324.  
Passed, 325.  
Forwarded, 353.  
Returned, 477.  
Signed by President, 518.  
Forwarded to Governor, 550.

**Senate Bill No. 175.—(Committee on Appropriations)**

Senate Bill No. 175. A Bill for an Act to appropriate \$40,000.00 to Provide a State Contingency Fund to be Placed at the Disposal of the State Emergency Commission to Be Used as Provided by Chapters 26 and 152 of the Session Laws of North Dakota for the Year 1915.

Introduction, first and second reading, 257.  
Reference, 257.  
Reported back, 280.  
Third reading, 325.  
Passed, 325.  
Forwarded, 353.  
Returned, 477.  
Signed by President, 518.  
Forwarded to Governor, 550.

**Senate Bill No. 176.—(Hjalmsstad)**

Senate Bill No. 176. A Bill for an Act to Amend and Re-enact Section 336, Compiled Laws of 1913, Relating to the Leasing and Sale of School and Other Public Lands of the State.

- Introduction, first and second reading, 257.
- Reference, 257.
- Reported back, 556.
- Amended, 556, 657, 880.
- Third reading, 658, 882.
- Passed, 658, 882.
- Forwarded, 684.
- Returned, 880.
- Other action, 462, 881, 883.
- Signed by President, 935.

**Senate Bill No. 177.—(Van Camp)**

Senate Bill No. 177. A Bill for an Act to Amend and Re-enact Section 4799 of the Compiled Laws of the State of North Dakota for 1913, Relating to Free Passes, Franks and Special Privileges Prohibited and Exceptions.

- Introduction, first and second reading, 265.
- Reference, 265.
- Reported back, 639.
- Amended, 639, 722.
- Third reading, 722.
- Indefinitely postponed, 1008.
- Passed, 723.
- Forwarded, 745.
- Returned, 1008.
- Other action, 723.

**Senate Bill No. 178.—(Whitmer)**

Senate Bill No. 178. A Bill for an Act to Impose a Tax Upon Coal Mined, Stored, Shipped, Distributed or Held for Sale Within the State of North Dakota, for the Purpose of Receiving Revenue for Defraying the Expense of the Common Schools, and Providing for the Collection Thereof.

- Introduction, first and second reading, 265.
- Reference, 265.
- Reported back, 604.
- Indefinitely postponed, 604.

**Senate Bill No. 179.—(Committee on Women's and Children's Welfare)**

Senate Bill No. 179. A Bill for an Act to Safeguard the Distribution and Sale of Certain Dangerous Caustic or Corrosive Acids, Alkalis and Other Substances in the State of North Dakota.

- Introduction, first and second reading, 266.
- Reference, 266.
- Reported back, 449.
- Third reading, 484.
- Indefinitely postponed, 1008.
- Passed, 484.
- Forwarded, 521, 982.
- Returned, 926, 1007.
- Other action, 969.



**Senate Bill No. 180.—(Rusch)**

Senate Bill No. 180. A Bill for an Act Regulating the Expenditure of Money for Travel Expenses of Members, Officers and Employees of the Board of Administration and the Institutions Under Its Control, and Certain Departments of the State, and Requiring the Approval of the Board and Governor Therefor.

Introduction, first and second reading, 266.  
Reference, 266.  
Reported back, 449.  
Amended, 944, 1051.  
Third reading, 484, 971, 1061.  
Passed, 485, 971, 1062.  
Forwarded, 521.  
Returned, 944.  
Other action, 971, 985, 1004, 1020, 1043, 1061, 1067, 1078.  
Signed by President, 1089.  
Forwarded to Governor, 1131.  
Conference committee report, 1020, 1051.

**Senate Bill No. 181.—(Kretschmar)**

Senate Bill No. 181. A Bill for an Act Providing for a Gross Earnings Tax Upon Common Carriers on Public Highways in the State of North Dakota, Fixing the Amount Thereof, Providing for the Making of Reports of Earnings, Prescribing a Method of Levying and Collecting Said Tax, the Time of Payment of said Tax and Penalties for the Non-payment Thereof, Defining Terms, Repealing all Acts and Parts of Acts in Conflict Herewith, and Declaring an Emergency.

Introduction, first and second reading, 266.  
Reference, 266.  
Reported back, 676.  
Amended, 677.  
Third reading, 739.  
Indefinitely postponed, 740.

**Senate Bill No. 182.—(Ployhar)**

Senate Bill No. 182. A Bill for an Act to Amend and Re-enact Section 3523 of the Compiled Laws of North Dakota for 1913, Relating to Deputies.

Introduction, first and second reading, 266.  
Reference, 266.  
Reported back, 469.  
Amended, 469.  
Third reading, 508.  
Indefinitely postponed, 765.  
Passed, 509.  
Forwarded, 533.  
Returned, 765.

**Senate Bill No. 183.—(Stevens)**

Senate Bill No. 183. A Bill for an Act to Amend and Re-enact Section 9 of Chapter 236 of the Session Laws of North Dakota for the Year 1915, Relating to the Examination, Registration and Regulation of Graduated Nurses.

Introduction, first and second reading, 266.  
 Reference, 266.  
 Reported back, 450.  
 Third reading, 485.  
 Indefinitely postponed, 1008.  
 Passed, 486.  
 Forwarded, 981.  
 Returned, 926, 1008.  
 Other action, 969.

**Senate Bill No. 184.—(Ettestad)**

Senate Bill No. 184. A Bill for an Act to Repeal Section 3455 of the Compiled Laws of North Dakota for the Year 1913 Relating to Commissions Allowed County Treasurers Upon Bond Issues.

Introduction, first and second reading, 266.  
 Reference, 266.  
 Reported back, 468.  
 Third reading, 509.  
 Passed, 510.  
 Forwarded, 533.  
 Returned, 834.  
 Signed by President, 855.

**Senate Bill No. 185.—(Ployhar)**

Senate Bill No. 185. A Bill for an Act Making it Unlawful to Sell or Offer for Sale in this State Motor Fuel Which has Been Mixed or Compounded, Unless the Compound Shall be Colored to Distinguish the Same from Ordinary Motor Fuel; Making Such Prohibited Sale a Misdemeanor and Providing the Penalty Therefor.

Introduction, first and second reading, 267.  
 Reference, 267.  
 Reported back, 605.  
 Third reading, 701.  
 Passed, 702.  
 Forwarded, 743.  
 Returned, 896.  
 Other action, 702.  
 Signed by President, 936.

**Senate Bill No. 186.—(Miklethun)**

Senate Bill No. 186. A Bill for an Act to Permit of Religious Instruction of Children in the First Eight Grades of Public Schools.

Introduction, first and second reading, 267.  
 Reference, 267.  
 Reported back, 450.  
 Amended, 486.  
 Third reading, 487.  
 Indefinitely postponed, 488.

**Senate Bill No. 187.—(Ettestad)**

Senate Bill No. 187. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 137 of the Session Laws of 1915, an Act Requiring Fire Drills in the Public Schools, Providing for Fire Guards, and Prescribing Penalties for the Violation Thereof.

Introduction, first and second reading, 267.

Reference, 267.

Reported back, 450.

Indefinitely postponed, 450.

**Senate Bill No. 188.—(Patterson)**

Senate Bill No. 188. A Bill for an Act to Prohibit the Mortgaging of any Grain Prior to the Threshing Thereof, and any Other Agricultural Crop Prior to its Harvest.

Introduction, first and second reading, 267.

Reference, 267.

Reported back, 580.

Indefinitely postponed, 580.

**Senate Bill No. 189.—(Fleckten)**

Senate Bill No. 189. A Bill for an Act Authorizing the State Engineer to Cooperate with the Director of the United States Geological Survey in Making Topographic Surveys and Maps to be Used in the Development of Flood Protection, Domestic Water Supply, Restoration of Water Areas, Irrigation and Drainage Projects in the State of North Dakota, and Making an Appropriation Therefor.

Introduction, first and second reading, 267.

Reference, 267, 308.

Reported back, 308, 639.

Third reading, 723.

Passed, 724.

Forwarded, 744.

Returned, 1074.

Other action, 724.

Signed by President, 1084.

Forwarded to Governor, 1131.

**Senate Bill No. 190.—(Bond)**

Senate Bill No. 190. A Bill for an Act to Amend Chapter 62 of the Compiled Laws of North Dakota for the Year 1915 and Chapter 158 of the Compiled Laws of North Dakota for the Year 1919 by Extending the Time Within Which Claims May be Filed Against the State Bonding Fund from Sixty Days to One Year, and Providing Ninety Days After Entry of Judgment for Filing Claims in Certain Cases.

Introduction, first and second reading, 281.

Reference, 281.

Reported back, 677.

Amended, 677, 740.

Indefinitely postponed, 846.

Third reading, 740.

Passed, 741.

Forwarded, 767.

Returned, 846.

Other action, 741.

**Senate Bill No. 191.—(Whitman)**

Senate Bill No. 191. A Bill for an Act to Amend and Re-enact Section 4222 of the Compiled Laws of North Dakota for the Year 1913, Relating to Claims Against Political Subdivisions of the State and Verification Thereof.

Introduction, first and second reading, 281.  
 Reference, 282.  
 Reported back, 469.  
 Indefinitely postponed, 469.

**Senate Bill No. 192.—(Lynch)**

Senate Bill No. 192. A Bill for an Act to Amend and Re-enact Sections 11275, 11276, 11278, 11279 11280, 11281, 11288, 11289 and 11291 of the Compiled Laws of 1913, and Acts Amendatory Thereof, Relating to the Officers and Employees of the State Training School, Their Duties and Salary, Those Who May be Committed to Said School and for What Time, Regulating the Conditions Under which the Students in Said School May be Paroled, and Fixing Penalty for Violation of Parole or Assisting Escapes from Said School.

Introduction, first and second reading, 282.  
 Reference, 282.  
 Reported back, 677.  
 Amended, 678.  
 Third reading, 757.  
 Passed, 758.  
 Forwarded, 767.  
 Returned, 927.  
 Other action, 741.  
 Signed by President, 982.

**Senate Bill No. 193.—(Committee on Insurance)**

Senate Bill No. 193. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Introduction, first and second reading, 282.  
 Reference, 282, 406.  
 Reported back, 406, 604.  
 Indefinitely postponed, 604.

**Senate Bill No. 194.—(Committee on Insurance)**

Senate Bill No. 194. A Bill for an Act to Amend and Re-enact Section 17 of Chapter 162 of the Session Laws of North Dakota for the Year 1919, Known as the Workmen's Compensation Law, as Amended by the Session Laws of North Dakota for the Years 1921 and 1923.

Introduction, first and second reading, 282.  
 Reference, 282, 406.  
 Reported back, 406, 606.  
 Indefinitely postponed, 606.

**Senate Bill No. 195.—(Fleckten)**

Senate Bill No. 195. A Bill for an Act Defining Peddlers and Licensing and Regulating Peddlers and the Peddling of any Goods, Wares and Merchandise and Prescribing the Penalty for Violation Thereof.

Introduction, first and second reading, 282.

Reference, 282.

Reported back, 606.

Indefinitely postponed, 606.

**Senate Bill No. 196.—(O. H. Olson and Magnuson)**

Senate Bill No. 196. A Joint Resolution Requesting Congress to Enact Suitable Legislation to Protect the Farmers' Market and Reduce his Marketing Cost.

Introduction, first and second reading, 282.

Reference, 282.

Reported back, 407.

Third reading, 429.

Passed, 429.

Forwarded, 413.

Returned, 592.

Signed by President, 632.

**Senate Bill No. 197.—(O. H. Olson and Ployhar)**

Senate Bill No. 197. A Bill for an Act to Amend and Re-enact Section 4922 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 165, Session Laws of 1919, Relating to the Revocation of the Certificates of Authority of Insurance and Surety Companies and Providing Against Discrimination.

Introduction, first and second reading, 283.

Reference, 283.

Reported back, 606.

Amended, 944.

Third reading, 702, 972.

Passed, 703, 972.

Forwarded, 743.

Returned, 944.

Other action, 703, 972, 985.

Signed by President, 1035.

**Senate Bill No. 198.—(Ingerson)**

Senate Bill No. 198. A Bill for an Act to Authorize Banking Corporations Doing Business in this State to Receive Savings Certificates of Deposits Therefor, Providing the Terms and Conditions Thereof, and Providing Penalties.

Introduction, first and second reading, 314.

Reference, 315.

Reported back, 640.

Third reading, 724.

Indefinitely postponed, 725.

Other action, 590.

**Senate Bill No. 199.—(Peck)**

Senate Bill No. 199. A Concurrent Resolution Providing for the Amendment of Section 45 Article 2, of the Constitution of the State of North Dakota, Relating to the Compensation and Mileage allowed Legislative Members.

Introduction, first and second reading, 315.

Reference, 315.

Reported back, 580.

Third reading, 659.

Passed, 660.

Forwarded, 684.

Returned, 896.

Signed by President, 935.

**Senate Bill No. 200.—(Schlosser)**

Senate Bill No. 200. A Bill for an Act to Regulate the Practice of the Professions of Engineering and Land Surveying in the State of North Dakota.

Introduction, first and second reading, 315.

Reference, 315.

Reported back, 581.

Amended, 581.

Third reading, 660.

Indefinitely postponed, 1008.

Passed, 661.

Forwarded, 684.

Returned, 1008.

**Senate Bill No. 201.—(O. H. Olson)**

Senate Bill No. 201. A Bill for an Act Requiring all Audits, Examinations and Investigations of the Books, Records and Accounts for the State of North Dakota, its Political Subdivisions, or its Utilities or Industries to be Made by Public Accountants Who Are Citizens and Actual Residents of the State of North Dakota.

Introduction, first and second reading, 315.

Reference, 315, 685.

Reported back, 640, 690.

Indefinitely postponed, 640, 755.

Third reading, 755.

**Senate Bill No. 202.—(Benson)**

Senate Bill No. 202. A Bill for an Act to Amend and Re-enact Section 3116, Compiled Laws 1913,

Introduction, first and second reading, 315.

Reference, 315.

Reported back, 640.

Indefinitely postponed, 640.

**Senate Bill No. 203.—(Whitmer)**

Senate Bill No. 203. A Bill for an Act to Amend and Re-enact Section 1190, Compiled Laws of 1913, as Amended by Chapter 199, Session Laws of 1919, as Amended by Chapter 53, Special Session Laws of 1919, as Amended by Chapter 113, Session Laws of 1923, Relating to the Consolidation of Schools and the Transportation of Pupils to and From Such Schools.

Introduction, first and second reading, 315.

Reference, 315.

Reported back, 526.

Indefinitely postponed, 526.

**Senate Bill No. 204.—(Ingerson)**

Senate Bill No. 204. A Bill for an Act to Amend and Re-enact Sections 10, 19, 20 and 21 of Chapter 126 of the Session Laws of 1917, as Amended by Chapter 110 of the Session Laws of 1919 as Amended by Chapter 21 of the Session Laws of 1921, as Further Amended by Chapter 200 of the Session Laws of 1923 and Repealing Section 38 Thereof.

Introduction, first and second reading, 316.

Reference, 316.

Reported back, 641.

Indefinitely postponed, 641.

Other action, 590.

**Senate Bill No. 205.—(Ingerson)**

Senate Bill No. 205. A Bill for an Act to Amend and Re-enact Section 5184, Compiled Laws of 1913 Relating to the Assets and Liabilities of Banks.

Introduction, first and second reading, 327.

Reference, 327.

Reported back, 607.

Indefinitely postponed, 607.

Other action, 590.

**Senate Bill No. 206.—(Kaldor)**

Senate Bill No. 206. A Bill for an Act to Impose a Flat Tax of Five Mills on Money and Credits, Providing for the Distribution of the Proceeds of Such Tax and Repealing Chapter 307, Laws of 1923, Relating to the Exemption of Moneys and Credits, and Repealing Chapter 305, Laws of 1923 Relating to the Taxation of Corporate Excess and All Other Acts and Parts of Acts in Conflict with the Provisions of this Act.

Introduction, first and second reading, 327.

Reference, 327.

Reported back, 641.

Amended, 641.

Third reading, 725.

Indefinitely postponed, 1008.

Passed, 725.

Forwarded, 744, 982.

Returned, 925, 1007.

Other action, 726, 969.

**Senate Bill No. 207.—(Martin)**

Senate Bill No. 207. A Bill for an Act Relating to Primary Elections; Prescribing the Minimum Number of Votes for Nomination.

Introduction, first and second reading, 336.

Reference, 336, 664.

Reported back, 581, 678.

Amended, 664.

Third reading, 661, 741.

Passed, 661, 742.

Forwarded, 760.

Returned, 945.

Other action, 664, 702.

Signed by President, 1012.

**Senate Bill No. 208.—(Martin)**

Senate Bill No. 208. A Concurrent Resolution Providing for the Amendment of Section 25, Article 2 of the Constitution of the State of North Dakota, Relating to the Legislative Department.

Introduction, first and second reading, 336.

Reference, 336.

Reported back, 582.

Indefinitely postponed, 582.

**Senate Bill No. 209.—(O. H. Olson)**

Senate Bill No. 209. A Bill for an Act Designating the Commissioner of Insurance as Receiver of Insolvent Domestic Insurance Companies, Outlining the Procedure in Dissolution of Such Companies, and Defining the Commissioner's Powers and Duties as Such Receiver.

Introduction, first and second reading, 336.

Reference, 336, 469.

Reported back, 469, 607.

Third reading, 703.

Passed, 704.

Forwarded, 744.

Returned, 1006.

Signed by President, 1053.

Forwarded to Governor, 1132.

**Senate Bill No. 210.—(Ingerson and Page)**

Senate Bill No. 210. A Bill for an Act Defining State Associations and Regulating and Limiting the Power of Such Associations to Re-Discount, to Borrow Money, to Pledge Assets, Forbidding Contracts to Re-Purchase Assets, Providing Procedure for the Foreclosure of Pledges With Redemption Therefrom, Declaring Void Pledge Contracts in Violation of the Provisions of the Act, Providing a Penalty for Borrowing Money and Pledging Assets in Violation of the Act and Repealing Laws in Conflict.

Introduction, first and second reading, 336.

Reference, 336.

Reported back, 557, 642.

Amended, 642.

Third reading, 726.

Passed, 726.

Forwarded, 744.

Returned, 945.

Other action, 726.

Signed by President, 1012.



**Senate Bill No. 211.—(Ployhar)**

Senate Bill No. 211. A Bill for an Act Providing that Depositories of Public Funds May With the Consent of Proper Authorities, in Lieu of Furnishing Personal or Corporate Surety Bonds, Deposit as Security for Said Public Funds, in an Amount Equal to the Maximum Deposit with it, United States Government, State of North Dakota Bonds, or the Bonds of Any County, School District, or City Within this State.

Introduction, first and second reading, 336.  
 Reference, 336.  
 Reported back, 470.  
 Amended, 541.  
 Third reading, 759.  
 Indefinitely postponed, 759.  
 Other action, 510, 542, 562, 615, 751.

**Senate Bill No. 212.—(Whitman)**

Senate Bill No. 212. A Bill for an Act to Amend and Re-enact Section 3723 of the Compiled Laws of North Dakota for the Year 1913, Relating to City Improvements.

Introduction, first and second reading, 337.  
 Reference, 337.  
 Reported back, 643.  
 Indefinitely postponed, 643.

**Senate Bill No. 213.—(Benson)**

Senate Bill No. 213. A Bill for an Act to Empower and Authorize the Board of Administration to Furnish Current from its Lighting Plant at the State Tuberculosis Sanitarium at Dunseith, North Dakota, to the City of Dunseith, North Dakota, and the Inhabitants Thereof.

Introduction, first and second reading, 337.  
 Reference, 337.  
 Reported back, 451.  
 Third reading, 489.  
 Passed, 489.  
 Forwarded, 522.  
 Returned, 834.  
 Signed by President, 855.

**Senate Bill No. 214.—(Minority Committee on State Affairs Committee)**

Senate Bill No. 214. A Bill for an Act Transferring the Management of the Business and Affairs of the North Dakota Mill and Elevator Association from the Industrial Commission, as Established by Chapter 151 of the Laws of 1919, and Recognized in Chapter 152 of the Laws of 1919, and established by Chapter 295 of the Laws of 1923, and from the Board of Managers Created by Chapter 295 of the Laws of 1923, and Vesting the Same in the Governor of the State of North Dakota; Defining and Prescribing the Authority and Duty of the Governor in the Conducting of the Business of Said Mill and Elevator Association, and Repealing Such Portions of Chapter 151 and Chapter 152 of the Laws of 1919 and Chapter 295 of the Laws of 1923, as Conflict Herewith, and Providing for the Appointment of an Auditor of the Affairs of Such Association.

Introduction, first and second reading, 337.  
 Reference, 337.  
 Reported back, 643.  
 Indefinitely postponed, 644.

**Senate Bill No. 215.—(Bond)**

Senate Bill No. 215. A Bill for an Act Providing for the Discontinuance of the Depositors Guaranty Fund and Limiting the Time Up to Which Deposits Are Guaranteed by Said Fund and the Laws Relating Thereto.

Introduction, first and second reading, 337.  
 Reference, 337.  
 Reported back, 644.  
 Amended, 728.  
 Third reading, 728.  
 Indefinitely postponed, 946.  
 Passed, 728.  
 Forwarded, 946.  
 Other action, 590, 729.

**Senate Bill No. 216.—(Committee on Appropriations)**

Senate Bill No. 216. A Bill for an Act to Transfer the Sum of \$400.00 From the Fund Appropriated to the War History Commission for Membership in National Association of War History Organizations to said Commission's Fund for Clerk Hire.

Introduction, first and second reading, 337.  
 Reference, 337.  
 Reported back, 470.  
 Third reading, 510.  
 Passed, 511.  
 Forwarded, 533.  
 Returned, 926.  
 Signed by President, 983.

**Senate Bill No. 217.—(Bakken)**

Senate Bill No. 217. A Bill for an Act to Amend and Re-enact Sections 7, 9, and 10 of Chapter 147 of the Laws of the State of North Dakota for the Year 1919, as Amended Relating to the Deposit of Funds in the Bank of North Dakota, and Relating to Interest Paid Thereon.

Introduction, first and second reading, 366.

Reference, 367.

Reported back, 470, 544, 607.

Amended, 607.

Third reading, 704.

Indefinitely postponed, 704.

Other action, 511.

**Senate Bill No. 218.—(Schlosser)**

Senate Bill No. 218. A Bill for an Act to Permit Cemetery Associations and Corporations to Vacate and Terminate the Title to any Lots and Graves for Which Payment has Not Been Made or for the Care of Which Payment Has Not Been Made for Ten Years of More, and Providing for the Disinterment of Bodies Buried in Such Lots or Graves.

Introduction, first and second reading, 367.

Reference, 367.

Reported back, 582.

Indefinitely postponed, 582.

**Senate Bill No. 219.—(Schlosser)**

Senate Bill No. 219. A Bill for an Act to Amend and Re-enact Section 3275 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Powers of County Commissioners.

Introduction, first and second reading, 367.

Reference, 367.

Reported back, 471.

Indefinitely postponed, 846.

Third reading, 511.

Passed, 511.

Forwarded, 533.

Returned, 846.

**Senate Bill No. 220.—(Rusch)**

Senate Bill No. 220. A Bill for an Act Authorizing and Directing the Board of Administration to Discontinue the State Trolley Line of Railway Operated in Bismarck, North Dakota, to Remove and Dispose of the Equipment, and Repealing Sections 1804, 1805 and 1806 of the Compiled Laws of North Dakota for the Year 1913.

Introduction, first and second reading, 367.

Reference, 367.

Reported back, 608.

Third reading, 705.

Indefinitely postponed, 705.

**Senate Bill No. 221.—(Porter)**

Senate Bill No. 221. A Bill for an Act Entitled an Act to Require all Public School Buildings, Seminaries and College Buildings, More than One Story in Height to Be Provided With Chemical Fire Extinguishers, and Providing for a Penalty for the Violation Thereof.

Introduction, first and second reading, 367.

Reference, 367.

Reported back, 451.

Amended, 451.

Indefinitely postponed, 847.

Third reading, 489.

Passed, 490.

Forwarded, 522.

Returned, 847.

**Senate Bill No. 222.—(Martin)**

Senate Bill No. 222. A Bill for an Act Limiting General Tax Levies on Personal Property to Two Per cent of its Fair Market Value.

Introduction, first and second reading, 367.

Reference, 367, 614.

Reported back, 694.

Indefinitely postponed, 695.

**Senate Bill No. 223.—(Martin)**

Senate Bill No. 223. A Bill for an Act Limiting General Tax Levies on Real Estate to One and a Half Per cent of its Fair Market Vaue.

Introduction, first and second reading, 367.

Reference, 368, 614.

Reported back, 694.

Indefinitely postponed, 694.

**Senate Bill No. 224.—(Martin)**

Senate Bill No. 224. A Bill for an Act Declaring Crop and Chattel Mortgages to Be Against Public Policy.

Introduction, first and second reading, 368.

Reference, 368.

Reported back, 644.

Amended, 644.

Third reading, 729.

Indefinitely postponed, 729.

**Senate Bill No. 225.—(Ettestad)**

Senate Bill No. 225. A Bill for an Act to Repea Section 6816 of the Compiled Laws of North Dakota for the Year 1913, and Section 2 of Chapter 209 of the Laws of 1913, Relating to Notice and Consent of the Owner in Order to Protect a Mehcanic's Lien.

Introduction, first and second reading, 368.

Reference, 368.

Reported back, 691.

Indefinitely postponed, 691.

**Senate Bill No. 226.—(Ettestad)**

Senate Bill No. 226. A Bill for an Act to Amend and Re-enact Section 6815 of the Compiled Laws of the State of North Dakota for 1913, and Section 1 of Chapter 209 of the Laws of North Dakota for 1918, Relating to the Notice Required to be Filed by Claimants of a Mechanic's Lien for Material, and Fixing Priorities Therefor.

Introduction, first and second reading, 368.  
Reference, 368.  
Reported back, 582.  
Indefinitely postponed, 583.

**Senate Bill No. 227.—(Bakken)**

Senate Bill No. 227. A Bill for an Act to Provide Funds to Pay the Depositors in Closed and Insolvent Banks, Whose Deposits Were Guaranteed by Law.

Introduction, first and second reading, 368.  
Reference, 368, 544, 614.  
Reported back, 471, 608.  
Indefinitely postponed, 608.  
Other action, 511.

**Senate Bill No. 228.—(Patterson)**

Senate Bill No. 228. A Bill for an Act to Amend and Re-enact Section 5889, Compiled Laws of 1913, Relating to Written Contracts.

Introduction, first and second reading, 368.  
Reference, 368.  
Reported back, 678.  
Indefinitely postponed, 678.

**Senate Bill No. 229.—(Van Camp)**

Senate Bill No. 229. A Bill for an Act to Prohibit the Adulteration of Milk and Dairy Products by the Introducing Therein of Any Fat or Oil Other Than Milk Fat; and to Prohibit the Sale of Any Substitute for Dairy Products or the Exposing for Sale of Such Products Through the Use of Any Advertisement, or Other Means, Suggesting the Words: "Butter," "Creamery," or "Dairy," or Suggesting the Name of Any Breed of Cattle; and Prescribing Penalties for Violation.

Introduction, first and second reading, 368.  
Reference, 369.  
Reported back, 608.  
Third reading, 706.  
Passed, 706.  
Forwarded, 743.  
Returned, 895.  
Other action, 706.  
Signed by President, 934.

**Senate Bill No. 230.—(Schlosser)**

Senate Bill No. 230. A Bill for an Act to Amend and Re-enact Section 1400 of Article 22 of the Laws of the State of North Dakota, Relating to Consolidated, Graded, and Rural Schools May Receive State Aid.

Introduction, first and second reading, 369.

Reference, 369.

Reported back, 645.

Amended, 1008.

Third reading, 729, 1029.

Passed, 730, 1029.

Forwarded, 745.

Returned, 1008.

Other action, 730, 1029, 1039.

Signed by President, 1053.

Forwarded to Governor, 1132.

**Senate Bill No. 231.—(A. H. Olson)**

Senate Bill No. 231. A Bill for an Act Appropriating the Sum of \$1,500.00 Out of the State Highway Fund for the Purpose of Re-imbursing Certain Mechanics for Losses Sustained in the Destruction of the Highway Commission Shops by Fire.

Introduction, first and second reading, 369.

Reference, 369.

Reported back, 583.

Indefinitely postponed, 583.

**Senate Bill No. 232.—(Magnuson)**

Senate Bill No. 232. A Bill for an Act Authorizing the Board of Trustees of the Teachers' Insurance and Retirement Fund to Employ an Actuary and Clerical Assistance and Making an Appropriation Therefor.

Introduction, first and second reading, 369.

Reference, 369.

Reported back, 645.

Amended, 753.

Indefinitely postponed, 645.

Third reading, 753.

Passed, 754.

Forwarded, 767.

Returned, 895.

Other action, 685, 754.

Signed by President, 935.

**Senate Bill No. 233.—(McLachlin)**

Senate Bill No. 233. A Bill for an Act Making an Appropriation of Six Hundred Dollars (\$600.00) to the North Dakota Poultry Association.

Introduction, first and second reading, 369.

Reference, 369.

Reported back, 583.

Indefinitely postponed, 846.

Third reading, 654.

Passed, 654.

Forwarded, 684.

Returned, 846.

Other action, 616, 654.

**Senate Bill No. 234.—(Ingerson)**

Senate Bill No. 234. A Bill for an Act to Amend and Re-enact Section 8 of Chapter 137 of the Session Laws of North Dakota for the Year 1913.

Introduction, first and second reading, 369.

Reference, 369.

Other action, 590, 685.

**Senate Bill No. 235.—(Carey)**

Senate Bill No. 235. A Bill for an Act to Amend and Re-enact Section 959 Compiled Laws of 1913, as Amended by Chapter 203, Session Laws of 1923, Relating to Election Ballots.

Introduction, first and second reading, 369.

Reference, 370.

Reported back, 609.

Amended, 609, 1041, 1086.

Third reading, 706, 1087.

Passed, 707, 1087.

Forwarded, 743.

Returned, 1041.

Other action, 707, 1051, 1052, 1068, 1087, 1088, 1089.

Signed by President, 1056.

Forwarded to Governor, 1130.

Conference committee report, 1051, 1086.

**Senate Bill No. 236.—(McLachlin)**

Senate Bill No. 236. A Bill for an Act to Prescribe the Legal Reserve Fund of all Banking Associations and Corporations, on and After July 1, 1926.

Introduction, first and second reading, 370.

Reference, 370.

Reported back, 645.

Amended, 645, 730, 944.

Third reading, 730, 1028.

Passed, 731, 1029.

Forwarded, 767.

Returned, 944.

Other action, 590, 731, 972, 973, 1028, 1039.

Signed by President, 1054.

Forwarded to Governor, 1133.

**Senate Bill No. 237.—(Patterson)**

Senate Bill No. 237. A Bill for an Act to Amend and Re-enact Section 2078, Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 223 Session Laws of 1919 and as Amended by Chapter 308 Session Laws of 1923, Relating to the Exemption of Property from Taxation.

Introduction, first and second reading, 370.

Reference, 370.

Reported back, 695.

Amended, 695, 756.

Third reading, 757.

Indefinitely postponed, 757.

Other action, 697.

**Senate Bill No. 238.—(Seamands)**

Senate Bill No. 238. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 107 of the Session Laws for the Year 1921 Relating to Payment of Non-resident Tuition Fee in High School Departments Within the State and High Schools Outside of the State Near the Border Line.

Introduction, first and second reading, 370.

Reference, 370.

Reported back, 583.

Indefinitely postponed, 583.

**Senate Bill No. 239.—(Ingerson)**

Senate Bill No. 239. A Bill for an Act Providing that the Bank Examiner Notify the Guaranty Fund Commission of Violations of Sections 5172, 5175, 5189, and 5192 of the Compiled Laws of North Dakota for the Year 1913, and Providing that a Failure to do so Shall Be Deemed a Misdemeanor.

Introduction, first and second reading, 381.

Reference, 381.

Reported back, 557.

Third reading, 751.

Indefinitely postponed, 1008.

Passed, 751.

Forwarded, 766, 982.

Returned, 925, 1007.

Other action, 658, 969.

**Senate Bill No. 240.—(Bond)**

Senate Bill No. 240. A Bill for an Act to Repeal Sections 910 to 916, both inclusive, Compiled Laws of 1913, Relating to the Presidential Primary Election.

Introduction, first and second reading, 386.

Reference, 386, 685.

Reported back, 609, 691.

Indefinitely postponed, 609, 1008.

Third reading, 754.

Passed, 755.

Forwarded, 766, 982.

Returned, 926, 1007.

Other action, 685, 969.

**Senate Bill No. 241.—(Carey)**

Senate Bill No. 241. A Bill for an Act to Permit the Use of Guide Cards in Elections, to Assist in Enabling Elector to Vote for the Candidate of His or Her Choice.

Introduction, first and second reading, 386.

Reference, 386.

Reported back, 558.

Amended, 558.

Third reading, 658.

Indefinitely postponed, 946.

Passed, 659.

Forwarded, 684.

Returned, 946.



**Senate Bill No. 242.—(Carey)**

Senate Bill No. 242. A Bill for an Act to Safeguard the Initiative, Referendum and Recall Provisions of the Constitution by Prohibiting Illegal and Fraudulent Signatures to Petitions. Prescribing Form and Manner of Signing and Penalties for Violations.

- Introduction, first and second reading, 386.
- Reference, 386.
- Reported back, 584.
- Amended, 584, 1041.
- Third reading, 752, 1050.
- Passed, 753, 1050.
- Forwarded, 766.
- Returned, 1041.
- Other action, 661, 1050, 1053.
- Signed by President, 1128.
- Forwarded to Governor, 1130.

**Senate Bill No. 243.—(Whitman)**

Senate Bill No. 243. A Bill for an Act to Amend and Re-enact Section 12 of Chapter 160 of the Session Laws of North Dakota of the Year 1919, as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota, as Amended by Chapter 77 of the Session Laws of North Dakota for the Year 1921, as Amended and Re-enacted by Chapter 232 of the 1923 Session Laws, Relating to State Hail Insurance.

- Introduction, first and second reading, 386.
- Reference, 387.
- Reported back, 609.
- Indefinitely postponed, 610.

**Senate Bill No. 244.—(C. J. Olson)**

Senate Bill No. 244. A Bill for an Act Relating to the Attachment of Isolated Land to an Adjoining School District and Providing the Manner of Such Attachment.

- Introduction, first and second reading, 387.
- Reference, 387.
- Reported back, 527.
- Third reading, 562.
- Indefinitely postponed, 832.
- Passed, 562.
- Forwarded, 593
- Returned, 832.

**Senate Bill No. 245.—(Fleckten)**

Senate Bill No. 245. A Bill for an Act to Amend and Re-enact Section 236a of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 4 of the Laws of 1919, and by Chapter 241 of the Laws of 1923, Relating to the Salary and Expenses of Adjutant General.

- Introduction, first and second reading, 387.
- Reference, 387.
- Reported back, 584.
- Indefinitely postponed, 584.

**Senate Bill No. 246.—(Fleckten)**

Senate Bill No. 246. A Bill for an Act to Amend and Re-enact Section 2373 of the Compiled Laws of the State of North Dakota for the Year 1913, as Amended by Chapter 5 of the Session Laws of 1919, Relating to the Term of Office and Qualifications of the Adjutant-General.

Introduction, first and second reading, 387.  
Reference 387.  
Reported back, 584.  
Indefinitely postponed, 585.

**Senate Bill No. 247.—(Miklethun)**

Senate Bill No. 247. A Bill for an Act to Limit the Applications of Pardons and Paroles to Persons Convicted of Bank Robbery or Embezzlement or Larceny of the Assets.

Introduction, first and second reading, 387.  
Reference, 387.  
Reported back, 646.  
Amended 647.  
Third reading, 731.  
Indefinitely postponed, 732.

**Senate Bill No. 248.—(Miklethun)**

Senate Bill No. 248. A Bill for an Act Requiring the State Highway Commission of Other Persons in Charge of State Highways to place Warning Signs on Public Highways Where Same Passes Through Farm Yards Which Have Buildings on Both Sides of the Road.

Introduction, first and second reading, 387.  
Reference, 387.  
Reported back, 679.  
Indefinitely postponed, 679.

**Senate Bill No. 249.—(Miklethun)**

Senate Bill No. 249. A Bill for an Act Defining the Crime of Bank Robbery from the Inside and Prescribing a Penalty Therefor.

Introduction, first and second reading, 387.  
Reference, 387.  
Reported back, 558.  
Third reading, 752.  
Indefinitely postponed, 752.  
Other action, 658.

**Senate Bill No. 250.—(Stevens)**

Senate Bill No. 250. A Bill for an Act to Amend and Re-enact Section 4 of Chapter 117, Session Laws of 1919, Relating to Nonpartisan Nomination and Election of all Elective County Officers, Judges of the Supreme and District Court, State Superintendent of Public Instruction and County Superintendent of Schools.

Introduction, first and second reading, 388.  
Reference, 388.  
Other action, 590.

**Senate Bill No. 251.—Stevens.**

Senate Bill No. 251. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 145, Session Laws of North Dakota for the Year 1923, Relating to State Bounty on Wolves and Coyotes.

Introduction, first and second reading, 388.  
Reference, 388.  
Reported back, 679.  
Amended, 679.  
Third reading, 742.  
Indefinitely postponed, 1008.  
Passed, 743.  
Forwarded, 760, 981.  
Returned, 926, 1007.  
Other action, 969.

**Senate Bill No. 252.—(Page)**

Senate Bill No. 252. A Bill for an Act Providing for an Authorization by the State Banking Board for the Organization or Removal of State Banks, Prescribing a Hearing Therefor, and Defining the Duties of the State Banking Board and the State Examiner in Respect Thereto.

Introduction, first and second reading 388.  
Reference, 388.  
Reported back, 610.  
Indefinitely postponed, 610.  
Other action, 590.

**Senate Bill No. 253.—(Fredrickson)**

Senate Bill No. 253. A Bill for an Act to Amend and Re-enact Section 994, Compiled Laws of 1913, as Amended by Chapter 32, Special Session Laws of 1919, Relating to Absent Voters' Ballots.

Introduction, first and second reading, 388.  
Reference, 388.  
Reported back, 610.  
Third reading, 707.  
Indefinitely postponed, 946.  
Passed, 708.  
Forwarded, 744.  
Returned, 946.  
Other action, 708.

**Senate Bill No. 254.—(Atkins)**

Senate Bill No. 254. A Bill for an Act to Amend Chapter 66 of the Special Session Laws of North Dakota for the Year 1919, by Providing that Collections from the County Tuition Tax Shall Constitute a High School Tuition Fund and be Used Exclusively for the Purpose of Paying the Tuition of High School Pupils Attending High Schools in Districts in Which They Do Not Reside; Prescribing Rates of Tuition and the Procedure for Paying the Same; and Repealing Chapter 107 of the Session Laws of 1921 and all Acts and Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 388.

Reference, 388, 590.

Reported back, 647.

Indefinitely postponed, 647.

**Senate Bill No. 255.—(Van Camp)**

Senate Bill No. 255. A Bill for an Act Amending Section 1 and Section 5 of Chapter 326 of the Session Laws of 1923 Pertaining to Certified Indebtedness.

Introduction, first and second reading, 388.

Reference, 389.

Reported back, 610.

Third reading, 708.

Passed, 708.

Forwarded, 744.

Returned, 895.

Other action, 708.

Signed by President, 935.

**Senate Bill No. 256.—(C. J. Olson)**

Senate Bill No. 256. A Bill for an Act to Provide for Additional Justices of the Peace in Counties Containing Cities of More than Five Thousand Population.

Introduction, first and second reading, 389.

Reference, 389.

Reported back, 647.

Indefinitely postponed, 647.

**Senate Bill No. 257.—(Kaldor)**

Senate Bill No. 257. A Bill for an Act to Amend Chapter 131 of the Session Laws of 1919 as Amended by Chapter 66 of the Session Laws of 1921, Pertaining to the Giving of Notices of Intention to Foreclose Real Estate Mortgages.

Introduction, first and second reading, 389.

Reference, 389.

Reported back, 471.

Amended, 847, 1024.

Third reading, 512, 1025.

Passed, 512, 1025.

Forwarded, 533.

Returned, 847.

Other action, 851, 867, 933, 1024, 1030, 1036.

Signed by President, 1054.

Forwarded to governor, 1133.

Conference Committee, 851, 1024.

**Senate Bill No. 258.—(Ettestad and Storstad)**

Senate Bill No. 258. A Bill for an Act to Provide for the Conveyance of Pupils in Consolidated School Districts and in School Districts Where Consolidated Schools Have Not Been Established, and Providing for Compensation Thereof, and Repealing Acts and All Parts of Acts in Conflict Herewith.

Introduction, first and second reading, 389.  
Reference, 389.  
Reported back, 501.  
Amended, 501, 545.  
Indefinitely postponed, 846.  
Third reading, 545.  
Passed, 545.  
Forwarded, 561.  
Returned, 846.  
Other action 544.

**Senate Bill No. 259.—(Storstad)**

Senate Bill No. 259. A Bill for an Act Declaring the Purpose of the State of North Dakota to Supervise and Regulate the Marketing of Agricultural Products; Preventing Unjust Discrimination, Fraud and Extortion in the Marketing of Same; Establishing a System of Grading, Weighing and Measuring Farm Products; Defining the Scope and Manner of Such Supervision and the Powers and Duties of the Persons Charged With Same; Providing for Licensing Buyers, Solicitors and Warehouses Handling Such Farm Products, and Making an Appropriation Therefor.

Introduction, first and second reading, 389.  
Reference, 389.  
Reported back, 679.  
Indefinitely postponed, 680.

**Senate Bill No. 260.—(Ingerson)**

Senate Bill No. 260. A Bill for an Act to Repeal Section 10 of Chapter 236 Session Laws of North Dakota for the Year 1923.

Introduction, first and second reading, 389.  
Reference, 389.  
Reported back, 611.  
Indefinitely postponed, 611.

**Senate Bill No. 261.—(Ingerson)**

Senate Bill No. 261. A Bill for an Act to Amend and Re-enact Section 5062 of the Compiled Laws of North Dakota for the Year 1913, Relating to Fraternal Insurance Policies.

Introduction, first and second reading 390.  
Reference, 390.  
Reported back, 611.  
Indefinitely postponed, 611.

**Senate Bill No. 262.—(Whitman)**

Senate Bill No. 262. A Bill for an Act Amending and Re-enacting Section 1342 of the Compiled Laws of the State of North Dakota for 1913, as Amended by Chapter 141 of the Session Laws of the State of North Dakota for 1915, As Amended by Chapter 206 of the Sesssion Laws of North Dakota for 1917, Relating to Compulsory Attendance School Age and the Transportation of Pupils.

Introduction, first and second reading, 390.

Reference, 390.

Reported back, 648.

Indefinitely postponed, 648.

**Senate Bill No. 263.—(Bond)**

Senate Bill No. 263. A Bill for an Act to Provide a System of Registering Titles to Motor Vehicles for the Protection of Owners of Motor Vehicles and to Facilitate the Recovery of Motor Vehicles Stolen or Unlawfully Taken, to Regulate the Certification of Such Titles, the Purchase, Sale and Transfer of Motor Vehicles and Their Registration; to Provide for the Collection of Fees for the Certification of Titles; and for Disposition Thereof; to Forbid the Destruction, Removal, Alteration, Covering or Defacement of Any Engine, Manufacturer's or Other Distinguishing Number or Identification Mark on Motor Vehicles; and to Provide for the Assignment of Special Numbers in Certain Cases; to Impose Duties on Sheriffs, Constables, Police Officers, and Other Peace Officers; and Providing Penalties.

Introduction, first and second reading, 390.

Reference, 390.

Reported back, 680.

Third reading, 746.

Indefinitely postponed, 897.

Passed, 747.

Forwarded, 765.

Returned, 897.

**Senate Bill No. 264.—(Committee on Elections)**

Senate Bill No. 264. A Bill for an Act Relating to Elections; Providing for a Recount in Case of a Tie Vote.

Introduction, first and second reading, 390.

Reference, 390.

Reported back, 585.

Third reading, 661.

Passed, 662.

Forwarded, 711.

Returned, 745.

Signed by President, 1012.

**Senate Bill No. 265.—(Page)**

Senate Bill No. 265. A Bill for an Act to Amend and Re-enact Sections 6854, 6855 and 6856, Compiled Laws of 1918, Relating to Threshing Lien.

Introduction, first and second reading, 390.  
 Reference, 390.  
 Reported back, 585.  
 Amended, 944. ....  
 Third reading, 662, 973.  
 Passed, 663, 973.  
 Forwarded, 711.  
 Returned, 944.  
 Other action, 973, 985.  
 Signed by President, 1012.

**Senate Bill No. 266.—Stevens, Kaldor and Murphy)**

Senate Bill No. 266. A Bill for an Act Designating the Sheriff of the Different Counties in the State as Inspectors and Sealers of Weights and Measures, and Giving Him Power to Appoint a Deputy Inspector; Prescribing His Powers and Duties; Defining the Standard of Weights and Measures; Prescribing Fees to be Charged for Inspection; Providing for Inspector's Compensation; Naming Custodian of State Standards and Prescribing His Duties; and Repealing Sections 2999, 3000, 3003, 3004, 3005 of the Compiled Laws of North Dakota for 1913 and Chapter 241 of the Session Laws of North Dakota for the Year 1919.

Introduction, first and second reading, 390.  
 Reference, 391.  
 Reported back, 611.  
 Indefinitely postponed, 612.

**Senate Bill No. 267.—(Schlosser)**

Senate Bill No. 267. A Bill for an Act to Amend and Re-enact Sections 1, 2, 4, 5 and 7 of Chapter 123 of the Session Laws of 1919, An Act to Create a State Board of Electricians and Prescribing the Duties Thereof. Providing for the Classification, Examination and Licensing of Electricians and Electrical Workers. Prescribing Fees for Such Examination and License, and Providing for Inspection of Electrical Work Through the State Fire Marshal Under the Direction of the State Board.

Introduction, first and second reading, 391.  
 Reference, 391, 648.  
 Reported back, 648, 680.  
 Indefinitely postponed, 648, 680.

**Senate Bill No. 268.—(Eastgate)**

Senate Bill No. 268. A Bill for an Act Making an Appropriation of Two Thousand (\$2000.00) Dollars to the North Dakota Live Stock Association and the North Dakota Dairymen's Association, Jointly.

Introduction, first and second reading, 391.

Reference, 391.

Reported back, 585.

Indefinitely postponed, 846.

Third reading, 654.

Passed, 655.

Forwarded, 684.

Returned, 846.

Other action, 616, 655.

**Senate Bill No. 269.—(Starstad)**

Senate Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3704 of the Compiled Laws of North Dakota for 1913 Providing for a Resolution Declaring Improvement Work to be Done by Special Assessment Necessary and Permitting Protests Against Said Improvements to be Filed by Property Owners.

Introduction, first and second reading, 391.

Reference, 391.

Reported back, 648.

Amended, 648.

Third reading, 732.

Passed, 732.

Forwarded, 745.

Returned, 896.

Other action, 732.

Signed by President, 936.

**Senate Bill No. 270.—McLachlin.**

Senate Bill No. 270. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North Dakota for the Year 1919, Relating to Teachers' Certificates Issued on High School Diplomas.

Introduction, first and second reading, 391.

Reference, 391.

Reported back, 527.

Amended, 527, 944.

Third reading, 563, 1033.

Passed, 563, 1033.

Forwarded, 593.

Returned, 944.

Other action 973, 1030, 1033, 1039.

Signed by President, 1054.

Forwarded to Governor, 1133.

**Senate Bill No. 271.—(Ettestad)**

Senate Bill No. 271. A Bill for an Act Providing for Notice Before Default Judgment is Entered to Attorneys in All Cases Where an Answer Has Been Interposed to the Complaint or Appearance Made.

Introduction, first and second reading, 391.

Reference, 392.

Reported back, 586.

Indefinitely postponed, 586.



**Senate Bill No. 272.—(Ettestad)**

Senate Bill No. 272. A Bill for an Act to Amend and Re-enact Sections 6913 and 6914 of the Compiled Laws of North Dakota of 1913, Relating to Consideration and Conditional Delivery of Negotiable Instruments and Other Contracts and

Introduction, first and second reading, 392.  
Reference, 392.  
Reported back, 586.  
Indefinitely postponed, 586.

**Senate Bill No. 273.—(Ettestad)**

Senate Bill No. 273. A Bill for an Act to Repeal Sections 8 and 9 of Chapter 199, Session Laws of 1923, Relating to Depositors of Public Funds.

Introduction, first and second reading, 392.  
Reference, 392.  
Reported back, 612.  
Indefinitely postponed 612.  
Other action, 590.

**Senate Bill No. 274.—(Benson)**

Senate Bill No. 274. A Bill for an Act Providing for the Auditing of Expenditures of Funds for County Agent Work by County Boards of Commissioners; the Supervision of the Work and the Employment and Dismissal of the Agent.

Introduction, first and second reading, 392.  
Reference, 392.  
Reported back, 649.  
Third reading, 710.  
Passed, 711.  
Forwarded, 744.  
Returned, 895.  
Other action, 710, 711.  
Signed by President, 935.

**Senate Bill No. 275.—(Benson)**

Senate Bill No. 275. A Bill for an Act to Amend and Re-enact Section 2263, Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of the Session Laws for 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923.

Introduction, first and second reading, 392.  
Reference, 392.  
Reported back, 636.  
Amended, 636.  
Third reading, 710, 890.  
Passed, 710, 890.  
Forwarded, 744.  
Other action, 710, 882, 889, 890, 915.  
Signed by President, 935.

**Senate Bill No. 276.—(Storstad)**

Senate Bill No. 276. A Bill for an Act to Amend Chapter 327 of the Session Laws of 1923, Relating to Advertising for Bids for Bonds or for Certificates of Indebtedness, and Providing that it Shall be Unlawful for Certain Public Officials to Accept Commissions from Bidders Upon Sales of Bonds or Certificates of Indebtedness.

Introduction, first and second reading, 392.

Reference 392.

Reported back, 649.

Third reading, 733.

Forwarded, 745.

Returned, 895.

Other action 733.

Signed by President, 935.

**Senate Bill No. 277.—(Marshall)**

Senate Bill No. 277. A Bill for an Act to Amend and Re-enact Section 1725 of the Compiled Laws of North Dakota for the Year 1913, Relative to the Industrial School at Ellendale, North Dakota.

Introduction, first and second reading, 392.

Reference. 393.

Reported back, 501.

Amended, 501, 847.

Third reading, 544.

Passed, 544.

Forwarded, 561.

Returned, 847.

Other action, 851, 867, 933, 1031, 1044.

Signed by President, 1128.

Forwarded to Governor, 1130.

Conference Committee 851.

**Senate Bill No. 278.—(Ettestad)**

Senate Bill No. 278. A Bill for an Act to Amend and Re-enact Sections 7 and 15 of Chapter 199, Session Laws of 1923, Relating to Depositories of Public Funds.

Introduction, first and second reading, 393.

Reference, 393.

Reported back, 691.

Amended, 692.

Third reading, 756.

Indefinitely postponed, 756.

Other action 590.

**Senate Bill No. 279.—(Ettestad)**

Senate Bill No. 279. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 139, Session Laws of 1923, Relating to Deposits in Banks and Trust Companies and Providing a Penalty for Making an Unlawful Charge Against Deposits Without the Consent of the Depositor.

Introduction, first and second reading, 393.  
 Reference, 393.  
 Reported back, 612.  
 Amended, 709.  
 Third Reading, 709.  
 Indefinitely postponed, 1008.  
 Passed, 709.  
 Forwarded, 765, 982.  
 Returned, 926, 1007.  
 Other action, 709, 969.

**Senate Bill No. 280.—(Ingerson)**

Senate Bill No. 280. A Bill for an Act Amending and Re-enacting Section 2263 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 1 of the Session Laws of 1917, as Further Amended and Re-enacted by Chapter 191 of the Session Laws of 1923.

Introduction, first and second reading, 393.  
 Reference, 393.  
 Reported back, 649.  
 Indefinitely postponed, 650.

**Senate Bill No. 281.—(Patterson)**

Senate Bill No. 281. A Bill for an Act to Require Insurance Companies to Make Prompt Settlement of Loss.

Introduction, first and second reading, 393.  
 Reference, 393, 615.  
 Reported back, 529, 586, 681.  
 Indefinitely postponed, 586, 681.  
 Other action, 530, 615.

**Senate Bill No. 282.—(Whitman)**

Senate Bill No. 282. A Bill for an Act to Permit State Fair Associations to Borrow Money and Mortgage Property.

Introduction, first and second reading, 393.  
 Reference, 393.  
 Reported back, 681.  
 Indefinitely postponed, 681.

**Senate Bill No. 283.—(Patterson)**

Senate Bill No. 283. A Bill for an Act to Amend and Re-enact Section 7608 Compiled Laws 1913 Relating to the Trial of Issuance of Law and Fact in District Courts.

Introduction, first and second reading, 393.  
 Reference, 393.  
 Reported back, 586.  
 Indefinitely postponed, 587.

**Senate Bill No. 281.—(Van Camp)**

Senate Bill No. 284. A Bill for an Act to Amend Section 25 of Chapter 77 of the Session Laws of 1921 Relating to the Abatement of Hail Insurance Taxes.

Introduction, first and second reading, 394.  
 Reference, 394.  
 Reported back, 529.  
 Third reading, 563.  
 Passed, 564.  
 Forwarded, 593.  
 Returned, 895.  
 Signed by President, 935.

**Senate Bill No. 285.—(Ettestad)**

Senate Bill No. 285. A Bill for an Act to Limit the Rate in Mills Which May be Levied in Taxing Districts, Providing a Method of Suspending Such Limitations in Certain Cases; Prescribing Penalties for Violations of this Act by County Auditors, and Repealing Chapter 318, Laws of 1923, and All Acts and Parts of Acts in Conflict With this Act.

Introduction, first and second reading, 394.  
 Reference 394.  
 Reported back, 650.  
 Indefinitely postponed, 650.

**Senate Bill No. 286.—(286)**

Senate Bill No. 286. A Bill for an Act to Repeal Chapter 6 of the Session Laws of North Dakota for the Year 1915, Relating to Aid to the Grand Army of the Republic from the Soldiers Home of North Dakota.

Introduction, first and second reading, 531.  
 Reference, 531.  
 Reported back, 287.  
 Third reading, 663.  
 Passed, 663.  
 Forwarded, 711.  
 Returned, 1044.  
 Signed by President, 1128.  
 Forwarded to Governor, 1130.

**Senate Bill No. 287.—(Committee on Delayed Bills)**

Senate Bill No. 287. A Bill for an Act to Amend and Re-enact Section 2980 Compiled Laws 1913, Relating to the Construction of Hotels.

Introduction, first and second reading, 560.  
 Reference, 560.  
 Reported back, 681.  
 Third reading, 747.  
 Indefinitely postponed, 896, 946, 1065.  
 Passed 748.  
 Forwarded, 766, 1065.  
 Returned, 896, 946.  
 Other action, 927, 1043.

**Senate Bill No. 288.—(Committee on Delayed Bills)**

Senate Bill No. 288. A Bill for an Act Authorizing the Industrial Commission to Make an Investigation for Oil and Gas in North Dakota, and Providing for an Appropriation Therefor.

Introduction, first and second reading, 560.  
Reference, 560.  
Reported back, 650.  
Amended, 733.  
Third reading, 734.  
Indefinitely postponed, 1008.  
Passed, 734.  
Forwarded, 766, 982.  
Returned, 925, 1007.  
Other action, 734, 969.

**Senate Bill No. 289.—(Committee on Delayed Bills)**

Senate Bill No. 289. A Bill for an Act Entitled: An Act to Authorize the District Courts of the State, Under Certain Conditions, to Order Sale or Other Disposition, or Mortgage or Lease of Property, Real or Personal, Held in Trust Created by Written Instrument, Upon Application to the Court by the Trustee, or any Beneficiary, and Providing Procedure Therefor, and for the Repeal of All Laws Inconsistent Herewith.

Introduction, first and second reading, 594.  
Reference, 594.  
Reported back, 681.  
Amended, 682.  
Third reading, 748.  
Indefinitely postponed, 946.  
Passed, 748.  
Forwarded, 766.  
Returned, 946.

**Senate Bill No. 290.—(Ingerson)**

Senate Bill No. 290. A Bill for an Act to Amend and Re-enact Section 5163 of the Compiled Laws of North Dakota for the Year 1913 Relating to Dividends and Surplus of Banking Corporations.

Introduction, first and second reading, 616.  
Reference, 616.  
Reported back, 682.  
Amended, 682.  
Third reading, 758.  
Indefinitely postponed, 1008.  
Passed, 759.  
Forwarded, 767, 982.  
Returned, 926, 1007.  
Other action, 748, 969.

**Senate Bill No. 291.—(Whitman and Schlosser)**

Senate Bill No. 291. A Bill for an Act to Amend and Re-enact Section 1829 C. L. 1913.

Introduction, first and second reading, 616.  
 Reference, 616.  
 Reported back, 682.  
 Amended, 749.  
 Indefinitely postponed, 846.  
 Third reading, 749.  
 Passed, 750.  
 Forwarded, 766.  
 Returned, 846.  
 Other action, 749.

**Senate Bill No. 292.—(Hamilton)**

Senate Bill No. 292. A Concurrent Resolution Memorializing the Congress of the United States to Take Steps Toward the Establishment of a National Park in Billings County, North Dakota, Embracing the Wonderful Petrified Forest There Located, to be Called Roosevelt Park.

Introduction, first and second reading, 653.  
 Reference, 653.  
 Reported back, 683.  
 Amended, 750, 934.  
 Third reading, 750, 993, 1076.  
 Passed, 750, 994, 1076.  
 Forwarded, 766.  
 Returned, 934.  
 Other action, 934, 943, 993, 1009, 1031, 1075.  
 Signed by President, 1053.  
 Forwarded to Governor, 1132.

**SSenate Bill No. 293.—(Patterson)**

Senate Bill No. 293. A Bill for an Act to Amend and Re-enact Section 696, Compiled Laws of 1913, as Amended by Chapter 249, Session Laws of 1917, Relating to Filling Vacancies in Public Offices.

Introduction, first and second reading, 687.  
 Reference, 687.  
 Reported back, 694.  
 Indefinitely postponed, 694.

**Senate Bill No. 294.—(Whitmer)**

Senate Bill No. 294. A Concurrent Resolution.

Introduction, first and second reading, 796.  
 Reference, 796.  
 Reported back, 908.  
 Indefinitely postponed, 1078.  
 Third reading, 997.  
 Passed, 998.  
 Forwarded, 1008  
 Returned, 1078.

**Senate Bill No. 295.—(Ployhar)**

A Concurrent Resolution.

Introduction, first and second reading, 813.

Reference, 813.

Reported back, 842.

Amended, 1068.

Third reading, 891, 1072.

Passed, 891, 1072.

Forwarded, 895.

Returned, 1068.

Other action, 1071.

**Senate Bill No. 296.—(Stevens)**

A Concurrent Resolution.

Introduction, first and second reading, 1063.

Passed, 1065.

Forwarded, 1084.

Returned, 1085.

Other action, 1064.

Signed by President, 1056.

**Senate Bill No. 297.—(Whitmer)**

A Concurrent Resolution.

Introduction, first and second reading, 1075.

Other action, 1075.

**Senate Bill No. 298.—(Wog)**

A Concurrent Resolution.

Introduction, first and second reading, 1051.

Reference, 1052.

Reported back, 1061.

Third reading, 1092.

Indefinitely postponed, 1092.

Other action, 1089, 1092.

# HOUSE BILLS

---

## House Bill No. 1.—(Hempel).

House Bill No. 1. A Bill for an Act to Amend and Re-enact Section 2185, Compiled Laws of North Dakota, for the Year 1913, as Amended by Chapter 67 of the 1919 Special Session and as Amended by Chapter 320 of the 1923 Session, Relating to Real Estate Taxes Due and Delinquent, and Penalty and Interest Thereon.

Received from House, 137.  
First and second reading, 138.  
Reference, 138.  
Reported back, 1015.  
Indefinitely postponed, 1015.  
Returned, 1039.

## House Bill No. 2.—(Hempel)

House Bill No. 2. A Bill for an Act to Amend and Re-enact Section 2191 of the Compiled Laws of North Dakota for the Year 1913, Relating to Tax Sales.

Received from House, 137.  
First and second reading, 138.  
Reference, 138.  
Reported back, 1014.  
Indefinitely postponed, 1014.  
Returned, 1039.

## House Bill No. 3.—(Rasmussen)

House Bill No. 3. A Bill for an Act to Amend and Re-enact Sections 6, 11, 12, 16 and 17 of Chapter 44 of the Special Session Laws of North Dakota, for the Year 1919, Relating to the Registration and Licensing of Motor Vehicles, the Creation of a State Highway Fund, the Distribution of Such Fund, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Received from House, 531.  
First and second reading, 535.  
Reference, 535.  
Reported back, 1005.  
Amended, 1005.  
Third reading, 1031.  
Passed, 1032.  
Returned, 1039.  
Other action, 1065.  
Signed by President, 1055.



**House Bill No. 16.—(Cart)**

House Bill No. 16. A Bill for an Act to Repeal Chapter No. 116 of the Session Laws of 1921.

Received from House, 122.  
First and second reading, 127.  
Reference, 128.  
Reported back, 407.  
Third readin, 432.  
Passed, 433.  
Returned, 413.  
Other action, 432.  
Signed by President, 518.

**House Bill No. 17.—(Committee on Appropriations)**

House Bill No. 17. A Bill for an Act to Repeal Section 2862 of the Compiled Laws of North Dakota for the Year 1913, Relating to Enforcement, Dairy Products Act.

Received from House, 81.  
First and second reading, 82.  
Reference, 82.  
Reported back, 278.  
Third reading, 328.  
Passed, 328.  
Returned, 321.

**House Bill No. 18.—(Committee on Appropriations)**

House Bill No. 18. A Bill for an Act to Repeal Section 1454 of the Compiled Laws of North Dakota for 1913, Relating to Educational Library.

Received from House, 84.  
First and second reading, 92.  
Reference, 92.  
Reported back, 451.  
Third reading, 512.  
Passed, 513.  
Returned, 533.  
Other action, 492.  
Signed by President, 597.

**House Bill No. 19.—(Committee on Appropriations)**

House Bill No. 19. A Bill for an Act to Repeal Section 1626B of the Compiled Laws of North Dakota for the Year 1913, Relating to Milling Experiments.

Received from House, 122.  
First and second reading, 128.  
Reference, 128, 366.  
Reported back, 782.  
Indefinitely postponed, 813.  
Passed, 814.  
Returned, 849.  
Signed by President, 937.

**House Bill No. 20.—(Committee on Appropriations)**

House Bill No. 20. A Bill for an Act to Repeal Section 2442 of the Compiled Laws of North Dakota for the Year 1913, Relating to National Guard.

Received from House, 154.  
First and second reading, 171.  
Reference, 171.  
Reported back, 407.  
Third reading, 431.  
Passed, 432.  
Returned, 413.  
Signed by President, 518.

**House Bill No. 21.—(Committee on Appropriations)**

House Bill No. 21. A Bill for an Act to Repeal Section 1538 of the Compiled Laws of North Dakota for 1913, Relating to Library Commission.

Received from House, 84.  
First and second reading, 92.  
Reference, 92.  
Reported back, 452.  
Third reading, 513.  
Passed, 513.  
Returned, 533.  
Other action, 492.  
Signed by President, 597.

**House Bill No. 24.—(Committee on Appropriations)**

House Bill No. 24. A Bill for an Act Making an Appropriation of \$28,000.00 to Provide for the Payment of an Existing Deficit in the General Maintenance Fund of the State Training School at Mandan, North Dakota.

Received from House, 265.  
First and second reading, 269.  
Reference, 269.  
Reported back, 784.  
Third reading, 814.  
Passed, 814.  
Returned, 849.  
Signed by President, 937.

**House Bill No. 25.—(Committee on Appropriations)**

House Bill No. 25. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses, Improvements and Repairs and Equipment for the State Normal School at Dickinson, North Dakota.

Received from House, 146.  
First and second reading, 146.  
Reference, 146.  
Reported back, 407.  
Third reading, 433.  
Passed, 433.  
Returned, 413.  
Signed by President, 518.

**House Bill No. 26.—(Committee on Appropriations)**

House Bill No. 26. A Bill for an Act Making an Appropriation of \$30,000.00 to Provide for the Payment of an Existing Deficit in the Wolf Bounty Fund.

Received from House, 265.  
First and second reading, 269.  
Reference, 269.  
Reported back, 333.  
Third reading, 435.  
Passed, 436.  
Returned, 414.  
Other action, 381.  
Signed by President, 518.

**House Bill No. 27.—(Committee on Appropriations)**

House Bill No. 27. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School at Minot and for Making Permanent Improvements and Repairs Thereto.

Received from House, 652.  
First and second reading, 687.  
Reference, 687.  
Reported back, 901.  
Amended, 901.  
Third reading, 977.  
Passed, 978.  
Returned, 986.  
Other action, 1030, 1040, 1045, 1077, 1078, 1081, 1108, 1112, 1113, 1122, 1124.  
Signed by President, 1127.

**House Bill No. 28.—(Committee on Appropriations)**

House Bill No. 28. An Act Making an Appropriation for the Current and Contingent Expenses of the State Normal and Industrial School at Ellendale, and for Improvements and Repairs Thereto.

Received from House, 221.  
First and second reading, 225.  
Reference, 225.  
Reported back, 408.  
Third reading, 433.  
Passed, 434.  
Returned, 414.  
Signed by President, 518.

**House Bill No. 29.—(Committee on Appropriations)**

**House Bill No. 29. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State Normal School, Mayville, and for Equipment and Improvements and Repairs.**

Received from House, 146.  
 First and second reading, 146.  
 Reference, 146.  
 Reported back, 783.  
 Amended, 783, 815, 963.  
 Third reading, 815, 963.  
 Passed, 815, 963.  
 Returned, 848.  
 Other action, 880, 893, 915, 963, 968, 986.  
 Signed by President, 1055.

**House Bill No. 30.—(Committee on Appropriations)**

**House Bill No. 30. A Bill for an Act making an Appropriation for the Current and Contingent Expenses of the State Normal School at Valley City, North Dakota, and Making Permanent Improvements and Repairs Thereto.**

Received from House, 221.  
 First and second reading, 225.  
 Reference, 225.  
 Reported back, 902.  
 Amended, 902.  
 Third reading, 978, 1125.  
 Passed, 979, 1126.  
 Returned, 986.  
 Other action, 979, 1030, 1036, 1076, 1080, 1081, 1088, 1089, 1090, 1096, 1097, 1098, 1099, 1101, 1111, 1112, 1113, 1122, 1123, 1124, 1127.  
 Signed by President, 1128.

**House Bill No. 31.—(Committee on Appropriations)**

**House Bill No. 31. A Bill for an Act Making an Appropriation of \$130,000.00 for Maintenance, Improvements and Repairs, Equipment and Miscellaneous for the Tuberculosis Sanatorium at San Haven.**

Received from House, 154.  
 First and second reading, 171.  
 Reference, 172.  
 Reported back, 838.  
 Amended, 838, 931.  
 Third reading, 931.  
 Passed, 932.  
 Returned, 966.  
 Other action, 883, 932, 981, 1031, 1036, 1044, 1046, 1077, 1078.  
 Signed by President, 1056.

**House Bill No. 32.—(Committee on Appropriations)**

House Bill No. 32. A Bill for an Act Making an Appropriation for the State Hospital for the Insane at Jamestown for the Payment of Salaries and Wages, Improvements and Repairs, New Building, Equipment and Miscellaneous Items.

Received from House, 179.  
First and second reading, 187.  
Reference, 187.  
Reported back, 784.  
Third reading, 815.  
Passed, 816.  
Returned, 849.  
Signed by President, 937.

**House Bill No. 33.—(Committee on Appropriations)**

House Bill No. 33. A Bill for an Act Making an Appropriation of \$265,540.00 for the Current and Contingent Expenses of the State Penitentiary and for Making Permanent Improvements and Repairs Thereto.

Received from House, 221.  
First and second reading, 225.  
Reference, 225.  
Reported back, 784.  
Amended, 816.  
Third reading, 816.  
Passed, 817.  
Returned, 849.  
Other action, 817.  
Signed by President, 937.

**House Bill No. 34.—(Committee on Appropriations)**

House Bill No. 34. A Bill for an Act Making an Appropriation to Pay the Current and Contingent Expenses of the School for the Deaf at Devils Lake, Together with Improvements and Repairs, Equipment and Miscellaneous Items.

Received from House, 221.  
First and second reading, 225.  
Reference, 226.  
Reported back, 839.  
Third reading, 883.  
Passed, 884.  
Returned, 914.  
Other action, 884.  
Signed by President, 1014.

**House Bill No. 35.—(Committee on Appropriations)**

House Bill No. 35. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Science at Wahpeton, Together with Improvements and Repairs and New Equipment.

Received from House, 221, 455.

First and second reading, 226.

Reference, 226, 475.

Reported back, 408, 501.

Amended, 408, 502.

Third reading, 434, 540.

Passed, 435, 540.

Returned, 436, 561.

Other action, 475, 592.

Signed by President, 669.

**House Bill No. 36.—(Committee on Appropriations)**

House Bill No. 36. A Bill for an Act Making an Appropriation for Maintenance, Improvements and Repairs, New Building, Equipment and Miscellaneous Items for the Institution of the Feeble Minded at Grafton.

Received from House, 154.

First and second reading, 171.

Reference, 171.

Reported back, 783.

Third reading, 817.

Passed, 817.

Returned, 849.

Signed by President, 937.

**House Bill No. 38.—(Committee on Appropriations)**

House Bill No. 38. A Bill for an Act Making an Appropriation for Salaries, Clerkhire and Miscellaneous Expenses of the Game and Fish Board.

Received from House, 385.

First and second reading, 414.

Reference, 414.

Reported back, 840.

Amended, 840.

Third reading, 884.

Passed, 884.

Returned, 913.

Other action, 884, 969.

Signed by President, 1014.

**House Bill No. 39.—(Committee on Appropriations)**

House Bill No. 39. A Bill for an Act Making an Appropriation to Pay the Salary, Travel Expenses and Miscellaneous Items of the State Transportation Officer.

Received from House, 146.

First and second reading, 147.

Reference, 147.

Reported back, 364.

Third reading, 435.

Passed, 435.

Returned, 414.

Signed by President, 518.

**House Bill No. 40.—(Committee on Appropriations)**

House Bill No. 40. A Bill for an Act Making an Appropriation to Pay Salary, Stenographer and General Expenses of the Commissioner of Immigration.

Received from House, 255.  
First and second reading, 257.  
Reference, 258.  
Reported back, 839.  
Third reading, 885.  
Passed, 885.  
Returned, 914.  
Signed by President, 1014.

**House Bill No. 42.—(Rabe)**

House Bill No. 42. A Bill for an Act Making an Appropriation of \$16,200.00 to Provide for the Payment of a Loan Made to the State Normal School at Dickinson, North Dakota.

Received from House, 122.  
First and second reading, 128.  
Reference, 128.  
Reported back, 245.  
Third reading, 270.  
Passed, 270.  
Returned, 272.  
Signed by President, 358.

**House Bill No. 43.—(Shurr, Thatcher, Svingen, Streich)**

House Bill No. 43. A Bill for an Act Making an Appropriation for the Current and Contingent Expenses of the State School of Forestry at Bottineau and Making Permanent Improvements and Additions Thereto.

Received from House, 334.  
Introduction, first and second reading, 357.  
Reference, 357.  
Reported back, 786.  
Third reading, 817.  
Passed, 818.  
Returned, 849.  
Other action, 818.  
Signed by President, 937.

**House Bill No. 46.—(Committee on Appropriations)**

House Bill No. 46. A Bill for an Act Making an Appropriation of \$262,380.00 to the State Training School, Mandan, North Dakota, for the Current and Contingent Expenses, Maintenance, New Buildings, Equipment and Miscellaneous Items, for the Biennium Beginning July 1st, 1925, and Ending June 30th, 1927.

Received from House, 146.  
First and second reading, 147.  
Reference, 147.  
Reported back, 840.  
Third reading, 885.  
Passed, 886.  
Returned, 914.  
Signed by President, 1014.

**House Bill No. 47.—(Boyd)**

House Bill No. 47. A Bill for an Act to appropriate the sum of \$75,000.00 from any moneys in the State Highway Fund, for the purpose of aiding in the construction of a bridge across the Red River of the North, between the City of Fargo, Cass County, North Dakota, and the City of Moorhead, Clay County, Minnesota under the provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Received from House, 265.  
First and second reading, 270.  
Reference, 270, 529.  
Reported back, 529, 784.  
Third reading, 821, 1107.  
Indefinitely postponed, 822.  
Passed, 1108.  
Returned 1112.  
Other action, 615, 818, 819, 820, 873, 1096, 1107.  
SSigned by President, 1128.

**House Bill No. 48.—(Carl Johnson)**

House Bill No. 48. A Bill for an Act providing for the filing of reports of school districts and township treasurers in place of publication thereof, designating where the same shall be filed; and repealing all acts, and parts of acts, in conflict herewith.

Received from House, 179.  
First and second reading, 187.  
Reference, 187.  
Reported back, 409.  
Indefinitely postponed, 435.  
Returned, 437.  
Other action, 435.

**House Bill No. 51.—(Burkhart)**

House Bill No. 51. A Concurrent Resolution giving Budget Bills Right of Way on the Calendar.

Received from House, 81.  
First and second reading, 82.  
Reference, 82.  
Reported back, 333.  
Third reading, 377.  
Passed, 377.  
Returned, 385.



**House Bill No. 53.—(Brown)**

House Bill No. 53. A Bill for an Act to Amend and Re-enact Section 292 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Foreclosure of Mortgages Held by the Board of University and School Lands, Assignments Thereof, and Conveyance of Interests in Lands Acquired Thereunder.

Received from House, 220.  
First and second reading, 226.  
Reference, 226.  
Reported back, 471.  
Amended, 472.  
Third reading, 515.  
Passed, 516.  
Returned, 534.  
Other action, 592.  
Signed by President, 669.

**House Bill No. 55.—(Eckert)**

House Bill No. 55. A Bill for an Act to Appropriate the Sum of \$200,000.00 from any Moneys in the State Highway Fund for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River Between Williams County and McKenzie County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Received from House, 207.  
First and second reading, 206.  
Reference, 206, 528.  
Reported back 527, 786.  
Indefinitely postponed, 845, 1095.  
Third reading, 822, 1095, 1116.  
Passed, 822, 117.  
Returned, 1119.  
Other action, 615, 818, 819, 820, 844, 910, 1095, 1116, 1117.  
Signed by President, 1128.

**House Bill No. 57.—(Doyle)**

House Bill No. 57. A Bill for an Act to Appropriate the Sum of \$100,000 from Any Moneys in the State Highway Bridge Fund, for the Purpose of Aiding in the Construction of a Bridge Across the Missouri River, at a Point Near the Town of Sanish. Between McKenzie County, North Dakota and Mountrail County, North Dakota, Under the Provisions of Chapter 73 of the Laws of North Dakota for the Year 1919.

Received from House, 255.  
First and second reading, 258.  
Reference, 258, 528.  
Reported back, 528, 785.  
Indefinitely postponed, 844, 1094.  
Third reading, 823, 1093, 1117.  
Passed, 824, 1118.  
Returned, 1119.  
Other action 615, 818, 819, 820, 843, 910, 1117, 1118.  
Signed by President, 1128.

**House Bill No. 58.—(Cart)**

House Bill No. 58. A Bill for an Act to appropriate the Sum of Twenty-five Thousand (\$25,000.00) Dollars for the Purpose of Aiding in the Construction of a Bridge and Approaches Across the Des Lacs Lake on the County Line Between Burke and Ward Counties in the State of North Dakota, Under the Provisions of Chapter 73 of the Session Laws of North Dakota for the Year 1919, and that Such Appropriation be Made from the State Highway Fund.

Received from House, 265.  
First and second reading, 270.  
Reference, 270, 528.  
Reported back, 528, 785.  
Third reading, 824, 1106.  
Indefinitely postponed, 825.  
Passed, 1107.  
Returned, 1112.  
Other action, 615, 818, 819, 820, 873, 1106.  
Signed by President, 1128.

**House Bill No. 61.—(Martin)**

House Bill No. 61. A Bill for an Act Relating to Real Estate Tax Sales.

Received from House, 375.  
First and second reading, 377.  
Reference 377.  
Reported back, 558.  
Amended, 558.  
Third reading, 774.  
Passed, 775.  
Returned, 794.  
Other action, 774, 831.  
Signed by President, 853.

**House Bill No. 62.—(Freeman)**

House Bill No. 62. A Bill for an Act to Amend and Re-enact Section 4926, Compiled Laws of North Dakota for 1918 Relating to Resident and Non-resident Insurance Agents.

Received from House, 335.  
First and second reading, 357.  
Reference, 357.  
Reported back, 452.  
Amended, 452, 514.  
Third reading, 514.  
Passed 514.  
Returned, 534.  
Other action, 492, 514, 592.  
Signed by President, 669.

**House Bill No. 63.—(O. C. Anderson)**

House Bill No. 63. A Bill for an Act to Repeal Section 2348 of the Compiled Laws of North Dakota for the Year 1913 as Amended by Chapter 187 of the Laws of 1915, and to Repeal Section 2349 of the Compiled Laws of North Dakota for the Year 1913 Relating to Assessors Duties in Connection with Military Enrollment

Received from House, 180.  
First and second reading, 188.  
Reference, 188.  
Reported back, 308.  
Third reading, 377.  
Passed, 378.  
Returned, 385.  
Signed by President, 568.

**House Bill No. 65.—(Carr)**

House Bill No. 65. A Bill for an Act to Amend and Re-enact Section 4543 of the Compiled Laws of North Dakota for the Year 1913 and Section 4557 of the Compiled Laws of North Dakota for the Year 1913 as Amended and Re-enacted by Chapter 46 of the Session Laws of North Dakota for the Year 1921 Relating to the Declaration of Dividends and the Creation of Indebtedness by Directors of Corporations, and Increasing or Diminishing of the Capital Stock of Corporations and the Issuing of Bonds by Corporations and Declaring an Emergency.

Received from House, 180, 222.  
First and Second reading, 188.  
Reference, 188.  
Reported back, 472.  
Amended, 472.  
Third reading, 516.  
Passed, 517.  
Returned, 208, 534.  
Other action 206, 592.  
Signed by President 669.

**House Bill No. 67.—(Carr)**

House Bill No. 67. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 266 of the Session Laws of 1923 Relating to the Possession of Pistols and Revolvers and Declaring an Emergency.

Receiver from House, 180.  
First and second reading, 188.  
Reference, 188.  
Reported back, 472.  
Amended, 473.  
Third reading, 517.  
Passed, 517.  
Returned, 534.  
Other action, 517, 592.  
Signed by President, 669.

**House Bill No. 68.—(Sagen)**

House Bill No. 68. A Bill for an Act to Provide for the Registration of all Marriages with the State Registrar of Vital Statistics, and to Provide Fees for the Same.

Received from House, 221.  
First and second reading, 226.  
Reference, 226.  
Reported back 587.  
Amended, 587.  
Third reading, 775.  
Passed, 775.  
Returned, 794.  
Other action, 831, 834, 909, 932.  
Signed by President, 1014.

**House Bill No. 69.—(Elken and Carr)**

House Bill No. 69. A Bill for an Act to Amend and Re-enact Section 8076 of the Compiled Laws of North Dakota for the Year 1913, as Amended and Re-enacted by Chapter 250 of the Session Laws of North Dakota for the Year 1923 Relating to Foreclosure of Mortgages by Agent or Attorney, and Legalizing and Validating Sales Heretofore Made Where the Power of Attorney has been Filed for Record at or Prior to the Time Fixed for the Making of the Same.

Received from House, 207.  
First and second reading, 206.  
Reference, 206.  
Reported back, 473.  
Amended, 473.  
Third reading, 541.  
Passed, 541.  
Returned, 561.  
Other action, 592.  
Signed by President, 669.

**House Bill No. 71.—(Rasmussen)**

House Bill No. 71. A Bill for an Act to Amend and Re-enact Sections 2 and 13, and to Add Sections 17 and 18 to Chapter 311, Session Laws of the State of North Dakota for 1923, Being an Act Relating to the Imposition of a Tax on the Gasoline Stored, Shipped, Distributed or Held for Sale Within This State, for the Purpose of Raising Revenue for Defraying the Expenses of the State Government, State Highway Commission, and the Appropriation Thereof, and Providing for the Administration of the Same.

Received from House, 231.  
First and second reading, 226.  
Reference, 226.  
Other action, 264.

**House Bill No. 73.—(Tuneberg)**

House Bill No. 73. A Bill for an Act to Amend and Re-enact Section 2464 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 58 of the Session Laws of 1921, and Amending and Re-enacting Section 2468 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Establishment of Drains and the Assessment of benefits Subject to Review.

Received from House, 180.  
First and second reading, 188.  
Reference, 188.  
Reported back, 797.  
Third reading, 856.  
Passed, 856.  
Returned, 893.  
Signed by President, 1017.

**House Bill No. 77.—(Boyd and Twichell)**

Received from House, 122.  
First and second reading, 128.  
Reference 128.  
Third reading, 128.  
Passed, 128.  
Returned, 128.

**House Bill No. 82.—(Johnson of Ransom)**

House Bill No. 82. A Bill for an Act to Regulate and Better Safeguard the Bonds of Public Officials and Public Depositories.

Received from House, 221.  
First and second reading, 226.  
Reference 226.  
Reported back, 786.  
Third reading, 825.  
Passed, 825.  
Returned, 849.  
Signed by President, 937.

**House Bill No. 84.—(Fine)**

House Bill No. 84. A Bill for an Act Empowering the Board of Railroad Commissioners to Order, Authorize and Permit Common Carriers to Publish and Charge Special Freight Rates, Classifications, Rules and Regulations, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Received from House 335.  
First and Second reading, 357.  
Reference 357.  
Reported back. 841.  
Amended, 929.  
Third reading, 930.  
Passed, 930.  
Returned, 967.  
Other Action, 877, 930.  
Signed by President, 1055.

**House Bill No. 86.—(Hoople, Brown and Martin)**

House Bill No. 86. A Bill for an Act to Amend and Re-enact Sections 6, 7, 13, 26 and 27 of Chapter 160 of the Session Laws of 1919 as Amended by Chapter 38 of the Special Session Laws of the Sixteenth Legislative Assembly of the State of North Dakota, as Amended and Re-enacted by Chapter 77 of the Session Laws of North Dakota for the Year 1921, as Amended and Re-enacted by Chapter 232 of the Session Laws of North Dakota for the Year 1923, Relating to State Hail Insurance.

Received from House, 566.  
 First and second reading, 569.  
 References, 569, 920.  
 Reported back, 868, 940.  
 Amended, 868, 940.  
 Third reading, 915, 942, 943.  
 Indefinitely postponed, 916.  
 Passed, 942, 943.  
 Returned, 968.  
 Other action, 918, 941, 942, 943, 1016.  
 Signed by President 1054.

**House Bill No. 87.—(Hoople)**

House Bill No. 87. A Bill for an Act Protecting Insurance Agents Authorized to Do Business Within This State from Discrimination by Any Insurance Company Authorized to Do Business Within This State and Providing Penalty for Such Discrimination.

Received from House, 335.  
 First and second reading, 357.  
 Reference, 357.  
 Reported back, 473.  
 Third reading, 564.  
 Passed, 564.  
 Returned 593.  
 Other action, 546, 564.  
 Signed by President, 669.

**House Bill No. 88.—(Rulon)**

House Bill No. 88. A Bill for an Act to Amend and Re-enact Section 225 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 127 of the Session Laws of North Dakota for the Year 1919, Relating to the Duties of the State Examiner.

Received from House, 220.  
 First and second reading, 226.  
 Reference, 226.  
 Reported back, 474.  
 Amended, 474, 546.  
 Third reading, 546.  
 Passed, 546.  
 Returned, 560.  
 Other action, 592.  
 Signed by President, 669.

**House Bill No. 89.—(Arduser)**

House Bill No. 89. A Bill for an Act to Amend and Re-enact Chapter 86 of the Session Laws for the Year 1921, as Amended by Chapter 146, Session Laws 1923, Relating to Application of the Tuberculin Test and Eradication of Bovine Tuberculosis in Townships in Counties in North Dakota Under the Direction of the State Live Stock Sanitary Board by Petitions of a Majority of Resident Freeholders or Live Stock Owners in Such Townships.

Received from House, 207.

First and second reading, 206.

Reference 206.

Reported back, 650.

Third reading, 777.

Passed, 778.

Returned, 793.

Signed by President, 853.

**House Bill No. 90.—(Committee on Appropriations)**

House Bill No. 90. A Bill for an Act Making an Appropriation of \$40,000.00 for the Purchase of Land and the Installing of a Waterworks System at the Hospital for the Insane at James town.

Received from House, 221.

First and second reading, 188.

Reference, 188.

Reported back, 247.

Third reading, 271.

Passed, 271.

Returned, 208, 272.

Other action, 206.

Signed by President, 358.

**House Bill No. 91.—(Loudenbeck)**

House Bill No. 91. A Bill for an Act to Amend and Re-enact Section 1, Chapter 204, Session Laws of 1915, Being an Act to Compel Railroad Companies to Maintain Suitable Stock Yards.

Received from House, 255.

First and second reading, 258.

Reference, 258.

Reported back, 841.

Third reading, 886.

Passed, 886.

Returned, 914.

Signed by President, 1014.

**House Bill No. 92.—(Root)**

House Bill No. 92. A Bill for an Act to Repeal Sections 1733, 1734, 1735 and 1736 of the Compiled Laws of North Dakota for 1913, Relating to Military Instruction in the State Normal and Industrial School at Ellendale, N. D.

Received from House, 717.

First and second reading, 770.

Reference, 770.

Reported back, 840.

Third reading, 887.

Passed 887.

Returned, 914.

Signed by President, 1014.

**House Bill No. 93.—(Borman and Martin)**

House Bill No. 93. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 187 of the Session Laws of North Dakota for the Year of 1919 as Amended by Chapter 211 of the Session Laws of North Dakota for 1923, Relating to the Qualifications of Official and Legal Newspapers and Providing for the election of such newspapers.

Received from House, 255.  
 First and second reading, 258.  
 Reference, 258.  
 Reported back 793.  
 Amended, 793.  
 Third reading, 826, 1099.  
 Passed, 826, 1100.  
 Forwarded, 848.  
 Other action, 880, 960, 1045, 1094, 1097, 1099, 1105.  
 Signed by President, 1128.

**House Bill No. 94.—(Hoople and Thatcher)**

House Bill No. 94. A Bill for an Act Re-establishing the North Dakota Mill and Elevator Association, Defining Its Powers and Duties, Providing for the Control, Management, and Operation of State Owned Grain Warehouses, Elevators and Flour Mills and the Conduct of All Business Relating Thereto, Especially as Relates to the State Owned Mill and Elevator at Grand Forks, North Dakota, and Repealing Chapter 295, Laws of North Dakota of 1923.

Received from House, 220.  
 First and second reading, 226.  
 Reference, 227.  
 Reported back, 420.  
 Amended, 420, 539, 565.  
 Third reading, 565.  
 Passed, 566.  
 Returned, 593.  
 Other action, 426, 474, 530, 539, 629.  
 Signed by President 669.

**House Bill No. 96.—(Martin)**

House Bill No. 96 as amended. A Bill for an Act Relating to Abstracting, Providing for the Licensing and Bonding of Such Abstracters, and the Examination and Registration Thereof, and to Repeal Sections 3090, 3091, 3092, 3093, 3094, 3095, 3097 and 3098, Compiled Laws of 1913, and All Acts and Parts of Acts in Conflict Herewith.

Received from House, 255.  
 First and second reading, 258.  
 Reference 258.  
 Reported back, 309.  
 Third reading, 378.  
 Passed, 380.  
 Returned, 385.  
 Signed by President, 569.



**House Bill No. 98.—(Johnson of Foster, and Jodock)**

House Bill No. 98. A Bill for an Act to Repeal Section 2263 Compiled Laws of the State of North Dakota for the Year 1913, as Amended and Re-enacted in Chapter 1 of the Session Laws for the Year 1917, as Amended by Chapter 191 of the Session Laws for the Year 1923, Relating to County Agents.

Received from House, 385.  
 First and second reading, 414.  
 Reference, 414, 475.  
 Reported back, 612.  
 Indefinitely postponed, 932.  
 Returned, 967.  
 Other action, 775, 796, 887.

**House Bill No. 101.—(Cart)**

House Bill No. 101. A Bill for an Act to Provide for the Correction of Errors in the Assessment of Property; for the Placing of Omitted Property or Property Which has Escaped Taxation Upon the Tax Lists; for the Re-assessment of Property which has been Undervalued and to Repeal Sections 2187, 2216, 2217, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304 of the Compiled Laws of the State of North Dakota for the Year 1913.

Received from House, 519.  
 First and second reading, 537.  
 Reference, 537, 929.  
 Reported back, 875, 954.  
 Amended, 954.  
 Third reading, 999.  
 Passed, 999.  
 Returned, 1009.  
 Signed by President 1082.

**House Bill No. 108.—(Rabe)**

House Bill No. 108. A bill for an Act to Amend and Re-enact Section Two (2) of Chapter 188 of the Session Laws of 1923 of the State of North Dakota, Relating to the Collection of Seed Grain and Feed Accounts Owing to Counties.

Received from House, 335.  
 First and second reading, 357.  
 Reference, 357.  
 Reported back, 905.  
 Amended, 905, 1062.  
 Third reading, 989, 1062.  
 Passed, 990, 1063.  
 Returned 1009.  
 Other action, 1043, 1044, 1062, 1067, 1068.  
 Signed by President (1055) 1121.

**House Bill No. 109.—(Twichell)**

House Bill No. 109. A Bill for an Act to Amend and Re-enact Section 4541, Compiled Laws of North Dakota for the Year 1913, Relating to Number and Power of Directors of Corporations.

- Received from House, 291.
- First and second reading, 292.
- Reference, 292.
- Reported back, 475.
- Third reading, 547.
- Passed, 547.
- Returned, 561.
- ....Signed by President 669.

**House Bill No. 110.—(Twichell)**

House Bill No. 110. A Bill for an Act to Amend and Re-enact Section 2214 of the Compiled Laws of North Dakota for 1913, Relating to Irregularities of Land to Be Platted Into Lots If Required.

- Received from House 454.
- First and second reading 461.
- Reported back 869.
- Third reading, 916.
- Pass....ed, 917.
- Returned 966.
- Other action. 917.
- Signed by President, 1054.

**House Bill No. 111.—(Carr)**

House Bill No. 111. A Bill for an Act to Amend and Re-enact Section 8964 of the Compiled Laws of North Dakota for 1913, Providing for Preliminary Examination by Judge of the County Court Having Increased Jurisdiction, Preliminary Examinations and Change of Venue.

- Received from House, 291.
- First and second reading 292.
- Reference, 292.
- Reported back, 587.
- Third reading, 775.
- Passed 776.
- Returned 793.
- Signed by President 853.

**House Bill No. 112.—(Hoople)**

House Bill No. 112. A Bill for an Act to Provide an Appropriation in the Sum of One Thousand Dollars for the Inspection and Eradication of Bee Diseases, Under the Provisions of Chapter 140, Session Laws of North Dakota for the Year 1923.

- Received from House 334, 1006.
- First and second reading, 357.
- Reference, 357.
- Reported back, 869.
- Third reading, 917, 1001.
- Indefinitely postponed, 917.
- Passed, 1002.
- Returned, 967, 1011.
- Other action, 965, 968.
- Signed by President, 1082.

**House Bill No. 113.—(Judiciary Committee)**

House Bill No. 113. A Bill for an Act to Amend and Re-enact Section 1 of Chapter 146 of the Session Laws of 1919 as Amended and Re-enacted and as Purported to be Amended and Re-enacted by Chapter 176 of the Session Laws of 1923; Creating the Office of Commissioner of Immigration, Appointment by the Governor, Term of Office, and Prescribing Salary and Bond.

Received from House, 291.

First and second reading, 292.

Reference 292.

Reported back, 809.

Amended, 809.

Third reading, 866.

Passed, 867.

Returned, 879.

Other action, 927.

Signed by President 1012.

**House Bill No. 115.—(John Jacobson)**

House Bill No. 115. A Bill for an Act to Amend and Re-enact Section 3081, Compiled Laws of North Dakota for 1913, Being an Act to License Operation of Coal Mines.

Received from House, 454.

First and second reading, 461.

Reference, 461.

Reported back, 787.

Third reading, 826.

Indefinitely postponed, 827.

**House Bill No. 117.—(Paul Johnson)**

House Bill No. 117. A Bill for an Act Authorizing the Renewal of the Period of Corporate Existence of Certain Corporations whose Period of Duration has Expired Without the Renewal Thereof, and Legalizing Acts and Contracts of Such Corporations Made or Done and Performed Subsequent to the Expiration of the Original Period of Existence of Such Corporations, and Providing That This Act Shall Take Effect Immediately Upon its Passage and Approval.

Received from House, 385.

First and second reading, 414.

Reference, 414.

Reported back 588.

Indefinitely postponed, 588.

Returned, 596.

**House Bill No. 121.—(Hoople and Thatcher)**

House Bill No. 121. A Bill for an Act Creating the Office of State Efficiency Expert, Providing for the Appointment of Such Officer, Prescribing His Powers and Duties, Fixing His Salary, and Making an Appropriation for Payment of Same.

Received from House, 763, 1065.

Reference 774.

Reported back, 907.

Third reading, 1003, 1072.

Indefinitely postponed, 1003, 1073.

Returned, 1010, 1073.

Other action, 996, 1045, 1072, 1073.

**House Bill No. 122.—(Oberg)**

House Bill No. 122. A Bill for an Act to Repeal All Sections and Parts of Sections, Establishing, Regulating and Providing for the Maintenance of State Fairs at the Cities of Grand Forks, Fargo, Minot and Mandan.

Received from House, 764.  
First and second reading, 772.  
Reference, 772.  
Reported back, 798.  
Indefinitely postponed, 857.  
Returned 879.  
Other action, 857.

**House Bill No. 123.—(Freeman)**

House Bill No. 123. A Bill for an Act to Amend and Re-enact Section 1100, of the Compiled Laws of North Dakota for the Year 1913, Relating to the Compensation of Members of Board of Registry.

Received from House, 291.  
First and second reading 292.  
Reference 292.  
Reported back 453.  
Third reading, 515, 530.  
Indefinitely postponed, 515.  
Passed, 531.  
Returned 534.  
Other action, 453, 492, 530.  
Signed by President 631.

**House Bill No. 125.—(Committee on Appropriations)**

House Bill No. 125. A Bill for an Act to Amend and Re-enact Sections 2005, 2906, 2910 Compiled Laws of the State of North Dakota for 1913, Relating to the Analysis and Testing of Seeds by the Agricultural College Experiment Station, and the Certification Thereof, and Repealing Section 2910 and All Acts in Conflict Herewith.

Received from House, 477.  
First and second reading, 536.  
Reference, 536.  
Reported back, 651.  
Third reading, 778.  
Passed, 779.  
Returned, 794.  
Signed by President, 854.

**House Bill No. 127.—(Hempel)**

House Bill No. 127. A Bill for an Act Extending the Rights of Eminent Domain as to State Institutions.

Received from House, 255.  
First and second reading, 258.  
Reference, 258.  
Reported back, 786.  
Third reading, 827.  
Passed, 827.  
Returned, 849.  
Signed by President, 937.

**House Bill No. 128.—(Zimmerman)**

House Bill No. 128. A Bill for an Act to Amend and Re-enact Section 8133 of the Compiled Laws of North Dakota for 1913, Relating to Chattel Mortgage Sales.

Received from House, 385.

First and second reading, 414.

Reference, 414.

Reported back, 798.

Indefinitely postponed, 798.

Returned, 850.

**House Bill No. 130.—(Committee on Judiciary)**

House Bill No. 130. A Bill for an Act Appropriating \$10,000.00 out of the State Bar Fund and Transferring the Same to the General Fund of the State.

Received from House, 334.

First and second reading, 357.

Reference, 357.

Reported back, 798.

Third reading, 857.

Passed, 858.

Other action, 894.

Signed by President, 1013.

**House Bill No. 131.—(Committee on Judiciary)**

House Bill No. 131. A Bill for an Act to Provide for the Compilation of a Supplement to the Compiled Laws of 1913, to Comprise the Statutes Enacted by the Regular Sessions of 1915, 1917, 1919, 1921, 1923, 1925 and Two Special Sessions Since 1913, and Authorizing the Secretary of State to Contract with the Lawyers Co-operative Publishing Company of Rochester, New York, to Prepare, Annotate, and Publish Such a Supplement; and Making an Appropriation for the Purchase of Copies for the Use of the State.

Received from House, 335.

First and second reading, 357.

Reference, 358, 652.

Reported back, 683.

Amended, 779.

Third reading, 779.

Passed, 779.

Returned, 794.

Other action, 831.

Signed by President, 853.

**House Bill No. 138.—(Elken)**

House Bill No. 138. A Bill for an Act to Amend and Re-enact Section 8774 of the Compiled Laws of North Dakota for the Year 1913, Providing for the Sale of Real Estate by the County Court and For the Advertising of the Same and How Made.

Received from House, 455.

First and second reading, 461.

Reference, 461.

Reported back, 955.

Indefinitely postponed, 955.

Returned, 1037.

**House Bill No. 139.—(Jacobson)**

House Bill No. 139. A Bill for an Act to Amend and Re-enact Section 3082, Compiled Laws of North Dakota for 1913, Being an Act to Provide for Set Statistics to be Kept by the Mine Operators for Public Inspection.

Received from House, 455.

First and second reading, 461.

Reference, 461.

Reported back, 787.

Third reading, 827.

Indefinitely postponed, 828.

**House Bill No. 142.—(Johnson of Trail)**

House Bill No. 142. A Bill for an Act to Repeal Sections 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289 and 2290 of the Compiled Laws of North Dakota for the Year 1913 Relating to Bond Issues Authorized by the Legislative Assembly of the State of North Dakota Which Have Been Retired.

Received from House, 375.

First and second reading, 414.

Reference, 415.

Reported back, 799.

Third reading, 858.

Passed, 859.

Returned, 894.

Signed by President, 1013.

**House Bill No. 143.—(Plath and Tuneberg)**

House Bill No. 143. A Bill for an Act Prescribing the Penalty for Larceny in the Night Time of Poultry and Live Stock.

Received from House, 591.

First and second reading, 688.

Reference, 688.

Reported back, 801.

Amended, 801.

Third reading, 887.

Passed, 888.

Returned, 913.

Other action, 862, 969.

Signed by President, 1014.

**House Bill No. 144.—(Oberg)**

House Bill No. 144. A Bill for an Act Providing for the Manner of Constructing Crossings, and for the Construction and Maintenance of Certain Signs at the Crossings of Railroads, Streets and Public Highways, and Regulating the Use of Such Crossings by the Public, and for the Establishment, Vacation and Re-location of Such Crossings and for the Protection of Dangerous Railroad Grade Crossings.

Received from House, 764.

First and second reading, 771.

Reference, 771.

Reported back, 869.

Third reading, 918.

Passed, 918.

Returned, 966.

Signed by President, 1054.

**House Bill No. 145.—(Starke)**

House Bill No. 145. A Bill for an Act to Amend and Re-enact Section 4503 of the Compiled Laws of North Dakota for the Year 1913; Limiting the Value of Property to Be Held by Religious and Charitable Corporations and Associations.

Received from House, 455.  
First and second reading, 461.  
Reference, 461.  
Reported back, 787.  
Third reading, 828.  
Passed, 829.  
Returned, 849.  
Signed by President, 937.

**House Bill No. 148.—(Butt)**

House Bill No. 148. A Bill for an Act to Amend and Re-enact Section 3116 of the Compiled Laws of 1913, as Amended by Chapter 342, Session Laws of 1923, Relating to Storage Charges and Insurance on Grain and Prohibiting the Transferring or Assigning of Insurance on Grain and Giving Ticket Holders the First Lien on Proceeds of Insurance and also Amending and Re-enacting Section 3114, Compiled Laws of 1913, Giving the Owners of Storage Tickets a Prior Lien on All Grain on Hand in Case of Insolvency.

Received from House, 567.  
First and second reading, 569.  
Reference, 569.  
Reported back, 912.  
Third reading, 998.  
Passed, 999.  
Returned, 1011.  
Signed by President, 1082.

**House Bill No. 149.—(Freeman)**

House Bill No. 149. A Bill for an Act to Create a State Board of Accountancy and Prescribing Its Duties and Powers; to Provide for the Examinations of and Issuance of Certificates to Qualified Accountants, with the Designation of Certified Public Accountants; to Provide the Penalty for Violations of the Provisions Thereof; and to Repeal Sections 549, 550, 551, 552, 553, 554, 555, 556 and 557 of the Compiled Laws of North Dakota for the Year 1913 and All Other Acts or Parts of Acts in Conflict Therewith.

Received from House, 532.  
First and second reading, 535.  
Reference, 535.  
Reported back, 808.  
Amended, 808.  
Third reading, 865, 1049.  
Passed, 866, 1050.  
Returned, 878.  
Other action, 927, 933, 1023, 1036, 1043, 1044, 1048, 1067, 1068.  
Signed by President, 1083.

**House Bill No. 151.—(McCay)**

House Bill No. 151. A Bill for an Act to Amend and Re-enact Section 3239 of the Compiled Laws of North Dakota for 1913, as Amended by Chapter 117 of the Session Laws of North Dakota for 1915 as Amended by Chapter 102 of the Session Laws of 1917, Relating to the Frequency of Holding an Election for the Removal of County Seats Not Located on the Railroad and Providing a Primary Election Thereon and Prescribing the Number of Votes Required for Such Removal.

Received from House, 335.  
 First and second reading, 358.  
 Reference, 358, 409.  
 Reported back, 409, 559.  
 Third reading, 594.  
 Indefinitely postponed, 595.  
 Returned, 596.  
 Other action, 589, 595.

**House Bill No. 152.—(Jacobson)**

House Bill No. 152. A Bill for an Act to Enact and Re-enact Chapter 170 of the Session Laws of North Dakota for the Year 1919, as Amended by Chapter 346 of the Session Laws of North Dakota for the Year 1923, Being an Act Regulating and Fixing the Hours of Labor of Females and Providing Penalties for the Violation Thereof.

Received from House, 763.  
 First and second reading, 773.  
 Reference, 773.  
 Reported back, 870.  
 Third reading, 920.  
 Passed, 920.  
 Returned, 966.  
 Signed by President, 1054.

**House Bill No. 155.—(Hardy of Slope)**

House Bill No. 155. A Bill for an Act to Amend and Re-enact Chapter 136, Laws of North Dakota for the Year 1923, Providing for the Supervision and Regulation of the Transportation of Persons and Property for Compensation Over Any Public Highway by Motor Propelled Vehicles; Defining Transportation Companies; Providing for Supervision and Regulation Thereof by the Board of Railroad Commissioners of the State of North Dakota; Providing for the Enforcement of the Provisions of This Act and for the Punishment of the Violation Thereof.

Received from House, 764.  
 First and second reading, 772.  
 Reference, 772.  
 Reported back, 870.  
 Third reading, 920.  
 Passed, 921.  
 Returned, 966.  
 Other action, 921.  
 Signed by President, 1055.



**House Bill No. 156.—(Palms)**

House Bill No. 156. A Bill for an Act to Amend and Re-enact Section 2 of Chapter 167, Session Laws of 1913 and to Provide for Greater Dispatch of Business in Burleigh County.

Received from House, 567.  
First and second reading, 569.  
Reference, 569.  
Reported back, 807.  
Third reading, 863.  
Passed, 863.  
Returned, 894.  
Signed by President, 1013.

**House Bill No. 157.—(Cart)**

House Bill No. 157. A Bill for an Act to Amend and Re-enact Section 40, Article 12, Chapter 312, Session Laws of 1913, Relating to the Assessment, Levy and Collection of a Tax Upon Incomes.

Received from House, 567.  
First and second reading, 569.  
Reference, 569.  
Reported back, 804.  
Indefinitely postponed, 805.  
Returned, 850.  
Other action, 805, 806.

**House Bill No. 158.—(Cart)**

House Bill No. 158. A Bill for an Act to Amend and Re-enact Section 2180 of the Compiled Laws of 1913.

Received from House, 455.  
First and second reading, 461.  
Reference, 461.  
Reported back, 799.  
Indefinitely postponed, 799.  
Returned, 850.

**House Bill No. 159.—(Currie)**

Received from House, 478.  
First and second reading, 536.  
Reference, 536.  
Reported back, 799.  
Amended, 859.  
Third reading, 859.  
Passed, 859.  
Returned, 878.  
Other action, 927.  
Signed by President, 1013.

**House Bill No. 163.—(Loudenbeck)**

House Bill No. 163. A Bill for an Act to Amend and Re-enact Section 185 of the Session Laws of North Dakota for 1915, as Amended and Re-enacted by Chapter 156 of the Session Laws of North Dakota of 1923; Relating to the Support of Needy Women who are the Mothers of and Who are Compelled to Support One or More Children.

Received from House, 477.  
First and second reading, 536.  
Reference, 537.  
Reported back, 788.  
Third reading, 829.  
Passed, 829.  
Returned, 849.  
Signed by President, 937.

**House Bill No. 165.—(Joint Committee on Agriculture)**

House Bill No. 165. A Concurrent Resolution Introduced by the Joint Committee on Agriculture.

Received from House, 591.  
First and second reading, 688.  
Reference, 688.  
Reported back, 870.  
Third reading, 921.  
Passed, 922.  
Returned, 966.  
Other action, 922.  
Signed by President, 1055.

**House Bill No. 166.—(Vogel)**

House Bill No. 166. A Bill for an Act Defining and Establishing the State Mill and Elevator, Located at or Near the City of Grand Forks, North Dakota, as a Public Terminal Grain Elevator.

Received from House, 455.  
First and second reading, 461.  
Reference, 461.  
Reported back, 788.  
Third reading, 830.  
Passed, 830.  
Returned, 849.  
Signed by President, 937.

**House Bill No. 170.—(Starke and Carr)**

House Bill No. 170. A Bill for an Act to Amend and Re-enact Section 10914 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Statement of the Case in Criminal Proceedings.

Received from House, 567.  
First and second reading, 569.  
Reference, 570.  
Reported back, 801.  
Third reading, 861.  
Passed, 861.  
Other action, 894.  
Signed by President, 1013.

**House Bill No. 171.—(Carr and Starke)**

House Bill No. 171. A Bill for an Act to Amend and Re-enact Section 9917 of the Compiled Laws of North Dakota for the Year 1913, Relating to Punishment of Grand Larceny.

Received from House, 478.  
First and second reading, 537.  
Reference, 537.  
Reported back, 871.  
Third reading, 922.  
Passed, 922.  
Returned, 966.  
Signed by President, 1055.

**House Bill No. 173.—(Carr and Starke)**

House Bill No. 173. A Bill for an Act to Amend and Re-enact Section 10141 of the Compiled Laws of North Dakota for the Year 1913, Relating to Being Intoxicated in a Public Place.

Received from House, 478.  
First and second reading, 537.  
Reference, 537.  
Reported back, 871.  
Third reading, 923.  
Passed, 923.  
Returned, 966.  
Other action, 923.  
Signed by President, 1054.

**House Bill No. 177.—(Carr and Starke)**

House Bill No. 177. A Bill for an Act to Amend and Re-enact Section 10523 of the Compiled Laws of North Dakota for the Year 1913, Relating to the time of Commencing Criminal Actions, and Providing Exceptions Therefor.

Received from House, 478.  
First and second reading, 536.  
Reference, 536.  
Reported back, 871.  
Third reading, 923.  
Passed, 924.  
Returned, 967.  
Signed by President, 1054.

**House Bill No. 178.—(Carr and Starke)**

House Bill No. 178. A Bill for an Act to Amend and Re-enact Sections 11113, and 11114 and 11115 of the Compiled Laws of North Dakota for the Year 1913, Relating to Bail.

Received from House, 478.  
First and second reading, 536.  
Reference, 536.  
Reported back, 871.  
Third reading, 924.  
Passed, 925.  
Returned, 967.  
Signed by President, 1055.

**House Bill No. 179.—(Carr and Starke)**

House Bill No. 179. A Bill for an Act to Amend and Re-enact Section 10994 of the Compiled Laws of North Dakota for the Year 1913, Relating to the Time for Appeal to the Supreme Court in Criminal Cases.

Received from House, 478.  
First and second reading, 536.  
Reference, 536.  
Reported back, 872.  
Third reading, 928.  
Passed, 928.  
Returned, 967.  
Signed by President, 1055.

**House Bill No. 180.—(Carr and Starke)**

House Bill No. 180. A Bill for an Act to Amend and Re-enact Section 1, of Chapter 97 of the Session Laws of 1921, as Amended and Re-enacted by Section 1, of Chapter 268 of the Session Laws of 1923, Defining Intoxicating Liquors.

Received from House, 652, 946.  
First and second reading, 687.  
Reference, 688.  
Reported back, 841.  
Amended, 888, 948, 949.  
Third reading, 888, 949.  
Indefinitely postponed, 948.  
Passed, 889, 949.  
Returned, 913, 1037.  
Other action, 939, 946, 947, 948.  
Signed by President, 1083.

**House Bill No. 181.—(Quade)**

House Bill No. 181. A Bill for an Act to Amend and Re-enact Section 21 of Chapter 231 of the Session Laws of 1917, as Amended and Re-enacted by Section 21 of Chapter 225 of the Session Laws of 1919 Relating to the Taxation of Transfers of Property by Will, Gift or by Intestate Law.

Received from House, 591.  
First and second reading, 688.  
Reference, 688.  
Reported back, 800.  
Third reading, 860.  
Passed, 860.  
Returned, 893.  
Signed by President, 1013.

**House Bill No. 182.—(Johnson of Ransom)**

House Bill No. 182. A Bill for an Act to Regulate and Restrict Advertising Signs and Devices on Public Highways and on Private Property Where They Obstruct the View of Grade Highway Railroad Crossings.

Received from House, 478.  
First and second reading, 536.  
Reference, 536.  
Reported back, 588.  
Third reading, 777.  
Passed, 777.  
Returned, 793.  
Signed by President, 853.

**House Bill No. 183.—(Morton)**

House Bill No. 183. A Bill for an Act to Amend and Re-enact Section 10248 of the Compiled Laws of North Dakota for the Year 1913, Forbidding the Injury, Destruction or Removal of Encumbered Chattel Property from the State, and Prescribing Penalties Therefor.

Received from House, 478.  
First and second reading, 536.  
Reference, 536.  
Reported back, 800.  
Third reading, 860.  
Passed, 861.  
Returned, 894.  
Signed by President, 1013.

**House Bill No. 184.—(Olafson and Morton)**

House Bill No. 184. A Bill for an Act to Amend and Re-enact Section 69 of the Compiled Laws of North Dakota for 1913, Relating to the Printing of the Popular Edition of the Session Laws; Fixing the Specifications for the Unauthenticated Edition of the Session Laws of the State of North Dakota, and Repealing All Acts and Parts of Acts in Conflict Therewith.

Received from House, 717.  
First and second reading, 773.  
Reference, 773.  
Reported back, 900.  
Third reading, 976.  
Passed, 977.  
Returned, 1038.  
Signed by President, 1083.

**House Bill No. 186.—(Vogel)**

House Bill No. 186. A Bill for an Act to Amend and Re-enact Section 5167 of the Compiled Laws of 1913 Requiring Regular and Special Reports to the State Examiner by Banking Associations, Savings Banks and Trust Companies, and Providing Penalties for Failure to Make the Same.

Received from House, 717.  
First and second reading, 770.  
Reference, 771.  
Reported back, 901.  
Third reading, 977.  
Passed, 977.  
Returned, 1038.  
Signed by President, 1083.

**House Bill No. 188.—(Morton)**

House Bill No. 188. A Concurrent Resolution Introduced in the House of Representatives of the State of North Dakota by G. W. Morton.

Received from House, 532.  
First and second reading, 535.  
Reference, 536.  
Reported back, 588.  
Third reading, 776.  
Passed, 776.  
Returned, 793.  
Signed by President, 854.

**House Bill No. 191.—(Anderson of Divide)**

House Bill No. 191. A Bill for an Act Repealing Sections 1192, 1193 and 1194 of the Compiled Laws of North Dakota for the Year 1913, Relating to District High Schools.

Received from House, 532, 928.  
First and second reading, 535.  
Reference, 535.  
Reported back, 560, 683.  
Indefinitely postponed, 683, 712, 1002.  
Returned, 712, 1010.  
Other action, 909, 913, 998.

**House Bill No. 192.—(Miller of Williams)**

House Bill No. 192. A Bill for an Act to Amend and Re-enact Section 2166, Compiled Laws of 1913, Relating to Delinquent Personal Taxes and Providing for the Collection of the Same.

Received from House, 455.  
First and second reading, 461.  
Reference, 461.  
Reported back, 1015.  
Indefinitely postponed, 1015.  
Returned, 1039.

**House Bill No. 194.—(Swett)**

House Bill No. 194. A Bill for an Act Providing for the Painting of a Sign in a Conspicuous Place on Each Side of All Motor Vehicles Owned and Operated on the Public Highways by State Departments, Institutions or Industries, Showing the Name of the Department, Institution or Industry, and Providing Penalty for Violation.

Received from House, 567.  
First and second reading, 570.  
Reference, 570.  
Reported back, 589, 875.  
Amended, 875, 1079.  
Third reading, 930, 1080.  
Passed, 931, 1080.  
Returned, 965.  
Other action, 777, 981, 1031, 1078, 1079.  
Signed by President, 1055.

**House Bill No. 205.—(O. E. Erickson)**

House Bill No. 205. A Concurrent Resolution Addressed to the People of North Dakota and the Parents in Particular.

Received from House, 591.  
First and second reading, 688.  
Reference, 688.  
Reported back, 902.  
Indefinitely postponed, 902.  
Returned, 967.

**House Bill No. 206.—(Muus)**

House Bill No. 206. A Bill for an Act to Harmonize Appointments, Salaries, and Expenses of Appointees of the Different State Departments.

Received from House, 532.  
First and second reading, 535.  
Reference, 535.  
Reported back, 907.  
Indefinitely postponed, 907.  
Returned, 967, 992.  
Other action, 1020.

**House Bill No. 208.—(Yeater)**

House Bill No. 208. A Concurrent Resolution.  
Received from House, 591, 1015.  
First and second reading, 688.  
Reference, 688, 857.  
Reported back, 809, 872.  
Amended, 809, 1034.  
Indefinitely postponed, 872, 1018.  
Third reading, 1035.  
Passed, 1035.  
Returned, 894, 1040.  
Other action, 965, 1004, 1009, 1018, 1034, 1043.  
Signed by President, 1083.

**House Bill No. 210.—(Cart)**

House Bill No. 210. A Bill for an Act to Amend and Re-enact Section 6815 of the Compiled Laws of the State of North Dakota for 1913, and Section 1 of Chapter 209 of the Laws of North Dakota for 1913, Relating to the Notice Required to be Filed by Claimnants of a Mechanic's Lien for Material and Fixing Priorities Thereof.

Received from House, 763.  
First and second reading, 773.  
Reference, 773.  
Reported back, 906.  
Third reading, 991.  
Indefinitely postponed, 991.  
Returned, 1010.  
Other action, 990, 991.

**House Bill No. 212.—(Game and Fish Committee)**

House Bill No. 212. A Bill for an Act Relating to Frogs, Establishing Closed Season, Regulating the Manner of Taking; Licensing Dealers and Providing Penalties for Violations.

Received from House, 717.  
First and second reading, 770.  
Reference, 770.  
Reported back, 955.  
Amended, 955.  
Third reading, 1000.  
Passed, 1000.  
Returned, 1009.  
Other action, 1043.  
Signed by President, 1082.

**House Bill No. 216.—(Committee on State Affairs)**

House Bill No. 216. A Bill for an Act Amending Sections 4, 9 and 12, Chapter 292, Session Laws of 1923, Relating to the Bonds of North Dakota, Real Estate Series.

Received from House, 520.  
First and second reading, 537.  
Reference, 537.  
Reported back, 808.  
Third reading, 865.  
Returned, 894.  
Signed by President, 1013.

**House Bill No. 218.—(Committee on Appropriations)**

House Bill No. 218. A Bill for an Act to Repeal Sections 1804, 1805, 1806 Compiled Laws of North Dakota for 1913.

Received from House, 717.  
First and second reading, 770.  
Reference, 770.  
Reported back, 841.  
Indefinitely postponed, 842.  
Returned, 879.  
Other action, 1017.

**House Bill No. 219.—(Craig)**

House Bill No. 219. A Concurrent Resolution for an Amendment to the Constitution of the State of North Dakota, Providing for the Introduction and Reading of Bills and the Length of a Legislative Day.

Received from House, 591.  
First and second reading, 688.  
Reference, 688.  
Reported back, 800.  
Indefinitely postponed, 800.  
Returned, 850.



**House Bill No. 221.—(Hardy of Mountrail)**

House Bill No. 221. A Bill for an Act to Amend and Re-enact Section 3532, Article 13, Chapter 43 of the Compiled Laws of 1913, Relating to the Fees of County Surveyors.

Received from House, 520.  
First and second reading, 537.  
Reference, 537.  
Reported back, 807.  
Amended, 808, 864.  
Third reading, 864.  
Passed, 865.  
Returned, 878.  
Other action, 927.  
Signed by President, 1013.

**House Bill No. 224.—(Fine)**

House Bill No. 224. A Bill for an Act to Amend and Re-enact Section 8134 of the Compiled Laws for the Year 1913, Being an Act to Redeem Property From a Chattel Mortgage Foreclosure Sale.

Received from House, 652.  
First and second reading, 688.  
Reference, 688.  
Reported back, 800.  
Indefinitely postponed, 801.  
Returned, 850.

**House Bill No. 229.—(Cart and Johnson of Foster)**

House Bill No. 229. A Bill for an Act to Amend and Re-enact Chapter 59 of the Session Laws of 1917, as Amended and Re-enacted by Chapter 220 of the Session Laws of 1919, as Amended and Re-enacted by Chapter 298 of the Session Laws of 1923.

Received from House, 567,  
First and second reading, 570.  
Reference, 570.  
Reported back, 802.  
Indefinitely postponed, 802.  
Returned, 850.  
Other action, 802, 804.

**House Bill No. 237.—(Erickson of Kidder)**

House Bill No. 237. A Bill for an Act Relating to and Regulating the Election of Directors in School Districts, Embracing an Incorporated Village, Town or City.

Received from House, 763.  
First and second reading, 773.  
Reference, 773.  
Reported back, 788.  
Indefinitely postponed, 788.  
Returned, 831.

**House Bill No. 239.—(Watt and Burkhart)**

House Bill No. 239. A Bill for an Act Defining Public Dancing Places, Public Dances, Providing for the Issuing of Permits to Operate the Same, Regulating Public Dances and Public Dancing Places, Providing for the Policing of Public Dances, Providing for Penalties for the Violation of This Act, and Repealing All Acts and Parts of Acts in Conflict Herewith.

Received from House, 764.  
 First and second reading, 772.  
 Reference, 772.  
 Reported back, 906  
 Third reading, 991.  
 Passed, 992.  
 Returned, 1010.  
 Signed by President, 1082.

**House Bill No. 241.—(Watt)**

House Bill No. 241. A Bill for an Act to Amend and Re-enact Section 3 of Chapter 61 of the 1915 Session Laws, Relating to the Filing of Itemized Statements Required by the State Budget Board.

Received from House, 532.  
 First and second reading, 535.  
 Reference, 535.  
 Reported back, 801.  
 Third reading, 861.  
 Passed, 861.  
 Other action, 894.  
 Signed by President, 1013.

**House Bill No. 242.—(Committee on Taxes and Tax Laws)**

House Bill No. 242. A Bill for an Act Providing That District Courts Shall Have Jurisdiction in the Foreclosure of Tax Liens in Cases of Irregular Tax Sales, Prescribing the Procedure in Such Cases; and Providing That Such Remedy Shall be Cumulative.

Received from House, 591.  
 First and second reading, 689.  
 Reference, 689.  
 Reported back, 876.  
 Third reading, 929.  
 Passed, 929.  
 Returned, 967.  
 Signed by President, 1054.

**House Bill No. 246.—(Burkhart and Watt)**

House Bill No. 246. A Bill for an Act Amending and Re-enacting Chapter 297 of the Session Laws of North Dakota for 1923, Being an Act to Prohibit the Keeping Open, Running or Permitting the Running of Any Place for Public Dance from the First Day of the Week, Commonly Called the Sabbath, and Prohibiting the Same Prior to Sunrise on Monday Morning and Providing a Penalty Therefor.

Received from House 764.  
First and second reading, 772.  
Reference, 772.  
Reported back, 907.  
Third reading, 995.  
Passed, 996.  
Returned, 1011.  
Signed by President, 1082.

**House Bill No. 251.—(Erickson of Kidder)**

House Bill No. 251. A Bill for an Act Prohibiting Discrimination on the Part of Insurance Companies and Bonding Companies in the Rate of Premium Charged for Insuring or Bonding Old Line or Line Elevators and Independent, Co-operative or Farmers Elevators.

Received from House, 652.  
First and second reading, 688.  
Reference, 688.  
Reported back, 903.  
Third reading, 980.  
Indefinitely postponed, 980.  
Returned, 1037.

**House Bill No. 258.—(Roberts)**

House Bill No. 258. A Bill for an Act Relating to Bonds Issued by Counties, Cities, Villages, School Districts, Park Districts, and Other Subdivisions Within the States; and Repealing All Acts and Parts of Acts in Conflict Therewith.

Received from House, 764.  
First and second reading, 772.  
Reference, 772.  
Reported back, 807.  
Third reading, 863.  
Passed, 864.  
Returned, 894.  
Signed by President, 1013.

**House Bill No. 259.—(Root)**

House Bill No. 259. A Joint Resolution.

Received from House, 591.  
First and second reading, 689.  
Reference, 689.  
Reported back, 1005.  
Third Reading, 1032.  
Passed, 1032.  
Returned, 1037.  
Signed by President, 1083.

**House Bill No. 260.—(O. F. Anderson)**

House Bill No. 260. A Bill for an Act Providing that All Bond Issues Shall Be Authorized by a Vote of the Qualified Electors, and Repealing All Acts and Parts of Acts in Conflict with the Provisions of This Act.

Received from House, 764.  
Reference, 772.  
Reported back, 807.  
Third Reading, 862.  
Passed 863.  
Other action, 894.  
Signed by President, 1013.

**House Bill No. 261.—(Crocker)**

House Bill No. 261. A Bill for an Act to Amend and Re-enact Section 1369 of the Compiled School Laws of North Dakota for the Year 1919, Relating to Teacher's Certificates Issued on High School Diplomas.

Received from House, 763.  
First and second reading, 773.  
Reference, 773.  
Reported back, 789.  
Indefinitely postponed, 789.  
Returned, 831.

**House Bill No. 263.—(Cart)**

House Bill No. 263. A Bill for an Act Providing that Real Estate Which Has Been Sold at Tax Sale Which Sale Is Invalid or of Doubtful Validity Because Not Conducted in Accordance with Section 3733 of the Compiled Laws of 1913, or for Other Reasons, May Again Be Sold at Future Tax Sales for the Taxes of the Years Included in Such Irregular Tax Sales.

Received from House, 591.  
First and second reading, 689.  
Reference, 689.  
Reported back, 903.  
Amended, 903.  
Third Reading, 979.  
Passed, 979.  
Returned, 986.  
Other action, 1043.  
Signed by President, 1082.

**House Bill No. 266.—(Committee on Delayed Bills)**

House Bill No. 266. A Bill for an Act to Amend and Re-enact Section 31, Chapter 168, Session Laws of 1919, Relating to the Survey of Mines.

Received from House 652.  
 First and second reading, 689.  
 Reference, 689, 830.  
 Reported back, 789, 903.  
 Third Reading, 980.  
 Passed, 981.  
 Returned, 1038.  
 Signed by President, 1082.

**House Bill No. 267.—(Erickson of Kidder)**

House Bill No. 267. A Bill for an Act Providing for the Cancellation and Destruction of Unsold Bonds of Counties, Cities, Villages and School Districts, on the Expiration of Five Years from the Date of Their Authorization.

Received from House, 717.  
 First and second reading, 771.  
 Reference, 771.  
 Reported back, 905.  
 Third Reading, 989.  
 Passed, 989.  
 Returned, 1011.  
 Signed by President, 1083.

**House Bill No. 268.—(Committee on Delayed Bills)**

House Bill No. 268. A Bill for an Act to Amend and Re-enact Section 453 of the Compiled Laws of North Dakota for the Year 1913 Relating to the Fees of Local Registrars to Read as Follows.

Received from House, 763.  
 First and second reading, 774.  
 Reference, 774.  
 Reported back, 904.  
 Third Reading, 986.  
 Passed, 987.  
 Returned, 1010.  
 Signed by President, 1083.

**House Bill No. 269.—(Committee on Delayed Bills)**

House Bill No. 269. A Bill for an Act to Amend and Re-enact Section 3523, Compiled Laws of 1913, Relating to the Appointment and Fixing the Salary of Deputy Sheriffs.

Received from House, 717.  
 First and second reading, 771.  
 Reference, 771.  
 Reported back, 907.  
 Amended, 908.  
 Third Reading, 996.  
 Passed, 997.  
 Returned, 1009.  
 Other action, 1043.  
 Signed by President, 1082.

**House Bill No. 271.—(Sanford)**

**House Bill No. 271. A Bill for an Act Requiring All Public Terminal Grain Elevators to Issue Warehouse Receipts for Grain or Other Produce Received, and Prescribing What Such Warehouse Receipts Shall Contain.**

Received from House, 763.  
 First and second reading, 773.  
 Reference, 773.  
 Reported back, 905.  
 Third Reading, 988.  
 Passed, 989.  
 Returned, 1011.  
 Signed by President, 1083.

**House Bill No. 275.—(Committee on Delayed Bills)**

**House Bill No. 275. A Bill for an Act Making an Appropriation for the Purpose of Paying a Bounty on Wolves and Coyotes as Provided for Under Chapter 145 of the Session Laws of 1923, and Magpie Bounty Allowed in Chapter 144 of Session Laws, 1923.**

Received from House. 765.  
 First and second reading, 796.  
 Reference, 796.  
 Reported back, 842.  
 Third Reading, 889.  
 Passed, 889.  
 Returned, 914.  
 Signed by President, 1014.

**House Bill No. 278.—(Roberts)**

**House Bill No. 278. A Bill for an Act to Amend and Re-enact Section 44 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 4 of the Session Laws of North Dakota for the Year 1915, and as Amended by Chapter 2 of the Session Laws of North Dakota for the Year 1917, Relating to Legislative Apportionment.**

Received from House, 762.  
 First and second reading, 771.  
 Reference, 771.  
 Reported back, 956.  
 Amended, 957.  
 Indefinitely postponed, 960.  
 Returned, 1036.  
 Other action, 959, 985.

**House Bill No. 279.—(Swett and Thatcher)**

**House Bill No. 279. A Bill for an Act to Amend and Re-enact Section 8, Chapter 137, Session Laws of 1923, Relating to the Administration of Insolvent Banks.**

Received from House, 769.  
 Indefinitely postponed, 770.  
 Returned, 780.  
 Other action, 769, 794, 795, 811.

**House Bill No. 280.—(Butt)**

House Bill No. 280. A Bill for an Act to Amend and Re-enact Section 33, Chapter 161, Session Laws of 1915, as Amended by Chapter 122, Session Laws of 1917, as Amended by Section 4, Chapter 134, Session Laws of 1919, Relating to Game Birds and Fixing the Open Season for Killing Same.

Received from House, 764.  
First and second reading, 771.  
Reference, 771.  
Reported back, 956.  
Amended, 956.  
Third Reading, 1000.  
Passed, 1001.  
Returned, 1009.  
Other action, 1043.  
Signed by President, 1083.

**House Bill No. 281.—(Committee on Game and Fish)**

House Bill No. 281. A Bill for an Act to Amend and Re-enact Section 27 of Chapter 161, Session Laws of 1919, as Amended by Chapter 224, Session Laws of 1928, Relating to Hunting with Dogs.

Received from House, 764.  
First and second reading, 773.  
Reference, 773.  
Reported back, 955.  
Indefinitely postponed, 956.  
Third Reading, 1003.  
Passed, 1004.  
Returned, 1011.  
Other action, 972, 1002.  
Signed by President, 1083.

**House Bill No. 284.—(Watt)**

House Bill No. 284. A Bill for an Act to Amend and Re-enact Section 5144 of the Compiled Laws of North Dakota for the Year 1913 Relating to Right of Way for Telephone Lines and Electric Light Systems.

Received from House, 763.  
First and second reading, 770.  
Reference, 770.  
Reported back, 906.  
Third Reading, 994.  
Passed, 995.  
Returned, 1011.

**House Bill No. 286.—(Burns)**

**House Bill No. 286. A Bill for an Act Directing the State Emergency Commission to Provide Funds for Opposing Any Increase in Lignite Freight Rates and Making an Appropriation Therefor.**

Received from House, 763.  
 First and second reading, 771.  
 Reference, 771.  
 Reported back, 904.  
 Amended, 988.  
 Third Reading, 1002.  
 Passed, 1002.  
 Returned, 1009.  
 Other action, 988, 1043.  
 Signed by President, 1083.

**House Bill No. 287.—(Committee on Delayed Bills)**

**House Bill No. 287. A Bill for an Act to Amend and Re-enact Section 4, Chapter 140, Session Laws of 1921, Relating to Sow Thistles.**

Received from House, 763.  
 First and second reading, 774.  
 Reference, 774, 872.  
 Reported back, 872, 904.  
 Amended, 904.  
 Indefinitely postponed, 872.  
 Third Reading, 987.  
 Passed, 988.  
 Returned, 1009.  
 Other action, 988, 1043.  
 Signed by President, 1083.

**House Bill No. 289.—(Erickson of Kidder)**

**House Bill No. 289. A Bill for an Act Providing for the Moving of Schoolhouses to Other Places Within School Districts Under Certain Conditions.**

Received from House, 763.  
 First and second reading, 771.  
 Reference, 772, 813.  
 Reported back, 789, 842.  
 Amended, 842.  
 Indefinitely postponed, 789.  
 Third Reading, 890.  
 Passed, 891.  
 Returned, 914.  
 Other action, 813, 969.  
 Signed by President, 1013.

**House Bill No. 290.—(Swett)**

**House Bill No. 290. A Concurrent Resolution introduced by Mr. Swett.**

Received from House, 879.  
 First and second reading, 883.  
 Reference, 883.  
 Reported back, 908.  
 Third Reading, 997.  
 Passed, 997.  
 Returned, 1011.  
 Signed by President, 1083.



**House Bill No. 291.—(Twichell)**

House Bill No. 291. A Concurrent Resolution to Provide for the Payment of Expenses of the Special Committee Named by the Governor at the Instance of the House and Senate State Affairs Committee, for the Purpose of Investigating Conditions at the State Hospital at Jamestown, North Dakota.

Received from House, 927.  
First and second reading, 974.  
Third Reading, 975.  
Passed, 975.  
Returned, 984.  
Other action, 974.  
Signed by President, 1083.

**House Bill No. 292.—(Fine, Jones and Arduser)**

House Bill No. 292. A Concurrent Resolution.

Received from House, 1042.  
Passed, 1084.  
Returned, 1084.  
Signed by President, 1056.

**House Bill No. 293.—(Martin)**

House Bill No. 293. A Concurrent Resolution.

Received from House, 968.  
First and second reading, 974.  
Third Reading, 975.  
Passed, 976.  
Returned, 984.  
Other action, 975.  
Signed by President, 1082.

**House Bill No. 294.—(Yeater)**

House Bill No. 294. A Concurrent Resolution to Provide Money to Pay the Expenses Incurred by the Special House Committee in Its Investigation of the State Highway Commission as Authorized by the House Resolution Known as House Bill No. 72.

Received from House, 1018, 1078.  
First and Second reading, 1030.  
Reference, 1030.  
Reported back, 1060.  
Third Reading, 1118.  
Passed, 1119.  
Returned, 1119.  
Signed by President, 1129.

# Concurrent Resolutions

---

## CONCURRENT RESOLUTION (Martin)

Grain Grading Act.  
Introduction, 39.  
Adopted, 41.  
Other action, 56, 63.

## CONCURRENT RESOLUTION (Benson)

Lignite Coal Rates.  
Introduction, 48.  
Adoption, 49.  
Other action, 56.

## CONCURRENT RESOLUTION (Martin)

Introduction, 168.  
Indefinitely postponed, 168.

## CONCURRENT RESOLUTION (Babcock)

Amendment to Constitution.  
Introduction, 210.  
Reference, 210.  
Reported back, 603.  
Indefinitely postponed, 603.

## CONCURRENT RESOLUTION (Select Committee)

Concerning Martin Tabert, Florida Matter.  
Introduction, 218.  
Adoption, 220.

## CONCURRENT RESOLUTION (Peck)

Amendment to State Constitution Regarding Compensation of Legislative Members.  
Introduction, 315.  
Reference, 315.  
Reported back, 580.  
Adoption, 659.

## CONCURRENT RESOLUTION (Martin)

Amendment to State Constitution.  
Introduction, 336.  
Reference, 336.  
Reported back, 582.  
Indefinitely postponed, 582.

## CONCURRENT RESOLUTION (Hamilton)

National Park in Billings County.  
Introduction, 653.  
Reference, 653.  
Reported back, 683.  
Amended, 750.  
Adopted, 750.  
Other action, 1053.

**CONCURRENT RESOLUTION (Whitmer)**

Introduction, 796.  
Other action, 796.  
Reported back, 908.  
Adoption, 998.

**CONCURRENT RESOLUTION (Ployhar)**

Joint Committee, Interstate Bridges.  
Introduction, 813.  
Reference, 813.  
Reported back, 842.  
Other action, 895, 1068.  
Adoption, 891.

**CONCURRENT RESOLUTION (Select Committee)**

Message of Congratulation to President Coolidge.  
Introduction, 993.  
Adoption, 993.  
Sent to House, 994.  
Returned from House, 1044.

**CONCURRENT RESOLUTION (Wog)**

Removal of Roosevelt Cabin to Medora.  
Introduction, 1051.  
Reference, 1052.  
Other action, 1089.  
Indefinitely postponed, 1092.

**CONCURRENT RESOLUTION (Stevens)**

Salary, Officers and Employees of State Departments.  
Introduction, 1063.  
Other action, 1056, 1064.  
Adopted, 1065.

**CONCURRENT RESOLUTION (Whitmer)**

Introduction, 1075.  
Other action, 1075.

**CONCURRENT RESOLUTION (Ployhar)**

Introduction, 127.  
Reference, 127.  
Other action, 230.  
Reported back, 555.  
Indefinitely postponed, 555.

# INDEX TO MEMBERS

---

## ATKINS—

Bills—213, 388.  
Committees—12, 32, 44, 45, 46, 479, 672, 981.  
Committee Reports—156, 426, 588, 589, 672, 679, 869,  
875, 1005.  
Motions—198, 381, 589, 590, 679, 709, 869, 875, 918,  
1006, 1079, 1114.  
Conference Committee Reports—961, 1114.

## BABCOCK—

Bills—210.  
Committees—22, 44, 45, 46.  
Committee Reports—143, 164, 404, 578.  
Resolutions—210.

## BAIRD—

Committees—4, 5, 9, 44, 45, 46, 254, 366, 834, 1040,  
1108, 1122.  
Committee Reports—338, 584, 604, 606, 607, 673, 674,  
677, 678, 681, 691, 840.  
Motions—232, 272, 338, 444, 445, 480, 584, 585, 604,  
606, 607, 673, 674, 677, 679, 681, 682, 685, 691, 740,  
840, 862, 988, 1046, 1124.  
Conference Committee Reports—503, 909, 1046, 1124.

## BAKKEN—

Bills—168, 212, 230, 366, 368.  
Committees—44, 45, 46, 454, 502, 522, 1046, 1078, 1081,  
1112, 1123.  
Motions—511, 970.  
Conference Committee Reports—698, 1077, 1122, 1125.  
Explanation of Vote—443, 704.

## BENSON—

Bills—145, 199, 315, 337, 392.  
Committees—10, 44, 45, 46, 254, 436, 454, 981, 1051,  
1081, 1096, 1099.  
Committee Reports—166, 309, 638, 802, 805, 841, 1005.  
Motions—10, 49, 130, 144, 166, 229, 258, 309, 426, 452,  
618, 621, 623, 624, 639, 685, 722, 726, 753, 769, 779,  
830, 834, 841, 882, 931, 943, 988, 1005, 1096.  
Conference Committee Reports—1044, 1070, 1091, 1100,  
1111.  
President Pro Tem.—4.  
Explanation of Vote—812.

## BOND—

Bills—66, 127, 210, 281, 337, 386, 390.  
Committees—44, 45, 46.  
Committee Reports—426, 496, 500, 643, 647, 869.  
Motions—496, 500, 530, 643, 647, 685, 728, 740, 851, 869,  
910, 1116, 1117.

**CAREY—**

- Bills—81, 82, 92, 131, 369, 386.
- Committees—1, 12, 23, 44, 45, 46, 436, 961, 969, 1051, 1080, 1096.
- Committee Reports—90, 177, 279, 555, 558, 581, 584, 585, 609, 610, 678, 691.
- Motions—12, 23, 84, 166, 177, 230, 260, 262, 279, 310, 555, 558, 582, 584, 585, 590, 609, 610, 615, 664, 678, 691, 969, 996, 1016, 1050, 1051, 1087, 1110.
- Conference Committee Reports—960, 1044, 1088, 1090, 1110.
- President Pro Tem.—965.

**EASTGATE—**

- Bills—267, 391.
- Committees—44, 45, 46, 54, 314, 321, 1097, 1114.
- Motions—128, 131, 383, 510, 654, 655, 962, 1075, 1109.
- Conference Committee Reports—962, 1109, 1123.

**ETTESTAD—**

- Bills—99, 168, 213, 266, 368, 389, 391, 392, 393, 394.
- Committees—4, 5, 10, 44, 45, 46, 131, 834, 1020, 1080, 1097.
- Committee Reports—250, 278, 279, 407, 697, 802, 805, 870, 872, 904.
- Motions—4, 5, 28, 278, 279, 407, 475, 870, 872, 904.
- Conference Committee Reports—909, 1051, 1086, 1109.
- Explanation of Vote—804.

**FLECKTEN—**

- Bills—181, 201, 231, 267, 282, 387.
- Committees—44, 45, 46, 83, 314, 320, 834, 893.
- Committee Reports—161, 787, 789, 903.
- Motions—47, 64, 105, 161, 162, 264, 620, 667, 787, 789, 904, 1069, 1079.
- Conference Committee Reports—909, 963.
- Resolutions—1069.
- Explanation of vote—135, 182.

**FREDRICKSON—**

- Bills—82, 388.
- Committees—9, 44, 45, 46, 113, 1051, 1081, 1097, 1134.
- Committee Reports—152, 218, 260, 404, 450, 904.
- Motions—9, 59, 98, 152, 167, 260, 261, 450, 904, 1091.
- Conference Committee Reports—1077, 1091, 1109.

INDEX

CXXXI

HAMILTON—

Bills—48, 70, 77, 78, 201, 211.  
 Committees—1, 9, 10, 32, 44, 45, 46, 142, 254, 475, 685,  
 965, 1040, 1086, 1122, 1123, 1133.  
 Committee Reports—163, 196, 246, 281, 362, 363, 404,  
 409, 420, 449, 451, 453, 497, 499, 527, 529, 603, 604,  
 606, 636, 638, 640, 643, 644, 646, 648, 674, 677, 679,  
 680, 681, 682, 683, 786, 787, 788, 807, 808, 809, 870,  
 872, 876, 905, 906, 907, 908, 1061.  
 Motions—1, 6, 8, 10, 63, 77, 84, 128, 138, 143, 163, 167,  
 170, 171, 172, 175, 196, 235, 245, 246, 276, 281, 290,  
 363, 366, 374, 404, 409, 420, 430, 437, 449, 451, 453,  
 459, 497, 499, 515, 528, 529, 538, 539, 565, 603, 604,  
 606, 614, 622, 623, 637, 638, 640, 644, 645, 647, 648,  
 652, 664, 668, 670, 674, 678, 679, 680, 681, 682, 683,  
 685, 689, 737, 786, 787, 788, 808, 809, 830, 857, 859,  
 864, 870, 872, 889, 890, 905, 906, 907, 908, 909, 934,  
 943, 948, 965, 969, 992, 993, 1004, 1018, 1034, 1046,  
 1061, 1063, 1075, 1089, 1133.  
 Conference Committee Reports—364, 537, 1046, 1124,  
 1126.  
 Resolutions—1063.  
 Explanation of Vote—824.

HART—

Committees—44, 45, 46.  
 Committee Reports—196.  
 Motions—1062.

HJELMSTAD—

Bills—100, 257.  
 Committees—44, 45, 46, 851.  
 Committee Reports—196.  
 Motions—126, 196, 544, 881, 946, 1072.

INGERSON—

Bills—99, 131, 231, 316, 336, 369, 381, 389, 393.  
 Committees—9, 32, 44, 45, 46, 479, 1046, 1078, 1096,  
 1099, 1100, 1108, 1112, 1123.  
 Committee Reports—140, 141, 155, 157, 299, 467, 470,  
 471, 555, 557, 558, 602, 607, 608, 611, 612, 637, 640,  
 641, 642, 644, 645, 682, 901.  
 Motions—9, 44, 108, 109, 140, 141, 155, 156, 157, 178,  
 190, 301, 302, 327, 341, 375, 378, 381, 431, 435, 460,  
 467, 468, 471, 474, 479, 481, 492, 502, 544, 545, 555,  
 557, 558, 578, 590, 602, 607, 608, 610, 612, 615, 637,  
 640, 641, 643, 644, 646, 658, 661, 682, 685, 699, 703,  
 704, 706, 707, 708, 709, 710, 711, 723, 724, 726, 728,  
 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739,  
 741, 742, 748, 767, 775, 887, 901, 923, 929, 941, 942,  
 949, 961, 1045, 1049, 1099, 1112, 1115, 1123.  
 Conference Committee Reports—961, 1048, 1077, 1098,  
 1111, 1114, 1122, 1125.  
 Nominations—4.  
 Explanation of Vote—488, 919, 980.

**KALDOR—**

Bills—127, 180, 202, 389, 390.  
 Committees—44, 45, 46, 834, 851, 892, 893, 1123.  
 Committee Reports—74, 426.  
 Motions—5, 65, 69, 74, 80, 352, 426, 430, 431, 474, 530,  
 565, 589, 664, 733, 734, 756, 834, 851, 892, 909, 912,  
 964, 971, 1024, 1027, 1034, 1077, 1125.  
 Conference Committee Reports—909, 963, 1076, 1077,  
 1125.

**KRETSCHMAR—**

Bills—266.  
 Committees—44, 45, 46, 254, 1051, 1086, 1097.  
 Committee Reports—69, 156, 159, 160, 161, 162, 197,  
 246, 247, 279, 280, 332, 333, 364, 399, 400, 407, 408,  
 448, 466, 470, 502, 575, 580, 583, 585, 604, 605, 637,  
 638, 639, 645, 650, 651, 683, 782, 783, 784, 785, 786,  
 838, 839, 840, 841, 842, 901, 902, 904, 1060.  
 Motions—25, 69, 86, 87, 88, 89, 90, 95, 96, 97, 98, 109,  
 122, 123, 124, 125, 126, 156, 159, 160, 161, 162, 190,  
 198, 217, 245, 246, 247, 253, 254, 279, 280, 311, 312, 313,  
 314, 332, 333, 334, 364, 365, 370, 371, 399, 400, 407,  
 408, 412, 429, 448, 467, 470, 475, 478, 502, 503, 514,  
 528, 529, 541, 578, 580, 583, 585, 604, 605, 616, 622,  
 623, 628, 629, 638, 640, 645, 650, 651, 657, 666, 667,  
 683, 698, 713, 783, 784, 785, 786, 815, 834, 839, 840,  
 842, 843, 845, 850, 873, 877, 883, 901, 902, 905, 921,  
 932, 1044, 1051, 1060, 1070, 1081, 1099.  
 Conference Committee Reports—364, 1070, 1101.

**LYNCH—**

Bills—70, 145, 282.  
 Committees—10, 12, 23, 32, 44, 45, 46, 255, 439, 475,  
 851, 961, 1101, 1108, 1114.  
 Committee Reports—426, 789.  
 Motions—23, 126, 167, 507, 530, 737, 741, 777, 819, 872,  
 920, 960, 1045, 1071, 1110.  
 Conference Committee Reports—537, 960, 1044, 1110,  
 1123.  
 Explanation of Vote—489.

**MAGNUSON—**

Bills—145, 282, 369.  
 Committees—9, 44, 45, 46, 1096.  
 Committee Reports—218, 333, 401, 402, 406, 449, 452,  
 469, 473, 529, 586, 602, 609, 611, 868, 940.  
 Motions—218, 250, 253, 263, 303, 304, 305, 306, 307, 333,  
 366, 372, 373, 401, 402, 406, 426, 449, 452, 470, 473,  
 475, 529, 530, 586, 602, 610, 611, 702, 851, 869, 880,  
 881, 940, 941.  
 Conference Committee Reports—1098.

**MARSHALL—**

Bills—392.  
 Committees—9, 44, 45, 46, 48, 54, 439, 851, 1051.  
 Committee Reports—48, 74, 789.  
 Motions—9, 48, 74, 80, 1044, 1115.  
 Conference Committee Reports—1070, 1114.

**MARTIN—**

Bills—41, 57, 71, 74, 91, 99, 168, 169, 201, 210, 211, 230,  
256, 336, 367, 368.  
Committees—44, 45, 46, 1096.  
Committee Reports—161, 650, 673.  
Motions—431, 651, 667, 673, 749, 794, 947, 1035, 1066,  
1068.  
Conference Committee Reports—1110.  
Resolutions—39, 168, 230, 1066, 1068.  
Explanation of Vote—193.

**McCOY—**

Committees—44, 45, 46, 54, 834, 1112.  
Committee Reports—559, 612, 636, 649.  
Conference Committee Reports—909.  
Motions—409, 454, 560, 564, 613, 619, 620, 622, 625, 626,  
636, 649, 650, 909, 1044, 1126.

**McCRORY—**

Committees—45, 46.  
Motions—1045, 1072.  
Conference Committee Reports—1048, 1122.

**McLACHLIN—**

Bills—369, 370, 391.  
Committees—23, 44, 45, 46, 589, 834, 1081, 1096.  
Committee Reports—156, 165, 195.  
Motions—54, 165, 195, 196, 366, 810, 811, 972, 973, 1028,  
1093.  
Conference Committee Reports—810, 909, 1093, 1098.

**MIKLETHUN—**

Bills—32, 169, 267, 387.  
Committees—4, 5, 44, 46, 143, 309, 321, 436, 981.  
Committee Reports—161, 164, 404, 578.  
Motions—143, 164, 352, 354, 355, 404, 439, 623, 664, 709,  
754, 756, 780, 932, 942, 765, 1064.  
Conference Committee Reports—1044.

**MURPHY—**

Bills—180, 390.  
Committees—1, 9, 10, 11, 24, 30, 31, 44, 45, 46, 255, 436,  
465, 1097, 1123, 1133.  
Committee Reports—177, 178, 426, 450, 451, 501, 526,  
527, 560, 583, 590, 645, 647, 683, 788, 789, 842, 902.  
Motions—1, 11, 13, 23, 25, 35, 41, 53, 82, 154, 178, 212,  
254, 450, 452, 462, 501, 526, 527, 539, 560, 584, 620,  
645, 647, 648, 683, 727, 762, 788, 789, 792, 813, 842,  
851, 902, 909, 910, 925, 929, 939, 940, 965, 973, 983,  
1021, 1030, 1033, 1035, 1052, 1064, 1066, 1067, 1072,  
1073, 1075, 1109.  
Conference Committee Reports—365, 1126.  
Resolutions—30, 31.  
President Pro Tem.—4.



**OLSON, BARNES—**

Bills—126, 257, 387, 389.  
 Committees—44, 45, 46, 589, 969, 1080.  
 Committee Reports—59, 114, 130, 151, 176, 194, 216,  
 229, 263, 277, 278, 296, 297, 340, 360, 361, 362, 398,  
 419, 446, 447, 465, 466, 495, 520, 525, 549, 550, 574,  
 575, 578, 600, 601, 613, 634, 635, 685, 690, 697, 715,  
 760, 782, 802, 805, 837, 892, 900, 953, 1018, 1058, 1105,  
 1129, 1130.  
 Motions—68, 79, 91, 114, 130, 152, 177, 195, 216, 229,  
 263, 277, 278, 287, 296, 297, 340, 350, 360, 361, 362,  
 398, 399, 420, 447, 465, 466, 495, 496, 520, 525, 549,  
 550, 574, 575, 601, 613, 614, 635, 687, 690, 697, 716,  
 762, 782, 802, 805, 897, 900, 954, 1020, 1060, 1106,  
 1130, 1133.  
 Conference Committee Reports—810, 1076, 1088, 1090.

**O. A. OLSON, BURLEIGH—**

Bills—82, 170, 199, 202.  
 Committees—22, 23, 44, 45, 46, 98, 254, 1020, 1051, 1114.  
 Committee Reports—129, 195, 197, 218, 338, 452, 472,  
 582, 588, 640.  
 Motions—12, 39, 129, 167, 195, 197, 218, 338, 472, 503,  
 582, 588, 617, 641, 685, 762, 990, 1018, 1092, 1123.  
 Conference Committee Reports—364, 503, 1123.  
 Resolutions—39.

**O. H. OLSON, EDDY—**

Bills—255, 282, 283, 315, 336, 369.  
 Committees—44, 45, 46, 255, 366, 436, 893, 1101, 1108.  
 Committee Reports—679, 903, 905, 912.  
 Motions—254, 366, 440, 504, 565, 589, 619, 620, 680, 703,  
 903, 905, 913, 947, 972.  
 Conference Committee Reports—365, 589, 963, 1110.

**PAGE—**

Bills—66, 181, 336, 388, 390.  
 Committees—44, 45, 46, 48, 81, 502, 522, 685, 851, 1081.  
 Committee Reports—156, 196, 449, 788, 870.  
 Motions—156, 431, 449, 504, 614, 699, 788, 817, 844, 870,  
 973.  
 Conference Committee Reports—698, 1091.  
 Explanation of Vote—726, 803.

**PATHMAN—**

Committees—44, 45, 46, 314, 320, 1081, 1097.  
 Committee Reports—196.  
 Motions—569, 623.  
 Conference Committee Reports—502, 1093.  
 Explanation of Vote—830.

**PATTEN—**

Bills—144, 145.  
 Committees—23, 44, 45, 46, 314, 321, 1081.  
 Committee Reports—38, 161, 196, 802, 805.  
 Motions—11, 101, 166, 616.  
 Conference Committee Reports—962, 1091.

## PATTERSON—

Bills—168, 267, 368, 370, 393.  
 Committees—10, 11, 24, 30, 31, 44, 45, 46, 48, 59, 113,  
 131, 254, 465, 685, 1040, 1078, 1108, 1122, 1133.  
 Committee Reports—218, 250, 404, 590.  
 Motions—24, 25, 30, 39, 48, 90, 131, 203, 213, 230, 253,  
 264, 289, 465, 530, 545, 615, 668, 709, 818, 851, 877,  
 1025, 1026, 1027, 1075, 1134.  
 Conference Committee Reports—1046, 1101, 1124.  
 Resolutions—30, 31.

## PECK—

Bills—315.  
 Committees—44, 45, 46, 851, 969.  
 Committee Reports—955, 956.  
 Motions—955, 956.

## PLOYHAR—

Bills—127, 266, 267, 283, 336.  
 Committees—1, 10, 23, 44, 45, 46, 81, 167, 254, 436, 454,  
 1046, 1080, 1100, 1108, 1134.  
 Committee Reports—400, 403, 407, 408, 426, 468, 469,  
 470, 471, 473, 474, 475, 578, 580, 582, 583, 585, 586,  
 587, 674, 690, 691, 798, 799, 800, 801, 807, 869, 871,  
 872, 955.  
 Motions—81, 106, 113, 192, 206, 230, 254, 302, 303, 307,  
 308, 309, 355, 380, 401, 403, 407, 408, 439, 453, 468,  
 469, 470, 471, 472, 473, 474, 475, 512, 522, 547, 562,  
 578, 579, 580, 582, 583, 585, 586, 587, 588, 590, 614,  
 615, 616, 617, 618, 621, 627, 652, 676, 685, 691, 694,  
 718, 722, 751, 754, 767, 769, 782, 796, 798, 799, 800,  
 801, 802, 807, 810, 866, 869, 871, 872, 873, 890, 897,  
 932, 955, 971, 974, 1004, 1020, 1023, 1025, 1077, 1088,  
 1090, 1098, 1106, 1107, 1122.  
 Conference Committee Reports—1077, 1088, 1090, 1114.  
 Resolutions—1067.  
 Nominated—4.  
 Explanation of Vote—509.

## PORTER—

Bills—367.  
 Committees—44, 45, 46, 113.  
 Committee Reports—156, 218, 426, 793, 900.  
 Motions—26, 46, 148, 173, 220, 227, 274, 382, 410, 498,  
 500, 793, 901.

## RITCHIE—

Bills—169, 231.  
 Committees—44, 45, 46, 144, 892, 965, 1096.  
 Conference Committee Reports—1100.  
 Explanation of Vote—747.

## RUSCH—

Bills—49, 71, 92, 100, 181, 210, 211, 212, 231, 266, 367.  
 Committees—9, 44, 45, 46, 144, 167, 314, 320, 965, 1020,  
 1081.  
 Committee Reports—156, 581, 605, 608, 611, 798.  
 Motions—13, 23, 33, 36, 37, 42, 51, 93, 128, 144, 162, 167,  
 207, 230, 253, 289, 300, 331, 340, 402, 502, 510, 542,  
 581, 590, 606, 608, 609, 612, 614, 626, 665, 722, 774,  
 798, 816, 917, 965, 971, 991, 1004, 1047, 1051, 1061,  
 1080, 1081, 1091, 1096.  
 Conference Committee Reports—502, 1051, 1091.  
 Resolutions—210.

## SCHLOSSER—

Bills—71, 170, 199, 202, 315, 367, 369, 391.  
 Committees—22, 44, 45, 46, 892, 1081, 1086, 1101, 1108.  
 Committee Reports—26, 36, 42, 47, 54, 59, 64, 68, 73, 79,  
 83, 94, 110, 120, 139, 149, 162, 174, 193, 214, 228, 236,  
 259, 275, 295, 329, 359, 394, 415, 438, 446, 463, 493,  
 523, 548, 571, 600, 633, 671, 714, 768, 781, 797, 836,  
 874, 903, 911, 951, 1022, 1057.  
 Motions—27, 36, 42, 48, 54, 59, 64, 68, 73, 79, 83, 94, 110,  
 120, 139, 149, 162, 174, 194, 214, 229, 236, 259, 269,  
 276, 295, 329, 360, 395, 416, 439, 446, 464, 494, 523,  
 548, 571, 600, 634, 648, 672, 714, 769, 782, 797, 836,  
 874, 882, 903, 911, 912, 951, 1022, 1029, 1058, 1080,  
 1101.  
 Conference Committee Reports—1091, 1101, 1110, 1114.

## SEAMANDS—

Bills—370.  
 Committees—44, 45, 131, 167, 502, 522, 981, 1100, 1108.  
 Committee Reports—250.  
 Conference Committee Reports—698, 1076, 1114.

## STEEL—

Committees—9, 32, 44, 45, 46, 60, 83, 98, 965, 1080, 1099.  
 Committee Reports—263, 452.  
 Motions—60, 98, 141, 152, 264, 358, 595, 767, 965, 993.  
 Conference Committee Reports—1086, 1111.

## STEVENS—

Bills—91, 115, 116, 231, 266, 388, 390.  
 Committees—9, 44, 45, 46, 60, 83, 144, 965, 1051.  
 Motions—22, 23, 35, 49, 60, 72, 83, 128, 144, 152, 157,  
 193, 328, 349, 366, 394, 430, 442, 510, 589, 590, 595,  
 652, 750, 769, 834, 873, 877, 884, 885, 929, 941, 959,  
 972, 988, 1002, 1017, 1020, 1050, 1064.  
 Resolutions—10, 1063.  
 Explanation of Vote—566, 922.

## STORSTAD—

- Bills—115, 181, 389, 391, 392.
- Committees—23, 44, 45, 46, 1096.
- Committee Reports—297, 426, 448, 497, 552, 555, 556, 558, 602, 610, 641, 648, 649, 650, 676, 694, 695, 802, 804, 875, 876, 954, 1014, 1015.
- Motions—33, 58, 78, 119, 178, 260, 262, 293, 299, 301, 302, 341, 358, 448, 492, 497, 552, 554, 555, 556, 559, 570, 602, 611, 630, 632, 642, 649, 650, 677, 694, 695, 697, 802, 804, 805, 873, 875, 876, 910, 955, 969, 998, 999, 1002, 1011, 1015, 1040, 1052, 1056, 1075, 1085, 1100.
- Conference Committee Reports—1100.

## TOFSRUD—

- Bills—41, 211, 212.
- Committees—44, 45, 46, 366.
- Committee Reports—156, 697.
- Motions—98, 1044.
- Conference Committee Reports—503, 1048.

## VAN CAMP—

- Bills—131, 265, 368, 388, 394.
- Committees—9, 44, 45, 46, 254, 309, 321, 465, 589, 961, 981, 1123.
- Committee Reports—163, 165, 166, 590, 797.
- Motions—5, 7, 9, 56, 163, 165, 166, 258, 308, 568, 722, 745, 798, 843, 1045, 1117, 1118, 1125, 1126.
- Conference Committee Reports—810, 960, 1044, 1126.

## WARD—

- Bills—100, 168, 202, 230.
- Committees—44, 45, 46, 314, 321, 479, 981.
- Committee Reports—197, 556, 578.
- Motions—11, 28, 67, 197, 220, 290, 334, 366, 432, 435, 442, 462, 486, 557, 598, 877, 930, 1017, 1120.
- Conference Committee Reports—961, 962.
- Explanation of Vote—171, 284, 444, 667, 823, 949, 960, 1018.

## WHITMAN—

- Bills—75, 210, 256, 281, 336, 386, 390, 393.
- Committees—1, 11, 23, 24, 30, 31, 44, 45, 46, 73, 475, 1080.
- Motions—11, 32, 245, 309, 310, 370, 380, 415, 429, 442, 457, 475, 514, 538, 655, 666, 749, 806, 813, 819, 820, 822, 857, 910, 934, 939, 946, 947, 1086.
- Conference Committee Reports—537, 1086.
- Resolutions—30, 31.
- Explanation of Vote—822, 825.

## WHITMER—

- Bills—100, 265, 315.
- Committees—9, 32, 44, 45, 46, 1134.
- Committee Reports—762, 841.
- Motions—338, 486, 540, 545, 720, 751, 762, 811, 834, 841, 888, 923, 949, 1075, 1093, 1095, 1134.
- Conference Committee Reports—1093.
- Resolutions—796.
- Explanation of Vote—487, 660, 796, 889, 924, 1118.

## WOG—

Bills—218.

Committees—44, 45, 46, 81, 309, 321, 1096.

Committee Reports—578, 697, 802, 805, 956.

Motions—959, 1089.

Conference Committee Reports—1110.

MESSAGES FROM THE HOUSE—On pages 49, 56, 67, 81, 84, 95, 121, 122, 137, 146, 147, 154, 179, 180, 207, 208, 220, 222, 253, 255, 264, 265, 290, 291, 292, 316, 319, 334, 335, 375, 376, 385, 386, 411, 454, 455, 456, 476, 477, 519, 520, 531, 532, 560, 561, 566, 567, 590, 591, 592, 595, 597, 629, 630, 652, 713, 717, 762, 765, 769, 831, 832, 833, 846, 847, 879, 880, 895, 896, 925, 927, 928, 933, 934, 944, 945, 946, 968, 969, 1006, 1007, 1015, 1016, 1018, 1030, 1031, 1041, 1042, 1043, 1044, 1065, 1068, 1071, 1074, 1078, 1085, 1092, 1094, 1098, 1105, 1113, 1120, 1122, 1124, 1127.

MESSAGES TO THE HOUSE—On pages 77, 114, 128, 137, 173, 188, 208, 234, 235, 271, 272, 273, 320, 321, 353, 354, 376, 383, 384, 413, 436, 437, 460, 490, 491, 520, 521, 522, 533, 534, 568, 593, 596, 629, 651, 684, 711, 712, 713, 743, 760, 765, 767, 780, 794, 831, 848, 849, 855, 867, 878, 879, 882, 893, 894, 895, 913, 914, 915, 932, 933, 939, 943, 965, 966, 967, 968, 981, 984, 985, 986, 994, 1009, 1010, 1020, 1036, 1037, 1038, 1039, 1040, 1044, 1045, 1046, 1052, 1067, 1073, 1074, 1075, 1081, 1084, 1086, 1088, 1089, 1090, 1097, 1101, 1112, 1113, 1119, 1120, 1123, 1127.